

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 28th day of February, 2023, 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

LUDLAM AVENUE (TH 607/22) North Side - NO STOPPING HERE TO CORNER - starting from the west curbline of Fieldmere Street, west for a distance of 40 feet.

LUDLAM AVENUE (TH 607/22) North Side - NO STOPPING HERE TO CORNER - starting from the east curbline of Fieldmere Street, east for a distance of 40 feet.

(NR) VALLEY STREAM

HEATHERFIELD ROAD (TH 4/23) West Side - NO PARKING ANYTIME - starting at a point 50 feet north of the north curbline of Rosedale Road, north following the curve for a distance of 200 feet.

HEATHERFIELD ROAD (TH 4/23) East Side - NO STOPPING ANYTIME - starting at a point 50 feet north of the north curbline of Rosedale Road, north following the curve for a distance of 133 feet.

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

EAST MEADOW

MAY LANE (TH 114/06) East Side - NO PARKING ANYTIME - starting at a point 134 feet north of the north curbline of Kalda Lane, north for a distance of 35 feet. (Adopted 4/18/06)

(NR) VALLEY STREAM

HEATHERFIELD ROAD (TH 646/68) West Side - NO PARKING ANYTIME - starting at the north curbline of Rosedale Road, north then northwesterly for a distance of 236 feet. (Adopted 4/22/69)

HEATHERFIELD ROAD (TH 53/76) East Side - NO STOPPING ANYTIME - starting at the north curbline of Rosedale Road, north then northwesterly for a distance of 180 feet. (Adopted 4/27/76)

Item #
Case # 30850

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

Dated: February 7, 2023
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 and repeal "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 ten of two thousand twenty three is hereby amended by including therein "PARKING OR STANDING PROHIBITIONS" at the following locations:

ELMONT LUDLAM AVENUE (TH 607/22) North Side - NO STOPPING HERE TO CORNER - starting from the west curbline of Fieldmere Street, west for a distance of 40 feet.

LUDLAM AVENUE (TH 607/22) North Side - NO STOPPING HERE TO CORNER - starting from the east curbline of Fieldmere Street, east for a distance of 40 feet.

(NR) VALLEY STREAM HEATHERFIELD ROAD (TH 4/23) West Side - NO PARKING ANYTIME - starting at a point 50 feet north of the north curbline of Rosedale Road, north following the curve for a distance of 200 feet.

HEATHERFIELD ROAD (TH 4/23) East Side - NO STOPPING ANYTIME - starting at a point 50 feet north of the north curbline of Rosedale Road, north following the curve for a distance of 133 feet.

Section 2. 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 ten of two thousand twenty three is hereby amended by repealing therein "PARKING OR STANDING PROHIBITIONS" at the following locations:

EAST MEADOW MAY LANE (TH 114/06) East Side - NO PARKING ANYTIME - starting at a point 134 feet north of the north curbline of Kalda Lane, north for a distance of 35 feet. (Adopted 4/18/06)

(NR) VALLEY STREAM HEATHERFIELD ROAD (TH 646/68) West Side - NO PARKING ANYTIME - starting at the north curbline of Rosedale Road, north then northwesterly for a distance of 236 feet. (Adopted 4/22/69)

HEATHERFIELD ROAD (TH 53/76) East
Side - NO STOPPING ANYTIME - starting
at the north curbline of Rosedale
Road, north then northwesterly for a
distance of 180 feet.
(Adopted 4/27/76)

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

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 28th day of February, 2023, 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:

INWOOD

MAPLE ROAD (TH 14/23) - STOP -
All traffic traveling southbound
on Cedar Road shall come to a full
stop.

MAPLE ROAD (TH 14/23) - STOP -
All traffic traveling northbound
on Cedar Road shall come to a full
stop.

ALSO, to REPEAL from Section 197-5 "ARTERIAL STOPS" at the following locations:

ELMONT

DUTCH BROADWAY (TH 503/16) - STOP -
All traffic traveling northbound on
Glafil Street shall come to a full
stop.
(Adopted 1/24/17)

DUTCH BROADWAY (TH 463/16) - STOP -
All traffic traveling southbound on
Diamond Street, shall come to a full
stop.
(Adopted 11/29/16)

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

Dated: February 7, 2023
Hempstead, New York

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

Item #

2

DONALD X. CLAVIN, JR.
Supervisor

KATE MURRAY
Town Clerk

Case #

30851

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 and repeal "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 eleven of two thousand twenty three is hereby amended by including therein "ARTERIAL STOPS" at the following locations:

INWOOD

MAPLE ROAD (TH 14/23) - STOP -
All traffic traveling southbound on Cedar Road shall come to a full stop.

MAPLE ROAD (TH 14/23) - STOP -
All traffic traveling northbound on Cedar Road shall come to a full stop.

Section 2. 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 eleven of two thousand twenty three is hereby amended by repealing therein "ARTERIAL STOPS" at the following locations:

ELMONT

DUTCH BROADWAY (TH 503/16) - STOP -
All traffic traveling northbound on Glafil Street shall come to a full stop.
(Adopted 1/24/17)

DUTCH BROADWAY (TH 463/16) - STOP -
All traffic traveling southbound on Diamond Street, shall come to a full stop.
(Adopted 11/29/16)

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

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 28th day of February, 2023, at 7:00 o'clock in the evening 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 "A", in relation to a 20 mph school speed limit, 7 AM to 6 PM, school days, as follows:

"A" - 20 mph school speed limit
7 AM to 6 PM school days

NORTH WOODMERE, Rosedale Road - between
Heatherfield Road and Lawrence Court.
(TH-5/23)

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: Hempstead, New York
February 7, 2023.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

DONALD X. CLAVIN, JR.
Supervisor

KATE MURRAY
Town Clerk

Item # 3

Case # 19565

Town of Hempstead

A local law to amend chapter one hundred ninety of the code of the town of Hempstead by the insertion of a location into section one hundred ninety dash four, subdivision "A", in relation to a 20 mph school speed limit, 7 AM to 6 PM school days.

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

Section 1. Section one hundred ninety dash four of the code of the town of Hempstead as constituted by local law number one of nineteen hundred, sixty-nine, hereby is amended by the addition of a location into subdivision "A" thereof, to read as follows:

"A" - 20 mph school speed limit
7 AM to 6 PM school days

NORTH WOODMERE, Rosedale Road - between
Heatherfield Road and Lawrence Court.
(TH-5/23)

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

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 Hall Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on the 28th day of February, 2023, at 7:00 o'clock in the evening of that day to consider the enactment of a local law to amend Section 192-1 of the Code of the Town of Hempstead by the insertion of a location into subdivision "W" thereof, in relation to gross weight restrictions upon commercial vehicles using certain town highways, as follows:

"DD" - WOODMERE

BROWER AVENUE - between East
Broadway and Singleton Avenue.
(TH-10/23)

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: Hempstead, New York
February 7, 2023.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

DONALD X. CLAVIN, JR.
Supervisor

KATE MURRAY
Town Clerk

Item #

4

Case #

19829

Town of Hempstead

A local law to amend section one hundred ninety-two dash one of the code of the town of Hempstead by the addition of a location into subdivision "DD" in relation to gross weight restrictions upon commercial vehicles using certain town highways in Woodmere.

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

Section 1. Section one hundred ninety-two dash one of the code of the town of Hempstead as constituted by local law number one of nineteen hundred sixty-nine, shall be amended by the addition of a location into subdivision "DD" thereof, in relation to gross weight restrictions upon commercial vehicles using certain town highways, as follows:

"DD" - WOODMERE

BROWER AVENUE - between East Broadway
and Singleton Avenue.
(TH-10/23)

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

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 28th day of February, 2023, 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:

BALDWIN

KINGS PARKWAY - south side, starting at a point 37 feet west of the west curblineline of Elmwood Street, west for a distance of 20 feet.
(TH-9/23)

ELMONT

ADAMS STREET - north side, starting at a point 222 feet west of the west curblineline of Raff Avenue, west for a distance of 20 feet.
(TH-11/23)

FRANKLIN SQUARE

PARK LANE NORTH - north side, starting at a point 89 feet west of a point opposite the west curblineline of Ascan Road, west for a distance of 20 feet.
(TH-13/23)

INWOOD

WANSERS AVENUE - south side, starting at a point 294 feet east of the east of the east curblineline of Jeanette Avenue, east for a distance of 20 feet.
(TH-598/22)

Item # 5
21527

ROOSEVELT

GRENADA AVENUE - north side, starting
at a point 208 feet east the east curblin
of Enness Street, east for a distance of
20 feet.

(TH-6/23)

WEST HEMPSTEAD

MADISON AVENUE - east side, starting
at a point 235 feet north of the north
curblin of McKinley Street, north for a
distance of 20 feet.

(TH-8/23)

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

Dated: Hempstead, New York
February 7, 2023

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

DONALD X. CLAVIN, JR.
Supervisor

KATE MURRAY
Town Clerk

CASE NO.

RESOLUTION NO.:

Adopted:

Council
moved for its adoption:

offered the following resolution and

**RESOLUTION ADOPTING A S.E.Q.R. NEGATIVE
DECLARATION AND DETERMINATION OF
NON-SIGNIFICANCE IN CONNECTION WITH
THE PROPOSED AMENDMENT OF ARTICLE XXXIV
OF THE BUILDING ZONE ORDINANCE IN RELATION
TO FLOOD HAZARD ZONES.**

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

WHEREAS, it appears to be in the public interest to consider the proposed amendment of Article XXXIV, of the Building Zone Ordinance in relation to Flood Hazard Zones; and

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

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

NOW, THEREFORE, BE IT

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

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

RESOLVED, that this Town Board hereby declares that the Proposed Amendment of Article XXXIV, of the Building Zone Ordinance in relation to Flood Hazard Zones 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:

NOES:

Item # 6A

28670

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that pursuant to Article 16 of the Town Law of the State of New York, as amended, a public hearing will be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Village and Town of Hempstead, Hempstead, New York, on the 28th day of February, 2023 at 7:00 o'clock in the evening of that day, to consider the proposed amendment of Article XXXIV of the Building Zone Ordinance, in relation to flood hazard zones. The proposed amendment is on file in the office of the Town Clerk of the Town of Hempstead, Hempstead Town Hall, 1 Washington Street, Village and Town of Hempstead, Hempstead, New York, and available at hempsteadny.gov, where it may be inspected during office hours.

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.

Dated: Hempstead, New York

February 7, 2023

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

KATE MURRAY
Town Clerk

DONALD X. CLAVIN, JR.
Supervisor

Item #

6

Case #

28677

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN, that a public hearing will be held by the Town Board of the Town of Hempstead, 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 24th day of January 2023 at 7:00 PM in the evening of that day, for the purpose of considering the recommendation of the Town of Hempstead Landmarks Preservation Commission that the "Bristol & Mexico Monument" and a portion of surrounding property known as the "Mariner's Burial Ground," located within Rockville Cemetery, 45 Merrick Road, Lynbrook, New York, also known as Section 38, Block 87, P/O Lot 130 on the Land and Tax map of Nassau County, be designated as a Historical Landmark .

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

Dated: Hempstead, New York

January 10, 2023

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

KATE MURRAY
Town Clerk

DONALD X. CLAVIN, JR.
Supervisor

Item #

7

Case #

22572

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY BRICK AND MASONRY FRAME COMMERCIAL BUILDING, LOCATED ON SOUTHWEST CORNER OF GRAND AVENUE AND GARFIELD ROAD. SEC 36, BLOCK 216, AND LOT (S) 160, A/K/A 1296 GRAND AVENUE, BALDWIN, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 1296 Grand Avenue, Baldwin; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of Cipco Boarding Co., 342 Atlantic Avenue, East Rockaway, New York 11572, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 311-2020; and

WHEREAS, on November 13, 2022, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to use two (2) man hours for general clean up and have one hundred and seven (107) square feet of exterior boarded, located at 1296 Grand Avenue, Baldwin;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1065.51, the cost associated with the emergency services provided at 1296 Grand Avenue, Baldwin, New York

WHEREAS, an additional charge of \$500.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$1565.51 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 8
Case # 6542

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED TWO STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE, LOCATED ON THE NORTH SIDE OF PERKINS AVENUE, 160 FEET EAST OF DAMBLY AVENUE. SEC 43, BLOCK 328, AND LOT (S) 50-51, A/K/A 40 PERKINS AVENUE, OCEANSIDE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 40 Perkins Avenue, Oceanside; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of Cipco Boarding Co., 342 Atlantic Avenue, East Rockaway, New York 11572, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 311-2020; and

WHEREAS, on December 11, 2022, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to have sixty (60) square feet of windows boarded and provide and install two (2) lock and hasps, located at 40 Perkins Avenue, Oceanside;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$865.80, the cost associated with the emergency services provided at 40 Perkins Avenue, Oceanside, New York

WHEREAS, an additional charge of \$250.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$1,115.80 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 8
6542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE AND ONE HALF STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE, DETERMINED TO BE UNFIT FOR HUMAN OCCUPANCY, LOCATED ON THE NORTHEAST CORNER OF SAINT FRANCIS STREET AND BENNETT AVENUE. SEC 55, BLOCK 304, AND LOT (S) 1152-1153, A/K/A 110 SAINT FRANCIS STREET, ROOSEVELT, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 110 Saint Francis Street, Roosevelt, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was deemed to be unfit for human occupancy in Accordance with §101.2.7.4.3 of the New York Property Maintenance Code; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of Cipco Boarding Co., 342 Atlantic Avenue, East Rockaway, New York 11572, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 311-2020; and

WHEREAS, on December 2, 2022, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to have three hundred and seventeen (317) square feet of windows boarded, provide and install two (2) lock and hasps and have sixty-four (64) square feet of doors boarded, located at 110 Saint Francis Street, Roosevelt;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$4,503.33, the cost associated with the emergency services provided at 110 Saint Francis Street, Roosevelt, New York

WHEREAS, an additional charge of \$250.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$4,753.33 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

8

Page #

6542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING SPECIAL ASSESSMENT FOR PROFESSIONAL SERVICES RENDERED IN REGARD TO AN UNSAFE TWO STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE, LOCATED ON THE EAST SIDE OF EAST AVENUE, 349 FEET SOUTH OF MEYER AVENUE. SEC 40, BLOCK 3, AND LOT (S) 107-108, A/K/A 37 EAST AVENUE, LAWRENCE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the unsafe structure located at 37 East Avenue, Lawrence, Town of Hempstead, New York; and

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate structural surveying of the premises and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of Cashin Associates, P.C., 1200 Veterans Memorial Highway, #200, Hauppauge, New York, providing architectural and engineering work in connection with Chapter 90, as authorized by the Commissioner of the Department of Buildings, were approved by the Town Board under Resolution Number 894-2022; and

WHEREAS, the Commissioner of the Department of Buildings directed the firm to provide professional architectural and engineering services for a site survey and report, regarding 37 East Avenue, Lawrence; and

WHEREAS, on December 15, 2022, Cashin Associates, P.C., performed the surveying, architectural and engineering services directed by the Commissioner of the Department of Buildings and has submitted a bill for services rendered, in the amount of \$1,037.50; and

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,037.50, the cost associated with such services provided regarding 37 East Avenue, Lawrence, New York.

WHEREAS, an additional charge of \$250.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this Resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$1,287.50 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

9

Case #

6542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING SPECIAL ASSESSMENT FOR PROFESSIONAL SERVICES RENDERED IN REGARD TO AN UNSAFE ONE STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE, LOCATED ON THE EAST SIDE OF MARVIN AVENUE, 495 FEET NORTH OF WARWICK STREET. SEC 50, BLOCK 7, AND LOT (S) 209, A/K/A 135 MARVIN AVENUE, UNIONDALE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the unsafe structure located at 135 Marvin Avenue, Uniondale, Town of Hempstead, New York; and

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate structural surveying of the premises and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of Cashin Associates, P.C., 1200 Veterans Memorial Highway, #200, Hauppauge, New York, providing architectural and engineering work in connection with Chapter 90, as authorized by the Commissioner of the Department of Buildings, were approved by the Town Board under Resolution Number 894-2022; and

WHEREAS, the Commissioner of the Department of Buildings directed the firm to provide professional architectural and engineering services for a site survey and report, regarding 135 Marvin Avenue, Uniondale; and

WHEREAS, on December 15, 2022, Cashin Associates, P.C., performed the surveying, architectural and engineering services directed by the Commissioner of the Department of Buildings and has submitted a bill for services rendered, in the amount of \$1,037.50; and

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,037.50, the cost associated with such services provided regarding 135 Marvin Avenue, Uniondale, New York.

WHEREAS, an additional charge of \$250.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this Resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$1,287.50 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

9

Case #

6542

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING SPECIAL ASSESSMENT FOR PROFESSIONAL SERVICES RENDERED IN REGARD TO AN UNSAFE ONE STORY SPLIT LEVEL WOOD FRAME ONE FAMILY DWELLING WITH TWO CAR BASEMENT GARAGE, LOCATED ON THE SOUTH SIDE OF LYNN LANE, 73 FEET WEST OF CHARLES LANE. SEC 51, BLOCK 507, AND LOT (S) 24, A/K/A 3788 LYNN LANE, WANTAGH, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the unsafe structure located at 3788 Lynn Lane, Wantagh, Town of Hempstead, New York; and

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate structural surveying of the premises and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of Cashin Associates, P.C., 1200 Veterans Memorial Highway, #200, Hauppauge, New York, providing architectural and engineering work in connection with Chapter 90, as authorized by the Commissioner of the Department of Buildings, were approved by the Town Board under Resolution Number 894-2022; and

WHEREAS, the Commissioner of the Department of Buildings directed the firm to provide professional architectural and engineering services for a site survey and report, regarding 3788 Lynn Lane, Wantagh; and

WHEREAS, on December 15, 2022, Cashin Associates, P.C., performed the surveying, architectural and engineering services directed by the Commissioner of the Department of Buildings and has submitted a bill for services rendered, in the amount of \$1,037.50; and

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,037.50, the cost associated with such services provided regarding 3788 Lynn Lane, Wantagh, New York.

WHEREAS, an additional charge of \$250.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this Resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$1,287.50 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 9

Case # 6542

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AWARDED BID CONTRACT #104-2022 FOR EMERGENCY BOARD UPS, FENCING, SHORING AND ACCESSORY STRUCTURE DEMOLITION FOR UNSAFE STRUCTURES THROUGHOUT THE TOWN OF HEMPSTEAD.

WHEREAS, the Director of Purchasing, on behalf of the Acting Commissioner of the Building Department, advertised a public bid for the emergency board ups, fencing, shoring and accessory structure demolition for unsafe structures throughout the Town of Hempstead pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures"; and

WHEREAS, the following bid was received on December 1, 2022, and referred to the Building Department for review:

<u>No.</u>	<u>Name & Address of Bidder</u>	<u>BID INFO</u>
1.	Cipco Boarding Co. Inc. PO Box 824 Lynbrook, New York 11563	Fee Schedule – All Items

WHEREAS, the Acting Commissioner of the Building Department recommends said bid Cipco Boarding Co. Inc., PO Box 824, Lynbrook, New York 11563, as the most qualified and in the best interest of the Town of Hempstead; and

WHEREAS, Cipco Boarding Co. Inc., PO Box 824, Lynbrook, New York 11563, was selected on February 9, 2023.

NOW THEREFORE, BE IT

RESOLVED, that the Contract Bid #104-2022 for the emergency board ups, fencing, shoring and accessory structure demolition for unsafe structures throughout the Town of Hempstead for the 36-month period of February 2023 through January 31, 2026, is hereby awarded to Cipco Boarding Co. Inc., PO Box 824, Lynbrook, New York 11563, with payments to be made from Building Department Account #030-002-3620-4300, Unsafe Buildings

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 10

Case # 6542

CASE NO. 25843

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved
its adoption:

RESOLUTION GRANTING THE APPLICATION OF GARDEN CITY
SOUTH LITTLE LEAGUE FOR A PARADE PERMIT FOR A
PARADE TO BE HELD IN FRANKLIN SQUARE, NEW YORK, ON
APRIL 22, 2023.

WHEREAS, Joe Sorrentino of West Hempstead, New York, President of
Garden City South Little League, New York has filed an application with the
Town Clerk of the Town of Hempstead, for a Parade Permit for a Parade to be held
in Franklin Square, New York, on April 22, 2023 from 12:00 PM to 1:30 PM and

WHEREAS the said application meets the requirements of section 117-3 of
the Hempstead Town Code ("the Code") and has been positively reviewed by the
Nassau County Police Department; and

WHEREAS the Town Clerk has advised the Town Board that the
application appears to meet the requirements of section 117-4 of the Code, entitled
Standards for Issuance;

NOW, THEREFORE, BE IT

RESOLVED, that the of the aforesaid application of Joe Sorrentino,
President of Garden City South Little League, be and the same is hereby
GRANTED, subject to all the provisions of Chapter 117 entitled Parades, Code of
the Town of Hempstead

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

11

Case #

25843

CASE NO. 25843

RESOLUTION NO. 11

ADOPTED:

offered the following resolution and moved
its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE GRANTING OF
THE APPLICATION OF CONG. NISHMAS HATORAH FOR A
PARADE PERMIT FOR A PROCESSION HELD IN WOODMERE,
NEW YORK, ON FEBRUARY 4, 2023.

WHEREAS, Yisachar Blinder of Woodmere, New York, Rabbi of the
Cong. Nishmas Hatorah, New York has filed an application with the Town Clerk
of the Town of Hempstead, for a Parade Permit for a Procession to be held in
Woodmere, New York, on February 4, 2023 from 9:30 AM to 10:30 AM and

WHEREAS, the said application meets the requirements of section 117-3
of the Hempstead Town Code ("the Code") and has been positively reviewed by
the Nassau County Police Department; and

WHEREAS, the Town Clerk has advised the Town Board that the
application appears to meet the requirements of section 117-4 of the Code, entitled
Standards for Issuance;

NOW, THEREFORE, BE IT

RESOLVED, that the GRANTING of the aforesaid application of Yisachar
Blinder, Rabbi of the Cong. Nishmas Hatorah, be and the same is hereby
RATIFIED AND CONFIRMED, subject to all the provisions of Chapter 117
entitled Parades, Code of the Town of Hempstead

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 11

Case # 25843

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution

And moved its adoption:

RESOLUTION GRANTING PERMISSION TO THE CHAMBER OF COMMERCE OF THE BELLMORES TO USE TOWN OF HEMPSTEAD PARKING FIELDS B-1 AND B-2, BELLMORE, NEW YORK FOR THE PURPOSE OF HOLDING THE FRIDAY NIGHT CAR SHOW ON MARCH 3, MARCH 10, MARCH 17, MARCH 24, MARCH 31, APRIL 7, APRIL 14, APRIL 21, APRIL 28, MAY 5, MAY 12, MAY 19, MAY 26, JUNE 2, JUNE 9, JUNE 16, JUNE 23, JUNE 30, JULY 7, JULY 14, JULY 21, JULY 28, AUGUST 4, AUGUST 11, AUGUST 18, AUGUST 25, SEPTEMBER 1, SEPTEMBER 8, SEPTEMBER 15, SEPTEMBER 22, SEPTEMBER 29, AND OCTOBER 6, 2023.

WHEREAS, the Chamber of Commerce of the Bellmores, c/o Joseph LoPresti, Car Show Chairperson, 2700 Pettit Avenue, Bellmore, New York 11710 has requested to use Town of Hempstead Parking Fields B-1 and B-2, Bellmore, New York for the purpose of holding the Friday Night Car Show on March 3, March 10, March 17, March 24, March 31, April 7, April 14, April 21, April 28, May 5, May 12, May 19, May 26, June 2, June 9, June 16, June 23, June 30, July 7, July 14, July 21, July 28, August 4, August 11, August 18, August 25, September 1, September 8, September 15, September 22, September 29, and October 6, 2023; and

WHEREAS, this Town Board deems it to be in the public interest to grant said permission.

