

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 March, 2023, at 7:00 o'clock in the evening of that day to consider the enactment of a local law to amend Chapter 202 of the code of the Town of Hempstead to INCLUDE "REGULATIONS AND RESTRICTIONS" to limit parking at the following location:

FRANKLIN SQUARE
Section 202-7

DOGWOOD AVENUE (TH 40/23) West Side - ONE HOUR PARKING 8AM TO 2PM EXCEPT SUNDAYS AND HOLIDAYS - starting at a point 104 feet north of a point opposite the north curblineline of Alton Road, then south for a distance of 223 feet.

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

FRANKLIN SQUARE
Section 202-7

DOGWOOD AVENUE - West Side - ONE HOUR PARKING 8AM TO 7PM EXCEPT SUNDAYS AND HOLIDAYS - starting at a point opposite the north curblineline of Alton Road, south for a distance of 122 feet.
(Adopted 4/25/61).

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

Dated: March 14, 2023
Hempstead, New York

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

DONALD X. CLAVIN, JR.
Supervisor

KATE MURRAY
Town Clerk

Item # 1

Case # 30873

Town of Hempstead

A local law to amend Chapter two hundred and two of the Code of the Town of Hempstead as constituted by local law number one of nineteen hundred and sixty-nine, to include and repeal "REGULATIONS AND RESTRICTIONS" to limit parking at various locations.

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

Section 1. Chapter two hundred and two of the Code of the Town of Hempstead as constituted by local law number one of nineteen hundred and sixty-nine, said Section last amended by local law number nine of two thousand twenty three is hereby amended by including therein "REGULATIONS AND RESTRICTIONS" to limit parking at the following location:

FRANKLIN SQUARE
Section 202-7

DOGWOOD AVENUE (TH 40/23) West Side - ONE HOUR PARKING 8AM TO 2PM EXCEPT SUNDAYS AND HOLIDAYS - starting at a point 104 feet north of a point opposite the north curblineline of Alton Road, then south for a distance of 223 feet.

Section 2. Chapter two hundred and two of the Code of the Town of Hempstead as constituted by local law number one of nineteen hundred and sixty-nine, said Section last amended by local law number nine of two thousand twenty three is hereby amended by repealing therein "REGULATIONS AND RESTRICTIONS" to limit parking at the following location:

FRANKLIN SQUARE
Section 202-7

DOGWOOD AVENUE - West Side - ONE HOUR PARKING 8AM TO 7PM EXCEPT SUNDAYS AND HOLIDAYS - starting at a point opposite the north curblineline of Alton Road, south for a distance of 122 feet.
(Adopted 4/25/61).

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 March, 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:

OCEANSIDE

HARVEY AVENUE (TH 317/22) West Side - NO STOPPING HERE TO CORNER - starting at the south curbline of Oakview Avenue, south for a distance of 50 feet.

CORNWELL PLACE (TH 599/22) East Side - NO STOPPING ANYTIME - starting at a point 132 feet north of the north curbline of Foxhurst Road, north for a distance of 34 feet.

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

OCEANSIDE

HARVEY AVENUE (TH 317/22) West Side - NO STOPPING HERE TO CORNER - starting at the south curbline of Oakview Avenue, south for a distance of 30 feet. (Adopted 9/20/22).

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

Dated: March 14, 2023
Hempstead, New York

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

DONALD X. CLAVIN, JR.
Supervisor

KATE MURRAY
Town Clerk

Item #

2

Case #

30874

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 fifteen of two thousand twenty three is hereby amended by including therein "PARKING OR STANDING PROHIBITIONS" at the following locations:

- OCEANSIDE HARVEY AVENUE (TH 317/22) West Side - NO STOPPING HERE TO CORNER - starting at the south curblin e of Oakview Avenue, south for a distance of 50 feet.
- CORNWELL PLACE (TH 599/22) East Side - NO STOPPING ANYTIME - starting at a point 132 feet north of the north curblin e of Foxhurst Road, north for a distance of 34 feet.

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

- OCEANSIDE HARVEY AVENUE (TH 317/22) West Side - NO STOPPING HERE TO CORNER - starting at the south curblin e of Oakview Avenue, south for a distance of 30 feet. (Adopted 9/20/22).

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 March, 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:

LEVITTOWN COACHMAN LANE (TH 50/23)- STOP -
All traffic traveling northbound on Barrister Road shall come to a full stop.

NORTH BELLMORE NEWBRIDGE ROAD (TH 48-23)- STOP -
All traffic traveling westbound on Charles Court shall come to a full stop.

NEWBRIDGE ROAD (TH 48/23)- STOP -
All traffic traveling eastbound on Waring Street shall come to a full stop.

NEWBRIDGE ROAD (TH 48/23)- STOP -
All traffic traveling westbound on Haff Avenue shall come to a full stop.

WANTAGH BELLPORT AVENUE (TH 359/22)-STOP-
All traffic traveling southbound on Riverside Avenue shall come to a full stop.

BELLPORT AVENUE (TH 359/22)-STOP-
All traffic traveling northbound on Riverside 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: March 14, 2023
Hempstead, New York

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

DONALD X. CLAVIN, JR.
Supervisor

KATE MURRAY
Town Clerk

Item #

3

30875

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

LEVITTOWN COACHMAN LANE (TH 50/23)-STOP - All traffic traveling northbound on Barrister Road shall come to a full stop.

NORTH BELLMORE NEWBRIDGE ROAD (TH 48-23)- STOP - All traffic traveling westbound on Charles Court shall come to a full stop.

NEWBRIDGE ROAD (TH 48/23)- STOP - All traffic traveling eastbound on Waring Street shall come to a full stop.

NEWBRIDGE ROAD (TH 48/23)- STOP - All traffic traveling westbound on Haff Avenue shall come to a full stop.

WANTAGH BELLPORT AVENUE (TH 359/22)-STOP- All traffic traveling southbound on Riverside Avenue shall come to a full stop.

BELLPORT AVENUE (TH 359/22)-STOP- All traffic traveling northbound on Riverside 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 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 28th day of March at 7:00 o'clock in the evening to consider amending Chapter 10A of the Hempstead Town Code entitled "Taxation: Partial Exemption for Members of Volunteer Fire Departments and Voluntary Ambulance Services" in relation to a partial tax exemption for volunteer firefighters and volunteer ambulance workers.

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

March 14, 2023

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

KATE MURRAY
Town Clerk

DONALD X. CLAVIN, JR.
Supervisor

4

15511

Intro. No.:

Print No.:

Town of Hempstead

A LOCAL LAW TO AMEND CHAPTER 10A OF
THE CODE OF THE TOWN OF HEMPSTEAD
ENTITLED "TAXATION: PARTIAL
EXEMPTION FOR MEMBERS OF VOLUNTEER
FIRE DEPARTMENTS AND VOLUNTARY
AMBULANCE SERVICES," IN RELATION TO
A PARTIAL TAX EXEMPTION FOR
VOLUNTEER FIREFIGHTERS AND
VOLUNTEER AMBULANCE WORKERS.

Introduced by Councilmember _____

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

Section 1.

Chapter 10A of the Hempstead Town Code entitled "Taxation: Partial Exemption for Members of Volunteer Fire Departments and Voluntary Ambulance Services" is amended to read as follows:

Chapter 10A

Taxation: Partial Exemption of Real Property for Volunteer Firefighters and Volunteer Ambulance Workers

§ 10A-1 Partial exemption established.

Real property owned by an enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service or such enrolled member and spouse, residing in the Town of Hempstead, shall be exempt from taxation to the extent of up to ten percent of the assessed value of such property for Town, part Town, or special district purposes, exclusive of special assessments.

§ 10A-2 Eligibility.

Such exemption shall not be granted to an enrolled member of an incorporated volunteer fire company, fire department, or incorporated voluntary ambulance service, residing in the Town unless:

- A. The applicant resides in the Town of Hempstead which is served by such incorporated volunteer fire company or fire department or incorporated voluntary ambulance service; and,
- B. The property is the primary residence of the applicant; and,
- C. The property is used exclusively for residential purposes; provided, however, that in the event any portion of such property is not used exclusively for the applicant's residence but is used for other purposes, such portion shall be subject to taxation and the remaining portion only shall be entitled to the exemption provided by this section; and,
- D. The applicant has been certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department, or voluntary ambulance service as an enrolled member of such incorporated volunteer fire company, fire department, or voluntary ambulance service, provided, however, that the applicant shall have served at least two

years in such incorporated volunteer fire company, fire department, or voluntary ambulance service. It shall be the duty and responsibility of the Town to determine the procedure for certification.

§ 10A-3 Lifetime exemption.

Any enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service who accrues more than twenty years of active service and is so certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department or incorporated voluntary ambulance service, shall be granted the ten percent exemption as authorized by this chapter for the remainder of his or her life as long as his or her primary residence is located within the Town of Hempstead.

§ 10A-4 Un-remarried spouses of volunteer firefighters or volunteer ambulance workers killed in the line of duty.

An exemption by an enrolled member of an incorporated volunteer fire company, fire department, or incorporated voluntary ambulance service, to such deceased enrolled member's un-remarried spouse if such member is killed in the line of duty shall be continued; provided, however, that:

- (a) such un-remarried spouse is certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department or incorporated voluntary ambulance service as an un-remarried spouse of an enrolled member of such incorporated volunteer fire company, fire department or incorporated voluntary ambulance service who was killed in the line of duty; and,
- (b) such deceased volunteer had been an enrolled member for at least five years; and,
- (c) such deceased volunteer had been receiving the exemption prior to his or her death.

§ 10A-5 Un-remarried spouses of deceased volunteer firefighters or volunteer ambulance workers.

An exemption to an un-remarried spouse of a deceased enrolled member of an incorporated volunteer fire company, fire department, or incorporated voluntary ambulance service shall be continued; provided, however, that:

- (a) such un-remarried spouse is certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department or incorporated voluntary ambulance service as an un-remarried spouse of a deceased enrolled member of such incorporated volunteer fire company, fire department or incorporated voluntary ambulance service; and
- (b) such deceased volunteer had been an enrolled member for at least twenty years; and
- (c) such deceased volunteer and un-remarried spouse had been receiving the exemption for such property prior to the death of such volunteer.

§ 10A-6 Filing of applications for exemption.

Application for such exemption shall be filed in the Board of Assessor's Office on or before the taxable status date, on a form prescribed by the New York State Commissioner of Taxation and Finance, or subsequently authorized functionary under state law.

§ 10A-7 Effect on other benefits.

No applicant who is a volunteer firefighter or volunteer ambulance worker who, by reason of such status, is receiving any benefit under the provisions of local law or Article 4 of the Real Property Tax Law of New York State on the effective date of this chapter shall suffer any diminution of such benefit because of the provisions of this section.

* * *

Section 2.

This local law shall take effect immediately upon filing with the Secretary of State.

Case No. 693

Resolution No.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION ACCEPTING ALFONSO NAPPI III AS AN ACTIVE MEMBER OF THE FRIENDSHIP ENGINE & HOSE CO. INC. IN MERRICK, NEW YORK.

RESOLVED, that the action of THE FRIENDSHIP ENGINE & HOSE CO. INC. in Merrick New York, accepting Alfonso Nappi III residing in Merrick , N.Y. 11566, into the company rolls as a member be and the same hereby is ratified and approved the fore going resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

5

Case #

693

Case No. 693

Resolution No.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION REMOVING JACK LATHAM, JOHN J. FABIAN,
CHRISTOPHER SIMMONS FROM COMPANY ROLLS IN THE
FRIENDSHIP ENGINE & HOSE CO. INC. IN MERRICK, NEW YORK.

RESOLVED, that the action of THE FRIENDSHIP ENGINE & HOSE CO.
INC. in Merrick New York, removing Jack Latham, John J. Fabian,
Christopher Simmons residing in Merrick , N.Y. 11566, from the
company rolls as members, be and the same hereby is ratified and
approved the fore going resolution was adopted upon roll call as
follows:

AYES:

NOES:

Item # 6
Case # 693

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution

And moved its adoption:

RESOLUTION GRANTING PERMISSION TO THE BALDWIN CHAMBER OF COMMERCE TO USE TOWN OF HEMPSTEAD PARKING FIELD BA-7, BALDWIN, NEW YORK FOR THE PURPOSE OF HOLDING THE BALDWIN FESTIVAL APRIL 26, 2023 THROUGH APRIL 29, 2023.

WHEREAS, the Baldwin Chamber of Commerce, 1030 Merrick Road, Baldwin, New York 11510 Attention: Erik Mahler has requested to use Town of Hempstead Parking Field BA-7, Baldwin, New York for the purpose of holding the Baldwin Festival April 26, 2023 through April 29, 2023 (the "Festival"); 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 Baldwin Chamber of Commerce, 1030 Merrick Road, Baldwin, New York 11510 Attention: Erik Mahler to use Town of Hempstead Parking Field BA-7, Baldwin, New York for the purpose of holding the Festival April 26, 2023 through April 29, 2023 and be it further

RESOLVED, that the grant of permission herein is subject to and conditioned upon the applicant's compliance with all the provisions of the Town Code, (including if amusement rides were to be used at the Festival, the additional procedure described in section 105-3(D) of said code and the issuance, by the Board of Zoning Appeals, of the special permit described in section 272(F)(2) of the Hempstead Town Building Zone Ordinance (the "Special Permit")); and be it further

RESOLVED, that failure of the applicant herein to comply with all the provisions of the Town Code, (including, if applicable, the failure to obtain the Special Permit in advance of the Festival) will render this approval null and void; and be it further

RESOLVED, that subject to the issuance of the Special Permit, amusement rides are to be set up after 7:00 p.m. on April 25, 2023 and removed by 6:00 a.m. on April 30, 2023.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

7

Case #

20915

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution

And moved its adoption:

RESOLUTION GRANTING PERMISSION TO THE BALDWIN COUNCIL AGAINST DRUG ABUSE, BALDWIN, NEW YORK TO USE TOWN OF HEMPSTEAD PARKING FIELD BA-4. BALDWIN, NEW YORK FOR THE PURPOSE OF HOLDING THE GRAND BALDWIN FESTIVAL ON APRIL 29, 2023. (RAINDATE APRIL 30, 2023).