NOW, THEREFORE, BE IT

RESOLVED, that permission is hereby granted to the Chamber of Commerce of the Bellmores, c/o Joseph LoPresti, Car Show Chairperson, 2700 Pettit Avenue, Bellmore, New York 11710 to use Town of Hempstead Parking Fields B-1 and B-2, Bellmore, New York for the purpose of holding the Friday Night Car Show on March 3, March 10, March 17, March 24, March 31, April 7, April 14, April 21, April 28, May 5, May 12, May 19, May 26, June 2, June 9, June 16, June 23, June 30, July 7, July 14, July 21, July 28, August 4, August 11, August 18, August 25, September 1, September 8, September 15, September 22, September 29, and October 6, 2023; and be it further

RESOLVED, that in conducting said activity the Chamber of Commerce of the Bellmores shall comply with all the provisions of the Code of the Town of Hempstead.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

12

Case #

20915

RESOLUTION NO.

CASE NO.

Adopted:

Offered the following resolution

And moved its adoption:

RESOLUTION GRANTING PERMISSION TO NEW YORK STATE ASSEMBLYWOMAN MICHAELLE C. SOLAGES, TO USE TOWN OF HEMPSTEAD PARKING FIELD E-6, ELMONT, NEW YORK FOR THE PURPOSE OF HOLDING A MOBILE MAMMOGRAM VAN CLINIC ON MARCH 2, 2023.

WHEREAS, New State Assemblywoman Michaelle C. Solages, 1690 Central Court, Valley Stream, New York 11580 has requested to use Town of Hempstead Parking Field E-6, Elmont, New York for the purpose of holding a mobile Mammogram Van Clinic on March 2, 2023; and

WHEREAS, this Town Board deems it to be in the public interest to grant said permission.

NOW, THEREFORE, BE IT

RESOLVED, that permission is hereby granted to New York State Assemblywoman Michaelle C. Solages, 1690 Central Court, Valley Stream, New York 11580 to use Town of Hempstead Parking Field E-6, Elmont, New York for the purpose of holding a mobile Mammogram Van Clinic on March 2, 2023; and be it further

RESOLVED, that in conducting said activity, New York State Assemblywoman Michaelle C. Solages shall comply with all the provisions of the Code of the Town of Hempstead.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 12

20915

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution

And moved its adoption:

RESOLUTION GRANTING PERMISSION TO THE OCEANSIDE LIBRARY TO USE TOWN OF HEMPSTEAD PARKING FIELD O-3, OCEANSIDE, NEW YORK TO HOLD A PAPER SHREDDING EVENT ON APRIL 15, 2023.

WHEREAS, the Oceanside Library, 30 Davison Avenue, Oceanside, New York 11572 c/o Christine Marra, Director has requested to use Town of Hempstead Parking Field O-3, Oceanside, New York to hold a Paper Shredding Event on April 15, 2023; and

WHEREAS, this Town Board deems it to be in the public interest to grant said permission, and BE IT

RESOLVED, that permission is hereby granted to the Oceanside Library, 30 Davison Avenue, Oceanside, New York 11572 c/o Christine Marra, Director to use Town of Hempstead Parking Field O-3, Oceanside, New York for the purpose of holding a Paper Shredding Event on April 15, 2023; and be it further

RESOLVED, that in conducting said activity the Oceanside Library shall comply with all the provisions of the Code of the Town of Hempstead.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

12

Date

2023

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution

And moved its adoption:

RESOLUTION GRANTING PERMISSION TO DYD AND ASSOCIATES, INC., OCEANSIDE, NEW YORK TO USE TOWN OF HEMPSTEAD PARKING FIELD O-8, OCEANSIDE, NEW YORK FOR THE PURPOSE OF HOLDING A CRAFT FAIR ON MAY 6, MAY 20, JUNE 10 AND JUNE 24, 2023.

WHEREAS, DYD and Associates, Inc., c/o Lisa Behar, 42 Wexford Lane, Oceanside, New York 11572 has requested to use Town of Hempstead Parking Field O-8, Oceanside, New York for the purpose of holding a Craft Fair on May 6, May 20, June 10 and June 24, 2023 (the "Fair "); and

WHEREAS, this Town Board deems it to be in the public interest to grant said permission.

NOW, THEREFORE, BE IT

RESOLVED, that permission is hereby granted to DYD and Associates, Inc., c/o Lisa Behar, 42 Wexford Lane, Oceanside, New York 11572 to use Town of Hempstead Parking Field O-8, Oceanside, New York for the purpose of holding the Fair on May 6, May 20, June 10 and June 24, 2023; and be it further

RESOLVED, that in conducting said activity DYD and Associates, Inc. shall comply with all the provisions of the Code of the Town of Hempstead.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

12

20915

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution

And moved its adoption:

RESOLUTION GRANTING PERMISSION TO MEMORIAL
PRESBYTERIAN CHURCH, ROOSEVELT, NEW YORK
TO USE TOWN OF HEMPSTEAD PARKING FIELD R-1,
ROOSEVELT, NEW YORK FOR THE PURPOSE OF HOLDING
HOPE DAY ON JUNE 3, 2023.

WHEREAS, the Memorial Presbyterian Church, 189 Babylon Turnpike,
Roosevelt, New York 11575 Attention: Andrea Morgan-Eason, Coordinator, has
requested to use Town of Hempstead Parking Field R-1, Roosevelt, New York for the
purpose of holding Hope Day on June 3, 2023; and

WHEREAS, this Town Board deems it to be in the public interest to grant said
permission.

NOW, THEREFORE, BE IT

RESOLVED, that permission is hereby granted to the Memorial Presbyterian
Church, 189 Babylon Turnpike, Roosevelt, New York 11575 Attention: Andrea
Morgan-Eason, Coordinator to use Town of Hempstead Parking Field R-1,
Roosevelt, New York for the purpose of holding Hope Day on June 3, 2023; and be it
further

RESOLVED, that in conducting said activity the Memorial Presbyterian Church
shall comply with all the provisions of the Code of the Town of Hempstead.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

12

Case #

20915

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution

And moved its adoption:

RESOLUTION GRANTING PERMISSION TO THE LONG ISLAND GROWERS MARKET, ORIENT, NEW YORK TO USE TOWN OF HEMPSTEAD PARKING FIELD S-3, SEAFORD, NEW YORK FOR THE PURPOSE OF HOLDING A FARMERS MARKET ON JUNE 3, JUNE 10, JUNE 17, JUNE 24, JULY 1, JULY 8, JULY 15, JULY 22, JULY 29, AUGUST 5, AUGUST 12, AUGUST 19, AUGUST 26, SEPTEMBER 2, SEPTEMBER 9, SEPTEMBER 16, SEPTEMBER 23, SEPTEMBER 30, OCTOBER 7, OCTOBER 14, OCTOBER 21, OCTOBER 28, NOVEMBER 4, NOVEMBER 11, NOVEMBER 18, AND NOVEMBER 25, 2023.

WHEREAS, The Long Island Growers Market, c/o Ethel Terry, 35870 Main Road, Orient, New York 11957 has requested to use Town of Hempstead Parking Field S-3, Seaford, New York for the purpose of holding a Farmers Market on June 3, June 10, June 17, June 24, July 1, July 8, July 15, July 22, July 29, August 5, August 12, August 19, August 26, September 2, September 9, September 16, September 23, September 30, October 7, October 14, October 21, October 28, November 4, November 11, November 18, and November 25, 2023 (the "Market"); and

WHEREAS, this Town Board deems it to be in the public interest to grant said permission.

NOW, THEREFORE, BE IT

RESOLVED, that permission is hereby granted to The Long Island Growers Market, c/o Ethel Terry, 35870 Main Road, Orient, New York 11957 to use Town of Hempstead Parking Field S-3, Seaford, New York for the purpose of holding the Market on June 3, June 10, June 17, June 24, July 1, July 8, July 15, July 22, July 29, August 5, August 12, August 19, August 26, September 2, September 9, September 16, September 23, September 30, October 7, October 14, October 21, October 28, November 4, November 11, November 18, and November 25, 2023; and be it further

RESOLVED, that in conducting said activity The Long Island Growers Market shall comply with all the provisions of the Code of the Town of Hempstead.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

12

Case #

20915

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution

And moved its adoption:

RESOLUTION GRANTING PERMISSION TO THE LONG ISLAND BUICK CLUB, BOHEMIA, NEW YORK TO USE TOWN OF HEMPSTEAD PARKING FIELD WA-9, WANTAGH, NEW YORK FOR THE PURPOSE OF HOLDING A CAR SHOW ON MAY 28, 2023 (RAINDATE JUNE 11, 2023).

WHEREAS, the Long Island Buick Club, c/o Martin Jablonsky, has requested permission to use Town of Hempstead Parking Field WA-9, Wantagh, New York for the purpose of holding a Car Show May 28, 2023 (Raindate June 11, 2023); and

WHEREAS, this Town Board deems it to be in the public interest to grant said permission.

NOW, THEREFORE, BE IT

RESOLVED, that permission is hereby granted to the Long Island Buick Club, c/o Martin Jablonsky, to use Town of Hempstead Parking Field WA-9, Wantagh, New York for the purpose of holding the Car Show and be it further

RESOLVED, that in conducting said activity, the Long Island Buick Club shall comply with all the provisions of the Code of the Town of Hempstead.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

Case #

12

20915

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution

and moved its adoption:

RESOLUTION ACCEPTING A PROPOSAL FOR
AN ANNUAL PLATINUM MEMBERSHIP IN
THE CANON PROFESSIONAL SERVICES
PROGRAM, FOR THE DEPARTMENT OF GENERAL
SERVICES, PHOTO DIVISION, TOWN OF
HEMPSTEAD, NASSAU COUNTY, NEW YORK.

WHEREAS, the Commissioner of General Services (the "Commissioner") has deemed it necessary to accept a proposal from Canon U.S.A., Inc. for an annual Platinum Membership in the Canon Professional Services Program, (the "Services") for the Department of General Services, Photo Division, Town of Hempstead, Nassau County, New York; and

WHEREAS, Canon U.S.A., Inc. is duly qualified to provide the Services; and

WHEREAS, the cost of the Services performed by Canon U.S.A., Inc. will not exceed \$300.00 (Three Hundred Dollars) upon award of contract for a period of one year with the membership being automatically renewed for another one year term unless otherwise cancelled by the Town; and

WHEREAS, based on the findings of the above the Commissioner has determined that the acceptance of the proposal from Canon U.S.A., Inc. is in the best interest of the Town and should be accepted as such; and

NOW, THEREFORE, BE IT

RESOLVED, that the Comptroller is authorized to pay a total not to exceed \$300.00 (Three Hundred Dollars) to Canon U.S.A., Inc., One Canon Park, Melville, New York 11747 and the sum is to be charged against Department of General Services Account Number 010-0001-14900-4151, Fees and Services.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

13

Case #

11776

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE REFUND OF FUNDS PAID AT AUCTION TO ORFFEO PRINTING AND IMAGING, INC.

WHEREAS, the Division of Purchasing routinely auctions off assets of the Town deemed no longer of use; and

WHEREAS, Orffeo Printing and Imaging, Inc., 139 Sawyer, Depew, NY 14086 purchased the following two items at an auction held by the Town's vendor, Auctions International on August 3, 2022:

<u>ITEM</u>	<u>Proposal</u>
Hasler Tabbing Machine & Ryobi 3304-HA Printing Press ;and	\$6,281.40

WHEREAS, Orffeo Printing and Imaging, Inc. made payment for these items on invoice# 79763 in the amount of \$6, 281.40; and

WHEREAS, due to unforeseen circumstances, the Town could not provide the equipment to Orffeo Printing and Imaging, Inc.; and

WHEREAS, the Town Comptroller recommends refunding the amount paid by a Orffeo Printing and Imaging, Inc. for said equipment in the amount of \$6, 281.40.

NOW, THEREFORE, BE IT

RESOLVED, that a refund in the amount of \$6,281.40 for the purchase of equipment be and is hereby granted to Orffeo Printing and Imaging, Inc., 139 Sawyer, Depew, NY 14086; and

BE IT FURTHER

RESOLVED, that the Comptroller is hereby authorized and directed to make payment of the monies due and owing in conjunction with this contract from General Fund Undistributed Other Expense Account: 010-0012-90000-4790.

The foregoing was adopted upon roll call as follows:

AYES: ()

NOES: ()

* * * * *

Item # 14

Case # 8339

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE AWARD OF
TOH CONTRACT#: 105-2022 FOR: THE YEARLY REQUIREMENTS FOR:
PORTABLE TOILET RENTAL

WHEREAS, the Division of Purchasing solicited proposals for TOH Contract#: 105-2022 for the Yearly Requirements For: Portable Toilet Rental; and

WHEREAS, proposals were received and opened on December 01, 2022 whereby the following proposals were submitted:

<u>Name & Address of Proposers</u>	<u>ITEM</u>
1) Russel Reid Waste Hauling & Disposal Service Co., Inc. P.O. Box 735008 Dallas, TX 75373-5008	A) \$70.00/unit/month B) \$90.00/unit/month C) \$2,175.00/unit/month D) \$275.00/tank/month E) \$ 0.25/per gallon
2) Rent A Unit NY, Inc. 543 Bedford Avenue #243 Brooklyn, NY 11211	A) \$99.00/unit/month B) \$199.00/unit/month C) \$3,500.00/unit/month D) \$219.00/tank/month E) \$379.00/month/tank

; and

3) WHEREAS, following an evaluation of the aforementioned proposal, it has been determined that the proposals received by Russel Reid Waste Hauling & Disposal Service Co., Inc., P.O. Box 735008, Dallas, TX 75373-5008 and Rent A Unit NY, Inc., 543 Bedford Avenue #243, Brooklyn, NY 11211 best meet the Town's needs; and

WHEREAS, the Town Board has determined that it is in the best interest of the Town to award the bid to Russel Reid Waste Hauling & Disposal Service Co., Inc., P.O. Box 735008, Dallas, TX 75373-5008 and Rent A Unit NY, Inc., 543 Bedford Avenue #243, Brooklyn, NY 11211;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby awards TOH Contract#: 105-2022 for the Yearly Requirements For: Portable Toilet Rental to Russel Reid Waste Hauling & Disposal Service Co., Inc., P.O. Box 735008, Dallas, TX 75373-5008 and Rent A Unit NY, Inc., 543 Bedford Avenue #243, Brooklyn, NY 11211 e Toilet Rental to Keystone Plastics, Inc., 3451 South Clinton Avenue, South Plainfield, NJ 07080,

And, be it Further

RESOLVED, that the Comptroller is hereby authorized and directed to pay monies due and owing in conjunction with this contract from various department accounts.

The foregoing was adopted upon roll call as follows:

AYES: ()

NOES: ()

* * * * *

Item # 15

Case # 29734

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AWARDING PURCHASE CONTRACT #
3A-2023 FOR THE YEARLY REQUIREMENTS FOR: SALE,
RECYCLING, AND DISPOSAL OF ELECTRONIC WASTE (E-
CYCLING)

WHEREAS, the Director of Purchasing, on behalf of the Commissioner of Sanitation, advertised for the Yearly Requirements for: Sale, Recycling, and Disposal of Electronic Waste (E-Cycling); and

WHEREAS, the following are the bids that were received and opened on February 2, 2023:

Name and Address of Bidder	Price for Pickup At Facilities	Price for Event Days
E- Works Electronic Service, Inc. 230 Hanse Avenue Freeport, New York 11520	\$0.00 per ton	\$0.00 per event
Greenchip E-waste & ITAD Solutions 540 Kingland Avenue Brooklyn, New York 11222	\$50.00 per ton (paid to Town)	\$0.00 per event

WHEREAS, two options were placed in the bid, the first was Price for Pickup at Facilities and the second was Price for Event Days; and

WHEREAS, the initial term of this award shall be upon award for a period of one year, with Town having the sole option to extend the award for two additional one-year periods; and

WHEREAS, it has been determined that the bid received by Greenchip E-waste & ITAD Solutions, 540 Kingland Avenue, Brooklyn, New York 11222 represents the bid with the greatest economic benefit to the Town and which meets the qualifications proposed and is acceptable as stated for both options; and

WHEREAS, the Commissioner of Sanitation recommends said bid is in the public interest; and

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner, be and is hereby authorized to award Purchase Contract #03A-2023 for the Yearly Requirements For: Sale, Recycling, and Disposal of Electronic Waste (E-Cycling) to Greenchip E-waste & ITAD Solutions, 540 Kingland Avenue, Brooklyn, New York 11222; and

16

29734

BE IT FURTHER

RESOLVED, that the Comptroller's Office shall credit the appropriate departmental revenue account.

The foregoing was adopted upon roll call as follows:

AYES: ()

NOES: ()

* * * * *

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE AWARD
OF AN EXTENSION OF TOH CONTRACT #: 70-2021 FOR
YEARLY REQUIREMENTS FOR:

Cleaning of Restrooms at Camp Anchor

WHEREAS, the Division of Purchasing solicited proposals for TOH
Contract #: 70-2021, Yearly Requirements for: Cleaning of Restrooms at Camp Anchor
and;

WHEREAS,

Jantech Industries, LLC

was the successful bidder and was awarded a contract for the above referenced
services from 6/14/2022 through 5/31/2023 and;

WHEREAS, following an evaluation of the aforementioned contract it has been
determined that an extension of this contract as contemplated in the specifications of said
bid solicitation and contract award is warranted for the period of 5/31/2023 thru
5/31/2024; and

WHEREAS, the Town Board has determined that this extension can be granted
under the terms and conditions set forth and is in compliance with all applicable laws,
ordinances and policies of the Town;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby awards an extension of TOH Contract #:
70-2021, Yearly Requirements for: cleaning of restrooms at Camp Anchor from a period
from 5/31/2023 through 5/31/2024 to:

Jantech Industries, LLC, 23 South Main Street, Freeport, NY 11520

and be it further

RESOLVED, that the Town Comptroller is hereby directed that monies due
and owing are to be made and paid out of monies from the appropriate departmental
accounts.

The foregoing was adopted upon roll call as follows:

AYES: ()

NOES: ()

* * * * *

Item #

17

Case #

29734

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE AWARD
OF AN EXTENSION & PRICE INCREASE OF TOH CONTRACT #63-2021
FOR YEARLY REQUIREMENTS FOR: Uniforms for Town Employees

And;

WHEREAS, the Division of Purchasing solicited proposals for TOH
Contract #63-2021, Yearly Requirements for Uniforms for Town Employees and;

WHEREAS,

Hanover Uniform Company
Woods Men & Boys Clothing

were the successful bidders and were awarded contracts for the above referenced
services from 9/9/2021 to 10/31/2022 and;

WHEREAS, following an evaluation of the aforementioned contract it has been
determined that an extension and price increase of this contract as contemplated in the
specifications of said bid solicitation is warranted for the period of 9/9/2021 through
10/31/2023 and;

WHEREAS, the Town Board has determined that this extension and price increase
can be granted under the terms and conditions set forth and is in compliance with all
applicable laws, ordinances and policies of the Town;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby awards an extension and price increase
for TOH Contract #63-2021 Yearly Requirements for Uniforms for Town Employees for
a period from 10/31/2022 through 10/31/2023 to:

Hanover Uniform Co., 3501 Marmenco Court, Baltimore, MD 21230
Woods Men & Boys Clothing, 658 Suffolk Ave., Brentwood NY 11717

And, be it further

RESOLVED, that the Comptroller is hereby authorized and directed to make
payment of the monies due and owing in conjunction with this contract for a period as
delineated out of the appropriate departmental accounts.

The foregoing was adopted upon roll call as follows:

AYES: ()

NOES: ()

* * * * *

Item # 18

29734

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE AWARD
OF AN EXTENSION & PRICE INCREASE OF TOH CONTRACT #64-2021
FOR YEARLY REQUIREMENTS FOR: Tee Shirts & Sweatshirts

And;

WHEREAS, the Division of Purchasing solicited proposals for TOH Contract #64-2021, Yearly Requirements for Tee Shirts & Sweatshirts and;

WHEREAS,

Woods Men & Boys Clothing

was the successful bidder and was awarded a contract for the above referenced services from 9/9/2021 to 10/31/2022 and;

WHEREAS, following an evaluation of the aforementioned contract it has been determined that an extension and price increase of this contract as contemplated in the specifications of said bid solicitation is warranted for the period 10/31/2022 through 12/31/2023 and;

WHEREAS, the Town Board has determined that this extension and price increase can be granted under the terms and conditions set forth and is in compliance with all applicable laws, ordinances and policies of the Town;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby awards an extension and price increase for TOH Contract #64-2021 Yearly Requirements for Tee Shirts & Sweatshirts for a period from 10/31/2022 through 12/31/2023 to:

Woods Men & Boys Clothing, 658 Suffolk Ave., Brentwood NY 11717

And, be it further

RESOLVED, that the Comptroller is hereby authorized and directed to make payment of the monies due and owing in conjunction with this contract for a period as delineated out of the appropriate departmental accounts.

The foregoing was adopted upon roll call as follows:

AYES: ()

NOES: ()

* * * * *

Item # 19

Case # 29734

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE AWARD
OF AN EXTENSION & PRICE INCREASE OF TOH CONTRACT #46-2020
FOR YEARLY REQUIREMENTS FOR: New Parts for Trucks Exceeding 1 Ton
GVW

And;

WHEREAS, the Division of Purchasing solicited proposals for TOH
Contract#: 46-2020, Yearly Requirements for: New Parts for Trucks Exceeding 1 Ton
GVW and;

WHEREAS,

Parts Authority, LLC
Choice Distributors
Brake Service Group

were the successful bidders and were awarded a contract for the above referenced
services from 9/22/2020 to 8/31/2022 and;

WHEREAS, following an evaluation of the aforementioned contract it has been
determined that an extension of this contract as contemplated in the specifications of said
bid solicitation and contract extension is warranted for the period of 8/31/2022 through
8/31/2023 and;

WHEREAS, the Town Board has determined that this extension can be granted
under the terms and conditions set forth and is in compliance with all applicable laws,
ordinances and policies of the Town;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby awards an extension of TOH Contract #:
46-2020 Yearly Requirements for: New Parts for Truck Exceeding 1 Ton GVW for a
period from 8/31/2022 through 8/31/2023 to:

Parts Authority, LLC, 3 Dakota Drive, Ste. 110, New Hyde Park, NY 11042
Choice Distributors, 111 Bell St., West Babylon, NY 11704
Brake Service Group, 179 Herrick Rd., Garden City Park, NY 11040

And, be it further

RESOLVED, that the Comptroller is hereby authorized and directed to make
payment of the monies due and owing in conjunction with this contract for a period as
delineated, out of the Appropriate Departmental Accounts.

The foregoing was adopted upon roll call as follows:

AYES: ()

NOES: ()

* * * * *

Item # 20

Case # 29734

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE AWARD
OF AN EXTENSION & PRICE INCREASE OF TOH CONTRACT #116-2021
FOR YEARLY REQUIREMENTS FOR: Repair of Automated Fuel Dispensing Systems

And;

WHEREAS, the Division of Purchasing solicited proposals for TOH
Contract #116-2021, Yearly Requirements for Repair of Automated Fuel Dispensing
Systems and;

WHEREAS,

Global Fueling Systems, Inc.

was the successful bidder and was awarded a contract for the above referenced
services from 12/28/2021 to 12/31/2022 and;

WHEREAS, following an evaluation of the aforementioned contract it has been
determined that an extension and price increase of this contract as contemplated in the
specifications of said bid solicitation is warranted for the period 12/31/2022 through
12/31/2023 and;

WHEREAS, the Town Board has determined that this extension and price increase
can be granted under the terms and conditions set forth and is in compliance with all
applicable laws, ordinances and policies of the Town;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby awards an extension and price increase
for TOH Contract #116-2021 Yearly Requirements for Granular Carbon for a period
from 12/31/2022 through 12/31/2023 to:

Global Fueling Systems, Inc., 42 Field Street, West Babylon, NY 11704

And, be it further

RESOLVED, that the Comptroller is hereby authorized and directed to make
payment of the monies due and owing in conjunction with this contract for a period as
delineated out of the appropriate departmental accounts.