WHEREAS, the Baldwin Council Against Drug Abuse, 960 Hastings Street, Baldwin, New York 11510 Attention: Claudia Rotondo, has requested to use Town of Hempstead Parking Field BA-4, Baldwin, New York for the purpose of holding the Grand Baldwin Festival (the "Festival") on April 29, 2023 (Raindate April 30, 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 Baldwin Council Against Drug Abuse to use Town of Hempstead Parking Field BA-4, Baldwin, New York for the purpose of holding the Festival; and be it further

RESOLVED, that in conducting said activity, the Baldwin Council Against Drug Abuse shall comply with the provisions of the Code of the Town of Hempstead.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

7

Doc #

20915

RESOLUTION NO.

CASE NO.

Adopted:

Offered the following resolution

And moved its adoption:

RESOLUTION GRANTING PERMISSION TO THE
THE CHRIST ASSEMBLY OF GOD TO USE TOWN
OF HEMPSTEAD PARKING FIELD FS-5, FRANKLIN
SQUARE, NEW YORK FOR THE PURPOSE OF
HOLDING A COMMUNITY OUTREACH EVENT
ON AUGUST 5, 2023.

WHEREAS, the Christ Assembly of God, Inc., 47 Pacific Avenue, Franklin Square, New York 11596 c/o Rev. George P. Chacko has requested to use Town of Hempstead Parking Field FS-5, Franklin Square, New York for the purpose of holding a Community Outreach Event on August 5, 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 Christ Assembly of God, 47 Pacific Avenue, Franklin Square, New York 11596 c/o Rev. George P. Chacko to use Town of Hempstead Parking Field FS-5, Franklin Square, New York for the purpose of holding a Community Outreach Event on August 5, 2023; and

BE IT FURTHER

RESOLVED, that in conducting said activity, the Christ Assembly of God 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:

7

20915

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution

And moved its adoption:

RESOLUTION GRANTING PERMISSION TO THE MERRICK CHAMBER OF COMMERCE TO USE TOWN OF HEMPSTEAD PARKING FIELD M-5, MERRICK, NEW YORK FOR THE PURPOSE OF HOLDING THE ANNUAL SPRING KIDS FESTIVAL APRIL 28, 2023 THROUGH APRIL 30, 2023.

WHEREAS, the Merrick Chamber of Commerce, c/o RMB Drafting Services, Inc., 308 East Meadow Avenue, East Meadow, New York 11554 has requested to use Town of Hempstead Parking Field M-5, Merrick, New York for the purpose of holding the Annual Spring Kids Festival April 28, 2023 through April 30, 2023 (the "Festival"); 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 Merrick Chamber of Commerce, c/o RMB Drafting Services, Inc., 308 East Meadow Avenue, East Meadow, New York 11554 to use Town of Hempstead Parking Field M-5, Merrick, New York for the purpose of holding the Festival and be it further

RESOLVED, that in conducting this activity, the Merrick Chamber of Commerce shall comply with all the provisions of the Code of the Town of Hempstead (the "Town Code"); and be it further

RESOLVED, that the grant of permission herein is subject to and conditioned upon the applicant's compliance with all the provisions of the Town Code, (including if amusement rides are to be used at the Annual Spring Kids Festival, the additional procedure described in section 105-3(D) of said code and the issuance, by the Board of Zoning Appeals, of the special permit described in section 272(F)(2) of the Hempstead Town Building Zone Ordinance (the "Special Permit")); and be it further

RESOLVED, that failure of the applicant herein to comply with all the provisions of the Town Code, (including ,if applicable, the failure to obtain the Special Permit in advance of the Festival) shall render this approval null and void; and be it further

Item #

7

20915

RESOLVED, that subject to the issuance of the Special Permit, amusement rides will be set up after 7:00 p.m. on April 27, 2023 and removed by 6:00 a.m. on May 1, 2023.

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 GRANTING PERMISSION TO THE FREEPORT MERRICK ROTARY CLUB TO USE TOWN OF HEMPSTEAD PARKING FIELD M-5, MERRICK, NEW YORK FOR THE PURPOSE OF HOLDING A FESTIVAL MAY 25, 2023 THROUGH MAY 29, 2023.

WHEREAS, the Freeport Merrick Rotary Club, c/o RMB Drafting Services, Inc., 308 East Meadow Avenue, East Meadow, New York 11554 has requested to use Town of Hempstead Parking Field M-5, Merrick, New York for the purpose of holding a Festival May 25, 2023 through May 29, 2023 (the "Festival"); 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 Freeport Merrick Rotary Club, c/o RMB Drafting Services, Inc., 308 East Meadow Avenue, East Meadow, New York 11554 to use Town of Hempstead Parking Field M-5, Merrick, New York for the purpose of holding a Festival and be it further

RESOLVED, that in conducting this activity, the Freeport Merrick Rotary Club shall comply with all the provisions of the Code of the Town of Hempstead (the "Town Code"); and be it further

RESOLVED, that the grant of permission herein is subject to and conditioned upon the applicant's compliance with all the provisions of the Town Code, (including if amusement rides are to be used at the Festival, the additional procedure described in section 105-3(D) of said code and the issuance, by the Board of Zoning Appeals, of the special permit described in section 272(F)(2) of the Hempstead Town Building Zone Ordinance (the "Special Permit")); and be it further

RESOLVED, that failure of the applicant herein to comply with all the provisions of the Town Code, (including, if applicable, the failure to obtain the Special Permit in advance of the Festival) shall render this approval null and void; and be it further

Item #

7

20915

RESOLVED, that subject to the issuance of the Special Permit, amusement rides will be set up after 7:00 p.m. on May 24, 2023 and removed by 6:00 a.m. on May 30, 2023.

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 GRANTING PERMISSION TO THE SEAFORD PUBLIC LIBRARY TO USE TOWN OF HEMPSTEAD PARKING FIELD S-1, SEAFORD, NEW YORK FOR THE PURPOSE OF HOLDING A MUSIC PROGRAM ON JUNE 24, JULY 22, AUGUST 12 AND SEPTEMBER 9, 2023.

WHEREAS, the Seaford Public Library, c/o Eric M. Wasserman, Music Program Coordinator, 2234 Jackson Avenue, Seaford, New York 11783 has requested to use Town of Hempstead Parking Field S-1, Seaford, New York for the purpose of holding a Music Program on June 24, July 22, August 12 and September 9, 2023; and

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

RESOLVED, that permission is hereby granted to the Seaford Public Library, c/o Eric M. Wasserman, Music Program Coordinator, 2234 Jackson Avenue, Seaford, New York 11783 to use Town of Hempstead Parking Field S-1, Seaford, New York for the purpose of holding a Music Program and be it further

RESOLVED, that in conducting said activity, the Seaford Public 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 #

7

20915

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution

And moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING PERMISSION GRANTED TO THE WANTAGH CHAMBER OF COMMERCE, WANTAGH, NEW YORK TO USE TOWN OF HEMPSTEAD PARKING FIELD WA-2, WANTAGH, NEW YORK FOR THE PURPOSE OF HOLDING A ST. PATRICK'S DAY EVENT ON MARCH 19, 2023.

WHEREAS, The Wantagh Chamber of Commerce, c/o Karen Lofgren, P.O. Box 660, Wantagh, New York 11793 had requested to use Town of Hempstead Parking Field WA-2, Wantagh, New York for the purpose of holding a St. Patrick's Day Event on March 19, 2023; and

WHEREAS, this Town Board deemed it to be in the public interest to have granted said permission.

NOW, THEREFORE, BE IT

RESOLVED, that permission granted to The Wantagh Chamber of Commerce, c/o Karen Lofgren, P.O. Box 660, Wantagh, New York 11793 to use Town of Hempstead Parking Field WA-2, Wantagh, New York for the purpose of holding a St. Patrick's Day Event on March 19, 2023 is hereby ratified and confirmed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

7

20915

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution

And moved its adoption:

RESOLUTION GRANTING PERMISSION TO THE WANTAGH LITTLE LEAGUE, WANTAGH, NEW YORK TO USE TOWN OF HEMPSTEAD PARKING FIELD WA-5, WANTAGH, NEW YORK FOR THE PURPOSE OF HOLDING A PARADE ASSEMBLY ON APRIL 22, 2023.

WHEREAS, the Wantagh Little League, c/o James Sensale, P.O. Box 94, Wantagh, New York 11793 has requested to use Town of Hempstead Parking Field WA-5, Wantagh, New York for the purpose of holding a parade assembly on April 22, 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 Wantagh Little League, c/o James Sensale, P.O. Box 94, Wantagh, New York 11793 to use Town of Hempstead Parking Field WA-5, Wantagh, New York for the purpose of holding a parade assembly on April 22, 2023; and be it further

RESOLVED, that in conducting this activity, the Wantagh Little League 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 #

7

20915

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

**RESOLUTION AUTHORIZING THE EXTENSION
OF A CONTRACT BETWEEN THE TOWN OF
HEMPSTEAD AND MICHAEL L. ODDO, TO
PROVIDE CONSULTING SERVICES RELATED
TO THE IMPLEMENTATION OF ONGOING
FEDERALLY FUNDED COMMUNITY
DEVELOPMENT PROJECTS**

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

WHEREAS, the Department of Planning and Economic Development required the services of a consultant to provide professional services and other necessary data with respect to the implementation of community development projects; and

WHEREAS, the Commissioner of The Department of Planning and Economic Development, has advised this Town Board that the R.F.P. response was acceptable and that MICHAEL L. ODDO, having his principal office at 164 Eastwood Avenue, Deer Park, New York 11725, has performed the assigned Community Development project in a satisfactory manner within the terms of Resolution No. 255-2022 adopted February 15, 2022. The Town is hereby exercising the option stated in Resolution No. 255-2022 to extend the contract of MICHAEL L. ODDO, to the term of January 1, 2023 to December 31, 2023 with the base cap on the contract for an amount not to exceed TWENTY THOUSAND and 00/100 (\$20,000.00) Dollars; and

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

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of The Department of Planning and Economic Development is hereby authorized to execute an extension of the contract for professional services by and between the Town of Hempstead and MICHAEL L. ODDO, in connection with the planning and implementation of community development projects, for a term beginning January 1, 2023 and ending December 31, 2023, with an amount not to exceed the sum of TWENTY THOUSAND (\$20,000.00) exclusive of disbursements; and

BE IT FURTHER RESOLVED, that the Town Board authorizes and directs the Comptroller to pay costs in accordance with this contract not to exceed TWENTY THOUSAND (\$20,000.00) Dollars from the appropriate Planning and Economic Development Account.

The foregoing resolution was adopted upon roll call as follows:

AYES: ()

NOES: ()

Doc. No. 22-038
November 28, 2022

Item # 8

Case # 9346

CASE NO.

RESOLUTION NO.

Adopted:

adoption:

Offered the following resolution and moved its

RESOLUTION AUTHORIZING THE TOWN OF HEMPSTEAD TO PAY ANNUAL INDIVIDUAL MEMBERSHIP DUES TO THE BUILDING INSPECTORS ASSOCIATION OF NASSAU COUNTY FOR ALL CODE ENFORCEMENT OFFICERS OF THE TOWN BUILDING DEPARTMENT

WHEREAS, New York State Department of State, requires a minimum of 24 hours of in-service training for Code Enforcement Officers, certified by New York State; and

WHEREAS, it continues to be in the best interest of the Town of Hempstead to sponsor the membership in Building Inspectors Association of Nassau County "B.I.A.N.C.O" for all Code Enforcement Officers of the Building Department. Such membership in B.I.A.N.C.O and attendance at the in-service training classes they provide in conformance with New York State Department of State mandates the Code Enforcement Officers to maintain their accreditation as required by state law; and

WHEREAS, the Commissioner of the Department of Buildings has requested payment for all Code Enforcement Officers of the Building Department be made for membership for the year May 1, 2023 to April 30, 2024 to B.I.A.N.C.O to facilitate compliance with said New York State Department of State education requirements; and

WHEREAS, the Town Board deems it in the best interest of the Town to pay the individual membership dues to B.I.A.N.C.O for all Code Enforcement Officers of the Town Building Department.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby approves the payment of individual membership dues to the Building Inspectors Association of Nassau County for all Code Enforcement Officers of the Town Building Department; and be it further

RESOLVED, that the comptroller is hereby authorized and directed to pay individual memberships currently \$100.00 annually, at a total cost of \$4,800.00 for the department's current staff to be paid out of and charged against the department of buildings fees and services account 030-002-3620-4151 with payments made to Building Inspectors Association of Nassau County, 1 Washington Street, Hempstead, New York 11550.

The forgoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

9

Case #

3003

Case No.

Resolution No.

Adopted:

Councilmember

moved the following resolution's adoption:

**RESOLUTION AMENDING TBR ##817-2018,
1095-2020, & 313-2021 TO AUTHORIZE
AMENDMENT #4 TO THE TOWN'S
AGREEMENT WITH CHERRY ROAD
TECHNOLOGIES, INC.**

WHEREAS, this Board authorized an agreement (the "Agreement), and subsequent amendments to the Agreement, with Cherry Road Technologies, Inc. ("CRT") for professional services regarding the Town's enterprise resource planning system under TBR ## 817-2018, 1095-2020, and 313-2021; and,

WHEREAS, the Town Comptroller, the Commissioner of Information and Technology, the Director of Human Resources, and the Town Attorney recommend this Board authorize Amendment #4 to the Agreement;

NOW, THEREFORE, BE IT

RESOLVED, Amendment #4 to the Agreement is authorized, and the Commissioner of Information and Technology is authorized to execute any documents necessary to effectuate Amendment #4; and, be it further,

RESOLVED, the \$112,200.00 payment of money to CRT authorized under Amendment #4 shall be paid from account #799M-501-799M-5010.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

10

Page 1 of 1

Case #

14301

AMENDMENT #4 TO CONTRACT

This Amendment #4 (the "Amendment") is to the Services Agreement made the 31st day of May 2018, by and between the Town of Hempstead, having its principal offices at One Washington Street, Hempstead, NY 11550, hereinafter referred to as "Client," and CherryRoad Technologies Inc., with offices located at 6 Upper Pond Road, Second Floor, Parsippany, NJ 07054, hereinafter referred to as "Consultant", collectively the "Parties".

WHEREAS, Client and Consultant are Parties to the Services Agreement made as of the 31st day of May 2018 (the "Agreement"), which includes, but is not limited to, Exhibit A – Implementation Statement of Work and any change orders thereto (collectively, the "SOW"); Exhibit B - the CherryRoad/Oracle Public Sector Cloud Services Agreement Terms V.1; and Exhibit C - Cloud Services Ordering Document;

WHEREAS, Consultant submitted an invoice or invoices to Client for a total amount of \$319,040.00 for specific services performed pursuant to the Agreement and SOW identified as 39.3A – D – Document Final Module Configuration Phase III HCM, 51.3A Completed Production System-GO LIVE-Phase III, and 53.3A Completed Post-Production Support (collectively, the "Invoice");

WHEREAS, Client disputes the amount of the Invoice;

NOW, THEREFORE, in consideration of the execution of this Amendment and these recitals which are incorporated into the terms of this Amendment, and the mutual covenants and conditions set forth below and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties agree as follows:

- 1. Settlement of Amount Owed for the Invoice.** Upon execution of this Amendment by both Parties, the Parties hereby agree to settle the amount owed by Client to Consultant with respect to this Invoice only. Any other claims under the Agreement and SOW are not settled or waived by this Amendment and are expressly reserved.
- 2. Payment for Services.** Within fifteen (15) days of execution of this Amendment by the Parties, Client will send payment to Consultant in the amount of ONE HUNDRED TWELVE THOUSAND, TWO HUNDRED & 00/100 Dollars (\$112,200.00) at the following address: 6 Upper Pond Road, Second Floor, Parsippany, New Jersey 07054 as final payment for Services rendered by CherryRoad under the Invoice.
- 3. Full Force.** Except as specifically amended in this Amendment, all other terms of the Agreement shall remain in full force and effect, including but not limited to, Exhibit B – the

CherryRoad/Oracle Public Sector Cloud Services Agreement Terms V.1; and Exhibit C – Cloud Services Ordering Document and the amendments to the Agreement for Application Support. Notwithstanding anything to the contrary, any warranties or guarantees, if any, shall remain in full force and effect.

4. **Limited Release.** Consultant, for itself and its heirs, representatives, agents, successors, and assigns hereby releases and forever discharges Client and its current and former elected officials, boards, members, officers, agents, employees, attorneys, administrators, insurers, and other representatives, whether individually or jointly or severally, from any and all past and present disputes, claims, demands, payments, invoices, causes of action, actions, suits, debts, liens, attorneys' fees, costs, penalties, fines, losses, obligations, warranties, damages, judgments or liabilities, of every kind and nature, whether known or unknown, foreseen or unforeseen, suspected or claimed, contingent or otherwise, at law or in equity, which arise from or relate to the payment of the Invoice. The Parties acknowledge that no other issue between them is released, settled, or waived other than the amount owed by Client to Consultant regarding the Invoice.

5. **No Admissions.** The Parties agree that the existence of this Amendment or any payment made hereunder is not intended to be, and shall not be construed as, any admission of liability or wrongdoing of any kind by either party; or any admission by Client that the work of Consultant was properly performed, or a release of any claim that Client may have against Consultant with respect to the work performed pursuant to the Agreement and the SOW.

6. **Entire Agreement.** The Parties acknowledge and agree that this Amendment constitutes a full, final, and complete agreement relating to the subject matter hereof and supersedes and replaces any and all other written or oral exchanges, agreements, understandings, arrangements, or negotiations between them relating to the subject matter hereof, and that this Amendment contains the sole and entire agreement between them with respect to the subject matter hereof. This Amendment may be amended only by an instrument in writing executed jointly by both Parties.

7. **Miscellaneous Provisions.**

a. Capitalized terms used herein without definition shall have the same meanings set forth in the Agreement.

b. This Amendment may be executed in one or more counterparts each of which shall be deemed an original instrument, but all of which taken together shall constitute one and the same Amendment. Faxed, emailed, or electronic signatures affixed to this Amendment shall constitute an original signature(s).

c. The Parties warrant and represent that they and/or their legal representatives are legally competent and authorized to execute this Amendment, and that each individual signing this Amendment is authorized to do so and bind the party for whom he or she signs.

d. If any provision of this Amendment is held by a court of competent jurisdiction to be invalid, void or unenforceable, each and all of the remaining provisions of this Amendment shall remain in full force and effect without being impaired or invalidated in any way.

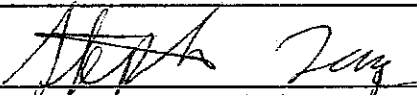
e. The existence, validity, construction and operation of this Amendment shall be governed and construed in accordance with the laws of the State of New York, irrespective of its choice-of-law rules. The Parties also agree that the sole and exclusive venue for any and all claims or causes of action to determine the validity or enforceability of this Agreement, to interpret any provision of this Agreement, or to remedy any breach of this Agreement, shall be in a federal or state court located in New York.

f. The headings and captions used in this Amendment are for convenience of reference only, and shall in no way define, limit, expand, or otherwise affect the meaning or construction of any provision of this Amendment.

g. The waiver by any party to this Amendment of a breach of any of the provisions of this Amendment shall not operate or be construed as a waiver of any subsequent or simultaneous breach.

h. The Parties shall be deemed to have cooperated in the drafting and preparation of this Amendment. Hence, any construction to be made of this Amendment shall not be construed against any party.

IN WITNESS WHEREOF, the Parties have executed this Amendment on the day and year first written above.

| | | | |
|----------------|---|--|-----------|
| Agreed to by : | | | |
| | Town of Hempstead - Commissioner of Information and Technology | | Date |
| Agreed to by : |  | | 3/16/2023 |
| | CherryRoad Technologies Inc. - President and Chief Operations Officer | | Date |

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE TOWN OF HEMPSTEAD TO ENTER A MASTER SERVICE AGREEMENT AND ACCEPT QUOTES FROM RSM US LLP AND ITS AFFILIATE RSM US PRODUCT SALES, LLC FOR THE ANNUAL RENEWAL OF TAX COLLECTION AND ACCOUNTING SOFTWARE, MAINTENANCE AND SUPPORT CURRENTLY IS USE IN THE OFFICE OF THE RECEIVER OF TAXES

WHEREAS, the Town of Hempstead Receiver of Taxes has a suite of accounting and financial management software and related software maintenance and service with RSM US, LLP and its affiliate RSM US Product Sales, LLC; and

WHEREAS, said software and maintenance products have been in use by the Office of the Receiver of Taxes since 2012; and

WHEREAS, RSM US LLP and its affiliate RSM US LLP US Product Sales, LLC, located at 151 West 42nd Street, 19th Floor, New York, NY 10036, are the sole source providers for this accounting and financial management system software; and

WHEREAS, a quote from RSM US LLP provides for the annual renewal of the following software and related products covering the period of April 1, 2023 to March 31, 2024 with no increase in price from previous years:

Tier II Managed Services for Dynamics GP Support: \$3,500.00; and

WHEREAS, a quote from RSM US Product Sales, LLC provides for the annual renewal of the following software and related products covering the period of April 8, 2023 to April 7, 2024:

| | |
|--|-------------|
| Microsoft Dynamics GP Annual Enhancement Plan | \$10,064.00 |
| eOne Annual Maintenance | \$1,540.00 |
| Merit Solutions Risk Management Suite Annual Maintenance | \$1,300.00; |

NOW, THEREFORE, BE IT,

RESOLVED, that the Receiver of Taxes or her deputy is authorized to enter a master service agreement with RSM US LLP and to accept the above renewal quotes on behalf of the Town of Hempstead Receiver of Taxes; and be it further

RESOLVED, the total cost of \$16,404.00 for Tier II Managed Services for Dynamics GP Support, Microsoft Dynamics GP Annual Enhancement Plan, Microsoft Dynamics GP Annual Enhancement Plan and Merit Solutions Risk Management Suite Annual Maintenance are to be paid from the Receiver of Taxes account no. 010-001-1330-4030; and be it further

Item # 11
Case # 2964

RESOLVED, that the Receiver of Taxes or Deputy Receiver of Taxes is authorized to renew this annual contract at the Department's discretion, contingent upon fee increases of no greater than 5% in any year.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

CASE NO.

RESOLUTION NO.

Adopted:

Councilmember
resolution and moved its adoption as follows:

offered the following

RESOLUTION AWARDING CONTRACT WITH VALLEY
NATIONAL BANK FOR LOCKBOX SERVICES FOR 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 RFP- contract 6/6A-2023 for lockbox services for the Office of the Receiver of Taxes; and

WHEREAS, the Town received proposals from JPMorgan Chase & Co. and Valley National Bank; and

WHEREAS, after careful review of all proposals received in response to the Town's request for proposals, the proposal presented by Valley National Bank was found to best meet the requirements of the Town of Hempstead and its taxpayers;

NOW, THEREFORE, BE IT

RESOLVED, the proposal of Valley National Bank, 4250 Veterans Memorial Highway Holbrook, NY 11741 is accepted and the Receiver of Taxes or her deputy is authorized to execute a contract with Valley National Bank for lockbox services for a one-year term commencing April 1, 2023 and ending March 31, 2024 with the option for yearly renewals for an additional four years at the discretion of the Receiver of Taxes; and be it further

RESOLVED that cost of the services shall not exceed \$150,000.00 per year and shall be charged to the Receiver of Taxes, fees and services account no. 010-001-1330-4151.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 12

Case # 2

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE PAYMENT BY THE TOWN OF HEMPSTEAD FOR CERTAIN PARTS OF PREMISES TO BE USED BY THE FLORAL PARK-BELLEROSE SENIOR CITIZENS TO ST.HEDWIG'S ROMAN CATHOLIC CHURCH OF FLORAL PARK, NY.

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

WHEREAS, this Town Board deems it to be in the public interest to provide premises in Floral Park area of the Town Of Hempstead to be used for recreation purposes by the Floral Park-Bellerose Senior citizens; and

WHEREAS, St. Hedwig's Roman Catholic Church of Floral Park, has agreed to provide to the Town of Hempstead for use by the Floral Park-Bellerose Senior Citizens a portion of the premises located at the northwest corner of Jericho Turnpike and Willis Avenue, Floral Park, NY to be used on Monday and Wednesday from 9:00 a.m. to 3:30 p.m. of each and every week for the period commencing January 1, 2023 and ending December 31, 2023 for the sum of \$13,110.00 payable \$3,277.50 quarterly; and

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

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of the Department of Senior Enrichment be and she hereby is authorized and directed to enter into an agreement in writing with St. Hedwig's Roman Catholic Church, 1 Depan Avenue, Floral Park, NY, County of Nassau, State of New York, wherein the Town of Hempstead will pay St. Hedwig's Roman Catholic Church for use of certain parts of premises located at the northwest corner of Jericho Turnpike and Willis Avenue, Floral Park, NY, to be used for recreational purposes by the Floral Park-Bellerose Senior Citizens on Monday and Wednesday of each and every week for a period commencing January 1, 2023 and ending December 31, 2023 from 9:00 a.m. to 3:30 p.m. for the sum of \$13,110.00 payable \$3,277.50 quarterly; and

BE IT FURTHER

RESOLVED, that said annual amount shall be paid quarterly in arrears form the Department of Senior Enrichment, Account No. 010-004-6772-4120.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 13

Case # 13561

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution

and moved its adoption:

RESOLUTION AUTHORIZING THE AWARD OF A LETTER BID FROM SANI SYSTEMS, LTD. FOR CLEANING AND MAINTENANCE OF COMMERCIAL GREASE EXHAUST SYSTEMS FOR THE PLAZA CAFÉ LOCATED IN TOWN OF HEMPSTEAD TOWN HALL, ONE WASHINGTON STREET, HEMPSTEAD, TOWN OF HEMPSTEAD, NASSAU COUNTY, NEW YORK.