The foregoing was adopted upon roll call as follows:

AYES: ()

NOES: ()

* * * * *

item # 21

29734

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE AWARD
OF AN EXTENSION OF TOH CONTRACT #: 21-2022 FOR
YEARLY REQUIREMENTS FOR:

Armed Guard Services

WHEREAS, the Division of Purchasing solicited proposals for TOH
Contract #: 21-2022, Yearly Requirements for: Armed Guard Services and;

WHEREAS,

Dandridge & Associates, Inc.

was the successful bidder and was awarded a contract for the above referenced
services from 4/26/2022 through 3/31/2023 and;

WHEREAS, following an evaluation of the aforementioned contract it has been
determined that an extension of this contract as contemplated in the specifications of said
bid solicitation and contract award is warranted for the period of 3/31/2023 thru
3/31/2024; and

WHEREAS, the Town Board has determined that this extension can be granted
under the terms and conditions set forth and is in compliance with all applicable laws,
ordinances and policies of the Town;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby awards an extension of TOH Contract #:
21-2022, Yearly Requirements for: Armed Guard Servcies from a period from 3/31/2023
through 3/31/2024 to:

Dandridge & Assoc., Inc., 5 Marquise Drive, Thiells, NY 10964

and be it further

RESOLVED, that the Town Comptroller is hereby directed that monies due
and owing are to be made and paid out of monies from the appropriate departmental
accounts.

The foregoing was adopted upon roll call as follows:

AYES: ()

NOES: ()

* * * * *

Item #

22

Case #

2973

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION ACCEPTING BID AND AWARDING THE CONTRACT FOR YEARLY REQUIREMENTS RELATED TO THE MAINTENANCE, REPAIR AND TESTING OF SYNTHETIC TURF FIELDS: CONTRACT No. 7-2023

WHEREAS, the Commissioner of the Department General Services ("DGS"), on behalf of the Department of Parks and Recreation ("Department") advertised for bids pertaining to the Yearly Requirements for the Maintenance, Repair and Testing of Synthetic Turf Fields, Contract No. 7-2023 ("Synthetic Turf Field Contract"); and

WHEREAS, the bids submitted pursuant to such advertisement were opened and read in of the office of the Commissioner of DGS on January 19, 2023, at 11 o'clock in the forenoon; and

WHEREAS, the following three (3) bids were received and referred to the Department for examination and report:

Contract #7-2023: Yearly Requirements for: Maintenance, Repairs & Testing of Synthetic Turf Fields

Description	Vendors:		
	LandTek Group	Sports Turf Care, LLC	Laser Industries, Inc.
Deliveries to be made within ___ days after receipt of order		10 days	15 days
Cash discount of ___ % for prompt payment within 20 days	0%	3%	0%
1. Synthetic Turf Repair - 5SF	\$28/SF = \$140.00	\$7.50/SF = \$37.50	\$31/SF = \$155
2. Maintenance for Synthetic Turf Field-5,000 SF	\$0.07/SF = \$350.00	\$0.03/SF = \$150.00	\$0.28/SF = \$1400.00
3. G-Max Testing-1 ea	Total: \$25.00	Total: \$500.00	Total: \$875.00
4. Force Account Work - 1 LS	Lump Sum: \$1,500.00	Lump Sum: \$150.00	Lump Sum: \$6,250.00
5. Antimicrobial Treatment - 5,000 SF	\$0.02/SF = \$100.00	\$0.005/SF = \$25.00	\$1.90/SF = \$9,500.00
6. Ambient Crumb Rubber Infill-2,200 lbs	\$0.38/lb = \$836.00	\$0.32/lb = \$704.00	\$0.50/lb = \$1,100.00
7. Cork Infill-1,700 lbs	0.01/lb = \$17.00	\$0.85/lb = \$1,445.00	\$1.75/lb = \$2,975.00
Total:	\$2,968.00	\$3,011.50	\$22,255.00

WHEREAS, the Commissioner of the Department respectfully recommends to this Town Board that the bid from Sports Turf Care, LLC., in the sum of \$3,011.50 be accepted since the largest portion of the work needed to be performed for the Department under the Synthetic Turf Field Contract falls under the first two bid line items, "Synthetic Turf Repair" and "Maintenance for Synthetic Turf Field", with respect to which the bid from Sports Turf Care, LLC is significantly lower in price and accordingly will yield an overall cost savings to the Town when compared to the slightly lower total bid from Land Tek Group, and it further appears that Sports Turf Care, LLC is duly qualified; and

WHEREAS, this Town Board finds that it is in the best interest of the Town to accept the bid from Sports Turf Care, LLC.

NOW, THEREFORE, BE IT

RESOLVED, that the bid of Sports Turf Care, LLC for the aforementioned Synthetic Turf Field Contract be accepted subject to the execution of the particular contract by it; and

Item # 23

Case # 29734

BE IT FURTHER

RESOLVED, that the Commissioner of the Department of Parks and Recreation be and hereby is authorized to execute the said contract on behalf of the Town of Hempstead; and

BE IT FURTHER

RESOLVED, that the Town Comptroller be and hereby is authorized to make payments under the contract executed by the successful bidder from account number 400-0007-71100-4640 (Ground Maintenance and Repairs)

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 AWARD
OF AN EXTENSION OF TOH CONTRACT #: 08-2022 FOR
YEARLY REQUIREMENTS FOR:

Maintenance, Supplies, Installation & Modify Electrical Equipment

WHEREAS, the Division of Purchasing solicited proposals for TOH
Contract #: 08-2022, Yearly Requirements for: Maintenance, Supplies, Installation &
Modify Electrical Equipment and;

WHEREAS,

Anker's Electrical Service, Inc.

was the successful bidder and was awarded a contract for the above referenced
services from 2/15/2022 through 1/31/2023 and;

WHEREAS, following an evaluation of the aforementioned contract it has been
determined that an extension of this contract as contemplated in the specifications of said
bid solicitation and contract award is warranted for the period of 1/31/2023 thru
1/31/2024; and

WHEREAS, the Town Board has determined that this extension can be granted
under the terms and conditions set forth and is in compliance with all applicable laws,
ordinances and policies of the Town;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby awards an extension of TOH Contract #:
08-2022, Yearly Requirements for: Maintenance, Supplies, Installation & Modify
Electrical Equipment from a period from 1/31/2023 through 1/31/2024 to:

Anker's Electric Service, Inc, 10 South Fifth St., Locust Valley NY 11560

and be it further

RESOLVED, that the Town Comptroller is hereby directed that monies due
and owing are to be made and paid out of monies from the appropriate departmental
accounts.

The foregoing was adopted upon roll call as follows:

AYES: ()

NOES: ()

* * * * *

Item # 29
29734

Case No.

Resolution No.

Adopted:

Councilmember _____ moved the following resolution's adoption:

**RESOLUTION RENAMING 'RED ROAD' AT
UBS ARENA TO 'NY ISLANDERS WAY'**

WHEREAS, Red Road is a heavily traversed road next to the Silver and Diamond parking lots of UBS Arena, home of the New York Islanders hockey team;

WHEREAS, this Board wishes to further memorialize the New York Islanders more than 50 years of home play in the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, Red Road at UBS Arena is renamed to NY ISLANDERS WAY.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

25

Page 1 of 1

28619

CASE NO

RESOLUTION NO

Adopted:

Offered the following resolution

And moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE ACCEPTANCE OF A PROPOSAL FOR PREVENTATIVE MAINTENANCE AND SERVICING FOR XEROX WORK CENTRE 7535PH IN USE BY THE OFFICE OF COMMUNICATIONS & PUBLIC AFFAIRS, TOWN OF HEMPSTEAD, NASSAU COUNTY, NEW YORK.

WHEREAS, S3 LLC had submitted a proposal for Preventative Maintenance and Servicing of Equipment in use by the Office of Communications & Public Affairs, Town of Hempstead, Nassau County, New York from January 1, 2023 to December 31, 2024, in connection with the following:

Xerox Work Centre 7535PH
Serial Number XKK400742
Quarterly Charge \$894.00

Allowable Quarterly B/W Print – 3,000 Copies
Excess Print Cost \$0.0135 per copy

Allowable Quarterly Color Print – 7,500 Copies
Excess Print Cost \$0.0990 per copy

WHEREAS, this Town Board after due liberation, deemed that the Preventative Maintenance and Servicing of Equipment proposal submitted by S3 LLC was reasonable and in the public interest;

NOW, THEREFORE, BE IT

RESOLVED, that the acceptance of a proposal for Preventative Maintenance and Servicing for Xerox Work Centre 7535PH in use by the Office of Communications & Public Affairs, Town of Hempstead, Nassau County, New York submitted by S3 LLC, 516 Cherry Lane, Floral Park, New York 11001 at the fees stated above plus copy charges for a total of \$9,726.00 (Nine Thousand Seven Hundred Twenty Six Dollars) is hereby ratified and confirmed, with said payment to be charged against Department of General Services Account Number 010-0001-14900-4030, Maintenance of Equipment.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

26

Case #

16560

Case No.

Resolution No.

Adopted:

Councilmember moved the following resolution's adoption:

RESOLUTION AUTHORIZING AN OPT-IN AGREEMENT WITH THE SEWANHAKA CENTRAL HIGH SCHOOL DISTRICT AND BUSPATROL AMERICA, LLC TO PARTICIPATE IN THE TOWN OF HEMPSTEAD'S SCHOOL BUS STOP ARM ENFORCEMENT PROGRAM

WHEREAS, this Board adopted Hempstead Town Code Chapter 186 "Failure to Stop for School Buses" pursuant to N.Y. Veh. & Traf. Laws §1174-a to establish a demonstration program imposing liability on owners of vehicles for failure of the operators thereof to comply with N.Y. Veh. & Traf. Laws §1174 (the "Program"); and

WHEREAS, N.Y. Veh. & Traf. Laws §1174-a authorizes the Town to install and operate school bus photo violation monitoring systems under the Program pursuant to an agreement with a school district on school buses owned and/or operated by such school district; and

WHEREAS, this Board authorized and approved an agreement with BusPatrol America, LLC, 8540 Cinder Bed Road, Suite 400, Lorton, VA 22079 ("BusPatrol") under TBR #139-2022 to assist the Town's administration of the Program; and

WHEREAS, the Sewanhaka Central High School District (the "School District") executed an "Opt-In Agreement to Participate in the Town of Hempstead, New York/BusPatrol School Bus Stop Arm Enforcement Program" (the "Agreement") with BusPatrol, and the Town Board must also authorize the Agreement with the School District pursuant to N.Y. Veh. & Traf. Laws §1174-a; and

WHEREAS, the Town Attorney's Office and the Department of Public Safety recommend this Board authorize and approve the Agreement;

NOW, THEREFORE, BE IT

RESOLVED, the Agreement with the School District for the Program is authorized and approved, and the Commissioner of Public Safety is authorized to execute the Agreement and any other necessary documents to effect the Agreement.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 27
Page 1 of 1
Case # 30612



Board of Education

Michael A. Jaime
President

William Leder
Vice President

James J. Grossane, Ed.D.
Superintendent of Schools

Dr. Tameka Battle-Burkett
Beth Kierez
Rosemarie Peltonen
James Reddan
Patricia Rudd
Stephen Toto

Bernadette Gallagher-Gaffney, Esq.
School Attorney

Joanne Murnane
District Clerk

Noah L. Walker, Esq.
Attorney Employee Relations

Debra Senese
Treasurer

February 7, 2023

TO WHOM IT MAY CONCERN:

I, Joanne Murnane, District Clerk of the Sewanhaka Central High School District of Elmont, Floral Park, Franklin Square and New Hyde Park, of the towns of Hempstead and North Hempstead, Nassau County, New York,

HEREBY CERTIFY that the following excerpt from the Minutes of the Meeting of the Board of Education held on October 25, 2022 is a true copy of the subject matter treated herein and represents the whole of such subject matter:

HEREBY BE IT RESOLVED that the Board of Education of the Sewanhaka Central High School District approves the Town of Hempstead School Bus Arm Enforcement Program Opt-in Agreement made between the Town of Hempstead, Sewanhaka Central High School District and BusPatrol America LLC.

This was passed on a motion by James Reddan, second by Rosemarie Peltonen and unanimously carried.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said School District this 7th day of February 2023.

Respectfully,

A handwritten signature in cursive script that reads "Joanne Murnane".

Joanne Murnane
District Clerk



Agenda Item Details

Meeting Oct 25, 2022 - Regular Board of Education Meeting

Category 7. Legal

Subject A. Resolution for ACTION

Access Public

Type Action

Recommended Action Resolution for the Board of Education of the Sewanhaka Central High School District to approve the Town of Hempstead School Bus Stop Arm Enforcement Program Opt-in Agreement made between the Town of Hempstead, Sewanhaka Central High School District, and BusPatrol America LLC.

Public Content

HEREBY BE IT RESOLVED that the Board of Education of the Sewanhaka Central High School District approves the Town of Hempstead School Bus Arm Enforcement Program Opt-in Agreement made between the Town of Hempstead, Sewanhaka Central High School District and BusPatrol America LLC.

Administrative Content

Executive Content

Motion & Voting

Resolution for the Board of Education of the Sewanhaka Central High School District to approve the Town of Hempstead School Bus Stop Arm Enforcement Program Opt-In Agreement made between the Town of Hempstead, Sewanhaka Central High School District, and BusPatrol America LLC.

Motion by James Reddan, second by Rosemarie Peltonen.

Final Resolution: Motion Carries

Yea: James Reddan, Michael A Jaime, Tameka Battle-Burkett, William Leder, Stephen Toto, Beth Kierez, Rosemarie Peltonen

**OPT-IN AGREEMENT
TO PARTICIPATE IN THE TOWN OF HEMPSTEAD, NEW YORK/BUSPATROL
SCHOOL BUS STOP ARM ENFORCEMENT PROGRAM**

Participating School District Name: Sewanhaka Central High School

Total No. of School Buses: _____

Agreed-Upon Installation Start Date: October 26, 2022

Participating School District Point of Contact: Michael Onufrey

It is mutually agreed by and between the parties hereto as follows:

1. **Purpose.** This "Opt-In Agreement" constitutes a formal, binding agreement between the School District ("Participating School District" or "District"), the Town of Hempstead ("TOH") and BusPatrol America LLC ("BusPatrol") (collectively the "Parties"), for the installation, operation and maintenance of school bus photo violation monitoring systems on school buses owned or operated by the District in accordance with the Hempstead Town Code Chapter 186 (the "Local Law") and Section 1174-a of the New York State Vehicle and Traffic Law (the "Stop Arm Laws"), as well as the installation and operation of other optional internal student safety cameras if selected by the Participating School District (the "BusPatrol System").
2. **Authorization.** The Parties' execution of this Opt-In Agreement will serve as authorization for the TOH and its contractor, BusPatrol, to install and operate the particular BusPatrol System identified above on buses owned and operated by the District or privately owned and operated by Participating School District's transportation services vendor ("Bus Company") for compensation under contract with such District.
3. **Payment.** In accordance with the Stop Arm Laws and the Master Agreement between TOH and BusPatrol for the "SCHOOL BUS STOP ARM ENFORCEMENT PROGRAM" (the "Master Agreement"), the TOH will be solely responsible for paying BusPatrol for the installation, maintenance and use of the BusPatrol System on buses owned and operated by the Participating District or privately owned and operated by Bus Company for compensation under contract with such district, to be paid solely from the revenues from any fines generated by said school bus photo violation monitoring systems operated within the Participating School District. Participating School District will have no responsibility for payment of any amounts due to BusPatrol for the installation, operation or maintenance of the BusPatrol System, and the Participating School District shall have no right or entitlement to any portion of collected monies from the enforcement of the Stop Arm Laws under this agreement or the Master Agreement.
4. **Responsibilities of the Parties:**
 - a. **BusPatrol.** BusPatrol is responsible for providing all equipment and services necessary to install, operate and maintain the BusPatrol System as described in Exhibit A of the Master Agreement, a copy of which is attached as Attachment 1.

- b. TOH. TOH is responsible for administering and overseeing BusPatrol's performance of the Stop Arm Enforcement Program as set forth in the Master Agreement, including but not limited to:
- i. Arranging for TOH Enforcement Technician to review evidence packages and approve or disapprove potential notices of violation of the Stop Arm Laws;
 - ii. Installing signage provided by BusPatrol in conformance with standards established in the Manual of Uniform Traffic Control Devices; and
 - iii. Reviewing and approving BusPatrol invoices for payment, in accordance with the Master Agreement.
- c. Participating School District. Participating School District is responsible for:
- i. Providing BusPatrol or its agents with access to buses owned or operated by the District, beginning on the Installation Start Date specified above (to be mutually agreed upon by the District, the TOH and BusPatrol);
 - ii. Providing BusPatrol with ongoing access to any and all BusPatrol equipment installed on buses owned or operated by the District, as reasonably necessary for BusPatrol to operate and maintain the school bus violation monitoring system;
 - iii. Providing BusPatrol with electronic copies of school bus routing information, in Excel or CSV format if possible, for the purpose of identifying high risk routes and prioritizing an installation schedule;
 - iv. Using best efforts to maintain the routes identified in Subsection 4(c);
 - v. If the Participating School District does not own and operate the buses customarily used on the routes in its district, then the Participating School District shall enter into an agreement with the Bus Company, and said agreement shall require compliance with the applicable terms of this Opt-In Agreement. If the Participating School District does not enter into such agreement with the Bus Company, or if the Bus Company fails to comply with the applicable terms of the Master Agreement or this Opt-In Agreement, the TOH or BusPatrol, at its option, may terminate the Opt-In Agreement with the Participating School District;
 - vi. Advising the Bus Company, if any, of its contractual and statutory obligations to provide Contractor with access to the District Buses owned/and or operated by the Bus Company, beginning on the Installation Start Date specified above, and facilitate the Contractor's efforts to access same;
 - vii. Using best efforts to properly store, secure, maintain, and repair the school buses when not in use to reasonably safeguard the BusPatrol System;
 - viii. Appointing a designated point of contact, identified above, who shall be authorized to act on behalf of the Participating School District on all matters relating to this Opt-In Agreement and District's use of and participation in the school bus school bus photo violation monitoring systems; and

- ix. Implementing security measures to ensure that any photographs, microphotographs, videotapes, other recorded images and data from any non-enforcement cameras installed under this Agreement are only accessed by authorized personnel from the Participating School District.

- 5. License, Restricted Use. BusPatrol grants to the Participating School District a limited, non-exclusive license to use the BusPatrol System, including BusPatrol Equipment and BusPatrol Software and other BusPatrol Intellectual Property (collectively "BusPatrol Intellectual Property"), solely for purposes of carrying out this Opt-In Agreement. This license shall continue for so long as this Opt-In Agreement remains in effect, and shall expire immediately upon termination or expiration of this Agreement. Participating District shall immediately cease any and all use of the BusPatrol Intellectual Property upon termination or expiration of this Opt-In Agreement, unless specifically authorized by BusPatrol in a separate written license agreement.

The Participating District agrees that it will not use the BusPatrol Intellectual Property for any purpose other than BusPatrol's operation of the BusPatrol System during the term of this Agreement. Participating District will not disclose the BusPatrol Intellectual Property to any third parties without the prior express written permission of BusPatrol; will not make any modifications to the BusPatrol System; and will not attempt to disassemble, de-compile or otherwise perform any type of reverse engineering to the BusPatrol System, or cause any other person to do any of the foregoing.

- 6. Reporting. In accordance with the Local Law, the Participating School District, acting by and through the Superintendent of Schools of such District, or his or her designee shall provide any report required of the District, pursuant to Section 1174-a of the Vehicle Traffic law, to the State, TOH, any incorporated village that is within the Participating School District and enters into a participation agreement with TOH and BusPatrol, the Nassau County Traffic & Parking Violations Agency, or any official(s) thereof. BusPatrol and TOH agree to work with the Participating School District to provide any information or other reasonable assistance necessary for District to prepare and submit any required reports.
- 7. Restrictions on Access to Enforcement Data. In accordance with the N.Y. Vehicle & Traffic Law, the Local Law, and the Master Agreement, the parties agree that BusPatrol will implement controls and configure the BusPatrol system to safeguard enforcement data generated by the external cameras and other components of the BusPatrol Stop Arm Enforcement Solution as follows:
 - a. Pursuant to the Local Law and Section 1174-a (a)(3)(i) of the Vehicle and Traffic Law, BusPatrol will implement controls and configure the BusPatrol system to prevent Participating School District from accessing any photographs, microphotographs, videotapes, other recorded images and data from school bus photo violation monitoring systems but shall provide, pursuant to this agreement and as provided in the Local Law, for the proper handling and custody of such photographs, microphotographs, videotapes, other recorded images and data produced by such systems, and for the forwarding of such photographs, microphotographs, videotapes, other recorded images and data to the TOH for the purpose of determining whether a motor vehicle was operated in violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law and imposing monetary liability on the owner of such motor vehicle therefor.
 - b. In accordance with the Local Law, BusPatrol will implement controls and configure the BusPatrol system to ensure that all photographs,

microphotographs, videotapes, other recorded images and data produced by school bus photo violation monitoring systems shall be destroyed (i) ninety days after the date of the alleged imposition of liability if a notice of liability is not issued for such alleged imposition of liability pursuant to the Local Law or (ii) upon final disposition of a notice of liability issued pursuant to this Local Law.

8. Restrictions on Access to Non-Enforcement Camera Data. The parties agree that BusPatrol will implement controls and configure the BusPatrol system to ensure that any photographs, microphotographs, videotapes, other recorded images and data from the internal cameras (if any) installed pursuant under this Agreement shall be made available only to the Participating School District, and shall not be made available to the TOH or any third party except as explicitly authorized by the Participating School District. In accordance with the Master Agreement, BusPatrol will implement controls and configure the BusPatrol system to ensure that all video footage, recorded images and other information generated through such non-enforcement cameras shall be destroyed within 90 days unless a longer period is authorized by Participating School District or required by law.
9. Changes. Changes to this Opt-In Agreement may be made only by mutual written agreement of the parties.
10. Term, Termination.
 - a. This Agreement shall commence on the Agreed Upon Installation Start Date above and shall terminate on December 1, 2024, unless otherwise terminated as set forth herein (the "Initial Term"). Upon expiration of the Initial Term, this Agreement may be extended for additional periods of one year each, not exceeding in total five (5) years, upon such terms and conditions as may be agreed between the parties as long as New York State has extended or eliminated the provisions of the enabling legislation as contained in Section 1174-a of the Vehicle and Traffic Law.
 - b. This Opt-In Agreement will automatically terminate in the event the Master Agreement between BusPatrol and TOH is terminated in accordance with the terms of said Master Agreement.
 - c. This Opt-In Agreement may also be terminated by the Participating School District, the TOH or BusPatrol by providing 30 days prior written notice to the other parties.
 - d. In the event of a termination, Participating School District shall immediately cease use of the BusPatrol System, including any and all BusPatrol Equipment, BusPatrol Software or Intellectual Property, and allow BusPatrol reasonable access to buses owned and operated by the Participating School District or privately owned and operated for compensation under contract with such district to remove the BusPatrol Equipment in accordance with the wind down provisions of the Master Agreement.
 - e. Termination of this Opt-In Agreement will have no effect on the Master Contract, or on any Opt-In Agreement with any other Participating School District.

11. Defense and Indemnification.

PROFESSIONAL SERVICES: For all matters arising out of BusPatrol's professional services, BusPatrol agrees, to the fullest extent permitted by law, to defend, indemnify and hold harmless the TOH, its officers, and employees against damages, liabilities and costs, including reasonable attorney's fees, to the extent caused by the negligent performance of BusPatrol, or third parties under the direction or control of BusPatrol in the performance of professional services under this Agreement.