WHEREAS, the Commissioner of the Department of General Services (the "Commissioner") solicited sealed letter bids via certified mail for cleaning and maintenance of commercial grease exhaust systems for the Plaza Café located in Town of Hempstead Town Hall, One Washington Street, Hempstead, Town of Hempstead, Nassau County, New York (the "Project"); and

WHEREAS, the following sole sealed letter bid was received and opened by the Commissioner:

Sani Systems, LTD.
15 Jefry Lane
Hicksville, New York 11801

\$3,640.00 1st year total
\$3,822.00 2nd year total
\$4,013.00 3rd year total
\$4,214.00 4th year total

Monthly Grease Filter Services 1st year
\$195.00 per month
\$2,340.00 annually

Bi yearly cleaning of hoods and ducts 1st year
\$650.00 per cleaning
\$1,300.00 x 2 = Total annually

WHEREAS, after a review of the sole bid, the Commissioner has recommended that the contract for the Project be awarded to Sani Systems, LTD., 15 Jefry Lane, Hicksville, New York 11801, (the "Contractor") as the sole bidder at its price of \$3,640.00 (Three Thousand Six Hundred Forty Dollars) for one year of service with an option to renew by the Town for three additional one year periods; and

WHEREAS, the Town Board after due deliberation, deems that the acceptance of the sole sealed letter bid from Sani Systems, LTD. is reasonable and in the best public interest; and

NOW, THEREFORE, BE IT

Item # 14

Case # 16412

RESOLVED, that the Town Board hereby awards a contract to the Contractor for the Project, as the sole bidder, at its bid price of \$3,640.00 (Three Thousand Six Hundred Forty Dollars) for one year of service with an option to renew by the Town for three additional one year periods; and be it further

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

BE IT FURTHER

RESOLVED, that the bidder's performance bond and insurance when approved by the Town Attorney as to form, and a copy of the executed agreement be filed in the Office of the Town Clerk; and

BE IT FURTHER,

RESOLVED, that the Comptroller is authorized and directed to pay the cost of the Project in accordance with the contract for a period of one year beginning upon award of contract with the option to renew for three additional one year periods with payments not to exceed \$15,689.00 (Fifteen Thousand Six Hundred Eighty Nine Dollars) for a four year period with said payments to be made from Department of General Services Account Number 010-0001-14900-4090, Building Maintenance; and

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 AN INCREASE IN THE 2023 FRANKLIN SQUARE PARK DISTRICT AMERICAN RESCUE PARKS IMPROVEMENTS PROJECT APPROPRIATIONS ACCOUNT, INCREASE IN THE 2023 FRANKLIN SQUARE PARK DISTRICT AMERICAN RESCUE PARKS IMPROVEMENTS PROJECT ESTIMATED REVENUE ACCOUNT, INCREASE IN THE 2023 FRANKLIN SQUARE PARK DISTRICT AMERICAN RESCUE PARKS IMPROVEMENTS PROJECT AMERICAN RESCUE REVENUE ACCOUNT, INCREASE IN THE 2023 FRANKLIN SQUARE PARK DISTRICT AMERICAN RESCUE PARKS IMPROVEMENTS PROJECT COST EXPENSE ACCOUNT, DECREASE IN THE TOWN OF HEMPSTEAD PARK DISTRICT AMERICAN RESCUE PARKS IMPROVEMENTS PROJECT APPROPRIATIONS ACCOUNT, DECREASE IN THE TOWN OF HEMPSTEAD PARK DISTRICT AMERICAN RESCUE PARKS IMPROVEMENTS PROJECT ESTIMATED REVENUE ACCOUNT, DECREASE IN THE TOWN OF HEMPSTEAD PARK DISTRICT AMERICAN RESCUE PARKS IMPROVEMENTS PROJECT AMERICAN RESCUE REVENUE ACCOUNT, DECREASE IN THE TOWN OF HEMPSTEAD PARK DISTRICT AMERICAN RESCUE PARKS IMPROVEMENTS PROJECT COST EXPENSE ACCOUNT.

RESOLVED, that the Supervisor be and he hereby is authorized to effect the following:

2023 FRANKLIN SQUARE PARK DISTRICT AMERICAN RESCUE PARKS IMPROVEMENTS

| | | |
|----------------|-------------------------|---------------|
| INCREASE: 9600 | Appropriations | \$ 200,000.00 |
| INCREASE: 5100 | Estimated Revenues | \$ 200,000.00 |
| INCREASE: 4792 | American Rescue Revenue | \$ 200,000.00 |
| INCREASE: 5010 | Project Costs | \$ 200,000.00 |

TOWN OF HEMPSTEAD PARK DISTRICT AMERICAN RESCUE PARKS IMPROVEMENTS

| | | |
|----------------|-------------------------|---------------|
| DECREASE: 9600 | Appropriations | \$ 200,000.00 |
| DECREASE: 5100 | Estimated Revenues | \$ 200,000.00 |
| DECREASE: 4792 | American Rescue Revenue | \$ 200,000.00 |
| DECREASE: 5010 | Project Costs | \$ 200,000.00 |

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 15

Case # 6305

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING AN INCREASE IN THE 2023 PARKS OPERATING FUND APPROPRIATED FUND BALANCE, INCREASE IN THE 2023 PARKS OPERATING FUND APPROPRIATIONS ACCOUNT, INCREASE IN THE 2023 PARKS OPERATING FUND GIFTS AND DONATIONS REVENUE ACCOUNT, CREATION OF THE PARKS OPERATING FUND TRANSFER TO CAPITAL PROJECTS EXPENSE ACCOUNT, AND THE CREATION OF CAPITAL PROJECT TITLED 2023 CAMP ANCHOR SYNTHTEIC TURF FOR PLAYGROUND PROJECT.

RESOLVED, that the Supervisor be and he hereby is authorized to effect the following:

| <u>Parks Operating Fund</u> | | |
|-----------------------------|------------------------------------|--------------|
| INCREASE: 5100 | Estimated Revenue | \$ 40,000.00 |
| INCREASE: 9600 | Appropriations | \$ 40,000.00 |
| INCREASE: 2705 | Gifts and Donations | \$ 40,000.00 |
| INCREASE: 9955 | Transfer to Capital Project | \$ 40,000.00 |
| <u>Capital Funds</u> | | |
| INCREASE: 9600 | Appropriations | \$ 40,000.00 |
| INCREASE: 5100 | Estimated Revenues | \$ 40,000.00 |
| INCREASE: 5044 | Transfer From Parks Operating Fund | \$ 40,000.00 |
| INCREASE: 5010 | Project Costs Expense | \$ 40,000.00 |

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 16
Case # 6305

Adopted:

Council

offered the following resolution and moved for its adoption:

RESOLUTION ADOPTING A S.E.Q.R. NEGATIVE DECLARATION AND DETERMINATION OF NON-SIGNIFICANCE IN CONNECTION WITH AN APPLICATION FOR A SITE PLAN APPROVAL FOR A PARCEL OF LAND LOCATED IN WEST HEMPSTEAD, COUNTY OF NASSAU, STATE OF NEW YORK.

WHEREAS, the applicant, 111 Hempstead Turnpike, LLC, has submitted to the Town of Hempstead an application for site plan approval for a 9.43 acre parcel of land located at 111Hempstead Turnpike, West Hempstead, New York; and

WHEREAS, the purpose of the proposed site plan approval is to allow for the construction of 428 apartment units in three buildings with 5,143 square feet of ancillary retail space on the ground floor facing Hempstead Turnpike. Building A1 with 114 units would be located on the northwest corner of the site, Building A2 with 162 units would be located on the southwest corner of the site and Building B containing 152 units would be located on the east side of the site. Parking for 757 cars will be provided on surface as well as a two-story above grade parking garage; and

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

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

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

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

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

Item # 17

The Proposed Action will not have a significant adverse environmental impact

30882

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 for site plan approval for said parcel of land located in West Hempstead, 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:

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION APPROVING OVERALL LAYOUT SITE PLAN SUBMITTED BY KARTHIKEYAN SHANMUGAM ON BEHALF OF 111 HEMPSTEAD TURNPIKE LLC IN CONNECTION WITH BUILDING APPLICATION # 22-6138 FOR THE DEVELOPMENT OF A 428-UNIT RENTAL COMMUNITY CONSISTING OF TWO FOUR-STORY MULTI-FAMILY BUILDINGS; INCLUDING ASSOCIATED SITE IMPROVEMENTS, LOCATED ON THE S/E/C OF WESTMINSTER ROAD AND HEMPSTEAD TURNPIKE AND LOCATED ON THE N/E/C OF BROAD STREET AND HEMPSTEAD AVENUE, WEST HEMPSTEAD, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, heretofore, Karthikeyan Shanmugam on behalf of 111 Hempstead Turnpike LLC has submitted an application bearing # 22-6138, for the development of a 428-unit rental community consisting of two four-story multi-family buildings; including associated site improvements located on the S/E/C of Westminster Road and Hempstead Turnpike and located on the N/E/C of Broad Street and Hempstead Avenue, West Hempstead, 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 31, 2022, last revised December 15, 2022 and bearing the seal of Karthikeyan Shanmugam, P.E., License # 093699, 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 Karthikeyan Shanmugam on behalf of 111 Hempstead Turnpike LLC entitled Site Plan, dated May 31, 2022, last revised December 15, 2022 and bearing the seal of Karthikeyan Shanmugam, P.E., License # 093699, University of the State of New York, in connection with building application # 22-6138, for the development of a 428-unit rental community consisting of two four-story multi-family buildings; including associated site improvements located on the S/E/C of Westminster Road and Hempstead Turnpike and located on the N/E/C of Broad Street and Hempstead Avenue, West Hempstead, Town of Hempstead, New York, be and the same is hereby approved with the condition that brick or fiber cement board finish only shall be applied at the façade at the ground floor level and no stucco or synthetic stucco be applied on the building façade.

The foregoing resolution was adopted upon role call as follows:

AYES:

NOES:

Item # 18

Case # 30880

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 WEST HEMPSTEAD, COUNTY OF NASSAU, STATE OF NEW YORK.

WHEREAS, the applicant, Hebrew Academy of Nassau County, has submitted an application for site plan approval for a 3.21 acre parcel of land located at 240 Hempstead Avenue, West Hempstead, New York; and

WHEREAS, the purpose of the proposed site plan approval is to allow for the construction of a three-story, 42,172 square foot addition to the existing Hebrew Academy building and construction of a new outdoor activity area including basketball courts and a playground and a new parking area for 42 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 the Department of Conservation and Waterways of the Town of Hempstead and his staff and the significance of all environmental considerations, including those enumerated in 6NYCRR part 617.7c, have been thoroughly evaluated to ascertain whether adverse environmental impacts will result; and

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

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

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

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

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

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

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

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

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

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

Item # 19

Case # 30883

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 for site plan approval for said parcel of land located in West Hempstead, 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:

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION APPROVING OVERALL LAYOUT SITE PLAN SUBMITTED BY H2M ARCHITECTS AND ENGINEERS ON BEHALF OF HEBREW ACADEMY OF NASSAU COUNTY IN CONNECTION WITH BUILDING APPLICATION # 21-10992 FOR THE CONSTRUCTION OF A TWO-STORY AND A THREE-STORY ADDITION TO EXISTING RELIGIOUS SCHOOL BUILDING; INCLUDING ASSOCIATED SITE IMPROVEMENTS, LOCATED ON THE S/E/C OF HEMPSTEAD AVENUE AND SOUTH WOODLAWN ROAD, WEST HEMPSTEAD, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, heretofore, H2M Architects and Engineers, on behalf of Hebrew Academy of Nassau County has submitted an application bearing # 21-10992, for the construction of a two-story and a three-story addition to existing religious school building; including associated site improvements located on the S/E/C of Hempstead Avenue and South Woodlawn Road, West Hempstead, 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 September, 2022, last revised February 02, 2023 and bearing the seal of Michael Wade Keffer, P.E., License # 077701, 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 H2M Architects and Engineers on behalf of Hebrew Academy of Nassau County entitled Site Plan, dated September, 2022, last revised February 02, 2023 and bearing the seal of Michael Wade Keffer, P.E., License # 077701, University of the State of New York, in connection with building application # 21-10992, for the construction of a two-story and a three-story addition to existing religious school building; including associated site improvements located on the S/E/C of Hempstead Avenue and South Woodlawn Road, West Hempstead, Town of Hempstead, New York, be and the same is hereby approved.

The foregoing resolution was adopted upon role call as follows:

AYES:

NOES:

Item #

20

Case #

30883

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AMENDING RESOLUTION NUMBER
1025-2022 AWARDED THE CONTRACT FOR THE PICK-UP,
REMOVAL AND STORAGE OF THE ABANDONED VEHICLES
WITHIN THE TOWN OF HEMPSTEAD

WHEREAS, pursuant to Resolution numbers 1025-2022 duly adopted by the Town Board on September 7, 2022, the Town awarded the contract for the pick-up, removal and storage of abandoned vehicles within the Town of Hempstead; and

WHEREAS, the above resolution stated that the Comptroller be authorized to make deposits under the proposal with the successful bidder to the account 041-003-5110-2650; and

WHEREAS, the Department of Highways must pay storage fees from time to time as per the New York State Vehicle and Traffic Law to awarded contractor, Vintage Auto Body Inc. of 81 Urban Avenue, Westbury NY 11590; and

WHEREAS, said fees to be paid will be pursuant to the fee schedule stated in Town Code Chapter 183-9; and

WHEREAS, the Commissioner of Department of Highways (the "Commissioner") has recommended that the Town amend the resolution to authorize payments to the awarded vendor; and

WHEREAS, 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, the Comptroller be and hereby is authorized and directed to make payments to the Contractor, pursuant to the Agreement from Highway Fund 041-003-5140-4151 "Fees and Services".

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

21

30746

Case No.

Resolution No.