GENERAL LIABILITY: For all matters other than those arising out of BusPatrol's professional services (such other matters commonly referred to as "General Liability Claims"), BusPatrol agrees to the fullest extent permitted by law to defend, indemnify and hold the TOH and its employees harmless from any and all such losses, claims, liens, demands and causes for action, including but not limited to, judgments, penalties, interest, court costs, and legal fees incurred by the TOH on behalf of any party, in connection with or arising directly or indirectly from this Agreement. BusPatrol shall investigate, handle, respond to and defend any such claims, demands or suits at their sole expense, and shall bear all other related costs and expenses even if such claims, demands or suits are groundless, false or fraudulent. This indemnification section shall survive the expiration or termination of this Agreement.

In any matter in which indemnification hereunder for either professional or non-professional services would violate Section 5-322.1 of the New York General Obligations Law or any other applicable legal prohibition, the foregoing provisions shall not be construed to indemnify the TOH for damage arising out of bodily injury to persons or to property caused by or resulting from the sole negligence of TOH employees. The term "employee" shall include all officers, advisory board members and/or volunteers serving the TOH.

Insurance Requirements. At all times during the term of this Agreement, BusPatrol and its sub-contractors, if any, shall maintain at their own cost the following insurance and shall provide proof thereof to the TOH, in the form of a Certificate of Insurance, prior to commencing work under this Agreement:

Worker's Compensation Employer's Liability (statutory limits). In compliance with the Workers' Compensation Law of the State of New York:

- a. certificate of insurance on an Acord form indicating proof of coverage for Worker's Compensation, Employer's Liability, **OR**
- b. New York State Workers Compensation Notice of Compliance (Form C-105, Form U-26.3, Form SI-12 or Form SI-105.2P).
- c. In the event that BusPatrol or the Participating School District is exempt from providing coverage, it must provide a properly executed copy of the Certificate of Attestation of Exemption from NYS Workers' Compensation Board, Form CE-200.

Commercial General Liability Insurance coverage including blanket contractual coverage for the operation of the program under this Agreement with limits not less than \$1,000,000 per occurrence and \$2,000,000 in the aggregate. This insurance shall be written on an occurrence coverage form and include bodily injury and property damage liability. The TOH must be listed as additional insured. The additional insured endorsement for the Commercial General Liability insurance required above shall not contain any exclusion for bodily injury or property damage arising from completed operations. **Automobile Liability** Insurance coverage for all owned, scheduled, hired, and non-owned vehicles with a combined single limit of liability of not less than \$1,000,000. This insurance shall include coverage for bodily injury and property damage. The TOH must be listed as additional insured.

Cyber/Network Security and Data Privacy Liability Insurance ("Cyber Policy") of \$2,000,000 per claim and annual aggregate with a Retroactive Date as defined above that covers losses arising from actual or alleged acts, errors or omissions and intentional, fraudulent or criminal acts. Further, the policy will expressly provide, but not be limited to, coverage for losses arising from the following: (a) unauthorized use/access of computer systems (including mobile devices), servers, client's data or software; (b) defense of any regulatory action involving a breach of privacy; (c) failure to protect the confidential or proprietary information (personal and commercial information) and intellectual property from unauthorized disclosure or unauthorized access; (d) failure to adequately protect physical security of servers and systems including from cyber terrorism; (e) the costs for: notification, whether or not required by statute, credit file or identity monitoring, identity restoration, public relations or legal experts; (f) third party liability; (g) cyber extortion and cyber terrorism; and (h) no exclusion for actual or alleged breaches of professional services agreements associated with the above.

Excess/Umbrella Liability, if required, with limits not less than \$5,000,000 per occurrence with a \$5,000,000 aggregate. The TOH must be included as additional insured.

All Acord form certificates of insurance must contain the following provisions:

- (A) The commercial general liability policy must include the additional insured endorsement forms cg 2037 July 2004 edition and the cg 2010 April 2013 edition or their equivalent.
- (B) All policies of insurance procured by BusPatrol as required under this Agreement shall list the TOH as a certificate holder and name the TOH as an additional insured on a primary and noncontributory basis. The commercial general and automobile policies are primary and noncontributory.
- (C) The commercial general liability, auto liability and workers compensation policies must contain a waiver of subrogation in favor of the TOH.
- (D) The umbrella/excess policy shall include follow form language over the underlying policies of insurance and must contain a waiver of subrogation in favor of the TOH. The umbrella/excess policy shall name TOH on a primary and noncontributory basis.
- (E) If the workers compensation Notice of Compliance is used instead of the Acord certificate of insurance, the Notice of Compliance must indicate that a waiver of subrogation in favor of the TOH is provided.

All policies of insurance referred to above shall be underwritten by companies authorized to do business in the State of New York with an A.M. Best financial strength rating of A- or better. In the alternative, the policies of insurance referred to above may be underwritten by Non-Admitted companies with an A.M. Best financial strength rating of A+ or higher. In addition, every policy required above shall be primary and noncontributory. Any insurance carried by the TOH, its officers, or its employees shall be excess and noncontributory insurance to that provided by BusPatrol. BusPatrol and its sub-contractor(s), if any, shall be solely responsible for any deductible losses under each of the policies required above.

Payment(s) to BusPatrol may be suspended in the event BusPatrol and its sub-contractor(s), if any, fail to provide the required insurance documentation in a timely manner.

Prior to cancellation or material change in any policy, a thirty (30) day notice shall be given to the TOH Public Safety Commissioner at the address listed below:

Town of Hempstead
Public Safety Department
Attention: Commissioner
200 N. Franklin Street
Hempstead, NY 11550

On receipt of such notice, the TOH shall have the option to cancel this Agreement without further expense or liability to the TOH, or to require BusPatrol to replace the cancelled insurance policy, or rectify any material change in the policy, so that the insurance coverage required by this paragraph is maintained continuously throughout the term of this Agreement in form and substance acceptable to the TOH. Failure of BusPatrol to take out or to maintain, or the taking out or the maintenance of any required insurance, shall not relieve BusPatrol from any liability under this Agreement nor shall the insurance requirements be construed to conflict with or to limit the obligations of BusPatrol concerning indemnification.

All losses of TOH property shall be adjusted with and made payable directly to the TOH.

All Certificates of Insurance shall be approved by the TOH or designee prior to commencement of any work under this Agreement.

In the event that claims in excess of these amounts are filed in connection with this Agreement, the excess amount or any portion thereof may be withheld from payment due or to become due BusPatrol until BusPatrol furnishes such additional security as is determined necessary by the TOH.

14. Non-Assignment. This Agreement may not be assigned by the Participating School District without prior written consent of the TOH, and the TOH shall be relieved of all liability and obligations consistent with the New York State General Municipal Law Section 109 in the event of such unauthorized assignment.
15. Executory. All amounts to be paid to BusPatrol for the performance of the services called for in this Contract will be paid solely from the civil penalties collected from the operation of the BusPatrol System, as provided for by the Stop Arm Law. BusPatrol assumes the risk that program revenues will be sufficient to cover the Technology Fees, and therefore agrees that neither this Agreement nor any representation by any public employee or officer creates any legal or moral obligation to request, appropriate or make available moneys for the purpose of this Agreement in the event that gross revenues collected over the life of this Agreement (including any extensions thereof) are insufficient to cover any costs, expenses or fees associated with this Agreement owed to BusPatrol. BusPatrol will have no claim against the TOH for the payment of any such unpaid costs, expenses or fees.

16. Notice. Except as otherwise provided in this Agreement, notice required to be given pursuant to this Agreement shall be made in writing and addressed to the following or such other person as the parties may designate:

Town of Hempstead
Public Safety Department
Attention: Commissioner
200 N. Franklin Street
Hempstead, NY 11550
JMartelli@tohmail.org

Sewanhaka Central High School District
Attention: Michael Onufrey
77 Landau Avenue
Floral Park, NY 11001

BusPatrol America LLC
Jean Souliere
8540 Cinder Bed Road, Suite 400
Lorton, Virginia 22079
(703) 338-0208
jean@buspatrol.com

17. Non-Waiver. Failure of either party to exercise any rights under this Agreement for a breach thereof shall not be deemed a waiver thereof or a waiver of any subsequent breach.
18. Severability. If any provision of this Agreement shall be held unenforceable, the rest of the Agreement shall nevertheless remain in full force and effect.
19. Choice of Law, Venue. Any dispute arising directly or indirectly out of this Agreement shall be determined pursuant to the laws of the State of New York. The Parties hereby choose the New York State Supreme Court, Nassau County as the forum for any such dispute.
20. No Arbitration. Disputes involving this contract, including the breach or alleged breach thereof, may not be submitted to binding arbitration but must instead be heard in accordance with the Paragraph above entitled "Choice of Law, Venue".
21. AUDIT. BusPatrol shall maintain an accounting system that enables the TOH to readily identify assets, liabilities, revenues, expenses and disposition of TOH funds directly related to the performance of this Contract. Records should include, but not be limited to, those kept by BusPatrol, its employees, agents, and assigns directly related to the performance of this Contract.

All vouchers or invoices presented for payment to be made hereunder, and the books, records and accounts upon which the vouchers or invoices are based are subject to review by the responsible department and audit by the TOH Comptroller. BusPatrol shall submit any and

all documentation and justification in support of expenditures or fees under this Agreement as may be required by the TOH.

The audits may include examination and review of the source and application of all funds from the TOH, state, or federal governments. BusPatrol shall not be entitled to any interim or final payment under this Agreement, **and any overpayment may be recouped**, if any audit requirements and/or requests have not been satisfactorily met **or if any expenditures or fees by BusPatrol are determined to be irregular by the auditor**. This paragraph shall survive the termination of the Agreement.

The Parties expressly agree that any access to relevant records shall be provided at a mutually agreed upon time and location, and will not disrupt the operation of Contractor's business. Notwithstanding the previous sentence, if the TOH becomes subject to a State or local audit, records shall be produced by BusPatrol upon the TOH's demand. In no event shall Contractor be obligated to maintain or provide access to records relating to the cost to develop, install, operate or maintain the BusPatrol System.

22. **SEVERANCE PAY.** The TOH Shall Not Be Charged for Severance Pay Incentives. The TOH is aware that from time-to-time contract agencies engage in programs such as early retirement plans which reward employees with a severance payment as an incentive toward voluntary resignation. The TOH is prohibited by the New York State Constitution from making a gift of public funds and such severance pay incentives amount to such a gift. Therefore, notice is hereby given that TOH funds shall not be used for the purpose of a severance pay or any such incentive. If an audit of payments made under this contract reveals that such payments have been made, BusPatrol and/or the Participating School District shall immediately reimburse the TOH for the full amount with interest upon receipt of a written demand from the TOH. In addition, the TOH may declare this agreement null and void.
23. **REQUIRED PROVISIONS OF LAW.** If any provision required by law is not inserted in this Agreement, through mistake or otherwise, then upon the application of either party, the Parties agree to work in good faith to amend this Agreement to make such required insertion.
24. **BINDING.** This Agreement shall be valid and binding once it has been approved by the TOH, executed by the TOH Public Safety Commissioner, and delivered to BusPatrol and the Participating School District at the addresses indicated in the introductory paragraph of this Agreement.
25. **RULES OF CONSTRUCTION.** This contract shall be deemed to have been mutually prepared by the parties hereto and shall not be construed against any of them solely by reason of authorship.
26. **COUNTERPARTS; SIGNATURES TRANSMITTED BY ELECTRONIC MEANS.** This Agreement may be executed in any number of counterparts, all of which taken together shall constitute one agreement, and any of the parties hereto may execute this Agreement by signing any such counterpart. A facsimile or signature transmitted by electronic means applied hereto or to any other document shall have the same force and effect as a manually signed original. This provision contemplates giving legal force and effect to copies of signatures. This provision does not contemplate the use of "electronic signatures" as regulated by New York State Technology Law Article 3, "Electronic Signatures and Records Act."

27. ENTIRE AGREEMENT. The terms of this Agreement, including its attachments and exhibits, represent the final intent of the Parties. Any modification, rescission or waiver of the terms of this Agreement must be in writing and executed and acknowledged by the Parties with the same formalities accorded this basic Agreement.

IN WITNESS WHEREOF, the Parties hereto have executed this Agreement made this 10th day of October, 2020.

TOWN OF HEMPSTEAD

School District

BY: Joseph Martelli
Commissioner, Public Safety Department

BY: Michael A. Jaime
Board of Education President

BUSPATROL AMERICA, LLC

BY: ~~Jean Soullere~~
Chief Executive Officer

Todd Bromberg
General Counsel

Case No.

Resolution No.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AMENDING RESOLUTION NO. 1245-2020 – AWARD OF A BID FOR N.Y.S. GOVERNOR’S OFFICE OF STORM RECOVERY FUNDED PROJECT -BELLMORE, MERRICK, SEAFORD, WANTAGH, AND OCEANSIDE CHECK VALVE INSTALLATION PROGRAM, TOWN OF HEMPSTEAD, NEW YORK, PW#41-19

WHEREAS, pursuant to Resolution 1245-2020, duly adopted by the Town Board on November 17, 2020, the Town entered into the agreement (the “Original Agreement”) with Biltwell General Contractor Corp., for The N.Y.S. Governor’s Office of Storm Recovery Funded Project – Bellmore, Merrick, Seaford, Wantagh, And Oceanside Check Valve Installation Program, Town of Hempstead, New York, PW#41-19 (the “Project”) in the amount of \$2,365,595.00; and

WHEREAS, an Amendment is necessary to increase the Contract Amount by \$418,593.30 for: the addition of several work items to the contract such as temporary asphalt, saw-cutting, and the relaying of drainage pipe; the substitution of check valve manufacturers to secure materials without lengthy lead times that were jeopardizing the project’s grant eligibility; and

WHEREAS, the Commissioner has recommended that the Town Board amend the Resolution to authorize the Amendment to the Original Agreement; and

WHEREAS, upon the recommendation of the Commissioner, this Board finds it to be in the best interest of the Town to amend the Resolution to authorize the Amendment to the Original Agreement;

NOW THEREFORE, BE IT

RESOLVED, that the amendment be and hereby is authorized; and be it further

RESOLVED, that the Commissioner is authorized and directed to execute, on behalf of the Town, the Amendment, all as more particularly set forth in the Amendment, which shall be on file in the Office of the Town Clerk; and be it further

RESOLVED, the Comptroller be and hereby is authorized and directed to pay the cost of the Amendment, not to exceed \$418,593.30, with payments to be made from N.Y.S. Governor’s Office of Storm Recovery Funds, Account No: 9555-503-9555-5010. The total final contract amount shall not exceed \$2,784,188.30.

AYES:

NOES:

Item # 28

Case # 18675

Case No.

Resolution No.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AMENDING RESOLUTION NO. 1132-2021 – AWARD OF A
BID FOR N.Y.S. GOVERNOR’S OFFICE OF STORM RECOVERY FUNDED
PROJECT -WOODMERE DRAINAGE IMPROVEMENTS, WOODMERE,
TOWN OF HEMPSTEAD, NEW YORK, PW#28-21

WHEREAS, pursuant to Resolution 1132-2021, duly adopted by the Town Board on September 9, 2021, the Town entered into the agreement (the “Original Agreement”) with Biltwell General Contractor Corp., for The N.Y.S. Governor’s Office of Storm Recovery Funded Project – Woodmere Drainage Improvements, Woodmere, Town of Hempstead, New York, PW#28-21 (the “Project”) in the amount of \$1,269,558.00; and

WHEREAS, an Amendment is necessary to increase the Contract Amount by \$143,485.80 for the substitution of check valve manufacturers to secure materials without lengthy lead times that were jeopardizing the project’s grant eligibility; and

WHEREAS, the Commissioner has recommended that the Town Board amend the Resolution to authorize the Amendment to the Original Agreement; and

WHEREAS, upon the recommendation of the Commissioner, this Board finds it to be in the best interest of the Town to amend the Resolution to authorize the Amendment to the Original Agreement;

NOW THEREFORE, BE IT

RESOLVED, that the amendment be and hereby is authorized; and be it further

RESOLVED, that the Commissioner is authorized and directed to execute, on behalf of the Town, the Amendment, all as more particularly set forth in the Amendment, which shall be on file in the Office of the Town Clerk; and be it further

RESOLVED, the Comptroller be and hereby is authorized and directed to pay the cost of the Amendment, not to exceed \$143,485.80, with payments to be made from N.Y.S. Governor’s Office of Storm Recovery Funds, Account No: 9555-503-9555-5010. The total final contract amount shall not exceed \$1,413,043.80.

AYES:

NOES:

Item # 29

Case # 18675

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE RATIFICATION AND AFFIRMATION OF PREVIOUSLY EXECUTED INSTRUCTOR AGREEMENTS IN CONJUNCTION WITH THE DEPARTMENT OF PARKS AND RECREATION 2023 WINTER/SPRING ACTIVITIES PROGRAMMING

WHEREAS, the Town of Hempstead through its Department of Parks and Recreation hosts a wide variety of instructional classes each Winter/Spring Season (collectively the "Town's 2023 Winter/Spring Activities Program"); and

WHEREAS, in conjunction with the Town's 2023 Winter/Spring Activities Program, the Department of Parks and Recreation has previously entered into a number of Sports Instructor Agreements each as more particularly identified on Schedule "A" attached hereto; and

WHEREAS, the Commissioner of the Department of Parks and Recreation recommends to this Town Board that each of the previously executed Instructor Agreements respectively identified on Schedule "A" be ratified and affirmed; and

WHEREAS, this Town Board find that the ratification and affirmation of the Instructor Agreements respectively identified on Schedule "A" in conjunction with the Town's 2023 Winter/Spring Activities Program is in the best interest of the Town.

NOW, THEREFORE, BE IT

RESOLVED, that each of the previously executed Instructor Agreements identified on Schedule "A" be and hereby are ratified and affirmed; and

BE IT FURTHER

RESOLVED, that the Comptroller be and hereby is authorized to make payments under the aforementioned Instructor Agreements from Parks and Recreation Account #400-007-71100-4151.

The foregoing resolution was adopted upon roll call as follows:

AYES: ()

NOES: ()

Item # 30

Case # 11046

Department of Parks & Recreation - 2023 Winter/Spring Instructors Schedule "A"

Andrea Campbell-Genna	Zumba Gold - 12 lessons, Zumba - 12 lessons (Merrick)	\$1,320.00
Casey D'Orazio-Cartagena	Aerobics-12 Lessons (Lev Hall/Merrick), Total Body-12 lessons (Lev Hall), Pilates-12 lessons (Merrick) Kickboxing -12 lessons (Merrick)	\$3,300.00
Catherine Cassatto-Baldari	Cardio Sculpt - 24 lessons, Total Body - 12 lessons (Echo Park)	\$1,980.00
Claudia Penna	Strong Core Plus More - 12 lessons, Cardio Sculpting-12 lessons, Kickboxing - 12 lessons (Echo Park)	\$1,980.00
Darryl Granum	Zumba - 12 Lessons (Echo Park)	\$660.00
Edgar D. Hug	Tai Chi - 36 Lessons (Echo Park)	\$2,160.00
Emma Ramirez	Zumba - 12 Lessons (Levittown Hall)	\$660.00
Jeanette Morales	Zumba - 12 Lessons (Echo Park)	\$660.00
Kathryn Quaranto	Aerobics-24 lessons, Total Body - 12 lessons, Pilates - 24 lessons (Levittown Hall)	\$3,300.00
Leah Hartofelis	Gentle Flow Yoga - 36 lessons (Echo Park)	\$1,980.00
Leah Hartofelis	Yin-Yasa - 12 lessons, Gentle Flow Yoga - 12 lessons (Merrick)	\$1,320.00
Leslie Cobb	Adult Chess - 12 lessons (Bernard Brown)	\$1,320.00
Leslie Cobb	Youth Chess Lessons - 64 lessons (Bernard Brown Park)	\$2,240.00
Lisa Samuels	Gentle Flow Yoga - 12 lessons , Toned Up - 12 lessons, Yin Toga - 12 lessons (Levittown Hall and Merrick)	\$1,980.00
Loraine Henry	Toned Up - 12 lessons, Kripalu Yoga - 12 lessons (Echo Park)	\$1,320.00
Lorraine Trezza	Hatha Yoga-24 lessons (Merrick)	\$1,320.00
Madeline McAndrews	Pilates - 12 lessons, Yogalates - 12 lessons, Gentle Flow Yoga - 12 Lessons (Merrick)	\$1,980.00
Margaret Maher	Pilates - 12 lessons, Toned Up - 12 lessons (Merrick)	\$1,320.00
Marie Peng	Toned Up - 12 lessons (Merrick)	\$660.00
Michele L. Pome	Total Body - 12 lessons, Strength Training - 12 lessons (Merrick)	\$1,320.00
Michele L. Pome	Toned Up - 24 lessons, Pilates-Barre-24 lessons, Total Body - 12 lessons, Zumba-12 Lessons, Yogalates-12 lessons (Echo Park)	\$4,620.00
Nene Alameda	Zumba - 12 lessons (Merrick)	\$660.00
Peter Kearney	All Year Shape Up for Men - 62 lessons (Echo Park)	\$3,410.00
Robert Washington	Tai Chi - 12 Lessons (Echo Park)	\$660.00
Robert Washington	Self-Defense / Karate Lessons - 54 lessons (Echo Park)	\$2,970.00
Rosemarie Martelli	Vinyasa Yoga - 24 lessons, Hatha Yoga-12 lessons (Echo Park and Merrick)	\$1,980.00
Sandra Metz	Zumba - 12 lessons (Echo Park)	\$660.00
Shelley Schubach	Yoga 101 - 12 lessons (Echo Park)	\$660.00

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE RATIFICATION AND AFFIRMATION OF CERTAIN REFEREE AND ASSIGNER OF OFFICIALS AGREEMENTS IN CONJUNCTION WITH THE DEPARTMENT OF PARKS AND RECREATION'S 2023 WINTER HIGH SCHOOL SOCCER LEAGUE

WHEREAS, the Town of Hempstead through its Department of Parks and Recreation hosts a Winter High School Soccer League each year (the "2023 Winter High School Soccer League"); and

WHEREAS, in conjunction with the 2023 Winter High School Soccer League, the Department of Parks and Recreation has entered into several Referee and Assigner of Officials Agreements for the "2023 Winter High School Soccer League", as more particularly identified on Schedule "A" attached hereto; and

WHEREAS, the Commissioner of the Department of Parks and Recreation hereby recommends to this Town Board that each of the previously executed Referee and Assigner of Officials Agreements respectively identified on Schedule "A" be ratified and affirmed; and

WHEREAS, this Town Board find that the ratification and affirmation of the Referee and Assigner of Officials Agreements respectively identified on Schedule "A" in conjunction with the 2023 Winter High School Soccer League is in the best interest of the Town.

NOW, THEREFORE, BE IT

RESOLVED, that the aforementioned previously executed Referee and Assigner of Officials Agreement are each hereby ratified and affirmed; and

BE IT FURTHER

RESOLVED, that the Comptroller be and hereby is authorized to make payments under the aforementioned Referee and Assigner of Officials Agreements from Parks and Recreation Account number 400-007-71100-4151.

The foregoing resolution was adopted upon roll call as follows:

AYES: ()

NOES: ()

Item # 31

Case # 11046

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING A PAYMENT TO RAINBOW SOUND FOR EQUIPMENT REPAIR/REPLACEMENT DUE TO WEATHER RELATED DAMAGE SUSTAINED DURING ONE OF THE TOWN'S 2022 SUMMER CONCERTS

WHEREAS, the Town, through its Department of Parks and Recreation ("Department"), presented its annual concert series during the summer of 2022 ("2022 Summer Concert Series") featuring musical performances held in various parks located throughout the Town; and

WHEREAS, to enhance the overall quality of the musical sound experience for those attending the 2022 Summer Concert Series, the Department rented certain sound equipment from Rainbow Sound ("Rainbow"), with offices at 23 Potter Street, Farmingdale, NY 11735; and

WHEREAS, on August 26, 2022, the Town presented its last concert of the summer at Town Park Point Lookout, and due to the weather forecast of possible rain, said rented Rainbow's sound equipment was covered with tarps under tents and each tent post was weighted down with a 30lb sandbag for protection; and

WHEREAS, the weather worsened, and a bad storm ensued with rain and wind so powerful that the tarps flew off the equipment and the tents blew down exposing the sound equipment to the elements; and

WHEREAS, due to this situation, said rented sound equipment sustained damage requiring repair and/or replacement; and

WHEREAS, with respect to the aforementioned sound equipment rental, Rainbow Sound has submitted certain Invoices to the Department substantiating its incurred costs for replacement and repair of this damaged equipment in the total amount of \$9,082.47 ("Invoices"); and

WHEREAS, the Department hereby confirms that storm damage in fact occurred to Rainbow Sound's equipment on August 26, 2022, and further confirms that it has reviewed Rainbow Sound's Invoices for repair and replacement and believes such Invoices to be reasonable; and

WHEREAS, the Commissioner of the Department hereby respectfully requests that this Town Board authorize payment in the amount of \$9,082.47 to Rainbow Sound to reimburse it for its storm damaged equipment; and

WHEREAS, this Town Board believes that it is in the best interest of the Town to reimburse Rainbow Sound in the full amount of its submitted Invoices.

NOW THEREFORE, BE IT

RESOLVED, that the Town Comptroller, be and hereby is, authorized to make payment to Rainbow Sound in the total amount of \$9,082.47 and to charge said fees to Parks & Recreation account 400-0007-7110-4130 (Rental Equipment).

The foregoing resolution was adopted upon roll call as follows:

AYES: ()

NOES: ()

Item # 32

Case # 29910

CASE NO.

RESOLUTION NO.

Adopted:

Councilmember

moved the following resolution's adoption:

RESOLUTION AUTHORIZING A RENEWAL OF AN AGREEMENT WITH CROWN CASTLE FIBER, LLC TO PROVIDE NETWORK CONNECTIVITY TO THE DEPARTMENT OF PUBLIC SAFETY

WHEREAS, this Board authorized an agreement (the "Agreement") with Crown Castle Fiber, LLC, 201 Old Country Road, Suite 125 Melville, NY 11747 ("Crown Castle") under TBR #326-2020 to provide network connectivity for the Department of Public Safety (the "Services") which will expire on March 11, 2023; and

WHEREAS, pursuant to the Town of Hempstead Procurement Policy and Procedures, Crown Castle can continue providing the Services, and the Commissioner of Information and Technology (the "Commissioner") recommends this Board authorize an extension to the Agreement for the Services for a period of sixty (60) months commencing on March 12, 2023 (the "Renewal");

NOW, THEREFORE, BE IT

RESOLVED, the Renewal to the Agreement for the Services with Crown Castle is authorized, and the Commissioner is authorized to execute the Renewal and any other documents necessary to effectuate the Renewal; and be it further;

RESOLVED, the Comptroller is authorized to make monthly payments not to exceed \$6,300.00 (six thousand three hundred dollars) per year from account 010-0001-16800-4180. The foregoing resolution was adopted upon roll call as follows:

AYES:
NOES:

Item # 33

Case # 27890
14301

Adopted:

offered the following resolution and moved its adoption as follows:

RESOLUTION AUTHORIZING ACCEPTANCE OF CONTRACT#82-2022 FOR THE YEARLY REQUIREMENTS FOR PLUMBING, SEWER, AND DRAIN SERVICES THROUGHOUT THE DEPARTMENT OF PARKS AND RECREATION

WHEREAS, the Department of Purchasing, on behalf of the Department of Parks and Recreation ("Department"), advertised for bids for the yearly requirements of pool maintenance; and

WHEREAS, the following two (2) bids were received in response to the advertisement for bids and were referred to the Department for examination and report:

1) Maccarone Plumbing Inc.
10 Sea Cliff Avenue
Glen Cove, N.Y. 11542

2) Seaford Avenue Corp.
25 Brooklyn Avenue
Massapequa, N.Y. 11758

Description:	1) <u>Maccarone Plumbing, Inc.</u>		2) <u>Seaford Ave Corp.</u>	
	<u>Clean & Treat</u>	<u>Clean Only</u>	<u>Clean & Treat</u>	<u>Clean Only</u>
Clean Floor Drain with Cable	\$275.00	\$275.00		\$375.00
Clean Sewer Line from Cleanout w/ Jetter Initial Period	\$575.00	\$575.00		\$650.00
Additional Hour on Jetting	\$275.00	\$275.00		\$350.00
Clean Sewer Line from Cleanout w/ Mini Jetter Initial Period	\$475.00	\$475.00		\$375.00
Clean Sewer Line from Cleanout w/ Mini Jetter Initial Period - 2 Techs	\$625.00	\$625.00		\$350.00
Clean Floor Drain with Jetter	\$325.00	\$325.00		\$375.00
Clean Floor Drain with Mini Jetter	\$325.00	\$325.00		\$375.00
Additional Hour on Jetting - Two Techs	\$375.00	\$375.00		\$350.00
Underground Sewer Pipe Camera Inspection - Excavation Camera to be performed by Supervisor	\$2,500.00	\$2,500.00		\$450.00
Underground Sewer Pipe Camera Inspection - Jetting Camera to be performed by Supervisor	\$575.00	\$575.00		\$1,200.00
Underground Sewer Pipe Camera Inspection - Excavation	\$2,500.00	\$2,500.00		\$450.00
Underground Sewer Pipe Camera Inspection - Jetting	\$575.00	\$575.00		\$1,200.00
Underground Sewer Pipe Camera Inspection - Excavation Camera as 2nd job	\$2,500.00	\$2,500.00		
Underground Sewer Pipe Camera Inspection - Jetting Camera as 2nd job	\$575.00	\$575.00		
Underground Sewer Pipe Camera Inspection - Excavation Camera as 2nd job to be performed by Supervisor	\$2,500.00	\$2,500.00		
Underground Sewer Pipe Camera Inspection - Jetting Camera as 2nd job to be performed by Supervisor	\$875.00	\$875.00		
Clean Sewer Line from Cleanout with Jetter Half Day	\$1,800.00	\$1,800.00		\$1,700.00
Clean Sewer Line from Cleanout with Jetter Full Day	\$2,400.00	\$2,400.00		\$3,100.00
Cable Kitchen Line from Grease Trap Upstream and Downstream	\$350.00	\$350.00		\$475.00

Evaluate Stoppage and Discuss Solution & Price	\$225.00	\$225.00	Item # <u>35</u>	\$175.00
Clean Outside Drain or Outside Floor Drain	\$350.00	\$350.00		\$375.00
Vertical Sanitary or Stack Line between Floors Cable from Clog to Foundation	\$575.00	\$575.00	Case # <u>24883</u>	\$775.00

Vertical Sanitary or Stack Line between Floors Cable from Clog to Foundation	\$575.00	\$575.00		\$375.00
Main Sewer Stoppage clear from Clean Out to main Single Reel	\$625.00	\$625.00		\$375.00
Main Sewer Stoppage clear from Clean Out to main Single Reel plus root	\$675.00	\$675.00		\$375.00
Treatment - RootX - 2lb RootX	\$250.00	\$250.00		\$575.00
Main Sewer Stoppage Clear from inside House Trap	\$275.00	\$275.00		\$375.00
Main Sewer Stoppage Clear from Basement Cleanout - No other access available	\$375.00	\$375.00		\$375.00
Main Sewer Stoppage Clear Thru Pulled Toilet	\$375.00	\$375.00		\$525.00
Main Sewer Stoppage Clear Via toilet plus Root Treatment - RootX 2 lb	\$550.00	\$550.00		\$625.00
Main Sewer Stoppage Clear from City Cleanout to Main Single Reel	\$650.00	\$650.00		\$475.00
Main Sewer Stoppage Clear from House Cleanout to Main Single Reel	\$650.00	\$650.00		\$475.00
Kitchen Sink Stoppage Clear thru Trap plus Free Camera	\$375.00	\$375.00		
Main Sewer Stoppage Clear from Cleanout to Main Single Reel plus Free Camera	\$675.00	\$675.00		
Main Sewer Stoppage Clear thru Pulled Toilet plus Free Camera	\$475.00	\$475.00		
Clean Sewer Line from Cleanout with Jetter - Initial Period plus Free Camera	\$675.00	\$675.00		
Clean Sewer Line from Cleanout with Jetter - Initial Period Two Techs plus Free Camera	\$875.00	\$875.00		
Whole House Drain Cleaning Special - Storm Lines	\$575.00	\$575.00		
Whole House Drain Cleaning Special - Sewer Lines	\$575.00	\$575.00		
Locate Cleanout to Main Drain Line with Light Digging	\$600.00	\$600.00		
Additional Cable Reel On Job	\$150.00	\$150.00		
Additional Service Technician On Job	\$175.00	\$175.00		
Additional Line for Whole House Drain Clean Special	\$475.00	\$475.00		

WHEREAS, the Commissioner of the Department hereby recommends acceptance of the bid submitted by Maccarone Plumbing Inc, 10 Sea Cliff Avenue, Glen Cove, N.Y. 11542 as being the overall lowest bidder and being duly qualified; and

WHEREAS, the Commissioner of the Department hereby further advises this Town Board that the bid submitted by Seaford Avenue Corp. was determined to be non-responsive to the requisite bid specifications by the Town's Compliance Officer, in that it failed to bid the "Clean and Treat" category and equally failed to bid certain line items of the "Clean Only" category; and

WHEREAS, this Town Board believes that it would be in the best interest of the Town to accept the above referenced bid of Maccarone Plumbing Inc.

NOW, THEREFORE, BE IT

RESOLVED, that the above referenced Bid submitted by Maccarone Plumbing Inc. be and hereby is accepted and approved; and

BE IT FURTHER

RESOLVED, that the Town Comptroller be and is hereby authorized to make associated payments to Maccarone Plumbing Inc, 10 Sea Cliff Avenue, Glen Cove, N.Y. 11542, from several corresponding appropriate Parks and Recreation account codes.

AYES:

NOES:

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution
and moved its adoption as follows:

RESOLUTION AUTHORIZING THE DEPARTMENT
OF BUILDINGS TO ISSUE A BUILDING PERMIT
WITH A FEE "CAP" AND ALL ASSOCIATED
APPLICATIONS, OPEN PERMITS, CERTIFICATES AND
BOARD OF ZONING APPEALS FEES IN CONNECTION
WITH BUILDING PERMIT APPLICATION NO. 23-785,
FOR ALTERATIONS TO LADDER TRUCK BAY AT THE
PREMISES LOCATED AT 3470 PARK AVENUE,
WANTAGH, TOWN OF HEMPSTEAD, NASSAU
COUNTY, NEW YORK.

WHEREAS, the Wantagh Fire District has filed Building Permit Application
No. 23-785 and all associated applications, open permits, certificates, and board
of zoning appeals fees with the Department of Buildings of the Town of
Hempstead for alterations to Ladder Truck Bay at the premises located at 3470
Park Avenue, Wantagh, New York; and

WHEREAS, the Wantagh Fire District, has requested consideration for an
exemption from payment of full fees in connection with Building Permit
Application No. 23-785 and all associated applications, open permits, certificates,
and board of zoning appeals fees; and

WHEREAS, this Town Board deems it to be in the public interest for an
exemption from payment of full fees in connection with Application No. 23-785
and all associated applications, open permits, certificates and board of zoning
appeals fees;

NOW, THEREFORE, BE IT

RESOLVED, that a fee "cap" of \$500.00 is hereby fixed regarding Building
Permit Application No. 23-785 and all associated applications, open permits,
certificates, and board of zoning appeals fees for alterations to Ladder Truck Bay
at the premises located at 3470 Park Avenue, Wantagh, New York, New York.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

36

Case #

10315

Case No.

Resolution No.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AMENDING RESOLUTION NO.1063-2021 - THE AWARD OF
A BID FOR ROADWAY RECONSTRUCTION – MORTON AVENUE AREA,
FRANKLIN SQUARE, TOWN OF HEMPSTEAD, NEW YORK, PW#30-21

WHEREAS, pursuant to Resolution 1063-2021, duly adopted by the Town Board on September 09, 2021, the Town entered into an agreement (the “Original Agreement”) with Valente Contracting Corporation, for Road Reconstruction – Morton Avenue Area, Franklin Square, Town of Hempstead, New York, 30-21 (the “Project”) in the amount of \$1,730,390.00; and

WHEREAS, an Amendment is necessary to increase the Contract Amount by \$796.30 to include the installation of a concrete valley gutter at the intersection of Cox St and Anderson Ave; and

WHEREAS, the Commissioner has recommended that the Town Board amend the Resolution to authorize the Amendment to the Original Agreement; and

WHEREAS, upon the recommendation of the Commissioner, this Board finds it to be in the best interest of the Town to amend the Resolution to authorize the Amendment to the Original Agreement;

NOW THEREFORE, BE IT

RESOLVED, that the amendment be and hereby is authorized; and be it further

RESOLVED, that the Commissioner is authorized and directed to execute, on behalf of the Town, the Amendment, all as more particularly set forth in the Amendment, which shall be on file in the Office of the Town Clerk; and be it further

RESOLVED, the Comptroller be and hereby is authorized and directed to pay the cost of the Amendment, not to exceed \$796.30, with payments to be made from the Town Highway Capital Improvement Fund, Account No. 9578-503-9578-5010. The total final contract amount shall not exceed \$1,731,186.30.

AYES:

NOES:

Item #

37

Case #

28692

Adopted:

offered the following resolution and moved its adoption as follows:

RESOLUTION AUTHORIZING PAYMENTS TO CERTAIN BOWLING LANE FACILITIES THAT ARE HOSTING THE 2023 ANCHOR PROGRAM BOWLING OUTINGS

WHEREAS, the Town's ANCHOR Program has enjoyed a long-standing working relationship with the following four local area bowling lane facilities which have each periodically hosted numerous ANCHOR bowling outings for approximately thirty (30) years and each of which is very accommodating to the large number of ANCHOR's special needs bowling participants and staff:

- 1. San-Dee Lanes of Malverne
342 Hempstead Avenue
Malverne, NY 11565
- 2. East Meadow Bowl
1840 Front Street
East Meadow, NY 11554
- 3. Rockville Centre Lanes
100 Maple Avenue
Rockville Centre, NY 11570
- 4. Win Bowling Alley Corporation
d/b/a Baldwin Bowl
2407 Grand Avenue
Baldwin, N.Y. 11510

and,

WHEREAS, the Department of Parks & Recreation has reviewed its relevant records and has calculated that the average annual aggregate total of claims/invoices for bowling services submitted to the Department by the above four referenced bowling lane facilities for the year 2022 was approximately \$60,000.00; and

WHEREAS, in order to ensure the timely payment of claims/invoices submitted by these bowling lane facilities during 2023, the Commissioner of the Department of Parks & Recreation hereby respectfully recommends to this Town Board that it grant the Town's Comptroller the authority to make payments of bowling service claims/invoices corresponding to bowling services actually rendered to the ANCHOR Program Bowling outings during 2023, to San-Dee Lanes, East Meadow Bowl, Rockville Centre Lanes and Win Bowling Alley Corporation d/b/a Baldwin Bowl, in an aggregate amount not to exceed \$60,000.00.

NOW, THEREFORE BE IT

RESOLVED, that the Town Comptroller be and hereby is authorized to make payments of bowling service claims/invoices in conjunction with bowling services actually rendered to the ANCHOR Program Bowling outings during the year 2023 to San Dee Lanes, East Meadow Bowl, Rockville Centre Lanes and Win Bowling Alley Corporation d/b/a Baldwin Bowl in an aggregate amount not to exceed \$60,000.00; said payments to be made from account #400-0007-71100-4151 (Fees & Services).

The foregoing resolution was adopted upon roll call as follows:

AYES: ()
NOES: ()

Item # 38

Case # 16531

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE AWARD OF A BID FOR THE ROADWAY RECONSTRUCTION OF THE KEILY DRIVE AREA, SEAFORD, NEW YORK, PW#37-22

WHEREAS, the Commissioner of the Department of General Services (the "Commissioner") solicited bids for The Roadway Reconstruction Of The Keily Drive Area, Seaford, New York; PW#37-22 (the "Project"); and

WHEREAS, pursuant to such solicitation, bids were publicly opened and read aloud in the office of the Commissioner on February 09, 2023; and

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

STASI INDUSTRIES, INC	2,142,225.00
STASI GENERAL CONTRACTING, LLC.	2,212,045.00
AVENTURA CONSTRUCTION CORP.	2,213,470.00

WHEREAS, the Commissioner of The Department of Engineering reported that the lowest bid was received from Stasi Industries, Inc. in the amount of \$2,142,225.00, and

WHEREAS, the Commissioner of the Department of Engineering reported that it appears that said bidder is duly qualified and acceptance by the Town Board is recommended; and

WHEREAS, consistent with the recommendation of the Commissioner of the Department of Engineering, the Town Board desires to authorize the Award of a Contract for the Project to Stasi Industries, Inc. as the lowest responsible bidder at the bid price of \$2,142,225.00.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby Awards a Contract for the Project to Stasi Industries, Inc., 303 Winding Road, Old Bethpage, NY, as the lowest responsible bidder at the bid price of \$2,142,225.00; and be it further

RESOLVED, that upon execution of the Contract by Stasi Industries, 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 Stasi Industries, Inc. and authorizes and directs the Comptroller to pay the actual cost of the Project in accordance with the Contract and in the amount not to exceed \$2,142,225.00 with payments to be made from the Town Highway Capital Improvement Funds, Account No.(s):9561-503-9561-5010 (\$1,000,000.00) and 9571-503-9571-5010 (\$1,500,000.00).

AYES:

NOES:

39

30865

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE ACCEPTANCE OF A REBATE CHECK IN CONJUNCTION WITH THE PSEG COMMERCIAL EFFICIENCY INITIATIVE REBATE PROGRAM

WHEREAS, the Town duly adopted Resolution no. 481-2021 on May 4, 2021, accepting a bid from Fairway Golf Corp. ("Fairway") with respect to the Town's leasing of electric golf carts at Lido Golf Course through Fairway; and

WHEREAS, the Department of Parks & Recreation ("Department") was recently notified by Fairway that sixty-five (65) of the Town's leased electric golf carts were eligible for a PSEG Commercial Efficiency Initiative Rebate Program ("CEP") for electric golf cart vehicles; and

WHEREAS, the Department submitted a PSEG Commercial Efficiency Program Rebate Application; and

WHEREAS, the corresponding rebate to the Town is \$900.00 per vehicle for each of the sixty-five (65) vehicles; and

WHEREAS, the Department is in receipt of a rebate check from PSEG Long Island in the sum of \$58,500.00.

WHEREAS, the Commissioner of the Department hereby respectfully recommends that this Town Board authorize the acceptance of said PSEG Rebate Check; and

WHEREAS, this Town Board hereby finds that it is in the best interest of the Town to accept the aforementioned PSEG rebate check.

NOW, THEREFORE, BE IT

RESOLVED, that the Town of Hempstead hereby agrees to accept the aforementioned PSEG Commercial Efficiency Initiative rebate check in the sum of \$58,500.00; and

BE IT FURTHER

RESOLVED, that the Town Comptroller be and hereby is authorized to deposit said PSEG Commercial Efficiency Initiative Rebate check into Account #010-0012-9000-2770 (Miscellaneous Revenue).

The foregoing resolution was adopted upon roll call as follows:

AYES: ()

NOES: ()

Item # 40

Case # 19741

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution

and moved its adoption:

RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH GREENFIELD CEMETERY CONSULTING SERVICES, LLC FOR CEMETERY CONSULTING SERVICES.

WHEREAS, the Department of General Services has jurisdiction over Greenfield Cemetery, 650 Nassau Road, Uniondale, New York; and

WHEREAS, the Town of Hempstead wishes to enter into an agreement with Greenfield Cemetery Consulting Services, LLC, 1023 Broadway, Woodmere, New York 11598 for the purposes of providing consulting services for the operation of Greenfield Cemetery; and

WHEREAS, the Town wishes to enter into this agreement for a period of one year beginning March, 2023 to February 29, 2024 at a cost not to exceed Sixty-Five Thousand Dollars (\$65,000.00); and

WHEREAS, it is in the best interest of the residents of the Town to enter into the Agreement for the Services, as recommended by Commissioner of General Services;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board authorizes an agreement with Greenfield Cemetery Consulting Services, LLC, 1023 Broadway, Woodmere, New York 11598 for the purposes of providing consulting services for the operation of Greenfield Cemetery; and

BE IT FURTHER

RESOLVED, that the Town Comptroller be and is hereby authorized and directed to pay the sum not to exceed Sixty-Five Thousand Dollars (\$65,000.00) for said Services out of Department of General Services Cemeteries Division Fees & Services Account Number 010-0006-88100-4151.

The foregoing was adopted upon roll call as follows:

AYES:

NOES:

* * * * *

Item # 411

Page # 28083

Case No.

Resolution No.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AMENDING RESOLUTION NO. 691-2018 AUTHORIZING THE EMPLOYMENT OF LOUIS K. MCLEAN ASSOCIATES ENGINEERS & SURVEYORS, PC. FOR CONSULTING SERVICES PERTINENT TO BARNUM ISLAND AND HARBOR ISLE DRAINAGE IMPROVEMENTS, TOWN OF HEMPSTEAD, NEW YORK

WHEREAS, pursuant to Resolution No 691-2018, duly adopted by the Town Board on May 22, 2018 the Town entered into an agreement (the "Original Agreement") with Louis K. McLean Associates, Engineers & Surveyors, P.C. for Consulting Services Pertinent to PW15-21, PW16-21, & PW17-21, The Barnum Island And Harbor Isle Drainage Improvements Project (the Project) with funding delivered through the New York Rising Community Reconstruction Program (NYRCR) within the New York State Governor's Office of Storm Recovery (GOSR) in the amount of \$1,128,038.17 (the "Contract Amount"); and

WHEREAS, the Commissioner of the Department of Engineering (the "Commissioner") has recommended that the Town amend the Original Agreement to provide an increase in funding for the additional construction inspection and administration services (the "Additional Services"); and

WHEREAS, the Additional Services necessitate an increase in the Contract Amount under the Original Agreement by \$351,537.92 for a total not to exceed the cost of \$1,479,576.09 (the "Amendment"); and

WHEREAS, the additional funds required for the increase in funding are available through the GOSR NYRCR program; and

WHEREAS, the Commissioner has recommended that the Town Board authorize the Amendment; and

WHEREAS, upon the recommendation of the Commissioner, this Board finds it to be in the best interest of the Town to authorize the Amendment;

NOW THEREFORE, BE IT

RESOLVED, that the Amendment be and hereby is authorized; and be it further

RESOLVED, that the Commissioner is authorized and directed to execute, on behalf of the Town, the Amendment, all as more particularly set forth in the Amendment, which shall be on file in the Office of the Town Clerk; and be it further

RESOLVED, the Comptroller be and hereby is authorized and directed to pay the additional costs of the Amendment with a total cost not to exceed \$1,479,576.09 with payments to be reimbursed by GOSR.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

412

Case #

29185

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution

and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING AN
AGREEMENT WITH TRUNCAY ADEM d/b/a CANINE
COUNSEL DOG TRAINING, INC.

WHEREAS, the Town of Hempstead Animal Shelter (“the Shelter”) employs the services of an animal trainer in situations whereby one is needed in efforts to rehabilitate certain animals for the purposes of preparing the animal for possible adoption; and

WHEREAS, the Shelter recently experienced the loss of its animal trainer, thus causing an interruption in rehabilitation services for those animals in need; and

WHEREAS, the Town was able to secure the services of an animal trainer, namely Truncay Adems, d/b/a Canine Counsel Dog Training, Inc, 31 Moriches Avenue, Mastic, New York 11950 to substitute for those which were lost on an interim basis while the Town searched for a new trainer; and

WHEREAS, it is in the best interest of the residents of the Town to ratify and confirm the Agreement for the Services, as recommended by the Commissioner of General Services; and

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board authorizes the Agreement; and be it further

RESOLVED, that the Town Comptroller be and is hereby authorized and directed to pay the sum not to exceed Three Thousand Five Hundred Dollars (\$3,500.00) for said Services out of Animal Shelter Account Number 010-0002-35100-4151 Fees and Services.