Adopted:

Councilmember

moved the following resolution's adoption:

**RESOLUTION AUTHORIZING THE
SETTLEMENT AGREEMENT IN TOWN OF
HEMPSTEAD V. NORTHCOAST
MAINTENANCE CORP., ET AL.**

WHEREAS, the Town of Hempstead commenced litigation against Northcoast Maintenance Corp., et al., under Index. 602647/2014 in New York State Supreme Court, Nassau County; and

WHEREAS, the Town's outside counsel recommends this Board authorize and approve the Settlement Agreement;

NOW, THEREFORE, BE IT

RESOLVED, the Settlement Agreement is authorized and approved, and the Town Attorney and Town Comptroller are authorized to execute any documents necessary to effectuate the Settlement Agreement; and be it further,

RESOLVED, all monies authorized to be paid under the Settlement Agreement shall be paid from Highway Fund #041-0003-51100-4077 Tort Liability account.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 22

Page 1 of 1
Case # 27490

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE AWARD OF A BID FOR THE 2023 FURNISHING, PLANTING, AND MAINTAINING TREES AND SHRUBS ALONG STREETS, PARKING FIELDS, AND OTHER LOCATIONS IN THE UNINCORPORATED AREAS OF THE TOWN OF HEMPSTEAD, NEW YORK, PW#1-23

WHEREAS, the Commissioner of the Department of General Services (the "Commissioner") solicited bids for The 2023 Furnishing, Planting, And Maintaining of Trees And Shrubs Along Streets, Parking Fields, & Other Locations In The Unincorporated Areas of The Town of Hempstead; PW#1-23 (the "Project"); and

WHEREAS, pursuant to such solicitation, bids were publicly opened and read aloud in the office of the Commissioner on February 23, 2023; and

WHEREAS, the sole bid was received and referred to the Engineering Department for examination and report:

LOUIS BARBATO LANDSCAPING, INC. \$65,100.00

WHEREAS, the Commissioner of The Department of Engineering reported that the lowest bid was received from Louis Barbato Landscaping, Inc. in the amount of \$65,100.00, 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 Louis Barbato Landscaping, Inc. as the lowest responsible bidder at the bid price of \$65,100.00.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby Awards a Contract for the Project to Louis Barbato Landscaping, Inc., 1600 Railroad Ave, Holbrook NY 11741, as the lowest responsible bidder at the bid price of \$65,100.00; and be it further

RESOLVED, that upon execution of the Contract by Louis Barbato Landscaping, 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 Louis Barbato Landscaping, 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 \$65,100.00 with payments to be made from the Town Highway Capital Improvement Funds, Account No. 9600-503-9600-5010.

AYES:

NOES:

Item # 23

Case # 9707

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING PAYMENT BY THE TOWN OF HEMPSTEAD TO THE NEW YORK STATE DEPARTMENT OF CIVIL SERVICE FOR EXAMINATION SERVICE FEES.

WHEREAS, the New York State Department of Civil Service has advised the Town of Hempstead Civil Service Commission that there is a \$20.00 fee (1/2 of the \$40.00 total fee) per APPROVED paid candidate for each centralized Civil Service examination between January 1, 2022 through December 31, 2022; and

WHEREAS, the New York State Department of Civil Service has advised the Town of Hempstead Civil Service Commission that there is a \$5.00 fee for the first twenty (20) candidates approved for each decentralized examination announced. For each candidate beyond that first twenty (20), the fee is \$3.00 per candidate approved; for each decentralized exam program used; and

WHEREAS, the Town of Hempstead Civil Service Commission has indicated that there were one hundred forty (140) approved paid candidates taking centralized Civil Service examinations for the period of January 1, 2022 to December 31, 2022, for a total amount due to the state of \$2,800.00; and

WHEREAS, the Town of Hempstead Civil Service Commission has indicated that there were two (2) decentralized exam programs used for the period of January 1, 2022 through December 31, 2022. There were nine (9) approved paid candidates for a fee of \$45.00 for the first exam, and there were twenty one (21) total approved candidates, twenty (20) approved candidates for a fee of \$100.00 and one (1) approved paid candidate for a fee of \$3.00, for a total of \$103.00 for the second exam, for a total amount due to the state of \$148.00; and

WHEREAS, this Town Board deems it in the interest of the Town of Hempstead and government thereof that the Town of Hempstead pay for such fees as stated herein;

NOW THEREFORE, BE IT

RESOLVED, that payment of the candidate fee for Civil Service centralized examination approved applicants and payment for decentralized exam programs used is hereby authorized; and

BE IT FURTHER

RESOLVED, that the total approved candidate fee for all the Civil Service examinations equals a total of \$2,948.00 to be paid to the New York State Department of Civil Service, Application and Fee Processing Unit, New York State Department of Civil Service, Albany, New York 12239; such expense to be charged to General Funds Fees and Services Account No. 010-012-9000-4151.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 24
Case # 25265

Case No.

Resolution No.

Adopted:

offered the following resolution and moved its adoption as follows:

RESOLUTION AUTHORIZING THE TOWN OF HEMPSTEAD TO ACCEPT A MONETARY DONATION FROM SOUTH MERRICK CIVIC ASSOCIATION

WHEREAS, the Town has agreed to purchase and install one (1) "Oodle Swing" (an inclusive playground swing appropriate for children of all abilities) at Wynsum Avenue Park, Merrick, NY 11566; and

WHEREAS, South Merrick Civic Association, wishes to donate the sum of Four Thousand Dollars (\$4,000.00) (the "Donation") to the Town, with the intent that said Donation be allocated toward the purchase and installation of said "Oodle Swing" project; and

WHEREAS, the Commissioner of the Department of Parks and Recreation respectfully recommends to this Town Board that it approve the acceptance of this monetary Donation from South Merrick Civic Association; and

WHEREAS, this Town Board finds that it is in the best interest of the Town to accept this generous Donation from South Merrick Civic Association, to be allocated toward the purchase and installation of the aforementioned "Oodle Swing".

NOW, THEREFORE, BE IT

RESOLVED, that the Town of Hempstead hereby agrees to accept the aforementioned Donation of Four Thousand Dollars (\$4,000.00) from the South Merrick Civic Association, to be allocated toward the purchase and installation of one (1) "Oodle Swing" at Wynsum Avenue Park; and

BE IT FURTHER

RESOLVED, that the Town Comptroller be and hereby is authorized to deposit the \$4,000.00 Donation from South Merrick Civic Association in the Gifts and Donations Account (#400-007-7110-2705).

The foregoing resolution was adopted upon roll call as follows:

AYES: ()

NOES: ()

Item # 26

Case # 21943

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE ANNUAL PAYMENT TO COMMERCIAL CLEARWATER COMPANY TO CONDUCT A CERTIFIED POOL OPERATOR COURSE FOR THE BENEFIT OF DEPARTMENT OF PARKS AND RECREATION EMPLOYEES

WHEREAS, Commercial Clearwater Company, whose mailing address is P.O. Box 909, Plandome, NY 11030, has agreed to conduct a certified pool operator course at a Town Facility for the benefit of certain designated Department of Parks and Recreation employees; and

WHEREAS, the New York State and Nassau County Departments of Board of Health each respectively require all municipal pool facilities to have certified pool operators on staff and the New York State Department of Health more specifically requires that Certified Pool Operators receive "in person" certification training; and

WHEREAS, of the several New York State Department of Health approved Certified Pool Operator course vendors servicing the greater New York City Metropolitan Area, Commercial Clearwater Company is the only vendor agreeable to conducting the mandated course "in person" at a Town facility; and

WHEREAS, the cost of the course is \$375.00 per person; total amount not to exceed \$13,125.00, and number of employees will not exceed 35; and

WHEREAS, the cost of the course will include all book fees, all exam fees, and all certification fees; and

WHEREAS, the Commissioner of the Department of Parks and Recreation recommends to this Town Board that it authorize payment to Commercial Clearwater Company as referenced herein since it is necessary for the Department to have Certified Pool Operators assigned to the Town's numerous pool facilities; and

WHEREAS, this Town Board finds that it is in the best interest of the Town to maintain a staff of duly Certified Pool Operators.

NOW, THEREFORE, BE IT

RESOLVED, that the Comptroller is hereby authorized to make payments to Commercial Clearwater Company for conducting a certified pool operator course in the amount of \$375.00 per employee, total amount not to exceed \$13,125.00, and that such amount be charged against Department of Parks and Recreation Fees and Services Account # 400-007-7110-4151.

The foregoing resolution was adopted upon roll call as follows:

AYES: ()

NOES: ()

Item # 27

Class # 27746

CASE NO.

RESOLUTION NO.

Adopted:

Councilperson

offered the following resolution and

moved its adoption:

**RESOLUTION AUTHORIZING PAYMENT TO
UNISTAR FIVE FOR THE
APPEARANCE OF "HOKIS POKIS" AT LEVITTOWN HALL "SOCK HOP"**

WHEREAS, the Town hosted a fifties style "Sock Hop" at Levittown Hall on March 18, 2023; and

WHEREAS, in conjunction with this event the Department of Parks and Recreation retained the musical services of the band "Hokis Pokis", through its agent Unistar Five; and

WHEREAS, a total fee of \$600.00 was contractually agreed to by the Department of Parks & Recreation and Unistar Five for the performance of Hokis Pokis at the Sock Hop; and

WHEREAS, the Commissioner of the Department of Parks and Recreation hereby informs this Town Board that Hokis Pokis satisfactorily performed at said Sock Hop event at Levittown Hall, and respectfully seeks approval for the payment of the concert performance fee of \$600.00 to Unistar Five; and

WHEREAS, this Town Board finds that it is in the best interest of the Town to approve the aforementioned requested payment to Unistar Five.

NOW, THEREFORE, BE IT

RESOLVED, that the Comptroller be and hereby is authorized to make a payment in the amount of \$600.00 to Unistar Five from Parks and Recreation Account # 400-0007-71100-4793.

The foregoing Resolution was adopted upon roll call as follows:

AYES: ()

NOES: ()

Item # 28

Case # 29910

Case No.

Resolution No.

Adopted:

offered the following resolution and moved its adoption as follows:

RESOLUTION AUTHORIZING THE PAYMENT OF AN INVOICE TO BOARDWALK EMPIRE LLC FOR THE RENTAL OF PARKING SPACES DURING THE 2023 SUMMER BEACH SEASON

WHEREAS, by Invoice #2023-0314 dated March 14, 2023, Boardwalk Empire, LLC ("Boardwalk Empire") offered the Town the ability to rent twenty (20) parking spaces in Boardwalk Empire's parking lot located at 1815 Ocean Blvd., which neighbors the Town's Atlantic Beach Estates Locker Facility (the "Locker Facility"), for the upcoming 2023 summer beach season at a total cost of \$14,000.00; and

WHEREAS, the Commissioner of the Department of Parks and Recreation ("Commissioner") determined that such additional parking spaces would be needed to service the parking needs of those residents utilizing the Locker Facility during the 2023 summer beach season, due to an increase in parking demand at said Facility coupled with the extremely limited parking spaces available at the Locker Facility; and

WHEREAS, the Commissioner respectively recommends to this Town Board that the aforementioned parking space rental offer made by Boardwalk Empire be accepted and further recommends to this Town Board that it authorize the Comptroller to make payment to Boardwalk Empire in the total amount of \$14,000.00 for the 2023 summer beach season; and

WHEREAS, this Town Board, finds it to be in the best interest of the Town to accept the aforementioned parking space rental offer made by Boardwalk Empire by duly authorizing the Comptroller to pay Boardwalk Empire's associated Invoice #2023-0314 in the amount of \$14,000.00.

NOW, THEREFORE, BE IT

RESOLVED, that the Boardwalk Empire parking space rental offer be and hereby is accepted and the Comptroller be and hereby is authorized to make payment to Boardwalk Empire, LLC in the amount of \$14,000.00; said sum be paid from Department of Parks & Recreation account number #400-007-7110-4151.

The foregoing resolution was adopted upon roll call as follows:

AYES: ()

NOES: ()

Item # 29

Case # 11377

Case No.

Resolution No.

Adopted:

Councilmember

moved the following resolution's adoption:

**RESOLUTION AUTHORIZING WORKERS
COMPENSATION COVERAGE FOR THE
TOWN OF HEMPSTEAD INDUSTRIAL
DEVELOPMENT AGENCY AND TOWN OF
HEMPSTEAD LOCAL DEVELOPMENT
CORPORATION**

RESOLVED, the Town of Hempstead, as a NYS Self Insured Political Subdivisions (W824007), authorizes the Town of Hempstead Industrial Development Agency and the Town of Hempstead Local Development Corporation, both their boards and employees, be covered entities in the NYS Self Insurance Workers' Compensation Plan with The Town of Hempstead.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 30
Page 1 of 1
Case # 19226
22429

CASE NO.

RESOLUTION NO.

Adopted:

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

RESOLUTION AUTHORIZING PAYMENT OF
2023 LICENSE FEES TO BROADCAST MUSIC,
INC. (BMI) TO COMPLY WITH THE COPYRIGHT
LAWS FOR ALL DEPARTMENTS IN THE TOWN OF
HEMPSTEAD FOR MUSIC PLAYED TO THE PUBLIC.

WHEREAS, on March 23, 2010, the Town of Hempstead adopted Resolution No. 366-2010 and entered into a license agreement with Broadcast Music, Inc. (BMI), a New York Corporation having an office at 10 Music Square East, Nashville, Tennessee 37203, to comply with federal copyright laws; and

WHEREAS, Resolution No. 366-2010 authorizes the Comptroller to pay the annual license fee to Broadcast Music, Inc. for each year this agreement remains in effect; and

WHEREAS, Broadcast Music, Inc. (BMI) has submitted the 2023 annual license fee to the Town in the amount of \$7,096.50;

NOW, THEREFORE, BE IT

RESOLVED, that the Comptroller be and he hereby is authorized to pay the 2023 annual license fee to Broadcast Music, Inc. (BMI), in the amount of \$7,096.50 payable from General Fund Fees and Services 010-012-9000-4151.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

31

Case #

27265

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION CORRECTING TBR 375-2023 AND AUTHORIZING AN INCREASE IN THE 2023 GENERAL FUND APPROPRIATIONS ACCOUNT, INCREASE IN THE GENERAL FUND ESTIMATED REVENUES, CREATION OF THE GENERAL FUND UNDISTRIBUTED CAPITAL OUTLAY EXPENSE ACCOUNT, AND THE CREATION OF THE GENERAL FUND UNDISTRIBUTED GIFTS AND DONATIONS REVENUE ACCOUNT.