The foregoing was adopted upon roll call as follows:

AYES:

NOES:

Item #

43

Page #

21646

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution

and moved its adoption:

RESOLUTION AUTHORIZING PAYMENT OF
NOTARY PUBLIC FEE FOR THE DEPARTMENT OF
GENERAL SERVICES, ADMINISTRATION
DIVISION.

WHEREAS, the Department of General Services, Administration Division in the performance of its official functions is required to cause the signatures of department officials and personnel to notarize; and

WHEREAS, Devin Faas, employee of the Administration Division has been commissioned as a Notary Public for the purpose in connection with her official duties and responsibilities; and

WHEREAS, the Commissioner of the Department of General Services has advised this Board that the said commission was necessary for departmental need in executing official forms and documents of the Administration Division requiring notarization and that such licensing fee for the person before mentioned, amounting to a charge of \$60.00 for Devin Faas for a period of four years; and

BE IT FURTHER

RESOLVED, that said total sum of \$60.00 be charged to the Department of General Services, Account Number 010-0001-14900-4040, Office Expenses and be paid to the above individual upon submission of duly executed claim approved by the Town Comptroller.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

44

Case #

30648

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

**RESOLUTION ACCEPTING QUOTE FOR TENT RENTAL
IN CONJUNCTION WITH GOLF CART STORAGE AT LIDO GOLF COURSE**

WHEREAS, the Town of Hempstead's Lido Golf Course is currently undergoing certain renovations which include the removal of the existing Golf Cart Storage Building; and

WHEREAS, a temporary storage facility / tent is needed for storage of the Town's leased golf carts stationed at Lido Golf Course; and

WHEREAS, to address this need for temporary storage of Golf Carts at Lido Golf Course, the Department of Parks & Recreation ("Department") contacted several area tent rental companies and the following three (3) Quotes were received:

ACE Party & Tent Rental	\$19,488.00
TGIF Event Services	\$18,954.00
NY Tent:	\$27,955.00

and,

WHEREAS, ACE Party & Tent Rental ("ACE"), with offices at 22 Harbor Park Drive, Port Washington, NY 11050, is in the business of supplying tents; and

WHEREAS, the preference of the Parks & Recreation Department is to move forward with the Quote from ACE for the following reasons: (i) while the price bid by ACE is slightly higher (\$534.00) (in comparison to the Quote from TGIF) the Department is aware that Senior Enrichment had a recent great experience with ACE in connection with ACE's tent services provided for Senior Enrichment's 2022 summer program at the Sands; (ii) in that regard, the Department understands that both the quality and installation of its tent(s) at the Sands was exceptional and therefore the Department has every reason to anticipate the same quality of service at Lido Golf Course; and

WHEREAS, the Commissioner of the Department hereby respectfully recommends to this Town Board that it would be prudent to accept the Quote from ACE, a reputable company that is duly qualified; and

WHEREAS, this Town Board finds that it would be in the Town's best interest to accept the above referenced Quote submitted by ACE in order to provide temporary golf cart housing at the Lido Golf Course while the aforementioned renovations are being made.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Comptroller be and hereby is authorized to make associated tent rental payments to ACE from Parks and Recreation Account number #400-007-7110-4130.

The foregoing Resolution was adopted upon roll call as follows:

AYES: ()

NOES: ()

Item # 45

Case # 19741

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE AWARD OF
TOH CONTRACT#: 51-2022 FOR:
TELEPHONE SYSTEM REPAIRS

WHEREAS, the Division of Purchasing solicited proposals for TOH Contract#: 51-2022 for Telephone System Repairs; and

WHEREAS, proposals were received and opened on June 9, 2022 whereby the following proposals were submitted:

Name & Address of Proposers	ITEM
1) Telephone Consulting Services of LI Corp. d/b/a TCS Marine Services/Koncepts 2933 Judith Drive Bellmore, NY 11710	A) \$ 97.37/hour B) \$136.65/hour

; and

WHEREAS, following an evaluation of the proposal, it has been determined that the proposal received by Telephone Consulting Services of LI Corp., d/b/a TCS Marine Services/Koncepts, 2933 Judith Drive, Bellmore, NY 11710 best meets the Town's needs; and

WHEREAS, the Town Board has determined that it is in the best interest of the Town to award the bid to Telephone Consulting Services of LI Corp., d/b/a TCS Marine Services/Koncepts, 2933 Judith Drive, Bellmore, NY 11710;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby awards TOH Contract#: 51-2022 for Telephone System Repairs to Telephone Consulting Services of LI Corp., d/b/a TCS Marine Services/Koncepts, 2933 Judith Drive, Bellmore, NY 11710,

And, be it Further

RESOLVED, that the Comptroller is hereby authorized and directed to pay monies due and owing in conjunction with this contract from various department accounts.

The foregoing was adopted upon roll call as follows:

AYES: ()

NOES: ()

* * * * *

Item # 46

Case # 9620

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution:

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT # 46-2022 FOR ORACLE MANAGED SERVICE PROVIDER AND AUTHORIZING AN AGREEMENT WITH EVOLUTIONARY SYSTEMS CORP/MASTEK INC.

WHEREAS, the Division of Purchasing publicly solicited bids for Contract #: 46-2022, Oracle Managed Service Provider for a period of one year, with two, one-year extensions commencing March 1, 2023 through February 29, 2024, and

WHEREAS, pursuant to such solicitation the following bids were received and opened in the Division of Purchasing on June 16, 2022;

<u>NAME</u>	<u>PROPOSAL INFORMATION</u>
1) Evolutionary Systems Corp. 400 Trade Center, Suite 5860 Woburn, MA 07801	Fee Schedule
2) Ravindra Reddy Singareddy d/b/a Singareddy Information Technologies, Inc. 604 Williston Court Lawrenceville, GA 30044	Fee Schedule
3) Rite Software Solutions & Services, LLC d/b/a Rite Software 16000 Park Ten Place, Suite 702 Houston, TX 77084	Fee Schedule
4) Sierra-Cedar Group Holdings, LLC d/b/a Sierra-Cedar, LLC 1255 Alderman Drive Alphretta, GA 30005	Fee Schedule
5) CherryRoad Technologies, Inc. 6 Upper Pond Road, 2nd Floor Parsippany, NJ 07950	Fee Schedule
6) Applications Software Technology, LLC 4343 Commerce Court, Suite 701 Lisle, IL 60532	Fee Schedule

;and

WHEREAS, after a review of the bids, the Town Comptroller recommends that said contract be awarded to Evolutionary Systems Corp., 400 Trade Center, Suite 5860, Woburn, MA 07801; and

WHEREAS, Evolutionary Systems Corp. has informed the Town that during the review process, Evolutionary Systems Corp. will be acquired by Mastek, Inc., 15601 Dallas Parkway, Suite 250, Addison, TX 75001; and

WHEREAS, Mastek, Inc. has agreed to honor any and all provisions of the contract entered into through Evolutionary Systems Corp.; and

Item # 47

Case # 14301

WHEREAS, consistent with the recommendation of the Town Comptroller, this Town Board finds it to be in the best interest of the Town to award a contract for the Services to Evolutionary Systems Corp., 400 Trade Center, Suite 5860, Woburn, MA 07801;

NOW, THEREFORE, BE IT

RESOLVED, the Town Board hereby awards Contract #: 46-2022, Oracle Managed Service Provider to Evolutionary Systems Corp., 400 Trade Center, Suite 5860, Woburn, MA 07801; and

Be It Further,

RESOLVED, that the Town Comptroller is hereby authorized to enter into an agreement with Evolutionary Systems Corp., 400 Trade Center, Suite 5860, Woburn, MA 07801 for the purposes expressed and contemplated by this solicitation in an amount not to exceed \$2,600,000.00; and

Be It Further,

RESOLVED, that the Town Comptroller is authorized and directed to make payments from various departmental accounts.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

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
AWARD FOR CONGRESSIONALLY DIRECTED
SPENDING

WHEREAS, grant funding for the Congressionally Directed Spending is available through the House and Senate Appropriations Committees, which funding must be applied for in accordance with certain policies and procedures established by the House and Senate Appropriations Committees; and

WHEREAS, it is the opinion of the Chief of Staff that pursuing such grant funding is in the best interest of the Town and its residents because the funding will facilitate community projects throughout the Town; and

WHEREAS, in order to apply for and to receive grant funding, documents including, without limitation, an application, an 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 Congressionally Directed Spending 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 Town Attorney, and the Town Comptroller are hereby authorized to execute any document necessary to apply for and receive grant funding from the House and Senate Appropriations Committees.

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 #

48

Case #

26493

CASE NO.

RESOLUTION NO.

Adopted:

Councilmember
resolution and moved its adoption as follows:

offered the following

RESOLUTION AWARDING FORMAL BID#: 2-2023 FOR:
THE SUPPLY AND PRINTING OF ENVELOPES FOR USE
IN THE OFFICE OF THE RECEIVER OF TAXES

WHEREAS, the Division of Purchasing, on behalf of the Office of the Receiver of Taxes advertised for bids for Formal Bid #: 2-2023 for the Supply and Printing of Envelopes for Use in the Office of the Receiver of Taxes; and

WHEREAS, the following bids were received and referred to the Office of The Receiver of Taxes for examination and report:

A & M Supplies
2468 N. Jerusalem Road
N. Bellmore, NY 11710

Total cost: \$71,037.50

Tri-State Envelope Corp.
20th & Market St.
Ashland, PA 17921

Total cost: \$88,820.00

NJF Worldwide, LLC
1731 Ginesi Dr.
Freehold, NJ 07728

Total cost: \$137,500.00

Drew & Rogers, Inc.
30 Plymouth St.
Fairfield, NJ 07004

Total cost: \$64,175.00

Lorraine Gregory Communications
95-A Executive Dr.
Edgewood, NY 11717

Total cost: \$70,080.00

WHEREAS, the bid offered by Drew & Rogers, Inc, 30 Plymouth Street, Fairfield, NJ 07004 best meets the qualifications set forth; and

WHEREAS, the Receiver of Taxes recommends that the bid from Drew & Rogers, Inc. 30 Plymouth Street, Fairfield, NJ 07004 be accepted; and orders for purchase of envelopes under the terms of the bid be issued;

Item #

49

Case #

2964

NOW, THEREFORE, BE IT

RESOLVED, that Formal Bid #: 2-2023 for the Supply and Printing of Envelopes for Use in the Office of the Receiver of Taxes be, and is hereby awarded Drew & Rogers, Inc, 30 Plymouth Street, Fairfield, NJ 07004; and be it further

RESOLVED that the Town Comptroller be and is hereby directed to make payments for orders contemplated under this contract from Receiver of Taxes Printing Account No. 010-001-1330-4370.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

CASE NO.

RESOLUTION NO.

adopted:

Councilperson

moved the following resolution's.

adoption:

**RESOLUTION ACCEPTING BID AND AWARDING
THE CONTRACT FOR THE NEWBRIDGE ROAD PARK SPRAY PAD,
BELLMORE, NY, PW #11-22**

WHEREAS, the Commissioner of General Services, on behalf of the Department of Parks and Recreation, advertised for bids for the Newbridge Road Park Spray Pad, Bellmore, NY, PW #11-22; and

WHEREAS, the bids submitted pursuant to such advertisement were opened and read in the office of the Commissioner of General Services on December 16th, 2022 at 11 o'clock in the forenoon; and

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

Aquatic Dynamics	\$681,987.00
5507-10 Nesconset Highway	
Mount Sinai, NY 11766	

Seaford Ave. Corp.	\$716,500.00
25 Brooklyn Ave.	
Massapequa, NY 11758	

and

WHEREAS, the Commissioner respectfully recommends this Town Board deem Seaford Ave. Corp. ("Seaford") the lowest responsible bidder and accept Seaford's bid because Aquatic Dynamic ("Aquatic") failed to provide the Department with proof that Aquatic can simultaneously complete the Coes Neck Park spray pad project, which this Board awarded to Aquatic under TBR # 81-2023 and this project by the required dates with its staff size; and

NOW, THEREFORE, BE IT

RESOLVED, that the above referenced bid of Seaford Avenue Corp. in connection with the Newbridge Road Park Spray Pad, Bellmore, NY in the amount of \$716,500.00 be accepted subject to the execution of a contract by it; and

BE IT FURTHER

RESOLVED, that upon execution of the contract by the successful bidder and the submission of the required performance bond and insurance and the approval thereof by the Town Attorney, the Commissioner of the Department of Parks and Recreation be and hereby is authorized to execute the said contract on behalf of the Town of Hempstead; and

Item # 50
Page 1 of 2
Case # 16905

BE IT FURTHER

RESOLVED, 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 Town Comptroller be and hereby is authorized to make payments under the contract executed by the successful bidder from account number 8712-503-8712-5010.

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 PROPOSAL WITH GENERAL CODE
PUBLISHING CORPORATION, FOR PROFESSIONAL ASSISTANCE IN
THE CODIFICATION AND PRINTING OF THE TOWN OF HEMPSTEAD
MUNICIPAL CODE

WHEREAS, General Code Publishing Corporation, located at Elmgrove Road,
Rochester, New York, provides codification and updates of the Town Code to keep pace
with new legislation, amendments, additions, deletions; and

WHEREAS, General Code Publishing Corporation, provides its services to over
3,000 municipalities nationwide and it has provided these services to the Town of
Hempstead for over forty years, and has reviewed and recommended an enhancement
supplement be completed, including reprinting of the entire Town Code; and

WHEREAS, General Code Publishing Corporation, is the only entity that
originally codified the Town's Municipal and Zoning Codes, provide supplementation
services to maintain and update the Town's Codes and host these codes on it's
eCode360® platform. eCode360 is developed, owned, and maintained by General Code
and may only be purchased directly from General Code; and

NOW, THEREFORE, BE IT

RESOLVED, by the Office of the Town Clerk is authorized to continue to utilize
the services of General Code Publishing Corporation and the Supervisor is authorized to
pay for such services in an amount of \$10,485.00 to be paid from the account 010-012-
9000-4151.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

51

Case #

7226

Intro. No.:

Print No.:

Town of Hempstead

A local law to amend Section 101-2 of Chapter 101 and amend Chapter 101-A of the Code of the Town of Hempstead, in relation to 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.

Introduced by Councilmember _____

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

Section 1. After numerous verbal conversations with residents of the community and planners regarding the TOD District, the NB Overlay District, and the Residential Townhouse/Rowhouse (TR) Overlay District for North Lawrence and Inwood, this Board believes it to be in the best interests of the community and the Town to further extend the temporary moratoria as provided herein.

Section 2.

Section 101-2 of Chapter 101 of the Code of the Town of Hempstead entitled "Temporary Moratorium in the Transit-Oriented Development District for North Lawrence and Inwood" is amended to read as follows:

Chapter 101

Temporary Moratorium in the Transit-Oriented Development District for North Lawrence and Inwood

* * *

§101-2. Enactment of a Temporary Moratorium.

Until March 14, 2024, after which this Local Law shall lapse and be without further force and effect, and subject to any other Local Law adopted by the Town Board, no agency, board, board officer or employee of the Town of Hempstead including but not limited to, the Town Board, the Zoning Board of Appeals, the Design Review Board, or the Building Inspector(s) issuing any approval or building permit pursuant to any provision of the Town of Hempstead BZO, shall accept any application, review any application, or issue, cause to be issued, or allow to be issued any approval, special exception, variance, site plan, or building permit, for any property within the TOD District which seeks an approval, variance or building permit, pursuant to the provisions of the TOD District, except as set forth herein.

* * *

Section 3.

Chapter 101-A of the Code of the Town of Hempstead is amended to read as follows:

Chapter 101-A

Temporary Moratorium in the Neighborhood Business (NB) Overlay District and the Residential Townhouse/Rowhouse (TR) Overlay District for North Lawrence and Inwood

§101-A-1. Purpose

In December 2019, the Town adopted Article XLIII of the Town of Hempstead Building Zone Ordinance (“BZO”) entitled “Transit Oriented Development and Related Districts for North Lawrence and Inwood.” In adopting Article XLIII, the Town recognized that the action was a “Type I” action under the State Environmental Quality Review Act (“SEQRA”) but opted to proceed with an expanded environmental assessment as opposed to proceeding with the preparation of a more comprehensive Environmental Impact Statement. Ultimately, a negative declaration was adopted, as was Article XLIII of the Town of Hempstead Building Zone Ordinance. The adoption of Article XLIII created the “Transit Oriented Development (TOD) District for North Lawrence and Inwood” and two overlay districts; namely, the “Neighborhood (“NB”) Overlay District for North Lawrence and Inwood” and the “Residential Townhouse/Rowhouse (“TR”) Overlay District for North Lawrence and Inwood.”

The stated purpose of the NB Overlay District is “to meet the demand for mixed-use development incorporating housing and commercial uses in a walkable environment.” The NB Zoning Overlay District allows for buildings with various business uses on the ground floor and upper floors containing multiple-family dwellings. The NB Zoning Overlay District allows for up to 24 households per acre. In addition, the NB Zoning Overlay District provides an expedited review process by which applicants may submit their application to a Design Review Committee. The applicant is required to submit, among other things, conceptual, as opposed to fully engineered, site and landscape plans to the Design Review Committee. The Design Review Committee may then waive the site plan requirements of section 305 of the Town of Hempstead BZO, and allow the applicant to apply directly to the Building Department for a building permit.

Since the enactment of the resolution creating the NB Zoning Overlay District, concerns have been raised that the approval procedures for projects in the NB Zoning Overlay District do not represent best practices for ensuring that a “hard look” is taken at several potentially significant negative environmental impacts that could result from the development of multiple high-density mixed-use projects that are currently permissible under the NB Zoning Overlay District. Similarly, there are concerns that based on the expedited review process that limits public scrutiny, there will not be a proper examination of the cumulative effect that multiple projects are having or will have in the NB Zoning Overlay District.

Potential projects under the current provisions of the NB Zoning Overlay District could have significant negative impacts on, among other things, community character and quality of life, public infrastructure, police, fire and other emergency services, traffic, and special districts, and therefore represent a threat to public health, safety and welfare.

The Town Board wishes to be able to consider proposals regarding potential amendments and/or alternatives to the NB Zoning Overlay District and the Town of Hempstead BZO to insure the health, safety and welfare of the residents of the Town of Hempstead.

In addition, the Town Board finds both the needed further analysis of the TOD and NB districts must include the impacts of possible development in and under the TR Overlay District, which parcels are adjacent to the TOD and NB districts, and any possible modifications to the TOD and NB districts to ensure the health, safety and welfare of the residents may also require modifications to the TR Overlay District.

Given the reasons and facts set forth above, and until the aforementioned process is completed, the Town Board finds it necessary to impose a moratorium as set forth below. This action is necessary in order to protect the character, public health, safety and welfare of the residents who reside within of the NB Overlay District, the TR Overlay District, and the surrounding area.

§101-A-2. ENACTMENT OF A TEMPORARY MORATORIUM

Until March 14, 2024, after which this Local Law shall lapse and be without further force and effect, and subject to any other Local Law adopted by the Town Board, no agency, board, board officer or employee of the Town of Hempstead including but not limited to, the Town Board, the Zoning Board of Appeals, the Design Review Board, or the Building Inspector(s) issuing any approval or building permit pursuant to any provision of the Town of Hempstead BZO, shall accept any application, review any application, or issue, cause to be issued, or allow to be issued any approval, special exception, variance, site plan, or building permit, for any property within the NB Overlay District or the TR Overlay District which seeks an approval, variance or building permit, pursuant to the provisions of the NB Overlay District or TR Overlay District, except as set forth herein.

§101-A-3. DEFINITION OF “NEIGHBORHOOD BUSINESS (NB) OVERLAY DISTRICT” AND “RESIDENTIAL TOWNHOUSE/ROWHOUSE (TR) OVERLAY DISTRICT”

The NB Overlay District is hereby defined as areas as set forth in section 433(C)(1) of the Town of Hempstead BZO, and the TR Overlay District is hereby defined as areas as set forth in section 434(C)(1) of the Town of Hempstead BZO.

§101-A-4. EXCLUSIONS

This Local Law shall not apply:

- 1) to any person or entity who/which has, prior to the effective date of this Local Law, obtained all permits required for construction of a building on any property located in the NB Overlay District or TR Overlay District, including later applications to repair or alter, but not enlarge, any such building otherwise prohibited during the period of this temporary moratorium; or
- 2) to any permit or application for property that is within the NB Overlay District or TR Overlay District but is seeking an approval pursuant to the provisions of an underlying zoning district.

§101-A-5. AUTHORITY TO SUPERCEDE

To the extent and degree any provisions of this Local Law are construed as inconsistent with the provisions of Town Law sections 264, 265, 265-a, 267, 267-a, 267-b, 274-a, 274-b, and 276, this Local Law is intended pursuant to Municipal Home Rule Law sections 10(1)(ii)(d)(3) and section 22 to supersede any said inconsistent authority.

§101-A-6. VARIANCE TO THIS MORATORIUM

Any person or entity suffering unnecessary hardship as that term is used and construed in Town Law section 267-b (2)(b), by reason of the enactment and continuance of this moratorium may apply to the Town Board for a variance excepting the person's or entity's premises or a portion thereof from the temporary moratorium and allowing issuance of an approval or permit, provided that the application for an approval or permit was received prior to the effective date of this local law.

Notwithstanding any other provision contained in the Town of Hempstead BZO, any application receiving a variance from this moratorium, shall also be required to

receive site plan approval from the Town Board prior to the issuance of a building permit.

The Town Board shall not grant any variance from this moratorium or site plan approval until it has held a public hearing on the variance and site plan approval application.

§101-A-7. SEVERABILITY

If any clause, sentence, paragraph, section, or part of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, the judgment shall not impair or invalidate the remainder of this Local Law.

* * *

Section 4. This law shall be immediately effective upon filing with the Secretary of State.

Resolution -- Amending Resolution No.103 -2023 Re: Various offices,
position & occupations in the Town Government of the Town of
Hempstead.

Item #

52

Page #

7

ADOPTED:

Councilmember 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, Councilmember has introduced a proposed local law known as Intro. No. 15-2023, 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 March 14th, 2023, at 10:30 o'clock in the forenoon of that day, at which time all interested persons shall be heard on the proposed enactment of a local law known as Intro. No. 15-2023, 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 # 53
30866

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 sixteen of two thousand twenty three is hereby amended by including therein "ARTERIAL STOPS" at the following location:

OCEANSIDE

HARVEY AVENUE (TH 17/23) - STOP - All traffic traveling westbound on Allen Avenue shall come to a full stop.

HARVEY AVENUE (TH 17/23) - STOP - All traffic traveling eastbound on Allen Avenue shall come to a full stop.

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

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and Municipal Home Rule of the State of New York, both as amended, a public hearing will be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on the 14th day of March, 2023, at 10:30 o'clock in the forenoon 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 location:

OCEANSIDE

HARVEY AVENUE (TH 17/23) - STOP - All traffic traveling westbound on Allen Avenue shall come to a full stop.

HARVEY AVENUE (TH 17/23) - STOP - All traffic traveling eastbound on Allen Avenue 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: February 28, 2023
Hempstead, New York

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

DONALD X. CLAVIN, JR.
Supervisor

KATE MURRAY
Town Clerk

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 PERSON.

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, 1 Washington Street, Hempstead, New York, on the 14th day of March, 2023, at 10:30 o'clock in the forenoon 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

HILLSBORO AVENUE - east side, starting at a point 237 feet north of the north curblineline of Atherton Avenue, north for a distance of 20 feet. (TH-35/23)

FRANKLIN SQUARE

BARBARA BOULEVARD - south side, starting at a point 403 feet west of the west curblineline of Fairway Drive, west for a distance of 20 feet. (TH-31/23)

Item # 54
21527

(NR) LYNBROOK

UNION AVENUE - west side, starting
at a point 50 feet south of the south
curbline of Norwich Avenue, south for a
distance of 20 feet.