RESOLVED, that the Supervisor be and he hereby is authorized to effect the following:

General Fund Undistributed Organization - 90000

| | | |
|----------------|---------------------|--------------|
| INCREASE: 9600 | Appropriations | \$ 20,000.00 |
| INCREASE: 5100 | Estimated Revenues | \$ 20,000.00 |
| CREATION: 3010 | Capital Outlay | \$ 20,000.00 |
| CREATION: 2705 | Gifts and Donations | \$ 20,000.00 |

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 32

Case # 1147

BOND RESOLUTION OF THE TOWN OF HEMPSTEAD, NEW YORK (THE "TOWN"), ADOPTED _____, 2023, AUTHORIZING THE FINANCING OF THE RECONSTRUCTION OF THE ROOF AT THE TOWN'S HIGHWAY DEPARTMENT ROOSEVELT YARD, STATING THE MAXIMUM COST THEREOF IS \$554,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE AND AUTHORIZING THE ISSUANCE OF \$554,000 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION.

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

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

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

Section 2. The Town is hereby authorized to finance the costs associated with the reconstruction of the roof at the Town's Highway Department Roosevelt Yard to correct a condition that has become dangerous or detrimental to human life, health or safety (the "Purpose"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto, is \$554,000, and said amount is hereby appropriated for such Purpose. The plan of financing includes the issuance of \$554,000 serial bonds of the Town to finance said appropriation and the levy and collection of taxes on all taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same become due and payable.

Section 3. Serial bonds of the Town in the principal amount not to exceed \$554,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), to finance said appropriation.

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

Item # 33

Case # 1137

- (a) The Purpose is an object or purpose described in subdivision 12-a of paragraph a of Section 11.00 of the Law and the period of probable usefulness of the Purpose is ten (10) years.
- (b) The maximum maturity of the serial bonds authorized by this resolution will exceed five (5) years. It is hereby further determined that the foregoing is not an assessable improvement.

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

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

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

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

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

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

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

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

Approved as to:
Form and Content
By [Signature] Date 3/22/23
[Signature] 3/22/23
TOWN CLERK

[Signature]
TOWN CLERK

APPROVED AS TO FORM
Charles O. Heine
TOWN CLERK
DATE 3/22/2023

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

| | | |
|----------------------------------|--------|-------|
| Supervisor Donald X. Clavin, Jr. | voting | _____ |
| Councilwoman Dorothy L. Goosby | voting | _____ |
| Councilman Dennis Dunne, Sr. | voting | _____ |
| Councilman Thomas E. Muscarella | voting | _____ |
| Councilman Christopher Carini | voting | _____ |
| Councilwoman Melissa Miller | voting | _____ |
| Councilwoman Laura A. Ryder | voting | _____ |

The resolution was declared adopted.

AYES: _____ ()

NAYS: _____ ()

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

(SEAL)

Kate Murray, Town Clerk
Town of Hempstead

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE AWARD OF THE TOWN OF HEMPSTEAD CONTRACT #16A-2023 FOR THE GRASS CUTTING OF VARIOUS AREAS THROUGHOUT THE TOWN OF HEMPSTEAD

WHEREAS, the Division of Purchasing, on behalf of the Department of Highways, solicited bids for the grass cutting of various areas throughout the Town of Hempstead; and

WHEREAS, the bids submitted pursuant to such solicitation were opened and read in the office of the Division of Purchasing on March 20th, 2023; and

WHEREAS, the bids were referred to the Commissioner of Highways for examination and report as follows:

| <u>Contractor</u> | <u>Bid Prices</u> |
|---|---|
| Greenway Property Services Inc. 7 Rye Ridge Plaza # 181 Rye Bridge, NY 10573 | Price per square foot per cut: \$ 0.0085 Price per cut: \$21,731.41 |
| Louis Barbato Landscaping Inc. 1600 Railroad Avenue Holbrook, NY 11741 | Price per square foot per cut: \$ 0.00865677006 Price per cut: \$22,132.21 |
| 7 Seas Infrastructure Corp. 119-18 101 st Ave #235 South Richmond Hill, NY 11419 | Price per square foot per cut: \$ 0.00898 Price per cut: \$22,958.59 |

WHEREAS, the Commissioner reported that the lowest responsible bid was received from Louis Barbato Landscaping Inc. in the sum of \$22,132.21 per cut with the option to add or remove locations at the price of \$0.00865677006 per square foot per cut; and

WHEREAS, it appears that said bidder is duly qualified and recommends acceptance to the Town Board; and

WHEREAS, the Town Board has determined that it is in the best interest of the Town to award the bid to Louis Barbato Landscaping Inc.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby awards contract #16A-2023 for the grass cutting of various areas throughout the Town of Hempstead to Louis Barbato Landscaping Inc., as the lowest responsible bidder at the bid price of \$22,132.21 per cut with the option to add or remove locations at the price of \$0.00865677006 per square foot per cut; and be it further

RESOLVED, that the Commissioner is hereby authorized to execute the contract documents, if any, and the Comptroller is hereby authorized and directed to make payments to the Contractor pursuant to the Contract Proposal, in an amount not to exceed \$500,000 from Highway Account Number 041-003-5110-4680.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 35
Case # 9627

CASE NO. _____

RESOLUTION NO. ____-23__

BOND RESOLUTION OF THE TOWN OF HEMPSTEAD, NEW YORK (THE "TOWN"), ADOPTED MARCH 28, 2023, AUTHORIZING THE FINANCING OF THE PAYMENT OF A SETTLED CLAIM BY THE TOWN IN THE FOLLOWING MATTER: *MICHAEL BURKE v. TOWN OF HEMPSTEAD, HELEN MOLONEY, Individually and as TRUSTEE OF THE HELEN MOLONEY REVOCABLE TRUST* (INDEX NO. 611357/2021, SUPREME COURT, NASSAU COUNTY), STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$285,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE AND AUTHORIZING THE ISSUANCE OF \$285,000 SERIAL BONDS OF THE TOWN TO FINANCE SAID APPROPRIATION.

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

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

Section 1. Pursuant to Article 8 of the Environmental Conservation Law of the State of New York, as amended, and the regulations of the Department of Environmental Conservation of the State of New York promulgated thereunder (collectively referred to hereinafter as "SEQRA"), the Town Board hereby determines that the object or purpose for which the bonds are herein authorized is a Type II Action, and that no further action is required to satisfy the requirements of SEQRA.

Section 2. The Town is hereby authorized to finance the costs associated with the payment of the following settled claim: *MICHAEL BURKE v. TOWN OF HEMPSTEAD, HELEN MOLONEY, Individually and as TRUSTEE OF THE HELEN MOLONEY REVOCABLE TRUST* (INDEX NO. 611357/2021, SUPREME COURT, NASSAU COUNTY) (the "Purpose"). The estimated maximum cost of said Purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$285,000, and said amount is hereby appropriated for such Purpose. The plan of financing includes the issuance of \$285,000 serial bonds of the Town to finance said appropriation and the levy and collection of taxes on all taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same become due and payable.

Section 3. Serial bonds of the Town in the principal amount not to exceed \$285,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), to finance said appropriation.

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

Item # 36

Case # 10889

- (a) The Purpose is an object or purpose described in subdivision 33 of paragraph a of Section 11.00 of the Law and the period of probable usefulness of the Purpose is five (5) years; provided, however, that in the event the total amount of such settled claim and any other similar claims, judgments or awards falling due in a single fiscal year shall exceed one per centum of the average assessed valuation of real property in the Town, the applicable period of probable usefulness shall be ten (10) years; and provided further that in the event such settled claim and any other similar claims, judgments or awards falling due in a single fiscal year shall exceed two per centum of the average assessed valuation of real property in the Town, the applicable period of probable usefulness shall be fifteen (15) years.
- (b) The proceeds of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized.
- (c) This resolution shall constitute the declaration of the Town's "official intent" to reimburse expenditures authorized by Section 2 with proceeds of the bonds authorized by this resolution, or bond anticipation notes issued in anticipation of the sale of said bonds, as required by United States Treasury Regulation Section 1.150-2.
- (d) The maximum maturity of the bonds authorized by this resolution will not exceed five (5) years. It is hereby further determined that the foregoing is not an assessable improvement.

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

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

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

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

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

Section 8. The foregoing resolution shall take effect immediately and the Town Clerk is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the "*Long Island Business News*", a newspaper having a general circulation in the Town, which newspaper is hereby designated as the official newspaper of the Town for such publication.

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

| | | |
|---------------------------------------|--------|-------|
| Supervisor Donald X. Clavin, Jr. | voting | _____ |
| Councilwoman Dorothy L. Goosby | voting | _____ |
| Council[man/woman] <u>Laura Ryder</u> | voting | _____ |
| Councilman Dennis Dunne, Sr. | voting | _____ |
| Councilman Thomas E. Muscarella | voting | _____ |
| Councilman Christopher Carini | voting | _____ |
| Councilwoman Melissa Miller | voting | _____ |

The resolution was declared adopted.

AYES: _____ ()

NAYS: _____ ()

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

(SEAL)

 Kate Murray, Town Clerk
 Town of Hempstead

CASE NO.

RESOLUTION NO.

Adopted:

_____ offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE OFFICE OF THE TOWN ATTORNEY TO SETTLE THE CLAIM OF MICHAEL BURKE IN THE AMOUNT OF \$285,000.00.

WHEREAS, Michael Burke, by his attorney, Alan C. Glassman, Esq., with offices in Lloyd Harbor, New York, made claim against the Town of Hempstead for personal injuries he sustained when he fell on a sidewalk located on Trinity Place in West Hempstead, New York on August 19, 2020; and

WHEREAS, an action was instituted in the Supreme Court in Nassau County by Michael Burke against the Town of Hempstead for damages for the personal injuries he sustained as a result of this accident; and

WHEREAS, prior to a trial, a proposal was made between Alan C. Glassman, Esq., attorney for Michael Burke, and the Town of Hempstead defense counsel to settle this case in the amount of \$285,000.00; and

WHEREAS, Alan C. Glassman, Esq., attorney for Michael Burke, has forwarded a stipulation discontinuing action and an executed general release to the Office of the Town Attorney; and

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

NOW, THEREFORE, BE IT

RESOLVED, that the Office of the Town Attorney is authorized to settle the personal injury claim of Michael Burke the amount of \$285,000.00 regarding an accident occurring on August 19, 2020, said amount to be paid out of General Fund Tort Liability Account.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

37

Case #

10889

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

Item # 38
Case # 7

ADOPTED:

Councilmember offered the following resolution and moved its adoption:

RESOLUTION CALLING A PUBLIC HEARING ON A PROPOSED LOCAL LAW TO AMEND SECTION 202-1 OF THE CODE OF THE TOWN OF HEMPSTEAD TO INCLUDE AND REPEAL "PARKING OR STANDING PROHIBITONS" AT VARIOUS LOCATIONS.

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

WHEREAS, it appears to be in the public interest to consider the enactment of a local law amending Section 202-1 of the Code of the Town of Hempstead entitled "PARKING OR STANDING PROHIBITONS" at various locations; and

WHEREAS, Councilmember has introduced a proposed local law known as Intro. No.24-2023, Print No. 1 to amend the said Section 202-1 of the Code of the Town of Hempstead to include and repeal "PARKING OR STANDING PROHIBITIONS" at various locations; NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York on April 25th, 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. 24-2023, Print No. 1, to amend Section 202-1 of the Code of the Town of Hempstead to include and repeal "PARKING OR STANDING PROHIBITIONS" at various locations; and, BE IT FURTHER

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

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 39
Case # 30879

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 twenty five of two thousand twenty three is hereby amended by including therein "PARKING OR STANDING PROHIBITIONS" at the following locations:

(NR) EAST ROCKAWAY SEAWANE ROAD (TH 55/23) East Side - NO STOPPING ANYTIME - starting at a point 277 feet south of the south curbline of Arden Road south for a distance of 60 feet.

SEAWANE ROAD (TH 55/23) West Side - NO STOPPING HERE TO CORNER - starting at the roadway terminus, north for a distance of 36 feet.

MERRICK MERRICK AVENUE (TH 44/23) East Side - NO STOPPING HERE TO CORNER - starting from the south curbline of Orchard Street, south for a distance of 30 feet.

OCEANSIDE MILLS STREET (TH 75/23) West Side - NO PARKING ANYTIME - starting at a point 62 feet south of the south curbline of Bellevue Avenue, south for a distance of 185 feet.

UNIONDALE ARGYLE AVENUE (TH 71/23) South Side - NO STOPPING ANYTIME - starting at a point 25 feet west of the west curbline of Davis Avenue, west for a distance of 50 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 twenty five of two thousand twenty three is hereby amended by repealing therein "PARKING OR STANDING PROHIBITIONS" at the following locations:

OCEANSIDE

MILLS STREET (TH 14/96) West Side -
NO PARKING ANYTIME - starting at a
point 60 feet south of the south
curbline of Bellevue Avenue, south to
its termination.
(Adopted 5/7/96)

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 25th day of April, 2023, at 10:30 o'clock in the forenoon of that day to consider the enactment of a local law to amend Section 202-1 of the code of the Town of Hempstead to INCLUDE "PARKING OR STANDING PROHIBITIONS" at the following locations:

(NR) EAST ROCKAWAY

SEAWANE ROAD (TH 55/23) East Side - NO STOPPING ANYTIME - starting at a point 277 feet south of the south curbline of Arden Road south for a distance of 60 feet.

SEAWANE ROAD (TH 55/23) West Side - NO STOPPING HERE TO CORNER - starting at the roadway terminus, north for a distance of 36 feet.

MERRICK

MERRICK AVENUE (TH 44/23) East Side - NO STOPPING HERE TO CORNER - starting from the south curbline of Orchard Street, south for a distance of 30 feet.

OCEANSIDE

MILLS STREET (TH 75/23) West Side - NO PARKING ANYTIME - starting at a point 62 feet south of the south curbline of Bellevue Avenue, south for a distance of 185 feet.

UNIONDALE

ARGYLE AVENUE (TH 71/23) South Side - NO STOPPING ANYTIME - starting at a point 25 feet west of the west curbline of Davis Avenue, west for a distance of 50 feet.

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

OCEANSIDE

MILLS STREET (TH 14/96) West Side -
NO PARKING ANYTIME - starting at a
point 60 feet south of the south
curbline of Bellevue Avenue, south to
its termination.
(Adopted 5/7/96)

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

Dated: March 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:

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. 25-2023, 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 April 25th, 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. 25-2023, 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 # 40
Case # 30880

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and Municipal Home Rule of the State of New York, both as amended, a public hearing will be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on the 25th day of April, 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 locations:

(NR) EAST ROCKAWAY

SEAWANE ROAD (TH 55/23)- STOP -
All traffic traveling westbound on
Everdell Road shall come to a full
stop.

SEAWANE ROAD (TH 55/23)- STOP -
All traffic traveling eastbound on
Everdell Road shall come to a full
stop.

FRANKLIN SQUARE

COURTHOUSE ROAD (TH 490/22) - STOP -
All traffic traveling eastbound on
Maple Drive 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: March 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

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

(NR)EAST ROCKAWAY

SEAWANE ROAD (TH 55/23)- STOP - All traffic traveling westbound on Everdell Road shall come to a full stop.

SEAWANE ROAD (TH 55/23)- STOP - All traffic traveling eastbound on Everdell Road shall come to a full stop.

FRANKLIN SQUARE

COURTHOUSE ROAD (TH 490/22) - STOP - All traffic traveling eastbound on Maple Drive shall come to a full stop.

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

ADOPTED:

Councilmember offered the following resolution and moved its adoption:

RESOLUTION CALLING A PUBLIC HEARING ON A PROPOSED LOCAL LAW TO AMEND SECTION 197-13 OF THE CODE OF THE TOWN OF HEMPSTEAD TO INCLUDE AND REPEAL "TRAFFIC REGULATIONS IN THE VICINITY OF SCHOOLS" 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 197-13 of the Code of the Town of Hempstead entitled "TRAFFIC REGULATIONS IN THE VICINITY OF SCHOOLS" at various locations; and

WHEREAS, Councilmember has introduced a proposed local law known as Intro. No.26-2023, Print No. 1 to amend the said Section 197-13 of the Code of the Town of Hempstead to include and repeal "TRAFFIC REGULATIONS IN THE VICINITY OF SCHOOLS" 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 April 25th, 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.26-2023, Print No. 1, to amend Section 197-13 of the Code of the Town of Hempstead to include and repeal "TRAFFIC REGULATIONS IN THE VICINITY OF SCHOOLS" 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 # 41
Case # 30881

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and Municipal Home Rule of the State of New York, both as amended, a public hearing will be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on the 25th day of April, 2023, at 10:30 o'clock in the forenoon of that day to consider the enactment of a local law to amend Section 197-13 of the code of the Town of Hempstead to INCLUDE "TRAFFIC REGULATIONS IN THE VICINITY OF SCHOOLS" at the following locations:

FRANKLIN SQUARE GOLDENROD AVENUE (TH 582/22) West Side -
NO STOPPING 8AM TO 4PM SCHOOL DAYS -
starting at a point 25 feet north of the
north curbline of Washington Street,
north for a distance of 25 feet.

ALSO, to REPEAL from Section 197-13 "TRAFFIC REGULATIONS IN THE VICINITY OF SCHOOLS" from the following locations:

EAST MEADOW MARION DRIVE (TH 264/12) East Side -
TWO HOUR PARKING 8AM TO 4PM SCHOOL DAYS -
starting at a point 218 feet north of the
north curbline of North Jerusalem Road
north for a distance of 57 feet.
(Adopted 10/3/12)

FRANKLIN SQUARE GOLDENROD AVENUE (TH 582/22) West Side -
NO STOPPING 8AM TO 4PM SCHOOL DAYS -
starting at a point 25 feet north of the
north curbline of Washington Street,
north for a distance of 68 feet.
(Adopted 2/7/23)

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

Dated: March 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

Town of Hempstead

A local law to amend Section one hundred ninety seven dash thirteen 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 "TRAFFIC REGULATIONS IN THE VICINITY OF SCHOOLS" 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 thirteen 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 twelve of two thousand twenty three is hereby amended by including therein "TRAFFIC REGULATIONS IN THE VICINITY OF SCHOOLS" at the following locations:

FRANKLIN SQUARE GOLDENROD AVENUE (TH 582/22) West Side -
NO STOPPING 8AM TO 4PM SCHOOL DAYS -
starting at a point 25 feet north of the
north curblineline of Washington Street,
north for a distance of 25 feet.

Section 2. Section one hundred ninety seven dash thirteen 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 twelve of two thousand twenty three is hereby amended by repealing therein "TRAFFIC REGULATIONS IN THE VICINITY OF SCHOOLS" at the following locations:

EAST MEADOW MARION DRIVE (TH 264/12) East Side -
TWO HOUR PARKING 8AM TO 4PM SCHOOL DAYS -
starting at a point 218 feet north of the
north curblineline of North Jerusalem Road
north for a distance of 57 feet.
(Adopted 10/3/12)

FRANKLIN SQUARE GOLDENROD AVENUE (TH 582/22) West Side -
NO STOPPING 8AM TO 4PM SCHOOL DAYS -
starting at a point 25 feet north of the
north curblineline of Washington Street,
north for a distance of 68 feet.
(Adopted 2/7/23)

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

CASE NO. 21527

RESOLUTION NO.

Adopted:

offered the following resolution
and moved its adoption:

RESOLUTION CALLING A PUBLIC HEARING
FOR THE PURPOSE OF ESTABLISHING AND
SETTING ASIDE CERTAIN PARKING SPACES
FOR MOTOR VEHICLES FOR THE SOLE USE
OF HOLDERS OF SPECIAL PARKING PERMITS
ISSUED BY THE COUNTY OF NASSAU TO
PHYSICALLY HANDICAPPED PERSONS.

WHEREAS, pursuant to Section 202-48 of the Code of the
Town of Hempstead, the Town Board may, from time to time,
hold public hearings to establish and set aside public
places, streets or portions of streets within the Town as
parking spaces for the sole and exclusive use of holders of
valid special parking permits issued by the County of
Nassau to physically handicapped persons;

NOW, THEREFORE BE IT

RESOLVED, that a public hearing be held in the Town
Meeting Pavilion, Hempstead Town Hall, 1 Washington Street,
Hempstead, New York, on the 25th day of April, 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 a 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

WELLINGTON ROAD - starting at a
point 521 feet south of the south
curbline of 109th Avenue, south for
a distance of 20 feet.
(TH-60/23)

WEST HEMPSTEAD

9th STREET - north side, starting
at a point 46 feet west of the west
curbline of Wellington Road South, west
for a distance of 20 feet.
(TH-42/23)

; and, BE IT FURTHER

RESOLVED, that the Town Clerk shall give notice of such
hearing by the publication in a newspaper having a general

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Case #

21527

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:

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, RESIDENTIAL TOWNHOUSE/ROWHOUSE (TR) OVERLAY DISTRICT FOR NORTH LAWRENCE AND INWOOD, AND URBAN RENEWAL RESIDENCE C DISTRICT (URD-C).

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, Residential Townhouse/Rowhouse (TR) Overlay District for North Lawrence and Inwood, and Urban Renewal Residence C District (URD-C); 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 25th day of April, 2023 at 10:30 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, Residential Townhouse/Rowhouse (TR) Overlay District for North Lawrence and Inwood, and Urban Renewal Residence C District (URD-C); 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.

Item # 43
Page 1 of 2
Case # 30665
30666

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 25th day of April, 2023 at 10:30 in the forenoon on 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, Residential Townhouse/Rowhouse (TR) Overlay District for North Lawrence and Inwood, and Urban Renewal Residence C District (URD-C).

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

March 28, 2023

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

KATE MURRAY
Town Clerk

DONALD X. CLAVIN, JR.
Supervisor

Intro. No.:

Print No.:

Town of Hempstead

A local law to 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, Residential Townhouse/Rowhouse (TR) Overlay District for North Lawrence and Inwood, and Urban Renewal Residence C District (URD-C).

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, and the Urban Renewal Residence C District (URD-C), 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, and the Urban Renewal Residence C District (URD-C).

§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 and Urban Renewal Residence C District (URD-C), 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 and Urban Renewal Residence C District (URD-C).

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, the Urban Renewal Residence C District (URD-C) 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, the TR Overlay District, or the Urban Renewal Residence C District (URD-C) which seeks an approval, variance or building permit, pursuant to the provisions of the NB Overlay District, TR Overlay District, or Urban Renewal Residence C District (URD-C) except as set forth herein.

§101-A-3. DEFINITION OF “NEIGHBORHOOD BUSINESS (NB) OVERLAY DISTRICT,” “RESIDENTIAL TOWNHOUSE/ROWHOUSE (TR) OVERLAY DISTRICT,” AND THE URBAN RENEWAL RESIDENCE C DISTRICT (URD-C)

The NB Overlay District is hereby defined as areas as set forth in section 433(C)(1) of the Town of Hempstead BZO, the TR Overlay District is hereby defined as areas as set forth in section 434(C)(1) of the Town of Hempstead BZO, and the Urban Renewal Residence C District (URD-C) is hereby defined as areas previously zoned or rezoned by the Town Board as Urban Renewal Residence C District (URD-C).

§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, TR Overlay District, or the Urban Renewal Residence C District (URD-C) 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.

CASE NO.

RESOLUTION NO.

RESOLUTION CALLING PUBLIC HEARING ON APPLICATION OF BOLLA EM REALTY, LLC FOR SITE PLAN APPROVAL, TO INSTALL UNDERGROUND STORAGE TANKS, TO REPEAL AND REPLACE RESTRICTIVE COVENANTS AND VARIANCES FROM GSS PROVISIONS AT WANTAGH, NEW YORK.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLVED, that a public hearing will be held April 25, 2023 at 10:30 o'clock in the forenoon of that day, in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, to consider the application of BOLLA EM REALTY, LLC for Site Plan Approval to redevelop a gasoline fueling station and convenience store, to add a drive-thru, to install underground storage tanks, to repeal and replace restrictive covenants and variances from the provisions of the GSS District on the s/w/c of Wantagh Ave. & North Jerusalem Road in Wantagh, New York, and BE IT

FURTHER RESOLVED, that the Town Clerk be and hereby is directed to publish notice thereof once a week for two successive weeks in Long Island Business News

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

44

Case #

16211

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 April 25, 2023 at 10:30 o'clock in the forenoon of that day for the purpose of considering the application of BOLLA EM REALTY, LLC for Site Plan Approval to redevelop a gasoline fueling station and convenience store, to add a drive-thru, to install underground storage tanks, to repeal and replace restrictive covenants and variances from the provisions of the GSS District on the s/w/c of Wantagh Ave. & North Jerusalem Road in Wantagh, New York:

A parcel located on the s/w/intersection of Wantagh Ave. and North Jerusalem Rd. w/frontage on North Jerusalem Rd. of 191.46' & Wantagh Ave. of 181.52' situated in Wantagh, New York, County of Nassau, State of New York

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: March 28, 2023
Hempstead, N.Y.

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF NICHOLAS ANDREWS AS
LABORER I, IN THE DEPARTMENT OF PARKS
AND RECREATION.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that Nicholas Andrews be and hereby is appointed Laborer I, Labor Class, Grade 9, Start Step (A), Salary Schedule E, \$45,458, 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 29, 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 NICHOLAS BALOGLOU
AS LABORER I IN THE DEPARTMENT OF
CONSERVATION AND WATERWAYS.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that Nicholas Baloglou be and hereby is appointed
Laborer I, Labor Class, Grade 9, Start Step (A), Salary Schedule E, \$45,458, in the Department of
Conservation and Waterways, by the Commissioner of the Department of Conservation and
Waterways and ratified by the Town Board of the Town of Hempstead, effective March 29, 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 GIANNI BENVENUTO AS
HIGHWAY MAINTENANCE CREW CHIEF, IN
THE DEPARTMENT OF HIGHWAY, BUDGET
CODE 5110.

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

RESOLVED, that Gianni Benvenuto, now serving as Equipment Crew Chief, in the Department of Highway, Budget Code 5110, be and hereby is appointed Highway Maintenance Crew Chief, Non Competitive, Grade 24, Step 10 (K), Salary Schedule D, \$125,518, 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 29, 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 GIUSEPPE CATALANO AS
AUTOMOTIVE SHOP SUPERVISOR, IN THE
DEPARTMENT OF GENERAL SERVICES,
BUILDINGS AND GROUNDS DIVISION, FROM
THE CIVIL SERVICE LIST.