(TH-38/23)

ROOSEVELT

DECATUR STREET - west side, starting
at a point 43 feet north of the north
curbline of Underhill Avenue, north
for a distance of 20 feet.

(TH-37/23)

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

ELMONT

BELMONT BOULEVARD - west side, starting
at a point 253 feet north of the north
curbline of Rosalind Avenue, north for
a distance of 20 feet.

(TH-299/11 - 10/04/11) (TH-22/23)

; and, BE IT FURTHER

RESOLVED, that the Town Clerk shall give notice of such
hearing by the publication thereof 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 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 14th day of March, 2023, 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:

ELMONT

HILLSBORO AVENUE - east side, starting at a point 237 feet north of the north curblineline of Atherton Avenue, north for a distance of 20 feet.
(TH-35/23)

FRANKLIN SQUARE

BARBARA BOULEVARD - south side, starting at a point 403 feet west of the west curblineline of Fairway Drive, west for a distance of 20 feet.
(TH-31/23)

(NR) LYNBROOK

UNION AVENUE - west side, starting at a point 50 feet south of the south curblineline of Norwich Avenue, south for a distance of 20 feet.
(TH-38/23)

ROOSEVELT

DECATUR STREET - west side, starting at a point 43 feet north of the north curblineline of Underhill Avenue, north for a distance of 20 feet.
(TH-37/23)

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

ELMONT

BELMONT BOULEVARD - west side, starting
at a point 253 feet north of the north
curbline of Rosalind Avenue, north for
a distance of 20 feet.
(TH-299/11 - 10/04/11) (TH-22/23)

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

Dated: Hempstead, New York
February 28, 2023.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

DONALD X. CLAVIN, JR.
Supervisor

KATE MURRAY
Town Clerk

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution
and moved its adoption:

RESOLUTION CALLING A PUBLIC HEARING ON A
LOCAL LAW TO AMEND SECTION 173-2 OF CHAPTER
173 OF THE CODE OF THE TOWN OF HEMPSTEAD,
ENTITLED "ABANDONED VEHICLES" IN RELATION TO
REPLACING SUPERINTENDENT OF HIGHWAYS WITH
COMMISSIONER OF HIGHWAYS.

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 of the State of New York, as amended; and

WHEREAS, it is in the public interest to consider the
enactment of a local law to amend Section 173-2 of Chapter 173 of
the Code of the Town of Hempstead in relation to replacing
Superintendent of Highways to Commissioner of Highways; and

WHEREAS, has introduced a local law known as
Intro. No. -2023, Print No. 1, as aforesaid;

NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held in the Town Meeting
Pavilion, Hempstead Town Hall, 1 Washington Street, Village and
Town of Hempstead, New York, on the 14th day of March 2023, at 10:30
o'clock in the forenoon of that day at which time all interested
persons shall be heard on the enactment of a local law known as
Intro. No. -2023, Print No. 1, to amend section 173-2 of
Chapter 173 of the Code of the Town of Hempstead in relation to
replacing Superintendent of Highways with Commissioner of
Highways; and, BE IT FURTHER

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

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

AYES:

NOES:

Item # 55
Case # 9506

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, Village and Town of Hempstead, New York, on the 14th day of March 2023, at 10:30 o'clock in the forenoon of that day, to consider the enactment of a local law to amend Section 173-2 of Chapter 173 of the Code of the Town of Hempstead entitled "Abandoned Vehicles" in relation to replacing Superintendent of Highways with Commissioner of Highways.

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
February 28, 2023

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

KATE MURRAY
Town Clerk

DONALD X. CLAVIN, JR.
Supervisor

Intro. No.

Print No.

Town of Hempstead

A local law to amend section 173-2 of Chapter 173 of the code of the Town of Hempstead, entitled "Abandoned Vehicles" in relation to replacing Superintendent of Highways with Commissioner of Highways.

Introduced by:

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

Section One. Section 173-2 of the code of the Town of Hempstead is hereby amended to read as follows:

Chapter 173
Abandoned Vehicles

* * *

Section 173-2
Declaration of Nuisance; Removal of Vehicles

* * *

Section 173-2

Any motor vehicle or motorcycle which shall be abandoned in any public place within the unincorporated area of the Town of Hempstead is declared to be a nuisance and shall upon his knowledge of same, be taken into custody by the Commissioner of Highways of the Town and shall be removed by the Commissioner to such public or private storage garage as the Commissioner shall determine.

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

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, Village and Town of Hempstead, New York, on the 14th day of March 2023, at 10:30 o'clock in the forenoon of that day, to consider the enactment of a local law to amend Section 173-4(A) of Chapter 173 of the Code of the Town of Hempstead entitled "Abandoned Vehicles" in relation to increasing the value of an abandoned vehicle in order for title to immediately vest in the Town of Hempstead.

The proposed local law is on file in the Office of the Town Clerk of the Town of Hempstead, Hempstead Town Hall, 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
February 28, 2023

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

KATE MURRAY
Town Clerk

DONALD X. CLAVIN, JR.
Supervisor

Intro. No.

Print No.

Town of Hempstead

A local law to amend section 173-4(A) of Chapter 173 of the code of the Town of Hempstead, entitled "Abandoned Vehicles" in relation to increasing the value of an abandoned vehicle in order for title to immediately vest in the Town of Hempstead.

Introduced by:

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

Section One. Section 173-4(A) of the code of the Town of Hempstead is hereby amended to read as follows:

Chapter 173
Abandoned Vehicles

* * *

Section 173-4
Vesting of Title; Inquiries; Notification of Owner

* * *

Section 173-4(A)

A. Vesting of Title. If an abandoned vehicle, at the time of abandonment, has no number plates affixed and is of a wholesale value, taking into consideration the condition of the vehicle, of \$1,250.00 or less, title shall immediately vest in the Town of Hempstead.

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

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION DETERMINING PARCELS BENEFITED BY CONSTRUCTION OR RECONSTRUCTION OF SIDEWALK AREA IN;

BALDWIN, BELLMORE, BETHPAGE, EAST MEADOW, ELMONT, FRANKLIN SQ, FRANKLIN SQUARE, INWOOD, LEVITTOWN, MERRICK, N BELLMORE, NORTH BALDWIN, NORTH BELLMORE, OCEANSIDE, SEAFORD, UNIONDALE, WANTAGH, WEST HEMPSTEAD, WESTBURY, WOODMERE

IN THE TOWN OF HEMPSTEAD, NASSAU COUNTY, NY, ADOPTING PROPOSED ASSESSMENT ROLL FOR THE COST THEREOF AND CALLING A PUBLIC HEARING THEREON.

WHEREAS, pursuant to the following Resolutions adopted by the Town Board:

<u>TOWN BOARD RESOLUTIONS</u>	<u>DATE</u>
1537	11/12/2014
360	4/2/2019
6365	11/12/2019
267	2/23/2021
7179	1/25/2022
693	5/24/2022

NOTICE WAS GIVEN TO ABUTTING PROPERTY OWNERS DIRECTING THEM TO CONSTRUCT OR RECONSTRUCT SIDEWALK AREA ON :

AMBROSE CT, BARBARA ST, BAYVIEW AVE, BECKMAN DR, BEECHWOOD PL, BONNIE DR, BRIDLE PATH, CARNATION AVE, CENTRAL DR N, CLEARMEADOW DR, COLONY ST, COLUMBUS AVE, COURT ST, CYPRESS LN W, DAVID PL, FENWORTH BLVD, FOXDALE AVE, GARDINERS AVE, GOLD ST, HAMILTON AVE, HAMPTON RD, HANCOCK ST, HELEN CT, HELEN ST, IONIA ST, IVANHOE DR, JACKSON PL, JEFFERSON ST, LAKEVIEW RD, LINCOLN ST, LINKS DR W, MADISON AVE, MANOR PKWY, MCDONALD AVE, MEADOW RD, MONACO AVE, ORIOLE AVE, PARK AVE, PENNY LN, POWELL AVE, RALPH ST S, ROCKWOOD AVE, RUSSELL ST, SEAFORD AVE, SKILLMAN AVE, SUNSHINE AVE, SUSAN DR, WADLEIGH AVE, WASHINGTON AVE, WILLIAM PL, YORK ST

WHEREAS, the owner(s) who were so notified had failed to construct or reconstruct sidewalk area as required by such Notice and the Town Board has caused said sidewalks to be constructed or reconstructed; and

WHEREAS, such construction or reconstruction was completed by the Town at the Total cost of \$40,652.97 and which sum includes appropriate administrative fees, which amount has been paid by the Town of Hempstead, pursuant to resolution adopted by the Town Board, subject to assessment against the property benefited thereby pursuant to Chapter 181 (Part 1) Code of the Town of Hempstead, NOW THEREFORE. BE IT

RESOLVED, that the actual and completed cost of the construction and reconstruction of sidewalk area on the property hereinabove be assessed against the parcels benefited thereby pursuant to Chapter 181 (Part 1) Code of the Town of Hempstead, is hereby determined to be \$40,652.97 and, BE IT FURTHER

RESOLVED, that the parcel(s) listed in the assessment roll be attached hereto and made a part hereof under the heading "PARCELS BENEFITED" are the lots and parcels especially benefited by the said improvements as they appear on the Nassau County Land and Tax Map; and BE IT FURTHER

Item # 57

Case # 7179

RESOLVED, that the assessment roll attached hereto is hereby made a part hereof and shall constitute the completed assessment roll for such improvements under Chapter 181 (Part 1), Code of the Town of Hempstead and that the figures under the heading of "ASSESSMENT" on the same line with the said lot designations, is the amount assessed against said lots or parcels and that under the headline "PAID", and the Receiver of Taxes shall indicate the parcels of land for which assessments shall not have been paid before the return thereof to the Supervisor and that such assessment roll be forthwith filed with the Town Clerk; and, BE IT FURTHER

RESOLVED, that the assessment hereunder may be paid in one installment without penalty or interest, or at the option of the payer, in five (5) annual installments with interest thereon, if the benefit is in excess of \$100.00; and, BE IT FURTHER

RESOLVED, that the Town Board meet at the Town Board Room (Pavilion) of the Town Hall on March 14, 2023 at 10:30 o'clock in the forenoon of that day to hear and consider any objections which may be made to said assessment roll; and, BE IT FURTHER

RESOLVED, that the Town Clerk publish at least once not less than ten (10) or more than twenty (20) days before the time above specified, for said meeting in a newspaper published within the Town of Hempstead, a notice that said Assessment roll has been completed and that at the time and place above specified the Town Board will meet and hear to consider any objections which may be made thereto.

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

AYES:

NOES:

NOTICE OF COMPLETION OF ASSESSMENT ROLL FOR THE CONSTRUCTION OR RECONSTRUCTION OF SIDEWALK AREA ON:

AMBROSE CT, BARBARA ST, BAYVIEW AVE, BECKMAN DR, BEECHWOOD PL, BONNIE DR, BRIDLE PATH, CARNATION AVE, CENTRAL DR N, CLEARMEADOW DR, COLONY ST, COLUMBUS AVE, COURT ST, CYPRESS LN W, DAVID PL, FENWORTH BLVD, FOXDALE AVE, GARDINERS AVE, GOLD ST, HAMILTON AVE, HAMPTON RD, HANCOCK ST, HELEN CT, HELEN ST, IONIA ST, IVANHOE DR, JACKSON PL, JEFFERSON ST, LAKEVIEW RD, LINCOLN ST, LINKS DR W, MADISON AVE, MANOR PKWY, MCDONALD AVE, MEADOW RD, MONACO AVE, ORIOLE AVE, PARK AVE, PENNY LN, POWELL AVE, RALPH ST S, ROCKWOOD AVE, RUSSELL ST, SEAFORD AVE, SKILLMAN AVE, SUNSHINE AVE, SUSAN DR, WADLEIGH AVE, WASHINGTON AVE, WILLIAM PL, YORK ST

In the TOWN OF HEMPSTEAD, NASSAU COUNTY, NEW YORK, and of meeting to hear and consider objections thereto.

PLEASE TAKE NOTICE THAT PURSUANT TO CHAPTER 181 (Part 1) CODE OF THE TOWN OF HEMPSTEAD, the Town Board of the Town of Hempstead has prepared and filed with the Town Clerk of said Town, the completed assessment roll for the construction or reconstruction of sidewalk area on:

AMBROSE CT, BARBARA ST, BAYVIEW AVE, BECKMAN DR, BEECHWOOD PL, BONNIE DR, BRIDLE PATH, CARNATION AVE, CENTRAL DR N, CLEARMEADOW DR, COLONY ST, COLUMBUS AVE, COURT ST, CYPRESS LN W, DAVID PL, FENWORTH BLVD, FOXDALE AVE, GARDINERS AVE, GOLD ST, HAMILTON AVE, HAMPTON RD, HANCOCK ST, HELEN CT, HELEN ST, IONIA ST, IVANHOE DR, JACKSON PL, JEFFERSON ST, LAKEVIEW RD, LINCOLN ST, LINKS DR W, MADISON AVE, MANOR PKWY, MCDONALD AVE, MEADOW RD, MONACO AVE, ORIOLE AVE, PARK AVE, PENNY LN, POWELL AVE, RALPH ST S, ROCKWOOD AVE, RUSSELL ST, SEAFORD AVE, SKILLMAN AVE, SUNSHINE AVE, SUSAN DR, WADLEIGH AVE, WASHINGTON AVE, WILLIAM PL, YORK ST

OF HEMPSTEAD, NASSAU COUNTY, NEW YORK, and

PLEASE TAKE FURTHER NOTICE that on March 14, 2023 the Town Board will meet at the Board Room of the Town Hall Pavilion, Hempstead, New York at 10:30 o'clock to hear and consider any objections which may be made to said assessment roll.

DATE : February 28., 2023
Hempstead, New York

Donald X. Clavin, Jr.
Supervisor
Town of Hempstead

CASE NO.

RESOLUTION NO.

Adopted:

Councilmember
resolution's adoption:

moved the following

RESOLUTION CALLING A PUBLIC HEARING ON A LOCAL LAW TO AMEND SECTION 19-3 OF CHAPTER 19, SECTION 52-1 OF CHAPTER 52, PARAGRAPH A. OF SECTION 53-1 OF CHAPTER 53, SECTION 54-1 OF CHAPTER 54, SECTION 57-2 OF CHAPTER 57, SECTION 58-1 OF CHAPTER 58, SECTION 59-1 OF CHAPTER 59, SECTION 63-1 AND PARAGRAPH A. OF SECTION 63-2 OF CHAPTER 63, SECTION 64-1 AND PARAGRAPH B. OF SECTION 64-2 OF CHAPTER 64, SECTION 66-2 OF CHAPTER 66, SECTION 67-1 OF CHAPTER 67, SECTION 68-1 OF CHAPTER 68, AND SECTION 69-1 OF CHAPTER 69, ALL IN RELATION TO DEPUTY DEPARTMENT HEADS.

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

WHEREAS, it is in the public interest to consider amending Section 19-3 of Chapter 19, Section 52-1 of Chapter 52, Paragraph A. of Section 53-1 of Chapter 53, Section 54-1 of Chapter 54, Section 57-2 of Chapter 57, Section 58-1 of Chapter 58, Section 59-1 of Chapter 59, Section 63-1 and Paragraph A. of Section 63-2 of Chapter 63, Section 64-1 and Paragraph B. of Section 64-2 of Chapter 64, Section 66-2 of Chapter 66, Section 67-1 of Chapter 67, Section 68-1 of Chapter 68, and Section 69-1 of Chapter 69, all in relation to deputy department heads; and

WHEREAS, Councilmember _____ introduced the proposed local law known as Intro. No. _____ -20 _____ Print No. _____, as aforesaid:

NOW, THEREFORE, BE IT

RESOLVED, a public hearing be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Village and Town of Hempstead, New York on the 14th day of March 2023 at 10:30 o'clock in the forenoon at which time all interested persons shall be heard on the proposed local law known as Intro. No. _____ -20 _____, Print No. _____, to amend Section 19-3 of Chapter 19, Section 52-1 of Chapter 52, Paragraph A. of Section 53-1 of Chapter 53, Section 54-1 of Chapter 54, Section 57-2 of Chapter 57, Section 58-1 of Chapter 58, Section 59-1 of Chapter 59, Section 63-1 and Paragraph A. of Section 63-2 of Chapter 63, Section 64-1 and Paragraph B. of Section 64-2 of Chapter 64, Section 66-2 of Chapter 66, Section 67-1 of Chapter 67, Section 68-1 of Chapter 68, and Section 69-1 of Chapter 69, all in relation to deputy department heads; and, BE IT FURTHER

RESOLVED, the Town Clerk shall give notice of such hearing by the publication thereof in a newspaper of general circulation in the Town of Hempstead neither less than three nor more than thirty days prior to the date of said hearing, and by the posting of such notice and draft local law on the bulletin board maintained by her

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Item # _____
21700, 18035, 17198,
17433, 18036, 18034
Case # _____
17139, 21123, 20342,
18037, 17142, 17140, 17143

for that purpose in the Town Hall no later than the publication of the notice.

The foregoing resolution was 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 14th day of March 2023 at 10:30 O'clock in the forenoon of that day, to consider amending Section 19-3 of Chapter 19, Section 52-1 of Chapter 52, Paragraph A. of Section 53-1 of Chapter 53, Section 54-1 of Chapter 54, Section 57-2 of Chapter 57, Section 58-1 of Chapter 58, Section 59-1 of Chapter 59, Section 63-1 and Paragraph A. of Section 63-2 of Chapter 63, Section 64-1 and Paragraph B. of Section 64-2 of Chapter 64, Section 66-2 of Chapter 66, Section 67-1 of Chapter 67, Section 68-1 of Chapter 68, and Section 69-1 of Chapter 69, all in relation to deputy department heads.

The proposed local law is available at hempsteadny.gov, on the bulletin board at Town Hall as of the publication of this notice, and 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

February 28, 2023

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

KATE MURRAY
Town Clerk

DONALD X. CLAVIN, JR.
Supervisor

Town of Hempstead

A local law amending Section 19-3 of Chapter 19, Section 52-1 of Chapter 52, Paragraph A. of Section 53-1 of Chapter 53, Section 54-1 of Chapter 54, Section 57-2 of Chapter 57, Section 58-1 of Chapter 58, Section 59-1 of Chapter 59, Section 63-1 and Paragraph A. of Section 63-2 of Chapter 63, Section 64-1 and Paragraph B. of Section 64-2 of Chapter 64, Section 66-2 of Chapter 66, Section 67-1 of Chapter 67, Section 68-1 of Chapter 68, and Section 69-1 of Chapter 69, all in relation to deputy department heads.

Introduced by:

BE IT ENACTED by the Town Board of the Town of Hempstead as follows:

Section 1.

Section 19-3 of Chapter 19 of the Hempstead Town Code entitled "Second Deputy Town Comptroller" is amended to read as follows:

Chapter 19

Town Comptroller: Additional Powers

* * *

§19-3 Deputy Town Comptrollers.

There may be Deputy Town Comptrollers to the Town Comptroller. The Deputy Town Comptrollers, individually, shall have the authority to act for and in place of the Town Comptroller in all regards. The Town Comptroller shall designate, in writing, the order in which the deputies shall act, in case of the Town Comptroller's absence, inability to work, or vacancy. The position of Deputy Town Comptroller shall, pursuant to the statutory authority contained in the Municipal Home Rule Law and the Civil Service Law, be in the exempt class.

* * *

Section 2.

Section 52-1 of Chapter 52 of the Hempstead Town Code entitled "Department established; Commissioner: appointment, salary and qualifications." is amended to read as follows:

Chapter 52

Department of Buildings

§52-1 Department established.

There shall be in the Town of Hempstead a Department of Buildings. The executive officer of such Department shall be the Commissioner of Buildings, who shall be appointed by the Town Board for the term fixed by law, at such salary as may from time to time be fixed by said Town Board. The Commissioner of Buildings shall be appointed on the basis of administrative experience and qualifications for the duties of such office. The Commissioner of Buildings shall have all of the powers and be subject to all of the duties of a Building Inspector. There may be Deputy Commissioners to the Commissioner of Buildings. The Deputy Commissioners, individually, shall have the authority to act for and in place of the Commissioner of Buildings in all regards. The Commissioner shall designate, in writing, the order in which the deputies shall act, in case of the Commissioner's absence, inability to work, or

vacancy. The Commissioner shall have the power to appoint and remove all subordinate officers and other employees and to assign them to their respective duties. The Commissioner shall be in the unclassified service of the civil service. The position of Deputy Commissioner shall, pursuant to the statutory authority contained in the Municipal Home Rule Law and the Civil Service Law, be in the exempt class.

* * *

Section 3.

Paragraph A. of Section 53-1 of Chapter 53 of the Hempstead Town Code entitled "Establishment; officers; purpose." is amended to read as follows:

Chapter 53

Department of Conservation and Waterways

§53-1 Department established.

A. There shall be in the Town of Hempstead a Department of Conservation and Waterways. The executive head of such Department shall be the Commissioner of Conservation and Waterways, who shall be appointed by the Town Board for the term fixed by law at such salary as may from time to time be fixed by said Town Board. The Commissioner of Conservation and Waterways shall be appointed on the basis of administrative experience and qualifications for the duties of such office. There may be Deputy Commissioners to the Commissioner of Conservation and Waterways. The Deputy Commissioners, individually, shall have the authority to act for and in place of the Commissioner of Conservation and Waterways in all regards. The Commissioner shall designate, in writing, the order in which the deputies shall act, in case of the Commissioner's absence, inability to work, or vacancy. The Commissioner shall have the power to appoint and remove all subordinate officers and other employees and to assign them to their respective duties. The Commissioner shall be in the unclassified service of the civil service. The position of Deputy Commissioner shall, pursuant to the statutory authority contained in the Municipal Home Rule Law and the Civil Service Law, be in the exempt class.

* * *

Section 4.

Section 54-1 of Chapter 54 of the Hempstead Town Code entitled "Establishment; Commissioner; employees." is amended to read as follows:

Chapter 54

Department of Information and Technology

§54-1 Department established.

There shall be in the Town of Hempstead a Department of Information and Technology. The head of such Department shall be the Commissioner of Information and Technology, who shall be appointed by and who shall serve at the pleasure of the Town Board, at such salary as may from time to time be fixed by said Town Board. The Commissioner of Information and Technology shall be appointed on the basis of experience and qualifications of the duties of such office. The Commissioner shall be vested with authority and control of the Department and may appoint Deputy Commissioners and a secretary. The Deputy Commissioners, individually, shall have the authority to act for and in place of the Commissioner of Information and Technology in all regards. The Commissioner shall designate, in writing, the order in which the deputies shall act, in case of the Commissioner's absence, inability to work, or vacancy. The Commissioner shall have the power to appoint and remove all other subordinate officers and other employees

and to assign them to their respective duties. The Commissioner, when specifically authorized to do so by the Town Board, may from time to time employ such additional persons, including special and technical consultants, as may be necessary. The Commissioner shall be in the unclassified service of the civil service. The position of Deputy Commissioner shall, pursuant to the statutory authority contained in the Municipal Home Rule Law and the Civil Service Law, be in the exempt class.

* * *

Section 5.

Section 57-2 of Chapter 57 of the Hempstead Town Code entitled "Deputy Commissioners." is amended to read as follows:

Chapter 57

Department of Parks and Recreation

* * *

§57-2 Deputy Commissioners.

There may be Deputy Commissioners in the Department of Parks and Recreation. The Deputy Commissioners, individually, shall have the power to act for and in place of the Commissioner of the Department of Parks and Recreation in all regards. The Commissioner shall designate, in writing, the order in which the Deputies shall act, in case of the Commissioner's absence, inability to work, or vacancy. In addition, they may be assigned to supervise the operations of one or more of the divisions of the Department. The position of Deputy Commissioner shall, pursuant to the statutory authority contained in the Municipal Home Rule Law and the Civil Service Law, be in the exempt class.