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

WHEREAS, the Town of Hempstead Civil Service Commission has certified that Giuseppe Catalano has passed the examination for the position of Automotive Shop Supervisor, Civil Service List No. 66-891, and is eligible for appointment thereto, NOW,
THEREFORE, BE IT

RESOLVED, that Giuseppe Catalano, now serving as Diesel Mechanic I, in the Department of General Services, Buildings and Grounds Division, be and hereby is appointed Automotive Shop Supervisor, Competitive, Permanent, Grade 22, Step 6 (G), Salary Schedule D, \$90,832, from the civil service list, in the Department of General Services, Buildings and Grounds Division, by the Commissioner of the Department of General Services and ratified by the Town Board of the Town of Hempstead effective March 29, 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: SALARY ADJUSTMENT FOR LORIBETH
CIGNA, OFFICE AIDE, IN THE OFFICE OF THE
RECEIVER OF TAXES.

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

RESOLVED, that the annual salary for Loribeth Cigna, Office Aide, in the Office of the Receiver of Taxes, be and hereby is increased to Grade 2, Step 4 (E), Salary Schedule D, \$48,090, by the Receiver of Taxes and ratified by the Town Board of the Town of Hempstead effective March 29, 2023.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF ROCCO COMMISSO AS
EQUIPMENT OPERATOR II, IN THE
DEPARTMENT OF CONSERVATION AND
WATERWAYS.

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

RESOLVED, that Rocco Commisso, now serving as Equipment Operator I, in the Department of Conservation and Waterways, be and hereby is appointed Equipment Operator II, Non Competitive, Grade 12, Step 3 (D), Salary Schedule D, \$58,209, in the Department of Conservation and Waterways, by the Commissioner of the Department of Conservation and Waterways and ratified by the Town Board of the Town of Hempstead effective March 29, 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 MARC DUNWOODY AS
LABOR CREW CHIEF II, IN THE DEPARTMENT
OF CONSERVATION AND WATERWAYS.

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

RESOLVED, that Marc Dunwoody, now serving as Labor Crew Chief I,
in the Department of Conservation and Waterways, be and hereby is appointed Labor Crew Chief II,
Non Competitive, Grade 15, Step 12 (M), Salary Schedule D, \$98,406, in the Department of
Conservation and Waterways, by the Commissioner of the Department of Conservation and Waterways
and ratified by the Town Board of the Town of Hempstead effective March 29, 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 FANIZZI III AS
LABOR CREW CHIEF I, IN THE DEPARTMENT
OF CONSERVATION AND WATERWAYS.

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

RESOLVED, that Antonio Fanizzi III, now serving as Laborer II, in the Department of Conservation and Waterways, be and hereby is appointed Labor Crew Chief I, Non Competitive, Grade 13, Step 2 (C), Salary Schedule D, \$57,504, in the Department of Conservation and Waterways, by the Commissioner of the Department of Conservation and Waterways and ratified by the Town Board of the Town of Hempstead effective March 29, 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 CARLOS FONTE AS
COMMUNITY RESEARCH ASSISTANT, IN THE
DEPARTMENT OF GENERAL SERVICES,
TRAFFIC CONTROL DIVISION.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that Carlos Fonte, now serving as Sign Maintenance Crew Chief, in the Department of General Services, Traffic Control Division, be and hereby is appointed Community Research Assistant, Non Competitive, Ungraded, at an annual salary of \$145,613, in the Department of General Services, Traffic Control Division, by the Commissioner of the Department of General Services and ratified by the Town Board of the Town of Hempstead effective March 29, 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 JOHN GALLO AS
HIGHWAY MAINTENANCE CREW CHIEF, IN
THE DEPARTMENT OF HIGHWAY, BUDGET
CODE 5110.

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

RESOLVED, that John Gallo, now serving as Highway Road Repair Crew Chief, in the Department of Highway, Budget Code 5110, be and hereby is appointed Highway Maintenance Crew Chief, Non Competitive, Grade 24, Step 8 (I), Salary Schedule D, \$117,199, 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 29, 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: SALARY ADJUSTMENT FOR PETER GUANDO,
CAPTAIN CONSERVATION VESSEL I, IN THE
DEPARTMENT OF CONSERVATION AND
WATERWAYS.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Peter Guando, Captain Conservation Vessel I, in the Department of Conservation and Waterways, be and hereby is increased to Grade 17, Step 4 (E), Salary Schedule D, \$70,918, by the Commissioner of the Department of Conservation and Waterways and ratified by the Town Board of the Town of Hempstead effective March 29, 2023.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

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

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Jostyn Hernandez, Community Research Assistant, in the Office of the Town Comptroller, be and hereby is increased to \$114,444, Ungraded, by the Town Comptroller and ratified by the Town Board of the Town of Hempstead effective March 29, 2023.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF KRISTIN HIGGINS AS
CLERK III, IN THE DEPARTMENT OF
HIGHWAY, BUDGET CODE 5010, FROM THE
CIVIL SERVICE LIST.

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

WHEREAS, the Town of Hempstead Civil Service Commission has
certified that Kristin Higgins has passed the examination for the position of Clerk III, Civil Service
List No. 75-794, and is eligible for appointment thereto, NOW, THEREFORE, BE IT

RESOLVED, that Kristin Higgins, now serving as Office Services Assistant,
Competitive, Permanent, in the Department of Highway, Budget Code 5010, be and hereby is appointed
Clerk III, Competitive, Permanent, Grade 13, Step 10 (K), Salary Schedule D, \$83,698, from the civil
service list, by the Commissioner of the Department of Highway and ratified by the Town Board of the
Town of Hempstead effective March 29, 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: SALARY ADJUSTMENT FOR RYAN
KINNEARY, MARINE MAINTENANCE
SUPERVISOR, IN THE DEPARTMENT OF
CONSERVATION AND WATERWAYS.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Ryan Kinneary, Marine Maintenance Supervisor, in the Department of Conservation and Waterways, be and hereby is increased to Grade 17, Step 10 (K), Salary Schedule D, \$94,820, by the Commissioner of the Department of Conservation and Waterways and ratified by the Town Board of the Town of Hempstead effective March 29, 2023.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF PATRICK LAYDEN AS
LABORER I, IN THE DEPARTMENT OF PARKS
AND RECREATION.

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

RESOLVED, that Patrick Layden be and hereby is appointed
Laborer I, Labor Class, Grade 9, Start Step (A), Salary Schedule E, \$45,458, 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 29, 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 KAREN MARCHESE AS
CONSERVATION AIDE, IN THE
DEPARTMENT OF CONSERVATION AND
WATERWAYS FROM THE CIVIL SERVICE
LIST.

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

WHEREAS, the Town of Hempstead Civil Service Commission has certified that Karen Marchese has passed the examination for the position of Conservation Aide, Civil Service List No. 66-648, and is eligible for appointment thereto, NOW, THEREFORE, BE IT

RESOLVED, that Karen Marchese be and hereby is appointed Conservation Aide, Competitive, Permanent, Ungraded, at an annual salary of \$48,000, in the Department of Conservation and Waterways, from the civil service list, by the Commissioner of the Department of Conservation and Waterways and ratified by the Town Board of the Town of Hempstead, subject to satisfactory completion of pre-employment criteria, effective March 29, 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 ANTONELLA MATOZZO AS
EMPLOYEE ASSISTANCE PROGRAM
COUNSELOR, IN THE DEPARTMENT OF
HUMAN RESOURCES, FROM THE CIVIL
SERVICE LIST.

On motion made by

the following resolution was adopted upon roll call:

WHEREAS, the Town of Hempstead Civil Service Commission has certified that Antonella Matozzo has passed the examination for the position Employee Assistance Program Counselor, Civil Service List No. 61-092, and is eligible for appointment thereto, NOW, THEREFORE, BE IT

RESOLVED, that Antonella Matozzo, now serving as Employee Assistance Program Counselor, Competitive, Provisional, in the Department of Human Resources, be and hereby is appointed Employee Assistance Program Counselor, Competitive, Permanent, Grade 22, Step 4 (E), Salary Schedule D \$86,053, by the Director of the Department of Human Resources and ratified by the Town Board of the Town of Hempstead effective March 29, 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 STEVEN PALLADINO AS
LABORER I IN THE DEPARTMENT OF
CONSERVATION AND WATERWAYS.

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

RESOLVED, that Steven Palladino be and hereby is appointed
Laborer I, Labor Class, Grade 9, Start Step (A), Salary Schedule E, \$45,458, in the Department of
Conservation and Waterways, by the Commissioner of the Department of Conservation and
Waterways and ratified by the Town Board of the Town of Hempstead, effective March 29, 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: REINSTATEMENT TO THE POSITION OF OFFICE SERVICES ASSISTANT; AND APPOINTMENT OF JOSEPH PATINO TO CLERK III, FROM THE CIVIL SERVICE LIST, IN THE OFFICE OF THE SUPERVISOR.

On motion made by

the following resolution was adopted upon roll call:

WHEREAS, Joseph Patino intends to resign his position as Assistant to the Supervisor, in the Office of the Supervisor, AND

WHEREAS, Joseph Patino is currently on a leave of absence from his previous position of Office Services Assistant in the Office of the Supervisor, AND

WHEREAS, Joseph Patino is opting to return to that position for the purpose of being appointed Clerk III from the Town of Hempstead Civil Service List, No. 75-794, and is eligible for appointment thereto, NOW, THEREFORE, BE IT

RESOLVED that Joseph Patino, now serving as Office Services Assistant, Competitive, Permanent, in the Office of the Supervisor, be and hereby is appointed Clerk III, Competitive, Permanent, Grade 13, Step 13 (N), Salary Schedule D, \$94,910, from the civil service list, by the Chief of Staff of the Town of Hempstead and ratified by the Town Board of the Town of Hempstead effective March 29, 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 MATTHEW RANDALL
AS MESSENGER, IN THE DEPARTMENT OF
GENERAL SERVICES, ADMINISTRATION.

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

RESOLVED, that Matthew Randall be and hereby is appointed
Messenger, Non Competitive, Ungraded, at an annual salary of \$65,000, in the Department of
General Services, Administration by the Commissioner of the Department of General Services and
ratified by the Town Board of the Town of Hempstead, subject to satisfactory completion of pre-
employment criteria, effective April 10, 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: NON COMPETITIVE PROMOTION FOR
ADAM REISS, ADMINISTRATIVE
OFFICER I, IN THE DEPARTMENT OF
PARKS AND RECREATION.

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

RESOLVED, that Adam Reiss, now serving as Administrative Assistant, Competitive, Permanent, in the Department of Parks and Recreation, be and hereby is given a Non Competitive promotion, per Section 52.7 of the Civil Service Law, to Administrative Officer I, Grade 22, Step 12 (M), Salary Schedule D, \$126,397, by the Commissioner of the Department of Parks and Recreation and ratified by the Town Board of the Town of Hempstead effective March 29, 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 NICHOLAS RUBINO AS
LABORER I, IN THE DEPARTMENT OF PARKS
AND RECREATION.

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

RESOLVED, that Nicholas Rubino be and hereby is appointed
Laborer I, Labor Class, Grade 9, Start Step (A), Salary Schedule E, \$45,458, 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 29, 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 DANIEL SALAMONE
AS LEGISLATIVE AIDE, IN THE OFFICE
OF THE TOWN BOARD.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that Daniel Salamone be and hereby is appointed Legislative Aide, in the Office of the Town Board Majority Central Staffing Code 1018, Unclassified, Ungraded, at an annual salary of \$55,000 by the Town Board of the Town of Hempstead, subject to satisfactory completion of pre-employment criteria, effective April 3, 2023.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF NICOLE SENATORE AS
EMPLOYEE ASSISTANCE PROGRAM
COUNSELOR, IN THE DEPARTMENT OF
HUMAN RESOURCES, FROM THE CIVIL
SERVICE LIST.

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

WHEREAS, the Town of Hempstead Civil Service Commission has certified that Nicole Senatore has passed the examination for the position of Employee Assistance Program Counselor, Civil Service List No. 61-092, and is eligible for appointment thereto, NOW, THEREFORE, BE IT

RESOLVED, that Nicole Senatore be and hereby is appointed Employee Assistance Program Counselor, Competitive, Permanent, Grade 22, Start Step (A), Salary Schedule E, \$72,116, in the Department of Human Resources, from the civil service list, by the Director of the Department of Human Resources and ratified by the Town Board of the Town of Hempstead effective, subject to satisfactory completion of pre-employment criteria, April 27, 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 GINA-MARIE WOODS AS
TAX CLERK I, IN THE OFFICE OF THE
RECEIVER OF TAXES FROM THE CIVIL
SERVICE LIST.

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

WHEREAS, the Town of Hempstead Civil Service Commission has certified that Gina-Marie Woods has passed the examination for the position of Tax Clerk I, Civil Service List No. 67-711, and is eligible for appointment thereto, NOW, THEREFORE, BE IT

RESOLVED, that Gina-Marie Woods be and hereby is appointed Tax Clerk I, Competitive, Permanent, Grade 12, Start Step (A), Salary Schedule E, \$49,581, in the Office of the Receiver of Taxes, from the civil service list, by the Receiver of Taxes and ratified by the Town Board of the Town of Hempstead effective April 10, 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 VINCENT ZACCARO AS
EQUIPMENT OPERATOR III, IN THE
DEPARTMENT OF HIGHWAY BUDGET CODE
5110.

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

RESOLVED, that Vincent Zaccaro be and hereby is appointed
Equipment Operator III, Non Competitive, Grade 14, Start Step (A), Salary Schedule E, \$52,837, 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 April 3, 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:

3/28/2023

In addition, there are (5) Five Resolutions for various types of Leaves of Absence.