* * *

Section 6.

Section 58-1 of Chapter 58 of the Hempstead Town Code entitled "Department established; Commissioner: appointment, salary and qualifications." is amended to read as follows:

Chapter 58

Department of Planning and Economic Development

§58-1 Department established.

There shall be in the Town of Hempstead a Department of Planning and Economic Development. The executive officer of such Department shall be the Commissioner of Planning and Economic Development, who shall be appointed by the Town Board for the term fixed by law at such salary as may, from time to time, be fixed by the said Town Board. The Commissioner of Planning and Economic Development shall be appointed on the basis of administrative experience and qualifications for the duties of such office.

There may be Deputy Commissioners to the Commissioner of Planning and Economic Development. The Deputy Commissioners, individually, shall have the authority to act for and in place of the Commissioner of Planning and Economic Development in all regards. The Commissioner shall designate, in writing, the order in which the deputies shall act, in case of the Commissioner's absence, inability to work, or vacancy. The Commissioner shall have the power to appoint and remove all subordinate officers and other employees and to assign them to their respective duties. The Commissioner shall be in the unclassified service of the civil service. The position of Deputy Commissioner shall, pursuant to the statutory authority contained in the Municipal Home Rule Law and the Civil Service Law, be in the exempt class.

* * *

Section 7.

Section 59-1 of Chapter 59 of the Hempstead Town Code entitled "Department established." is hereby amended to read as follows:

Chapter 59

Department of Engineering

§59-1 Department established.

There shall be in the Town of Hempstead a Department of Engineering. The executive head of such Department shall be the Commissioner of Engineering, who shall be appointed by the Town Board for a term fixed by the Town Board, or at the pleasure of the Town Board, at such salary as may from time to time be fixed by said Town Board. The Commissioner of Engineering shall be appointed on the basis of administrative experience and shall be a professional engineer duly licensed by the State of New York. There may be Deputy Commissioners to the Commissioner of Engineering. The Deputy Commissioners, individually, shall have the authority to act for and in place of the Commissioner of Engineering in all regards. The Commissioner shall designate, in writing, the order in which the deputies shall act, in case of the Commissioner's absence, inability to work, or vacancy. The Commissioner shall have the power to appoint and remove all subordinate officers and other employees and to assign them to their respective duties. The Commissioner shall be in the unclassified service of the civil service. The position of Deputy Commissioner shall, pursuant to the statutory authority contained in the Municipal Home Rule Law and the Civil Service Law, be in the exempt class.

* * *

Section 8.

Section 63-1 of Chapter 63 of the Hempstead Town Code entitled "Organization." is amended to read as follows:

Chapter 63

Department of Public Safety

§63-1 Department established.

The Department of Public Safety shall be responsible for the protection of the real and personal property of the town and the maintenance of order on the real properties of the town, including the properties of the special and improvement districts supervised and administered by the Town Board. The Department shall be headed by a Commissioner of Public Safety, who shall exercise overall administration and supervision of the Department and who shall be appointed and hold office at the pleasure of the Town Board at such salary as may from time to time be fixed by said Town Board. The Commissioner shall have the power to appoint and remove all subordinate officers and to assign them to their respective duties. The Commissioner shall be in the unclassified service of the civil service.

* * *

Section 9.

Paragraph A. of Section 63-2 of Chapter 63 of the Hempstead Town Code entitled "Deputy commissioners; public safety officers." is amended to read as follows:

Chapter 63

Department of Public Safety

* * *

§63-2 Deputy commissioners; public safety officers.

A. There may be Deputy Commissioners to the Commissioner of Public Safety. The Deputy Commissioners, individually, shall have the authority to act for and in place of the Commissioner of Public Safety in all regards. The Commissioner shall designate, in writing, the order in which the deputies shall act, in case of the Commissioner's absence, inability to work, or vacancy. The position of Deputy Commissioner shall, pursuant to the statutory authority contained in the Municipal Home Rule Law and the Civil Service Law, be in the exempt class.

* * *

Section 10.

Section 64-1 of Chapter 64 of the Hempstead Town Code entitled "Department established." is amended to read as follows:

Chapter 64

Department of Occupational Resources

§64-1 Department established.

There shall be established in the Town of Hempstead a Department of Occupational Resources, which shall provide training and temporary employment opportunities to the unemployed and shall develop and deliver other human services. The executive head of such Department shall be the Commissioner, who shall be appointed by the Town Board of the Town of Hempstead for a term fixed by law, at such salary as may from time to time be fixed by said Town Board. The Commissioner shall be appointed on the basis of administrative experience and qualifications for the duties of such office. The Commissioner shall be vested with the authority, direction and control over the Department. There may be Deputy Commissioners to the Commissioner of Occupational Resources. The Deputy Commissioners, individually, shall have the authority to act for and in place of the Commissioner of Occupational Resources in all regards. The Commissioner shall designate, in writing, the order in which the deputies shall act, in case of the Commissioner's absence, inability to work, or vacancy. The Commissioner shall have the power to appoint and remove all subordinate officers and employees and assign them to their respective duties. The Commissioner shall be in the unclassified service of the civil service. The position of Deputy Commissioner shall, pursuant to the statutory authority contained in the Municipal Home Rule Law and the Civil Service Law, be in the exempt class.

* * *

Section 11.

Paragraph B. of Section 64-2 of Chapter 64 of the Hempstead Town Code entitled "Organization of Department; Divisions established." is amended to read as follows:

Chapter 64

Department of Occupational Resources

* * *

§64-2 Organization of Department; Divisions established.

* * *

B. Each of the Divisions shall be supervised by a Deputy Commissioner of the Department. The Commissioner, with the approval of the Town Board, may establish, consolidate or abolish additional divisions.

* * *

Section 12.

Section 66-2 of Chapter 66 of the Hempstead Town Code entitled "Deputy Commissioners." is amended to read as follows:

Chapter 66

Department of General Services

* * *

§66-2 Deputy Commissioners.

There may be Deputy Commissioners in the Department of General Services. The Deputy Commissioners, individually, shall have the authority to act for and in place of the Commissioner of General Services in all regards. The Commissioner shall designate, in writing, the order in which the deputies shall act, in case of the Commissioner's absence, inability to work, or vacancy. The position of Deputy Commissioner shall, pursuant to the statutory authority contained in the Municipal Home Rule Law and the Civil Service Law, be in the exempt class.

* * *

Section 13.

Section 67-1 of Chapter 67 of the Hempstead Town Code entitled "Department established." is amended to read as follows:

Chapter 67

Highway Department

* * *

§67-1 Department established.

There is hereby established a Department in the Town of Hempstead to be known as the "Highway Department," the head of which shall be the Commissioner of Highways, and also to be known as the Superintendent of Highways, who shall be appointed and shall hold office at the pleasure of the Town and at such salary as may from time to time be fixed by the said Town Board. The Commissioner of Highways shall be appointed on the basis of administrative experience and qualifications for the duties of such office and shall have all of the rights, powers and obligations as provided for under law. There may be Deputy Commissioners of Highways. The Deputy Commissioners, individually, shall have the authority to act for and in place of the Commissioner of Highways in all regards. The Commissioner shall designate, in writing, the order in which the deputies shall act, in case of the Commissioner's absence, inability to work, or vacancy. The Commissioner shall have the power to appoint and remove all subordinate officers and other employees and to assign them to their respective duties. The Commissioner shall be in the unclassified service of the civil service. The position of the Deputy Commissioners shall, pursuant to the statutory authority contained in the Municipal Home Rule Law and the Civil Service Law, be in the exempt class.

* * *

Section 14.

Section 68-1 of Chapter 68 of the Hempstead Town Code entitled "Department established; officers." is amended to read as follows:

Chapter 68

Department of Sanitation

§68-1 Department established.

There shall be in the Town of Hempstead a Department of Sanitation. The executive head of such Department shall be the Commissioner of Sanitation, who shall be appointed by the Town Board for a term fixed by law at such salary as may, from time to time, be fixed by said Town Board. The Commissioner of Sanitation shall be appointed on the basis of administrative experience. There may be Deputy Commissioners to the Commissioner of Sanitation. The Deputy Commissioners, individually, shall have the authority to act for and in place of the Commissioner of Sanitation in all regards. The Commissioner shall designate, in writing, the order in which the deputies shall act, in case of the Commissioner's absence, inability to work, or vacancy. The Commissioner shall have the power to appoint and remove all subordinate officers and other employees and to assign them to their respective duties. The Commissioner shall be in the unclassified service of the civil service. The position of Deputy Commissioner shall, pursuant to the statutory authority contained in the Municipal Home Rule Law and the Civil Service Law, be in the exempt class.

* * *

Section 15.

Section 69-1 of Chapter 69 of the Hempstead Town Code entitled "Department established." is amended to read as follows:

Chapter 69

Department of Water

§69-1 Department established.

There shall be in the Town of Hempstead a Department of Water. The executive head of such Department shall be the Commissioner of the Department of Water, who shall be appointed by the Town Board for a term fixed by the Town Board, or at the pleasure of the Town Board, at such salary as may from time to time be fixed by said town board. The Commissioner of the Department of Water shall be appointed on the basis of administrative experience. There may be Deputy Commissioners of Water. The Deputy Commissioners, individually, shall have the authority to act for and in place of the Commissioner of Water in all regards. The Commissioner shall designate, in writing, the order in which the deputies shall act, in case of the Commissioner's absence, inability to work, or vacancy. The Commissioner shall have the power to appoint and remove all subordinate officers and other employees and to assign them to their respective duties. The Commissioner shall be in the unclassified service of the civil service. The position of Deputy Commissioner shall, pursuant to the statutory authority contained in the Municipal Home Rule Law and the Civil Service Law, be in the exempt class.

* * *

Section 16.

This local law shall take effect in accord with New York Town Law Article 7 and upon filing with the Secretary of State.

* * *

CASE NO.

RESOLUTION NO.

RESOLUTION CALLING A PUBLIC HEARING ON THE APPLICATION OF LEON PETROLEUM, LLC FOR A VARIANCE FROM PROVISION OF "GSS" ORDINANCE AT THE NORTHWEST CORNER OF MERRICK ROAD AND CENTRAL BOULEVARD, MERRICK, NEW YORK

ADOPTED:

offered the following resolution and moved its adoption:

RESOLVED, that a public hearing be held on March 14, 2023 at 10:30 o'clock in the forenoon of that day, in the Town Meeting Pavilion, Hempstead Town Hall, 1 Wahington Street, Hempstead, New York, to consider the application of LEON PETROLEUM, LLC for a variance from provisions of GSS Ordinance consisting of four (4) pump islands with four (4) multi-grade product dispensers; canopy over the pump islands; three (3) underground petroleum product storage tanks each with a capacity of 10,000 gallons; one(1) story building with overall area currently used for attendant, transactions and automotive repair to be used as a convenience store at the premises situated in at the Northwest Corner of Merrick Road and Central Boulevard, Merrick, 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 # 59
Case # 4946

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN, that a public hearing will be held by the Town Board of the Town of Hempstead, Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on March 14th at 10:30 o'clock in the forenoon of that day for the purpose of considering the application of LEON PETROLEUM, LLC for a variance from provisions of "GSS" Ordinance consisting of four (4) pump islands with four (4) multi-grade product dispensers; canopy over the pump islands; three (3) underground petroleum product storage tanks each with a capacity of 10,000 gallons; one (1) story building with overall area currently used for attendant, transactions and automotive repair to be used as a convenience store at the premises situated in Merrick, New York, described further as

A rectangular property situated at the northwest corner of Merrick Road and Central Boulevard, with frontage of 220 feet on Merrick Road and 100 feet on Central Boulevard, situated in Merrick, New York, known and designated on the Nassau County Land and Tax Map as Section 55, Block 181, Lots 18-23, 25-28, 36-37.

Maps pertaining to said proposal are 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: FEBRUARY 28, 2023
Hempstead, N.Y.

CASE NO.

RESOLUTION NO.

Adopted:

Councilmember

moved the following

resolution's adoption:

RESOLUTION CALLING A PUBLIC HEARING ON A LOCAL LAW TO AMEND SECTION 101-2 OF CHAPTER 101 AND TO AMEND CHAPTER 101-A OF THE CODE OF THE TOWN OF HEMPSTEAD IN RELATION TO 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.

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

WHEREAS, it is in the public interest to consider amending Section 101-2 of Chapter 101 and to amend Chapter 101-A of the Code of the Town of Hempstead in relation to 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

WHEREAS, Councilmember _____ has introduced the proposed local law known as Intro. No. -20__ Print No. ____, as aforesaid:

NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Village and Town of Hempstead, New York on the 14th day of March 2023 at 10:30 o'clock in the forenoon at which time all interested persons shall be heard on the proposed enactment of a local law known as Intro. No. -20__, Print No. ____, to amend Section 101-2 of Chapter 101 and to amend Chapter 101-A of the Code of the Town of Hempstead in relation to 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, BE IT FURTHER

RESOLVED, the Town Clerk shall give notice of such hearing by the publication thereof in a newspaper of general circulation in the Town of Hempstead neither less than three nor more than thirty days prior to the date of said hearing, and by the posting of such notice and draft local law on the bulletin board maintained by her for that purpose in the Town Hall no later than the publication of the notice.

The foregoing resolution was adopted upon roll call as follows:

AYES:
NOES:

Item # 60
Page 1 of 1
Case # 30665
30666

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 14th day of March 2023 at 10:30 in the fore noon of that day, to consider amending Section 101-2 of Chapter 101 and to amend Chapter 101-A of the Code of the Town of Hempstead in relation to 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.

The proposed local law is available at hempsteadny.gov, on the bulletin board at Town Hall as of the publication of this notice, and 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

February 28, 2023

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

KATE MURRAY
Town Clerk

DONALD X. CLAVIN, JR.
Supervisor

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: TRANSFER OF ANGELO D'ALESSANDRO,
EQUIPMENT OPERATOR II, FROM THE
DEPARTMENT OF HIGHWAY, BUDGET CODE
5110 TO THE DEPARTMENT OF SANITATION.

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

RESOLVED, that Angelo D'Alessandro, Equipment Operator II, be and
hereby is transferred from the Department of Highway, Budget Code 5110, to the Department of
Sanitation, with no change in salary, by the Commissioner of the Department of Sanitation and ratified
by the Town Board of the Town of Hempstead effective March 1, 2023 and BE IT

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

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: TRANSFER OF EMILY DERENZE,
COMMUNITY RESEARCH ASSISTANT, FROM
THE DEPARTMENT OF GENERAL SERVICES,
ANIMAL SHELTER AND CONTROL DIVISION
TO THE DEPARTMENT OF CONSERVATION
AND WATERWAYS.

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

RESOLVED, that Emily Derenze, Community Research Assistant, be
and hereby is transferred from the Department of General Services, Animal Shelter and Control
Division to the Department of Conservation and Waterways, with no change in salary, by the
Commissioner of the Department of Conservation and Waterways and ratified by the Town Board of
the Town of Hempstead effective March 6, 2023 and BE IT

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

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF ANTHONY DIPOLITO
AS MAINTENANCE ELECTRICIAN CREW
CHIEF, IN THE DEPARTMENT OF PARKS
AND RECREATION.

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

RESOLVED, that Anthony Dipolito be and hereby is appointed Maintenance Electrician Crew Chief, Non Competitive, Ungraded, at an annual salary of \$75,000, in the Department of Parks and Recreation, by the Commissioner of the Department of Parks and Recreation and ratified by the Town Board of the Town of Hempstead, subject to satisfactory completion of pre-employment criteria, effective March 2, 2023 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 MARIA HARKIN AS
KENNEL WORKER, IN THE DEPARTMENT OF
GENERAL SERVICES, ANIMAL SHELTER AND
CONTROL DIVISION.

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

RESOLVED, that Maria Harkin, now serving as Receptionist, in the Department of General Services, Animal Shelter and Control Division, be and hereby is appointed Kennel Worker, Non Competitive, Grade 13, Step 5 (F), Salary Schedule D, \$64,952, in the Department of General Services, Animal Shelter and Control Division, by the Commissioner of the Department of General Services and ratified by the Town Board of the Town of Hempstead effective March 1, 2023, and BE IT

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

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: TRANSFER OF NOEL KORF, LABORER I,
FROM THE DEPARTMENT OF GENERAL
SERVICES, CEMETERY DIVISION TO THE
DEPARTMENT OF SANITATION.

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

RESOLVED, that Noel Korf, Laborer I, be and hereby is transferred
from the Department of General Services, Cemetery Division to the Department of Sanitation, with no
change in salary, by the Commissioner of the Department of Sanitation and ratified by the Town Board
of the Town of Hempstead effective March 1, 2023 and BE IT

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

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

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

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that Thomas Lacey be and hereby is appointed Laborer I, Labor Class, Grade 9, Start Step (A), Salary Schedule E, \$45,458, in the Department of Highway, Budget Code 5110, by the Commissioner of the Department of Highway and ratified by the Town Board of the Town of Hempstead, subject to satisfactory completion of pre-employment criteria, effective March 1, 2023 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 ALEXANDER MINERVA
AS LABORER I, IN THE DEPARTMENT OF
GENERAL SERVICES, ANIMAL SHELTER
AND CONTROL DIVISION.

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

RESOLVED, that Alexander Minerva be and hereby is appointed Laborer I,
Labor Class, Grade 9, Start Step (A), Salary Schedule E, \$45,458, in the Department of General
Services, Animal Shelter and Control Division, 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 March 1, 2023 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 ANTONIO MONTEFORTE
AS LABORER I, IN THE DEPARTMENT OF
HIGHWAY, BUDGET CODE 5110.

On motion made by

the following resolution was adopted upon roll call:

WHEREAS, Antonio Monteforte has resigned his position as Security Aide, in the Department of Public Safety, NOW, BE IT

RESOLVED, that Antonio Monteforte be and hereby is appointed Laborer I, Labor Class, Grade 9, Start Step (A), Salary Schedule E, \$45,458, in the Department of Highway, Budget Code 5110, by the Commissioner of the Department of Highway and ratified by the Town Board of the Town of Hempstead effective March 1, 2023 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 ISRAEL RODRIGUEZ AS
EQUIPMENT OPERATOR II, IN THE
DEPARTMENT OF WATER.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that Israel Rodriguez, now serving as Equipment Operator I, in the Department of Water, be and hereby is appointed Equipment Operator II, Non Competitive, Grade 12, Step 7 (H), Salary Schedule D, \$68,935, 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 March 1, 2023, 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 DON SOLOMON
AS LABORER I, IN THE DEPARTMENT OF
HIGHWAY, BUDGET CODE 5110.

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

RESOLVED, that Don Solomon be and hereby is appointed Laborer I, Labor Class, Grade 9, Start Step (A), Salary Schedule E, \$45,458, in the Department of Highway, Budget Code 5110, by the Commissioner of the Department of Highway and ratified by the Town Board of the Town of Hempstead, subject to satisfactory completion of pre-employment criteria, effective March 1, 2023 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 ANTHONY STASSI
AS LABORER I, IN THE DEPARTMENT OF
HIGHWAY, BUDGET CODE 5110.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that Anthony Stassi be and hereby is appointed Laborer I, Labor Class, Grade 9, Start Step (A), Salary Schedule E, \$45,458, in the Department of Highway, Budget Code 5110, by the Commissioner of the Department of Highway and ratified by the Town Board of the Town of Hempstead, subject to satisfactory completion of pre-employment criteria, effective March 1, 2023 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 MANUEL YEPEZ JR.
AS EQUIPMENT OPERATOR I, IN THE
DEPARTMENT OF HIGHWAY, BUDGET CODE
5110.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that Manuel Yopez Jr. be and hereby is appointed Equipment Operator I, Non Competitive, Grade 11, Start Step (A), Salary Schedule E, \$48,168, in the Department of Highway, Budget Code 5110, by the Commissioner of the Department of Highway and ratified by the Town Board of the Town of Hempstead, subject to satisfactory completion of pre-employment criteria, effective March 1, 2023 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 ADAM ZAFONTE AS
EQUIPMENT OPERATOR I, IN THE
DEPARTMENT OF HIGHWAY, BUDGET CODE
5110.

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

WHEREAS, Adam Zafonte has resigned his position as Security
Aide, in the Department of Public Safety, NOW, BE IT

RESOLVED, that Adam Zafonte be and hereby is appointed Equipment
Operator I, Non Competitive, Grade 11, Start Step (A), Salary Schedule E, \$48,168, in the Department
of Highway, Budget Code 5110, by the Commissioner of the Department of Highway and ratified by the
Town Board of the Town of Hempstead effective March 1, 2023 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:

2/28/2023

In addition, there are (8) Eight Resolutions for various types of Leaves of Absence.

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION APPROVING OVERALL LAYOUT SITE PLAN SUBMITTED BY ROBERT PHILLIP FERRARO ARCHITECT ON BEHALF OF PHILIP LECONTE IN CONNECTION WITH BUILDING APPLICATION # 18- 5627 FOR THE CONSTRUCTION OF A THREE-STORY CHARTER SCHOOL BUILDING WITH BASEMENT (ROOSEVELT CHILDREN'S ACADEMY); INCLUDING ASSOCIATED SITE IMPROVEMENTS, LOCATED ON THE NORTH SIDE OF PLEASANT AVENUE AND 223.63' WEST OF HEMPSTEAD – BABYLON TURNPIKE, ROOSEVELT, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, heretofore, Robert Phillip Ferraro Architect, on behalf of Philip Leconte has submitted an application bearing # 18-5627, for the construction of a three-story charter school building with basement (Roosevelt Children's Academy); including associated site improvements located on the North side of Pleasant Avenue and 223.63' West of Hempstead – Babylon Turnpike, Roosevelt, Town of Hempstead, New York; and

WHEREAS, in connection with such application and pursuant to the requirements of Section 305 of Article XXXI of the Building Zone Ordinance of the Town of Hempstead, said applicant has submitted a Site Plan, dated May 19, 2020, last revised August 19, 2022 and bearing the seal of Glenn Donald McCreedy, P.E., License # 084274, University of the State of New York, which site plans show the use, dimensions, types and locations of each of the buildings, structures, or other improvements existing or proposed to be installed, erected or altered upon the site shown and the provisions proposed to be made for the facilities and improvements required by said Section 305 to be shown; and

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

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

NOW THEREFORE, BE IT

RESOLVED, that the overall site development plan submitted by Robert Phillip Ferraro Architect, on behalf of Philip Leconte entitled Site Plan, dated May 19, 2020, last revised August 19, 2022 and bearing the seal of Glenn Donald McCreedy, P.E., License # 084274, University of the State of New York, in connection with building application # 18-5627, for the construction of a three-story charter school building with basement (Roosevelt Children's Academy); including associated site improvements located on the North side of Pleasant Avenue and 223.63' West of Hempstead – Babylon Turnpike, Roosevelt, Town of Hempstead, New York, be and the same is hereby approved.

The foregoing resolution was adopted upon role call as follows:

AYES:

NOES:

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
AN APPLICATION FOR SITE PLAN APPROVAL FOR A PARCEL OF LAND
LOCATED IN ROOSEVELT, COUNTY OF NASSAU, STATE OF NEW YORK.

WHEREAS, the applicant, Philip Laconte, has submitted to the Town of Hempstead an application for Site Plan Approval for a 1.024 acre parcel of land located at 111-15 Pleasant Avenue, Roosevelt, New York; and

WHEREAS, the purpose of the proposed site plan approval is to allow for the demolition of an existing one-story commercial building and the construction of a three-story, 50,787 square foot Charter School with a playground and parking for 25 cars; 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 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 Town Attorney has made a recommendation to the Town Board; and

WHEREAS, the Town Board, after due consideration of the recommendation of said Town Attorney 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.

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 the proposed site plan approval for said parcel of land located in Roosevelt, New York; 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 site plan approval 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: