

**Town Board Meeting – September 3, 2020**

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**TOWN OF NORTH HEMPSTEAD  
TOWN BOARD  
VIRTUAL ZOOM MEETING**

Town Hall

220 Plandome Road

Manhasset, New York 11030

Tuesday, September 3, 2020 7:00 o'clock p.m.

**P R E S E N T :**

JUDI BOSWORTH, Supervisor

MARIANN DALIMONTE, Councilwoman

ANGELO FERRARA, Councilman

VERONICA LURVEY, Councilwoman

VIVIANA L. RUSSELL, Councilwoman

LEE SEEMAN, Councilwoman

PETER ZUCKERMAN, Councilman

WAYNE H. WINK, Jr., Town Clerk

LEONARD KAPSALIS, ESQ., Town Attorney

MICHAEL LEVINE, Planning Commissioner

SUPERVISOR BOSWORTH: Good evening. If everybody could please rise for the Pledge of Allegiance.

(Pledge of Allegiance.)

SUPERVISOR BOSWORTH: Thank you. Mr. Wink, if you could please call the meeting to order.

MR. WINK: Town of North Hempstead Board meeting, Thursday, September 3rd, 2020. Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Here.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Here.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Here.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Here.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Here.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Here.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Here. Now, Mr. Wink, if you could please begin tonight's agenda.

MR. WINK: Yes. Before I begin, I'm just going to reference two comments that were submitted to the Town Board for this meeting that are not -- are not involving a particular calendar item. One is from Susan Spritzer regarding the Roslyn Country Club park proposal.

COUNCILMAN ZUCKERMAN: I spoke to her. I spoke to her, Mr. Wink.

MR. WINK: What's that?

COUNCILMAN ZUCKERMAN: I said, I spoke to her this morning.

MR. WINK: I understand. And the second is from Pete Gaffney regarding various issues, mostly engaging with Long Island Railroad. Those e-mails, along with the e-mails involving the calendar items, have all been forwarded to the Town Board prior to this meeting and so we can dispense with those and we'll deal with the e-mails on calendar items as we reach the calendar items.

MR. WINK: Public hearings. Item 1, a public hearing to consider the adoption of a local law amending Chapter 70 of the Town Code entitled "Zoning."

COUNCILWOMAN DALIMONTE: The proposed local law will revise the standards of the Waterfront Business Zoning District regarding permitted uses, building height, allowable



density, setbacks and parking regulations. I'd just like to read a little statement on this. Since my term began in January of this year, the Town of North Hempstead has hosted a dozen meetings, including: Steering committee meetings, which were open to the public; Public meetings; and, Town Board meetings. Where the Code -- where the Code or moratorium have been discussed, I have listened carefully to the community's concerns during each of those meetings and carefully considered the many e-mails that I have received on this topic. I had made it a top priority to ensure that this process is as open and transparent as possible. And I thank the Supervisor for helping me with that. To that end, I believe that it is important to extend the moratorium to allow for me to host two additional public meetings exclusively on this topic. That's why I'm asking for this public hearing to continue to the October 22nd, 2020 Town Board meeting. For any residents of District 6 that are attending this board meeting this evening, I am asking you to make sure you sign up for my District 6 newsletter, which you can find on Town of North Hempstead Councilmember page. This will ensure that you are informed of the upcoming meeting dates. Mr. Wink, do we have any -- anyone that would like to speak on this item?

MR. WINK: At this moment, we have three e-mails with respect to this item. In no particular order, the first one I'm going to reference is from Dana McFee. And Ms. McFee is -- excuse me, Dana McFee is referencing the proposal and is in opposition to the proposed rezoning; referencing traffic, pollution, waterfront views, the diminution of value of her property, interference with the waterway, noise, traffic and other reasons and seeks to maintain the charm of Port Washington. So she has expressed opposition. As I referenced before, all of these e-mails are in the backup, which have been provided to the Town board members. The second e-mail comes from Lowell Peterson and Laurie Williams, both of whom have expressed opposition to the proposed revision to the zoning. That they fail to ensure visual and physical access to the bay and they permit development that are too tall, too dense and too massive. It would create too much traffic and congestion and in their opinion, it will reduce rather than enhance visual and physical access to the water. So their opposition has been noted as well. The third e-mail, which came most recently is from Hank Ratner, who is questioning why there is a rush to end public participation in this, what he declares is an important project. The development and whatever the final approvals are will be in Port Washington forever. And he's seeking more community input before a final decision is made and indicating that the pandemic has obviously prevented most Port residents from learning and participating in this process. Those are the three e-mails I have received up to this moment with respect to this item. And I have no further comments.

COUNCILWOMAN DALIMONTE: Okay. Just so everyone is aware on the Town Board, what two of the residents are actually saying is, we actually are decreasing the density. We're decreasing the height. So we're actually making it a better Code. Also, regarding Mr. Hank Ratner's comment on rushing, there's been a moratorium in place since December of 2017. We've had over 20 public meetings regarding this. So it's definitely not being rushed. I'll move to continue this item to the October 22nd, 2020 Town Board meeting.

MR. WINK: What's that? Forgive me, Councilwoman, before -- before we go further, someone is seeking to be recognized. Who is it? Evan Muller is seeking to be recognized on Zoom.

COUNCILWOMAN DALIMONTE: Okay.

MR. WINK: With your permission, we can hold the motion in abeyance and allow Mr. Muller three minutes to comment.

COUNCILWOMAN DALIMONTE: Of course. Thank you.

MR. WINK: Thank you.

MR. MULLER: Hi. Thank you. Councilwoman for all of your work on this matter. I just want to make a statement that I think it's -- a lot of work has been done but the community has not been brought along. We're in the middle of a pandemic where the world has stopped and yet we are moving forward with a Zoning Code that will alter the Town forever. And I don't think people can truly wrap their heads around what Code means without diagrams, without impact study, without truly understanding how this Zoning Code will impact the neighborhood. In the 11 acres that we're talking about, there's potential for 220 condos to be built on this acreage. That is twice the amount of space as the neighboring land that is twice as large. There are 25 children under the age of 18 on Third Avenue alone. There is one stop sign on Lower Main Street in front of Louie's. I would like to understand how the Council can move forward with this zoning without an understanding of how the traffic on Lower Main Street and the safety of the children on the surrounding neighborhoods would be impacted. There has been no impact study done. I understand you're saying that there's no plans put forward. But if everyone built to the Code that you're proposing, you can have an understanding of how many cars that means on Lower Main Street, how many more pedestrians on Lower Main Street. What that does to the traffic patterns. That will massively change Lower Main Street and without an understanding and without an impact study done, you're passing Code that you don't know how it will impact the surrounding neighborhood. Thank you.

MR. WINK: Thank you, Mr. Muller. We have no further comments at this time, Councilwoman.

COUNCILWOMAN DALIMONTE: Okay. So I move to continue this item to the October 22nd, 2020 Town Board meeting.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

MR. WINK: Item 2, a public hearing to consider the adoption of a local law amending Chapter 48 of the Town Code entitled "Sidewalks."

SUPERVISOR BOSWORTH: So the proposed local law will temporarily suspend the Town Code provisions limiting the number of sidewalk sale permits that may be issued for any given location during a 12-month period and temporarily waiving fees for a sidewalk sale permit during the COVID-19 pandemic. Mr. Wink, do we have any comments?

MR. WINK: I am led to believe that Christa Terenzi is seeking to speak on this item. Is that correct, Ms. Terenzi?

MS. TERENZI: I'm sorry. That was previous on the waterfront.

MR. WINK: Okay.

MS. TERENZI: Are we still on that -- I think we have a few people who want to comment on the previous one. And I don't --

MR. WINK: That item has already been voted on.

MS. TERENZI: Okay.

MR. WINK: So it's not --

MS. TERENZI: Unfortunately, I think that there --

MR. WINK: Ms. Terenzi, please understand that item was continued, which means it wasn't voted on to say yes or no tonight. They'll be a hearing on that item on October 22nd, according to the Town Board.

MS. TERENZI: Okay.

MR. WINK: So they'll be another opportunity to speak on it.

MS. TERENZI: Okay. Thank you for this opportunity.

MR. WINK: Thank you. All right. I have no further comments on item 2.

SUPERVISOR BOSWORTH: Then I'd like to close the hearing, offer the resolution and move for its adoption.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 350 - 2020**

**A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW  
AMENDING CHAPTER 48 OF THE TOWN CODE ENTITLED "SIDEWALKS."**

**WHEREAS**, the Town Board, as the legislative body of the Town of North Hempstead, is empowered to amend the Town Code pursuant to the provisions of Article 9 of the New York State Constitution, the Town Law, and the Municipal Home Rule Law; and

**WHEREAS**, a proposed Local Law has been prepared, pursuant to enabling legislation, to amend the Town Code by the adoption of a Local Law amending Chapter 48 of the Town Code entitled "Sidewalks" in order to temporarily suspend the Town Code provisions limiting the number of sidewalk sale permits that may be issued for any given location during a 12 month period and temporarily waive the fees for a sidewalk sale permit during the COVID-19 pandemic; and

**WHEREAS**, the proposed Local Law, in final form, has been on the desks or tables of all the members of the Town Board for seven calendar days, exclusive of Sunday; and

**WHEREAS**, due notice has been heretofore given of a public hearing to be held on the 3rd day of September, 2020 via Zoom concerning the adoption of the proposed Local Law, which Local Law was available for viewing by the public on the Town's website and during regular business hours in the Office of the Town Clerk; and

**WHEREAS**, the Town Board carefully considered the proposed Local Law during the aforesaid seven-day period, conducted said hearing on September 3, 2020 via Zoom, with respect to said Local Law, and has afforded all interested persons an opportunity to be heard at the public hearing; and

**WHEREAS**, this Board deems it in the public interest to adopt said proposed Local

Law, to be effective immediately upon filing with the Secretary of State of the State of New York (the "Secretary of State").

**NOW, THEREFORE, BE IT**

**RESOLVED** that Local Law No. 8 of 2020 be and it hereby is adopted, which Local Law reads as follows:

**TOWN OF NORTH HEMPSTEAD  
LOCAL LAW NO. 8 OF 2020**

**A LOCAL LAW AMENDING CHAPTER 48 OF THE TOWN CODE  
ENTITLED "SIDEWALKS"**

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

Section 1. Legislative Intent

The Board finds that it is in the best interest of the Town of North Hempstead to amend Chapter 48 of the Town Code entitled "Sidewalks" in order to assist those establishments, organizations and institutions required to operate at reduced capacity due to executive orders from the Governor by temporarily suspending the limitation on the number of sidewalk sale permits that may be issued for any location within any twelve-month period, and temporarily waiving the fee for sidewalk sale permits.

Section 2.

Chapter 48 of the Town Code is hereby amended as follows:

§ 48-11 Obstructing walks; sidewalk sales.

A. No person, firm, association or corporation who is owner, occupant or lessee of any premises abutting on any street, road, highway or parkway in the unincorporated area of the Town of North Hempstead, Nassau County, New York, shall place, keep, permit or suffer to be kept on any sidewalk in front of, adjoining or adjacent to such premises any goods, wares, merchandise, boxes, barrels, display signs or material things of any kind or description or in any manner obstruct any such sidewalk or in any manner obstruct or interfere with the use of any such sidewalk without first obtaining a permit from the Town Clerk under this section; provided, however, that nothing contained in this section shall prevent persons from placing goods, wares, merchandise or household furniture on the sidewalk temporarily while loading or unloading the same, provided that it be done without unnecessary delay and provided that such goods, wares or merchandise are not allowed or permitted to remain on such sidewalk within the prohibited area for a period longer than one hour.

B. Applications for a permit to conduct a sidewalk sale shall be submitted to the Town Clerk, and no person shall conduct a sidewalk sale without having first obtained such permit from the Town Clerk. The Town Clerk shall issue a permit for a sidewalk sale only to a chamber of commerce, Business Improvement District or to the majority of the merchants on a street wishing to participate in a sidewalk sale. A sidewalk sale permit shall not be issued to an individual merchant. Such application shall be submitted to the Town Clerk not less than 30 days nor more than 180 days prior to the first day of such sale.

C. The sidewalk sale permit shall be issued in the name of the sponsoring organization or in the name of all of the merchants who applied therefor and shall contain the date(s) and times of the sale. No permit shall be valid for more than three consecutive days. No more than five sidewalk sale permits may be issued for any location within any twelve-month period.

(1) The limitations on duration and number of permits in this subsection shall be and are suspended, upon the effective date hereof and continuing until such time as all executive orders requiring establishments, organizations and institutions to operate at reduced capacity due to the COVID-19 Pandemic cease to be effective, at which time this subsection shall revert in its entirety to full force and effect.

D. A sidewalk sale permit shall be subject to the following provisions:

(1) No sale shall be conducted between the hours of 7:00 p.m. and 8:00 a.m. the following day, and no merchandise, booths, tables or display cases shall be left on the site of the sale between such hours, even if the sale may continue the following day;

(2) No person shall erect booths, tables or display merchandise in such a manner so as to block pedestrian or vehicular traffic;

(3) There must be a minimum of two feet of clear sidewalk space between any merchandise, booth, table or display case and the street at all times;

(4) The applicant shall be responsible to ensure that any litter generated as a result of the sidewalk sale is properly removed;

(5) The applicant shall comply with such other conditions as the Town Clerk may require as necessary for public safety or to protect public improvements, including but not limited to the posting of no-parking signs, traffic cones or barricades; and

(6) No participant in a sidewalk sale shall cause or permit any loud or offensive noise from his person or from any device, instruments or equipment for the purpose of attracting attention to any goods or services for sale or distribution.

E. The fee for a sidewalk sale permit shall be \$100, plus \$25 for each additional day after the first day allowed by the permit.

(a) The fees set forth in this subsection shall be and are suspended, upon the effective date hereof and continuing until such time as all executive orders requiring establishments, organizations and institutions to operate at reduced capacity due to the COVID-19 Pandemic cease to be effective, at which time this subsection shall revert in its entirety to full force and effect.

F. No motor vehicle shall park, stop or stand upon or otherwise obstruct any sidewalk, driveway apron or handicapped access ramp within the unincorporated area of the Town of

North Hempstead.

Section 3.

This Local Law shall take effect immediately upon filing with the Secretary of State.

and; be it further

**RESOLVED** that the Town Clerk be and hereby is authorized and directed, in the manner required by law, to file a copy of said Local Law with the Secretary of State, and to publish a notice of adoption of said Local Law, which notice shall be in substantially the following form:

#### **NOTICE OF ADOPTION**

**PLEASE TAKE NOTICE** that pursuant to the provisions of Article 9 of the New York State Constitution, the Municipal Home Rule Law, and the Town Law, at a meeting of the Town Board duly held on September 3, 2020 via Zoom, Local Law No. 8 of 2020 was adopted. The local law amends Chapter 48 of the Town Code entitled "Sidewalks" in order to temporarily suspend the Town Code provisions limiting the number of sidewalk sale permits that may be issued for any given location during a 12 month period and temporarily waive the fees for a sidewalk sale permit during the COVID-19 pandemic.

Dated:           Manhasset, New York  
                    September 3, 2020

**BY ORDER OF THE TOWN BOARD OF  
THE TOWN OF NORTH HEMPSTEAD  
WAYNE H. WINK, JR.  
TOWN CLERK**

Dated:           Manhasset, New York  
                    September 3, 2020

The vote on the foregoing resolution was recorded as follows:



Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey,  
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney

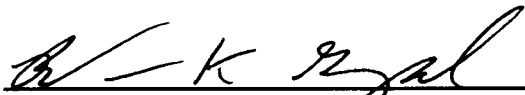
STATE OF NEW YORK )  
   ) SS. :  
COUNTY OF NASSAU )

**Henry Krukowski, being duly sworn, deposes and says that on the 18<sup>th</sup> day of August, 2020, he posted the attached Notice of Hearing to consider the adoption of a local law amending Chapter 48 of the Town Code entitled "Sidewalks", to temporarily suspend the Town Code provisions limiting the number of sidewalk sale permits that may be issued for any given location during a 12 month period and temporarily waive the fees for a sidewalk sale permit during the COVID-19 pandemic, at the following locations:**

- Town Clerk Bulletin Board**
- Great Neck Post Office**
- Manhasset Post Office**
- Port Washington Post Office**
- Greenvale Post Office**
- Roslyn Heights Post Office**
- Albertson Post Office**
- Carle Place Post Office**
- Westbury Post Office**
- New Hyde Park Post Office**

  
Henry Krukowski

Sworn to me this  
19<sup>th</sup> day of August, 2020

  
Notary Public Reibman  
Notary Public, State of New York  
No. 01GI6371819  
Qualified in Nassau County  
Commission expires March 5, 2022

**Ad Content**

Legal Notice # 21601141  
NOTICE OF HEARING

PLEASE TAKE NOTICE, that effective immediately and based upon notices and health advisories issued by Federal, State and Local officials related to the COVID-19 virus, the Town Board of the Town of North Hempstead will not be holding in-person hearings. Until further notice, all future Town Board hearings and meetings will be held via videoconferencing, as permitted by the NYS Open Meetings Law. Due to public and safety concerns, Town Board room will not be open to the public and there will be no in-person access to the meeting.

The meeting will be broadcast live on the Town's beginning at its regularly scheduled time at 7 P.M. Residents who are interested in viewing the meetings can visit: northhempsteadny.gov/townboardlive. If a resident has a comment related to an item on the agenda, they can email: comments@northhempsteadny.gov. Written comments must be received 60 minutes prior to the meeting. Those wishing to comment via Zoom regarding an item on the agenda, should visit northhempsteadny.gov/townboardlive on the day of the meeting. There will be a Zoom link available for this 30 minutes prior to the start of the meeting.

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead, on the 3rd day of September, 2020, at 7:00 P.M. via Zoom, to consider the adoption of a Local Law amending Chapter 48 of the Town Code entitled "Sidewalks" in order to temporarily suspend the Town Code provisions limiting the number of sidewalk sale permits that may be issued for any given location during a 12 month period and temporarily waive the fees for a sidewalk sale permit during the COVID-19 pandemic.

PLEASE TAKE FURTHER NOTICE that all interested persons shall have an opportunity to be heard concerning the Local Law at the public hearing.

PLEASE TAKE FURTHER NOTICE that the full text of the proposed Local Law will be on available on the Town's website and on file in the Office of the Town Clerk prior to the hearing and may be examined during regular business hours.  
Dated: Manhasset, New York  
August 13, 2020

BY ORDER OF THE TOWN BOARD OF  
THE TOWN OF NORTH HEMPSTEAD  
WAYNE H. WINK, JR.  
Town Clerk

**NEWSDAY PROOF**

Advertiser: TOWN OF NORTH HEMP TOWN CLERK  
Agency: TOWN OF NORTH HEMP TOWN CLERK  
Ad Number: 0021601141  
Start Date: 08/21/2020  
End Date: 08/21/2020  
Price: \$372.00  
Ordered By: Legaladv@newsday.com

Phone: 5168697625  
Contact: Paul Garille  
Section: Legals  
Class: 11100  
Size: 2 x 47 Times: 1  
Date: 8/17/2020  
Zone(s): C-Nassau

Signature of Approval: \_\_\_\_\_ Date: \_\_\_\_\_

MR. WINK: Item 3, a public hearing to consider the adoption of a local law amending Chapter 75 of the Town Code entitled "Wireless Telecommunications Facilities."

SUPERVISOR BOSWORTH: So the proposed local law will amend Chapter 75 of the Town Code to address expansion of wireless networks throughout the Town. In order to ensure that we're able to reduce the objections we've received and amended the appropriate Code changes, we will be continuing the hearing until September 24th, 2020. Mr. Wink, do we have any comments?

MR. WINK: I have no comments on this item.

SUPERVISOR: I move to continue the hearing until September 24th.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

MR. WINK: Item 4, a public hearing to consider the application of N & W Realty, Inc. for a change of zone from "Residence-B" to "Business-A" for a portion of the premises located at 74 Manor Drive, Great Neck and designated on the Nassau County Land and Tax Map as Section 2, Block 108 Lots 44-47.

COUNCILWOMAN LURVEY: For the proposed action is the rezoning of an 830 square-foot portion of a 7,486 square-foot improved residential lot for conveyance to an adjoining auto dealership for the continued use as accessory off-street parking. So I believe that the applicant or their representative may be present and if they are, would they like to make a presentation. Mr. Wink, do you know?

MR. WINK: Forgive me. Who is the counselor for the applicant?

COUNCILWOMAN LURVEY: Jessica, L-e-i-s.

MR. WINK: Jessica Leis. Okay. Ms. Leis, if we can invite Ms. Leis in. Okay. Ms. Leis, how are you?

MS. LEIS: Good evening. I'm sorry. Am I going to be able to share my screen as well?

MR. WINK: We do not see your screen at this time. We can hear you but we can't -- you're only coming up with your name on the -- on our Zoom.

MS. LEIS: Okay. All right. I did submit exhibits ahead of time as well. Hopefully I can incorporate those somehow into the presentation or otherwise be given access at some point to share. Sorry. So good evening, Supervisor Bosworth and members of the board. My name is Jessica Leis and I'm an attorney with Forchelli Deegan Terrana with offices at 333 Earle Ovington Boulevard in Uniondale, New York. We represent N & W Realty, Inc., the applicant. Sorry.

COUNCILWOMAN LURVEY: Have we lost her?

MS. LEIS: No. It looks like I'm allowed to now share. There we go.

COUNCILWOMAN LURVEY: Now we see you.

MS. LEIS: Wonderful. Thank you. Okay. So I'll put up exhibits in a second. We represent N & W Realty, Inc. I also -- partaking on the call tonight is Amir Draught. He's a representative of N & W Realty. So we are here requesting a change of zone for a portion of residential property located in the northeast corner of Spinney Hill Drive (phonetic) and Manor Drive in Great Neck, New York. So the 800 -- approximately 829 square-foot strip of land is currently part of 74 Manor Drive, which is a residentially zoned property and we're requesting that it be rezoned from Residence B to Business A. So this -- this is the composite survey. This was included with our application. So if you look up at top here this is plot A, this is the portion that we are seeking to rezone. And the applicant, 732 Northern Boulevard, is adjacent and north of 74 Manor Drive so this entire property, 74 Manor Drive and 732 Northern Boulevard, is zoned for Business A District. So 732 Northern Boulevard is operated as an automobile dealership. The current tenant is Gold Coast Maserati and I think about 1997 when an easement agreement was entered into between N & W Realty and the prior owner, 74 Manor Drive, plot A has been used as accessory parking area for the tenants of 732 Northern Boulevard. So I have some pictures. So this whole portion between the chain link fence here and the chain link fence here, has been used as an accessory parking lot since 1997. So essentially the portion we're seeking to resolve was being used through an easement agreement already with the dealership. In 2018, N & W had applied to the Building Department to convert interior storage space to offices at 732 Northern, which resulted in the need for certain area variances relating to parking and proposed retaining walls. At the time, N & W had applied, they also requested a maintenance application to maintain plot A as accessory parking for the business use. However, ultimately upon conversations with the Building Department and Planning Department, it was determined that a use variance would be needed to maintain plot A and the better route would be to request a change of zone and then ultimately request a lot line adjustment through the Planning Commission to transfer the strip of land to N & W Realty. So in October of 2018, the applicant's variances were approved at 732 Northern Boulevard. I'll put up that plot plan. So this is the plot plan. So this is the question, the portion in question. So as part of the agreement with the approved variances in 2018 and as part of the Town approving to issue building permits, the applicant was required to install temporary chain link fence to prevent plot A from being used as parking until a change of zone application was approved. And as you can see on the plan, it says no parking of any vehicles and the proposed chain link fence to be installed here. So thereafter the applicant entered into contract with Minnie Golsch (phonetic), the owner of 74 Manor Drive

to purchase plot A and subject to receiving a change of zone approval and the lot line adjustment approval. So that brings us to our request this evening. So based upon the contract of sale and communications with the property owner of 74 Manor Drive, they approve and consent to this application thus making this application this evening. As I mentioned already, plot A has historically been used as accessory parking for 732 Northern Boulevard for at least 23 years. I'll go back to the pictures. So these pictures were taken last week. And as mentioned before, the retaining wall and the two existing fence -- well, this fence, the lower fence was installed in agreement with the Town in 2018 and then this other fence and this stockade fence were installed around 1987 when the easement agreement was entered into. A portion has been paved since then. If you look at this picture, so this is 74 Manor Drive over here, the rear of 74 Manor Drive dramatically slopes down and a retaining wall would be required between the two properties even if plot A was not being used by the car dealership. And due to the change in grade, plot A would not be a benefit to the residential property. Also, the composite survey shows that even without plot A, the remaining plot B would be fully zoning compliant it meets the minimum lot area, minimum front yard, minimum side yard, minimum rear yard, minimum lot coverage, a maximum -- I'm sorry, maximum lot coverage and maximum gross floor area requirements for a Residence B district dwelling. So additionally this change of zone will not have any effect on traffic or parking as the curb cuts on the existing site ingress and egress are to remain unchanged for both properties. The approval of the change of zone will ultimately benefit both properties at 74 Manor Drive will not entirely benefit from the -- the sale of the portion to 732 Northern. They'll be compensated otherwise for a piece of land that's otherwise not functional due to the grade of the property. 732 Northern Boulevard will be able to increase their off-street parking, which is always a benefit not only to the applicant but to the surrounding community. So accordingly we are respectfully requesting the change of zone petition and the application be approved. At this time, I'm happy to answer any questions. And as I mentioned we also have our representative of the owner present.

COUNCILWOMAN LURVEY: So thank you very much. I also wanted to add that my office reached out to the civic association in the area, who had no objection to this change of zone. Mr. Wink, I know that there's at least one comment.

MR. WINK: Yes, we do have an e-mail comment from Jang Lim. And -- excuse me, Kang Lim, who indicates that they're opposed to the rezoning. They believe there's already an increase of unknown people parking their vehicles in the neighborhood and the many vehicles include the test drive vehicles from nearby car dealerships. And that many disobey speed limits and stop signs. They do not -- excuse me, he or she indicates that they do not have pedestrian sidewalks in the vicinity there and that more vehicles parking on the side of the road and could put pedestrian safety at risk and the sight of these parked vehicles would take away the residential feel in the community. That is why Kang Lim is opposed to the rezoning.

COUNCILWOMAN LURVEY: Ms. Leis, would you like to address those?

MS. LEIS: Absolutely. So since at least a year now, they have been unable to use that area applied for parking. As I mentioned previously, it was used. So receiving this approval would actually take vehicles off the street that are not able to currently be parking on the site. Anybody looking at the property would never even know that this portion of land was part of the residential site since it has been paved. There's a retaining wall separating the dealership from the residential property and it's been that way for over 20 years. So just as a response, this would actually help the parking on the streets in the area.

COUNCILWOMAN LURVEY: Yes. Thank you for that. That makes sense. Is there some assurance that you or your client can make that the parking -- that the customers and employees will be encouraged to park onsite as opposed to the residential area now that there will be more parking?

MS. LEIS: Sure. I believe it's up to seven spaces that -- around seven spaces. But they are -- I believe one of the conditions actually in the BZA was that this was to be used for customer parking to take the traffic off of the street.

MR. WINK: Councilwoman, I believe that Mr. Jarrah has requested an opportunity to speak. Mr. Jarrah, is that correct? Can you unmute yourself.

MR. JARRAH: Good evening Supervisor Bosworth and members of the board. I raise my hand because Jessica was delayed in responding to you previously. But she's done a wonderful job. So I don't really have much to add except that extra parking space onsite would definitely help the neighbors on the adjoining streets to get the customers' cars off the street. It's much safer because as you all know, Great Neck is very tough to find parking and they're constantly looking around for the parking spots. So it would be great for them to just pull into the site and park and not have to park on the street or the neighbors' streets.

COUNCILWOMAN LURVEY: Thank you, Mr. Jarrah. Is there something -- is there some assurance you can also give to the residents that -- I don't know if its you are with the realty company. I don't know if you have any control over the car dealership but making sure that test drives through the neighborhood stick to the main streets as opposed to the residential streets and follow the rules of the road.

MR. JARRAH: Absolutely. We actually have a designated test drive site for many reason; one the safety of the customers and safety of the vehicles and, of course, the neighborhood. And the designated route is to take Northern Boulevard east to Community Drive. Go to Long Island Expressway Service Road, make a right and go to Lakeville Road. Make another right. Go back to Northern Boulevard and make the right and then you're at the dealership. We don't allow anybody to do the side street or neighborhood, residential areas to test drive cars and they're always accompanied by a sales person, except in the last couple of months because of the COVID and the CDC recommendations. We allow them to go by themselves but we also mention to them the authorized drive routes for them to take.

COUNCILWOMAN LURVEY: Thank you. Mr. Wink, is there anyone else that would like to speak to this item?

MR. WINK: I have no other comments at this time.

COUNCILWOMAN LURVEY: Okay. Commissioner Levine, would you please give the Planning Department's recommendation.

MR. LEVINE: So this is a fairly straight forward modification of the zoning map really to conform it to how the land is being used. This is actually the second one of these that we've done along this strip. The other one was also an auto dealer. Arguably it should have been done in 1997. But okay. They're catching up with it now. To turn down the application would mean the loss of the -- the use of the lot for the seven spaces. That would displace the parking into the community. So we actually wouldn't gain anything. In terms of the operational issues, with customer parking, with test drives, I would say that's not directly related to whether the property is specifically zoned or not but the type of chronic issues we have with a lot of our dealers and

something that we're pledged to stay on top of. It doesn't end with tonight's hearing. But we'll be in touch with Code Enforcement, the Building Department. We'll be in touch with the operators to ensure that the test routes are followed -- that parking spaces aren't displaced by inventory. That's a common problem that we've dealt with. So with that, we do recommend approval of the rezoning. And I have a question for counsel, but once that is done, what's the timing on the subdivision application with the County for the lot line adjustment?

MS. LEIS: All right. So we are -- we're waiting to get the change of zone ultimately if we didn't receive the change of zone, there was no point to making the lot line adjustment application. But we will be moving forward from here to get those moving -- the letters of zoning compliance from the Town and then go forward with the County.

MR. LEVINE: Okay. So you're -- that's a few weeks? That's a few months? You're not sure.

MS. LEIS: Basically once we get those zoning compliance letter from the Town, we -- we'd have the application submitted right after that. So then I would say, a few months ultimately I would imagine with things running as they currently are.

MR. LEVINE: Okay.

MS. LEIS: Months.

MR. LEVINE: Okay. So with that, the Planning Department recommends approval of the rezoning.

COUNCILWOMAN LURVEY: Okay. So with that, I move to close the hearing, offer the resolution and move for its adoption.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell. Councilwoman.

MR. WINK: You're on mute,

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Thank you. Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.



SUPERVISOR BOSWORTH: Aye.

Councilperson Lurvey offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 351 - 2020**

**A PUBLIC HEARING TO CONSIDER THE APPLICATION OF N & W REALTY, INC. FOR A CHANGE OF ZONE FROM "RESIDENCE-B" TO "BUSINESS-A" FOR A PORTION OF THE PREMISES LOCATED AT 74 MANOR DRIVE, GREAT NECK AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 2, BLOCK 108, LOTS 44-47.**

**WHEREAS**, N & W Realty, Inc. (the "Petitioner") has filed a petition (the "Petition") to rezone (the "Change of Zone") the property located at 74 Manor Drive, Great Neck, New York and identified on the Nassau County Land and Tax Map as Section 2, Block 108, Lots 44-47 (the "Premises"), as follows; the northernmost 830 square foot portion of the 7,486 square foot Premises from 'Residence-B' to 'Business-A, for conveyance to an adjoining auto dealership for the continued use as accessory off-street parking; and

**WHEREAS**, pursuant to Resolution No. 320-2020, duly adopted on August 13, 2020, the Town Board (the "Board") of the Town of North Hempstead (the "Town") authorized, pursuant to Town Code §70-238(B)(2), the publication of notice of hearing and the holding of a public hearing to consider the proposed Change of Zone pursuant to the Petition; and

**WHEREAS**, proof of service of notice required by Town Code §70-238(B)(2) has been filed; and

**WHEREAS**, the Petitioner has furnished proof of posting of a sign on the premises as required by Town Code §70-238(B)(3) and filed an affidavit as to the posting as required thereunder; and

**WHEREAS**, pursuant to General Municipal Law § 239-m, the Nassau County Planning Commission (the "Commission") was furnished with copies of the site plan and the Short Environmental Assessment Form (the "SEAF"); and

**WHEREAS**, as at least thirty (30) have elapsed since such materials have been submitted to the Commission without a response by the Commission, this Board may take final action on the Application pursuant to General Municipal Law § 239-m; and

**WHEREAS**, after notice duly given, a public hearing on the Change of Zone was held on September 3, 2020 via Zoom, affording all interested persons an opportunity to be heard (the “Public Hearing”); and

**WHEREAS**, it is required that a “lead agency” be established to review this action pursuant to the rules and regulations for implementation of the New York State Environmental Quality Review Act as set forth in Section 617.6 of Title 6, Part 617 of the Official Compilation of Code, Rules and Regulations of the State of New York (the “SEQRA Regulations”); and

**WHEREAS**, this Board, through action of the Town Department of Planning and Environmental Protection (the “Planning Department”) pursuant to Code §20-4, has established itself as lead agency and wishes to render a determination of significance pursuant to the SEQRA Regulations; and

**WHEREAS**, this Board has reviewed the recommendation of the Planning Department, dated August 3, 2020, and has determined that the Action constitutes an “unlisted” action pursuant to Section 617.2 (ak) of the SEQRA Regulations, and has further determined that the Action will not result in any significant adverse impacts on the environment based upon the analysis set forth in the SEAF for the reasons that: (1) the proposed action will not generate a significant amount of traffic; (2) the proposed project would not generate a high demand for water or energy; and (3) the proposed project will not generate a significant amount of solid waste or sewage; and

**WHEREAS**, the Board wishes to conclude that the action constitutes an “unlisted action” pursuant to Section 617.2 (ak) of the SEQRA Regulations which will not result in any significant adverse impacts on the environment; and

**WHEREAS**, the Planning Department has reviewed the Change of Zone and recommends that it be approved; and

**WHEREAS**, having carefully considered the petition, the testimony and other relevant evidence at the Public Hearing, and afforded all interested persons the opportunity to be heard, this Board now wishes to render a decision.

**NOW, THEREFORE, BE IT,**

**RESOLVED** that the Town Board declares itself “lead agency” under the SEQRA Regulations for the Action; and be it further

**RESOLVED** that the Board hereby adopts the Planning Department’s recommendation and Negative Declaration, finding that the Change of Zone is an “unlisted action” which will not result in any significant adverse impact on the environment, based upon the analysis set forth in the SEAF, and upon the testimony and reports adduced at the Public Hearing; and be it further

**RESOLVED** that this Board hereby authorizes the Planning Department to prepare, file, and distribute such documents as may be required pursuant to Section 617.12 of the SEQRA Regulations to effectuate the foregoing determinations and findings made pursuant to the SEQRA Regulations; and be it further

**RESOLVED** that the Change of Zone is hereby adopted; and be it further

**RESOLVED** that the Town Clerk is hereby authorized to publish and post, as required pursuant to Chapter 70 of the Town Code, a notice substantially in the form set forth below:

**NOTICE OF ADOPTION**

**PLEASE TAKE NOTICE** that the Town Board of the Town of North Hempstead at a public meeting of the Board held on September 3, 2020 at 7:00 P.M. via Zoom, duly adopted a resolution to amend the zoning map of the Town of North Hempstead to reflect a change of zone, for the property located at 74 Manor Drive, Great Neck and identified on the Nassau County Land and Tax Map as Section 2, Block 108, Lots 44-47 (the "Premises"). The northernmost 830 square foot of the 7,486 square foot Premises will be rezoned from 'Residence-B' to 'Business-A, for conveyance to an adjoining auto dealership for the continued use as accessory off-street parking.

Dated: Manhasset, New York  
September 3, 2020

**BY ORDER OF THE TOWN BOARD OF  
TOWN OF NORTH HEMPSTEAD  
WAYNE H. WINK, JR.  
TOWN CLERK**

; and be it further

**RESOLVED** that the Commissioner and the Zoning Administrator be, and hereby are, directed to take such other action as may be necessary to effectuate the foregoing.

Dated: Manhasset, New York  
September 3, 2020

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney                      Comptroller                      Planning                      Building                      NC  
Assessors

STATE OF NEW YORK )  
 ) SS. :  
COUNTY OF NASSAU )

Henry Krukowski, being duly sworn, deposes and says that on the 18<sup>th</sup> day of August, 2020, he posted the attached Notice of Hearing to consider the application for a change of zone from "Residence-B" to "Business-A", for a portion of the premises located at 74 Manor Drive, Great Neck and designated on the Nassau County Land and Tax Map as Section 2, Block 108, Lots 44-47, at the following locations:

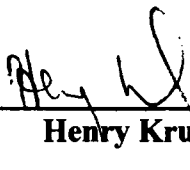
**Town Clerk Bulletin Board**

**Great Neck Post Office**

**Pole at the corner of Manor Drive and Summer Avenue**

**Pole in front of 74 Manor Drive**

**Pole at the corner of Manor Drive and Spinney Hill Drive**

  
\_\_\_\_\_  
**Henry Krukowski**

**Sworn to me this**

**19<sup>th</sup> day of August, 2020**

  
\_\_\_\_\_  
**Notary Public**

Brandon K Gimpelman  
Notary Public, State of New York  
No. 01GI6371819  
Qualified in Nassau County  
Commission expires March 5, 2022

# Affidavit of Publication

County of Nassau                      SS  
State of New York,

REC'D TNH TOWN CLERK  
AUG 24 10 48 AM

Darrie A. Dolan, being duly sworn, deposes and say that she is the principal Clerk of the Publisher of  
The GREAT NECK RECORD  
a weekly newspaper published at Mineola in the county of Nassau, in the State of New York, and that a notice, a printed copy of which is hereunto annexed, has been published in said newspapers once in each week for

1 weeks, viz:                      August 19, 2020  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Darrie A Dolan

Sworn to me this 19 day of  
August-2020

Shari M. Egnasko  
Notary Public

Shari M. Egnasko  
Notary Public, State of New York  
No. 01EG6119807  
Qualified in Nassau County  
Commission Expires Dec. 6, 2020

**LEGAL NOTICE**  
**NOTICE OF HEARING**  
**PLEASE TAKE NOTICE**, that effective immediately and based upon notices and health advisories issued by Federal, State and Local officials related to the COVID-19 virus, the Town Board of the Town of North Hempstead will not be holding in-person hearings. Until further notice, all future Town Board hearings and meetings will be held via videoconferencing, as permitted by the NYS Open Meetings Law. Due to public health and safety concerns, Town Board room will not be open to the public and there will be no in-person access to the hearing. The meeting will be broadcast live on the Town's website beginning at its regularly scheduled time at 7 P.M. Residents who are interested in viewing the meetings can visit: northhempsteadny.gov/townboardlive. If a resident has a comment related to an item on the agenda, they can email: comments@northhempsteadny.gov. Written comments must be received 60 minutes prior to the meeting. Those wishing to comment via Zoom regarding an item on the agenda, should visit northhempsteadny.gov/townboardlive on the day of the meeting. There will be a Zoom link available for this 30 minutes prior to the start of the meeting.

**PLEASE TAKE NOTICE** that a public hearing will be held by the Town Board of the Town of North Hempstead on September 3, 2020 via Zoom, to consider the petition of N & W Realty, Inc. to rezone a 830 s.f. portion of a 7,486 s.f. improved residential property located at 74 Manor Drive, Great Neck, New York from 'Residence-B' to 'Business-A' for conveyance to an adjoining auto dealership for the continued use as accessory off-street parking.

**PLEASE TAKE FURTHER NOTICE** that the property which is the subject of this petition is designated on the Nassau County Land

and Tax Map as Section 2, Block 108, Lots 44-47.

Dated: Manhasset, New York  
August 13, 2020

**BY ORDER OF THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD**  
WAYNE H. WINK, JR.  
TOWN CLERK

8-19-2020-IT-#217917-GN

MR. WINK: Item 5, a public hearing to consider the application of Babak Damaghi (2GDS3, LLC) for an appeal from a disapproval by the Commissioner of Building, Safety, Inspection and Enforcement of a structure (dock) application pursuant to Chapter 42 of the Town Code for the property located at 40 Shore Drive, Kings Point, New York 11024 and identified on the Nassau County Land and Tax Map as Section 1, Block 42, Lots 26-29.

COUNCILWOMAN LURVEY: Okay. This is a public hearing to consider a dock application for 40 Shore Drive in Kings Point. The Building Department automatically denies any dock applications that exceed the hundred fifty feet or varies with the Code requirements in other ways. As required, the application and site has been reviewed by the Town's Bay Constable and the Waterfront Advisory Committee for determination of whether the dock impedes navigation. The Waterfront Advisory Committee met August 31st and during the meeting some members discussed the possibility that the dock would be especially vulnerable to damage from winter storms and ice. In addition, the Chairman reports that other members expressed some concern about a negative impact on the sea scape view. The members voted to abstain. The Bay Constable has advised that the structure's length is necessary to reach navigable water and that the dock, as built, will not pose a hazard to navigation in that area of the bay. It is important to note that the application has been subject to review by both the Army Corps of Engineers and the New York State Department of Environmental Conservation and I'm advised that both entities have issued the required permits. And I believe that Carl Bloom, a representative for the applicant is on and would like to say a few words about the project.

MR. WINK: Yes, he is. Dan, if you can invite Mr. Bloom on. He's currently listed under the name Monica Bloom.

MR. BLOOM: She's the one who pays for the dog licenses.

MR. WINK: Thank God, somebody does, Mr. Bloom.

MR. BLOOM: Good evening. We are representing Babak Damaghi, the entity that is the applicant is the number 2, the letter G, D as in David, S as in Sally, number 3, LLC. The property that is involved with respect to this dock application is 40 Shore Drive in Kings Point. It is probably one of the properties that are close to the point of that peninsula in the Kenalworth District. This is a dock permit that's pursuant to Chapter 42 of the Town Code and there is a bit of history that comes with this application and history within the Town. This board in February of 2016 received -- excuse me, in February of 2016, an application was originally made for a dock shorter in distance but still requiring Town approval. That permit was granted and followed by an application to the Town in December of 2018, two years later, approved the dock that was presented at that time. So this application has been before the DEC, the Department of -- the Corps of Engineers now twice. In March of 2018, your board granted by resolution 143 of 2018 and a permit was issued for the construction of that dock at that time, permit No. 2062. Not long after receiving the approval from the Town and prior to going through the official approval, which is the Village of Kings Point, it became obvious that the -- that the boat that was going to be docked at this location was of a size that the dock that was approved by the Corps of Engineers, by the DEC and by the Department of State, as well as the Town, would not be sufficient in size and so the applicant went back to the DEC in December -- excuse me, in December of 2018. There were discussions. There were plans that were reviewed. It was agreed at that time that the dock would need to be at a greater length than obviously the Town requirements, or for that matter what was originally approved. And on their recommendation,



they reviewed the application and again, for a second time, issued a modified permit. That was in October of 2018. Thereafter, we received an approval of the modification from the Department of State in January of 2020 and then an approval from the Corps of Engineers in January of 2020. Now I would like to point out that in the conditions that were attached to the last Corps of Engineers approval, condition No. 2 requires that the applicant must make cleaning the dock facility and, also, to repair that facility even if the property is transferred. Now this is not dissimilar a requirement under Section 42-8A of the Town Code, which also requires that there be repeated maintenance and repair of the -- of the dock. Also, the consideration that is being taken by DEC, both back in 2016 and in 2018, is that the type of boat that is associated with this application would have difficulty with respect to navigable waters. And, also, the areas which would lead to any commercial dock, which is not too far in terms of distance but not actually capable of handling the size of boat that this applicant has purchased. So we are here this evening seeking Town Code approval yet again. It is not the end of the process. We would hope that the board would be granting its approval this evening. But once we now receive a second approval from the Town, a second approval from the DEC, a second approval from the Corps of Engineers, a second approval from the Department of State, we would still be required to go to the Village of Kings Point for yet the last approval process. I would also point out that in reviewing the Town Code, not only is there an overlap with respect to the condition that was placed by the Corps of Engineers with respect to the maintenance but the applicant would certainly comply with all applicable insurance requirements, which are provided for in section 42.6 of the Town Code. Are there any questions?

COUNCILWOMAN LURVEY: Mr. Wink, are there any comments?

MR. WINK: I have — on this item, I have no comments.

COUNCILWOMAN LURVEY: Okay. Any questions?

MR. BLOOM: If I can, I'd like to say that this was more of a presentation than I made in March of 2018 where I said who I was and just asked if there were any questions. So there's a lot more history today.

COUNCILWOMAN LURVEY: Thank you. Thank you. So if there are no more comments, I move to close the public hearing, offer the resolution and move for its adoption.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

COUNCILWOMAN LURVEY: Thank you.

MR. BLOOM: No thank you very much and all be safe.

MR. WINK: Thank you. You too.

Councilperson Lurvey offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 352 - 2020**

**A PUBLIC HEARING TO CONSIDER THE APPLICATION OF BABAK DAMAGHI (2GDS3, LLC) FOR AN APPEAL FROM A DISAPPROVAL BY THE COMMISSIONER OF BUILDING, SAFETY, INSPECTION AND ENFORCEMENT OF A STRUCTURE (DOCK) APPLICATION PURSUANT TO CHAPTER 42 OF THE TOWN CODE FOR THE PROPERTY LOCATED AT 40 SHORE DRIVE, KINGS POINT, NEW YORK 11024 AND IDENTIFIED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 1, BLOCK 42, LOTS 26-29.**

WHEREAS, Babak Damaghi (2GDS3, LLC) (the “Applicant”), residing at 40 Shore Drive, Kings Point, New York 11024, identified on the Nassau County Land and Tax Map as Section 1, Block 42, Lots 26 through 29 (the “Premises”), has applied to the Town Clerk of the Town of North Hempstead (the “Town”) for a permit under Chapter 42 of the Code of the Town of North Hempstead (the “Town Code”) for the construction of an extension to an existing residential dock structure, including increasing the length of the fixed pier to 303.5 feet, the addition of a 40-foot ramp to a 12 foot by 40-foot float, for a total length of 374.6 feet, and the addition of 4 mooring pilings and 8 boat lift pilings for a 25 foot by 29 foot boat lift (the “Application”); and

WHEREAS, the Town Clerk referred the Application to the Commissioner of the Department of Building Safety, Inspection and Enforcement (the “Building Commissioner”) pursuant to Town Code § 42-7 (A) (1); and

WHEREAS, by determination dated July 2, 2020, the Deputy Building Commissioner disapproved the Application, based upon its inconsistency with (i) Town Code §42-9A(2), which restricts structures (inclusive of the steps, catwalk, ramp and float) from projecting into the waterway the lesser of the distance required to reach navigable water depth, or a length exceeding 150 feet, (ii) §42-9B(2)(b), which requires the height of a structure to be a

minimum of three feet and a maximum of eight feet above the mean high water as defined by the Datum Plane, and (iii) Town Code §42-9B(10), which limits the width of docks such as the float to six feet for a residential permit (the “Determination”); and

**WHEREAS**, the Town Clerk notified the Applicant of the Determination by letter dated July 8, 2020; and

**WHEREAS**, the Applicant, by and through its attorney, Harras, Bloom & Archer LLP, timely filed a notice of appeal seeking review by the Board of the Determination under Town Code §42-12 (the “Appeal”); and

**WHEREAS**, Town Code §42-11 requires the Appeal to be heard by the Town Board at a public hearing; and

**WHEREAS**, pursuant to Resolution No. 321-2020, duly adopted by the Town Board on August 13, 2020, a public hearing on the Appeal was scheduled for September 3, 2020 at 7:00pm via Zoom before this Board; and

**WHEREAS**, at its meeting on August 31, 2020, the Town of North Hempstead Waterfront Advisory Committee (the “Committee”), having heard the recommendations of the Town’s Chief Bay Constable, voted to abstain from making a recommendation with respect to the Application; and

**WHEREAS**, having received the Determination and the Appeal, and having heard testimony on the Appeal at the public hearing held on September 3, 2020 via Zoom, and having received the Committee’s decision to abstain from making a recommendation with respect to the Application, the Board wishes to render a determination on the Appeal.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Appeal be and hereby is granted and the Determination is hereby reversed; and be it further

**RESOLVED** that the Town Clerk shall issue the appropriate permit consistent with this Resolution in accordance with §42-11(E) of the Town Code.

Dated: Manhasset, New York  
September 3, 2020

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey,  
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney      Planning      Town Clerk      Buildings

STATE OF NEW YORK )  
 ) SS. :  
COUNTY OF NASSAU )

Henry Krukowski, being duly sworn, deposes and says that on the 18<sup>th</sup> day of August, 2020, he posted the attached Notice of Hearing to consider the application of Babak Damaghi (2GDS3, LLC) for an appeal from a disapproval by the Commissioner of Buildings, Safety, Inspection and Enforcement of a Structure (Dock) Application pursuant to Chapter 42 of the Town Code for the property located at 40 Shore Drive, Kings Point, NY, 11024, and identified on the Nassau County Land and Tax Map as Section 1, Block 42, Lots 26-29, at the following locations:

Town Clerk Bulletin Board

Great Neck Post Office

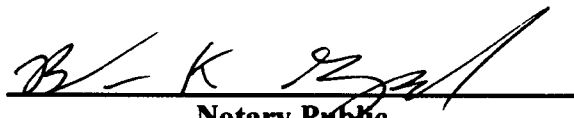
Pole at the corner of Shore Drive and Mitchell Drive

Pole in front of 40 Shore Drive

  
\_\_\_\_\_ **Henry Krukowski**

Sworn to me this

19<sup>th</sup> day of August, 2020

  
\_\_\_\_\_ **Notary Public**

Brandon K Gimpelman  
Notary Public, State of New York  
No. 01GI6371819  
Qualified in Nassau County  
Commission expires March 5, 2022

# Affidavit of Publication

County of Nassau                      SS  
State of New York,

REC'D TNH TOWN CLERK  
AUG 24 '20 AM 11:48

Darrie A. Dolan, being duly sworn, deposes and say that she is the principal Clerk of the Publisher of  
The GREAT NECK RECORD  
a weekly newspaper published at Mineola in the county of Nassau, in the State of New York, and that a notice, a printed copy of which is hereunto annexed, has been published in said newspapers once in each week for

1 weeks, viz:                      August 19, 2020  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

*Darrie A Dolan*

Sworn to me this 19 day of  
August-2020

\_\_\_\_\_  
Notary Public

Shari M. Egnasko  
Notary Public, State of New York  
No. 01EG6119807  
Qualified in Nassau County  
Commission Expires Dec. 6, 2020

## LEGAL NOTICE NOTICE OF HEARING PLEASE TAKE NO-

TICE, that effective immediately and based upon notices and health advisories issued by Federal, State and local officials related to the COVID-19 virus, the Town Board of the Town of North Hempstead will not be holding in-person hearings. Until further notice, all future Town Board hearings and meetings will be held via videoconferencing, as permitted by the NYS Open Meetings Law. Due to public health and safety concerns, Town Board room will not be open to the public and there will be no in-person access to the hearing. The meeting will be broadcast live on the Town's website beginning at its regularly scheduled time at 7 P.M. Residents who are interested in viewing the meetings can visit: northhempsteadny.gov/townboardlive. If a resident has a comment related to an item on the agenda, they can email: comments@northhempsteadny.gov. Written comments must be received 60 minutes prior to the meeting. Those wishing to comment via Zoom regarding an item on the agenda, should visit northhempsteadny.gov/townboardlive on the day of the meeting. There will be a Zoom link available for this 30 minutes prior to the start of meeting.

PLEASE TAKE FURTHER NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead on September 3, 2020 at 7:00 P.M. via Zoom, to consider an appeal by the owner of 40 Shore Drive, Kings Point, New York 11024, identified on the Nassau County Land and Tax Map as Section 1, Block 42, Lots 26 through 29, from a decision of the Commissioner of Building Safety, Inspection and Enforcement that disapproved an application for a structure permit under Chapter 42 of the Town Code of the Town of North Hempstead for the construction of an extension to an existing residential dock structure, including increasing the length of the fixed pier to 303.5 feet, the addition of a 40-foot ramp to a 12 foot by 40-foot float, for a total length of 374.6 feet, and the addition of 4 mooring pilings and 8 boat lift pilings for a 25 foot by 29 foot boat lift.

PLEASE TAKE FURTHER NOTICE that all interested persons shall have an opportunity to be heard

concerning this appeal at the public hearing.

Dated: Manhasset, New York  
August 13, 2020

BY ORDER OF THE  
TOWN BOARD  
OF THE TOWN OF  
NORTH HEMPSTEAD  
WAYNE H. WINK, JR.  
TOWN CLERK

MR. WINK: Item 6, a public hearing to consider the adoption of an ordinance affecting Roslyn Avenue in Carle Place, New York.

COUNCILWOMAN RUSSELL: This is for a reserved handicapped parking spot. Mr. Wink do you have any cards or any comments, other than the one comment that came in via e-mail?

MR. WINK: I have one comment e-mailed to us prior to the meeting by Mike DeIulio (phonetic). Mr. DeIulio has submitted what amounts to a 13-page commentary on the proposal. I also see that Mr. DeIulio is interested in speaking on this item. So, Dan, if we can invite Mr. DeIulio into the meeting, rather than summarize his 13 pages of comments, I'm going to ask him to summarize it for us.

MR. DE IUILIO: Thank you, Councilwoman Russell and members of the Town Board. I have some -- some things I'd like to share on the screen. I'm not sure how I accomplish that exactly.

COUNCILWOMAN RUSSELL: At the bottom of your screen you should see a green icon that says, share screen here on the computer.

MR. DE IUILIO: Yeah, I'm on the computer. I don't have the --

COUNCILWOMAN RUSSELL: And scroll you mouse over the bottom button of your screen.

MR. WINK: Where various icons pop up, I have one from -- one of them is green and says share screen.

COUNCILWOMAN DALIMONTE: It's green.

MR. DE IUILIO: Okay. I think I see this -- I think I see this now. So I'm hoping you can see the screen. So if you can see the picture, there's two houses, right. The house on the left is 219 Roslyn Avenue, which is my house. The one on the lower left -- the one on the right is 225 Roslyn Avenue, which is where the reserved handicapped space is to be located. I would like to say that the neighbors in this house are actually fantastic people and they're really -- I'm very fortunate to have them as neighbors. I do, however, oppose the ordinance as it's being suggested right now, particularly the location of it. Just to the context. This is a drawing of my property here, 219 Roslyn Avenue. And as you can see, Jamaica Boulevard is on the left, 300 feet from Jamaica Boulevard is the start of my property here, the southwest corner. It extends to 25 feet and therefore it ends at 325 feet. So I show this just to show context of the distances involved. This is an aerial view taken from Google Maps of -- of the area as well. The house on the left being 219 Roslyn Avenue. The town on the right -- I'm sorry, the house on the right being 225 Roslyn Avenue. And there's some graphics here I've put in. It's a little hard to see. If I can expand on it a little bit. But as you can see, the -- the driveway here from my house and there's a driveway in front of 225 Roslyn Avenue and there's plenty of adequate parking spaces actually right now for two cars. However, the proposed -- the request for the parking spot is right in the middle of that. So this diagram here is really just taking the pictures out of it, it expands it a little bit -- you can see the driveway at 219 Roslyn Avenue, 225 Roslyn Avenue is approximately 46 feet here of usable space between the driveways. The request for the reserved spot located 330 feet east of Jamaica starts here, extends to 20 feet and ends here. So from the edge of my driveway, the east edge of my driveway to the start of the reserved parking spot is -- it's a little over 13 feet of space. To the east of the reserved parking spot to the start of the driveway at 225 Roslyn is about 13 feet there. So it's about 13 feet of space on either side of the parking to the -- to the reserved parking that's been requested. The problem with that is that the cars are commonly parked in the area. So there's a Hyundai Sonata which has the handicapped license



plate, right, would have no problem parking if he's going into the reserved space that's being requested. There's also 2011, I think I put down here, a 2011 Hyundai Elantra -- it's an Elantra and it's -- and the length of that car is 14 -- almost 15 feet. So he can't park either in front or behind the reserved spot. I also have an interest in parking along the same curb for neither one of my cars won't fit either in 13-foot spot on the left or the 13-foot spot on the right. So by putting this reserved spot where it is, you have two parking spaces today become one. And this is a problem in this area because there is very little parking today. So I -- first of all, on these grounds I really do oppose where this is being located. To be pushed further eight feet to the east that would actually, I think, make everybody very happy because then both me and my neighbor's house could make use of a spot, as well as anybody else in the area. Thank you.

MR. WINK: Thank you, Mr. DeIulio.

COUNCILWOMAN RUSSELL: So Mr. DeIulio, I did get your comment and I sent the message to our Traffic Technician to ask if there was a reason why it was placed where it was placed. What we show is a little bit different from your diagram. It is actually showing that it is a little bit further east right up to where your property line is going west -- sorry, going east for another 20 feet. But nevertheless, I do understand your concern. So what I am going to do is to ask the board if we can just table this item until our next Town Board hearing. This way I'll get an opportunity to hear back from our Traffic Technician as to whether or not there's a reason why it was placed where it is. And if there is an accommodation that we can make to move it a little bit further east, so this way, it allows not only for the reserved handicapped parking, but it does allow for other residents on the street to park as well.

MR. DE IULIO: All right. Thank you very much. I appreciate that.

COUNCILWOMAN RUSSELL: You're welcome. Is there any other comments, Mr. Wink?

MR. WINK: Councilwoman, I have no additional comments on this item at this time.

COUNCILWOMAN RUSSELL: I'd like to ask for an adjournment of this item so we can continue it until our next public hearing -- I'm sorry, our next public meeting.

MR. WINK: Okay. Which is September 24th.

COUNCILWOMAN RUSSELL: Yes. If we can move this to September 24th.

MR. WINK: Ok. Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

MR. WINK: Item 7, a public hearing to consider the adoption of an ordinance affecting Sixth Street in Garden City Park, New York.

COUNCILMAN FERRARA: The adoption --

COUNCILWOMAN DALIMONTE: To find out what's going on with the community comment because I don't --

COUNCILWOMAN LURVEY: Mariann.

COUNCILMAN ZUCKERMAN: Mariann.

COUNCILWOMAN DALIMONTE: What?

COUNCILWOMAN RUSSELL: We can hear you.

COUNCILWOMAN DALIMONTE: I'm sorry. I'm just trying to.....

COUNCILMAN ZUCKERMAN: Could you mute it.

COUNCILWOMAN DALIMONTE: I'm sorry. I'm

COUNCILMAN FERRARA: Okay. The adoption is -- the adoption of this ordinance that will establish a reserve parking space on the south side of Sixth Street in Garden City Park. Mr. Wink, do you have any comments?

MR. WINK: I have one comment that was e-mailed to us prior to the meeting. It's from Alice Mishar. And it -- it says in substance that it's come to their attention that another handicapped parking only sign was requested for 80 Sixth Street, Garden City Park. According to Alice, there are already two existing handicapped parking spots on Sixth Street; one at 117 and another at 93 Sixth Street. She alleges that the 93 Sixth Street spot is never used. That the woman who, I guess, requested this spot has one vehicle and that vehicle is never parked in the street. She keeps it in her garage or the driveway. Alice, Ms. Mishar, has indicated that her two children have been sent home from college due to COVID-19, which has caused excess vehicles we need parking for. And that other families on Sixth Street whose children have also returned home and also have vehicles are in need of parking as well. That the new handicapped sign requested at 80 Sixth Street is the same example. The neighbor does drive but also never parks a vehicle on the street. It's either parked in her driveway or garage. From those of us, according to her, with three or more vehicles, three or four more vehicles are beginning to have a problem parking their vehicles. Her -- Ms. Mishar's home has a fire hydrant out front that they've been told by the Town that they could not park closer than 15 feet to the hydrant. And that they would not -- and that they're not allowed to block their own driveway, which means they only have -- they've now lost two spots themselves. She alleges it's not fair to anyone -- anyone else on the block that -- that there are these handicapped signs going up throughout the neighborhood and she is requesting that -- she's requesting that the Town Board deny the application.

COUNCILMAN FERRARA: Okay. Anyone else? Any other comment?

MR. WINK: That is the only comment I have with respect to this item, Councilman.

COUNCILMAN FERRARA: Okay. Well, this applicant has physical issues that were supported by a physician's report. Unfortunately, we have an aging population and these issues are becoming more and more available because they're needed and I think that since all of the applications were filed properly and the issue is one of need, I would like to close the public hearing, offer the resolution and move for its adoption.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Ok, thank you. Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

Councilperson Ferrara offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 353 - 2020**

**A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING SIXTH STREET IN GARDEN CITY PARK, NEW YORK.**

**WHEREAS**, the Town Board (the “Board”) of the Town of North Hempstead has held a public hearing to consider enacting an ordinance (the “Ordinance”), pursuant to Section 1660 of the Vehicle and Traffic Law, to establish a reserved parking space at the south side of Sixth Street, Garden City Park, New York, from a point 384 feet east of the east curb line of Central Avenue, east, for a distance of 20 feet; and

**WHEREAS**, all interested persons were afforded an opportunity to be heard concerning the proposed Ordinance; and

**WHEREAS**, this Board deems it in the public interest to adopt the Ordinance.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the ordinance establishing a reserved parking space at the south side of Sixth Street, Garden City Park, New York, from a point 384 feet east of the east curb line of Central Avenue, east, for a distance of 20 feet, pursuant to section 1660 of the Vehicle and Traffic Law of the State of New York is adopted by this Board, the Ordinance being more particularly described in the Notice of Adoption (the “Notice”); and be it further

**RESOLVED** that the Town Clerk be and hereby is authorized and directed to publish the Notice as required by law in substantially the following form:

**NOTICE OF ADOPTION**

**PLEASE TAKE NOTICE** that the Town Board of the Town of North Hempstead at a regular public meeting of the Board held on the 3rd day of September, 2020 at 7:00 P.M. via

Zoom, duly adopted an ordinance establishing a reserved parking space, pursuant to the authority contained in Section 1660 of the Vehicle and Traffic Law.

**PLEASE TAKE FURTHER NOTICE** that the ordinance shall read as follows:

**AN ORDINANCE ESTABLISHING A RESERVED PARKING SPACE AT THE NORTH SIDE OF SIXTH STREET, GARDEN CITY PARK, NEW YORK.**

1. Section 5 of the ordinance establishing handicapped spaces adopted July 21, 1987 and amended September 15, 1987, February 7, 1989, April 3, 1990, July 17, 1990, November 20, 1990, December 4, 1990, February 19, 1991, October 8, 1991, April 29, 1992, August 11, 1992, April 13, 1993, May 3, 1994, November 22, 1994, April 25, 1995, August 29, 1995, August 27, 1996, November 12, 1996, December 17, 1996, March 4, 1997, May 6, 1997, June 10, 1997, July 15, 1997, March 24, 1998, November 17, 1998, March 2, 1999, June 8, 1999, October 20, 1999, June 27, 2000, August 29, 2000, September 19, 2000, November 14, 2000, February 13, 2001, March 6, 2001, March 27, 2001, May 15, 2001, August 21, 2001, October 16, 2001, November 13, 2001, January 29, 2002, March 12, 2002, April 2, 2002, June 4, 2002, October 1, 2002, November 19, 2002, December 10, 2002, February 11, 2003, April 22, 2003, October 21, 2003, January 6, 2004, March 9, 2004, May 11, 2004, June 29, 2004, August 31, 2004, January 25, 2005, June 14, 2005, July 19, 2005, October 18, 2005, November 15, 2005, January 3, 2006, January 24, 2006, March 21, 2006, May 2, 2006, January 2, 2007, March 6, 2007, April 17, 2007, June 19, 2007, August 14, 2007, September 25, 2007, December 11, 2007, January 29, 2008, May 6, 2008, June 17, 2008, July 29, 2008, August 19, 2008, September 9, 2008, January 6, 2009, January 27, 2009, May 19, 2009, June 23, 2009, July 14, 2009, August 4, 2009, August 25, 2009, October 20, 2009, December 8, 2009, January 26, 2010, October 5, 2010 and December 14, 2010, January 25, 2011, March 8, 2011, June 14, 2011, July 12, 2011, September 27, 2011, December 13, 2011, May 8, 2012, June 19, 2012, July 10, 2012 August 21, 2012, November 20, 2012, December 11, 2012, January 8, 2013, February 19, 2013, March 12, 2013, April 23, 2013, May 14, 2013, June 4, 2013, September 10, 2013, December 10, 2013, February 25, 2014, April 1, 2014, June 10, 2014, December 9, 2014, March 31, 2015, May 12, 2015, July 14, 2015, August 25, 2015, October 20, 2015, November 17, 2015, November 17, 2015, December 15, 2015 and January 26, 2016, February 23, 2016, April 19, 2016, May 10, 2016, June 7, 2016, July 12, 2016, August 9, 2016, September 13, 2016, September 27, 2016, October 25, 2016 and December 13, 2016, January 31, 2017, February 28, 2017, April 4, 2017, April 25, 2017, and July 18, 2017, September 7, 2017, September 26, 2017, November 14, 2017, January 30, 2018, February 27, 2018, September 6, 2018, September 27, 2018, October 25, 2018, November 20, 2018, December 18, 2018, January 29, 2019, February 28, 2019, March 19, 2019, April 30, 2019, June 18, 2019, September 5, 2019, November 19, 2019, July 23, 2020 and September 3, 2020 is further amended by adding thereto a new subdivision as follows:

“116” A reserved parking space is established on the south side of Sixth Street, Garden City Park, New York from a point 384 feet east of the east curb line of Central Avenue, east, for a distance of 20 feet.

2. This Ordinance shall take effect ten (10) days after publication of the Notice of Adoption by the Town Clerk pursuant to Section 133 of the Town Law of the State of New York.

Dated: Manhasset, New York  
September 3, 2020

**BY ORDER OF THE TOWN BOARD OF  
THE TOWN OF NORTH HEMPSTEAD  
WAYNE H. WINK, JR.  
TOWN CLERK**

Dated: Manhasset, New York  
September 3, 2020

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller Traffic Safety

STATE OF NEW YORK )  
  ) SS. :  
COUNTY OF NASSAU )

Henry Krukowski, being duly sworn, deposes and says that on the 18<sup>th</sup> day of August, 2020, he posted the attached Notice of Hearing to consider the adoption of an ordinance affecting Sixth Street, Garden City Park, to establish a Reserved Parking space on the south side of Sixth Street, Garden City Park, at the following locations:

Town Clerk Bulletin Board

New Hyde Park Post Office

Pole at the corner of Central Ave. and Sixth St.

Pole on Sixth St. 200 feet east of Central Ave.

Pole on Sixth St. 400 feet east of Central Ave.

  
Henry Krukowski

Sworn to me this

19<sup>th</sup> day of August, 2020

  
Notary Public

Brandon K Gimpelman  
Notary Public, State of New York  
No. 01GI6371819  
Qualified in Nassau County  
Commission expires March 5, 2022

# Affidavit of Publication

County of Nassau  
State of New York,

SS

REC'D TNH TOWN CLERK  
AUG 24 '20 AM 11:48

Darrie A. Dolan, being duly sworn, deposes and say that she is the principal Clerk of the Publisher of  
The NEW HYDE PARK ILLUSTRATED NEWS  
a weekly newspaper published at Mineola in the county of Nassau, in the State of New York, and that a notice, a printed copy of which is hereunto annexed, has been published in said newspapers once in each week for

1 weeks, viz: August 19, 2020  
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Darrie A. Dolan

Sworn to me this 19 day of  
August-2020

Shari M. Egnasko  
Notary Public

Shari M. Egnasko  
Notary Public, State of New York  
No. 01EG6119807  
Qualified in Nassau County  
Commission Expires Dec. 6, 2020

**LEGAL NOTICE**  
**NOTICE OF HEARING**  
**PLEASE TAKE NOTICE**  
that a public hearing will be held by the Town Board of the Town of North Hempstead at a regularly scheduled meeting of the Board on September 3, 2020, at 7:00 p.m. via Zoom, to consider the enactment of an ordinance establishing a reserved parking space, pursuant to the authority contained in Section 1660 of the Vehicle and Traffic Law.  
**PLEASE TAKE FURTHER NOTICE** that the proposed ordinance would establish a reserved parking space at the south side of Sixth Street, Garden City Park, New York from a point 384 feet east of the east curb line of Central Avenue, east, for a distance of 20 feet.  
**PLEASE TAKE FURTHER NOTICE** that a copy of the proposed ordinance is posted on the Town's website and on file in the Office of the Town Clerk where it may be viewed during regular business hours, Monday through Friday.  
Dated: Manhasset, New York  
August 13, 2020  
**BY ORDER OF THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD**  
**WAYNE H. WINK, JR.**  
Town Clerk  
8-19-2020-IT-#217916-NHP



MR. WINK: Resolutions. Item 8, a resolution setting a date for a public hearing to consider the adoption of a local law amending Chapter 55 of the Town Code entitled, "Tow Trucks."

COUNCILMAN FERRARA: I'd like to offer the resolution setting a date of September 24th..

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

Councilperson Ferrara offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 354 - 2020**

**A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 55 OF THE TOWN CODE ENTITLED "TOW TRUCKS."**

**WHEREAS**, the Town Board, as the legislative body of the Town of North Hempstead is empowered to amend the Town Code pursuant to the provisions of Article 9 of the New York State Constitution, the Town Law, and the Municipal Home Rule Law; and

**WHEREAS**, this Board wishes to set a date for a public hearing to consider the adoption of a Local Law amending Chapter 55 of the Town Code entitled "Tow Trucks" in order to provide that the fees to be charged by tow operators will be found in the North Hempstead fee schedule including a maximum fee that may be charged by tow operators for a private property tow.

**NOW, THEREFORE, BE IT**

**RESOLVED** that a public hearing be held by this Board on the 24th day of September, 2020, at 7:00 P.M. via Zoom, for the purpose of considering the adoption of a Local Law amending Chapter 55 of the Town Code entitled "Tow Trucks" in provide that the fees to be charged by tow operators will be found in the North Hempstead fee schedule including a maximum fee that may be charged by tow operators for a private property tow; and be it further

**RESOLVED** that the Town Clerk be and hereby is authorized and directed to publish a notice of the hearing, as required by law, which notice shall be in substantially the following form:

**NOTICE OF HEARING**

**PLEASE TAKE NOTICE**, that effective immediately and based upon notices and health advisories issued by Federal, State and Local officials related to the COVID-19 virus,

the Town Board of the Town of North Hempstead will not be holding in-person hearings. Until further notice, all future Town Board hearings and meetings will be held via videoconferencing, as permitted by the NYS Open Meetings Law. Due to public health and safety concerns, Town Board room will not be open to the public and there will be no in-person access to the hearing. The meeting will be broadcast live on the Town's website beginning at its regularly scheduled time at 7 P.M. Residents who are interested in viewing the meetings can visit:

[northhempsteadny.gov/townboardlive](http://northhempsteadny.gov/townboardlive). If a resident has a comment related to an item on the agenda, they can email: [comments@northhempsteadny.gov](mailto:comments@northhempsteadny.gov). Written comments must be received 60 minutes prior to the meeting. Those wishing to comment via Zoom regarding an item on the agenda, should visit [northhempsteadny.gov/townboardlive](http://northhempsteadny.gov/townboardlive) on the day of the meeting. There will be a Zoom link available for this 30 minutes prior to the start of the meeting.

**PLEASE TAKE NOTICE** that a public hearing will be held by the Town Board of the Town of North Hempstead, on the 24th day of September, 2020, at 7:00 P.M. via Zoom, to consider the adoption of a Local Law amending Chapter 55 of the Town Code entitled "Tow Trucks" in order to provide that the fees to be charged by tow operators will be found in the North Hempstead fee schedule including a maximum fee that may be charged by tow operators for a private property tow.

**PLEASE TAKE FURTHER NOTICE** that all interested persons shall have an opportunity to be heard concerning the Local Law at the public hearing.

**PLEASE TAKE FURTHER NOTICE** that the full text of the proposed Local Law will be on available on the Town's website and on file in the Office of the Town Clerk prior to the hearing and may be examined during regular business hours.

Dated: Manhasset, New York

September 3, 2020

**BY ORDER OF THE TOWN BOARD OF  
THE TOWN OF NORTH HEMPSTEAD  
WAYNE H. WINK, JR.  
Town Clerk**

Dated: Manhasset, New York  
September 3, 2020

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney                      Town Clerk

MR. WINK: Item 9, a resolution setting a date for a public hearing to consider the adoption of a local law amending Chapter 27 of the Town Code entitled "Historic Landmarks Preservation."

SUPERVISOR BOSWORTH: I offer the resolution setting a date for September 24th, 2020.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 355 - 2020**

**A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 27 OF THE TOWN CODE ENTITLED "HISTORIC LANDMARKS PRESERVATION."**

**WHEREAS**, the Town Board, as the legislative body of the Town of North Hempstead is empowered to amend the Town Code pursuant to the provisions of Article 9 of the New York State Constitution, the Town Law, and the Municipal Home Rule Law; and

**WHEREAS**, this Board wishes to set a date for a public hearing to consider the adoption of a Local Law amending Chapter 27 of the Town Code entitled "Historic Landmarks Preservation" in order to exempt the installation of generators and HVAC units that are shielded from adjoining lots and the public street by evergreen planting screens, from review by the Historic Landmarks Preservation Commission, while still preserving the historic, architectural, and aesthetic qualities of landmarked buildings and districts.

**NOW, THEREFORE, BE IT**

**RESOLVED** that a public hearing be held by this Board on the 24th day of September, 2020, at 7:00 P.M. via Zoom, for the purpose of considering the adoption of a Local Law amending Chapter 27 of the Town Code entitled "Historic Landmarks Preservation" in order to exempt the installation of generators and HVAC units that are shielded from adjoining lots and the public street by evergreen planting screens, from review by the Historic Landmarks Preservation Commission, while still preserving the historic, architectural, and aesthetic qualities of landmarked buildings and districts; and be it further

**RESOLVED** that the Town Clerk be and hereby is authorized and directed to publish a notice of the hearing, as required by law, which notice shall be in substantially the following form:

**NOTICE OF HEARING**

**PLEASE TAKE NOTICE**, that effective immediately and based upon notices and health advisories issued by Federal, State and Local officials related to the COVID-19 virus, the Town Board of the Town of North Hempstead will not be holding in-person hearings. Until further notice, all future Town Board hearings and meetings will be held via videoconferencing, as permitted by the NYS Open Meetings Law. Due to public health and safety concerns, Town Board room will not be open to the public and there will be no in-person access to the hearing. The meeting will be broadcast live on the Town's website beginning at its regularly scheduled time at 7 P.M. Residents who are interested in viewing the meetings can visit: [northhempsteadny.gov/townboardlive](http://northhempsteadny.gov/townboardlive). If a resident has a comment related to an item on the agenda, they can email: [comments@northhempsteadny.gov](mailto:comments@northhempsteadny.gov). Written comments must be received 60 minutes prior to the meeting. Those wishing to comment via Zoom regarding an item on the agenda, should visit [northhempsteadny.gov/townboardlive](http://northhempsteadny.gov/townboardlive) on the day of the meeting. There will be a Zoom link available for this 30 minutes prior to the start of the meeting.

**PLEASE TAKE NOTICE** that a public hearing will be held by the Town Board of the Town of North Hempstead on the 24th day of September, 2020, at 7:00 P.M. via Zoom, to consider the adoption of a Local Law amending Chapter 27 of the Town Code entitled "Historic Landmarks Preservation" in order to exempt the installation of generators and HVAC units that are shielded from adjoining lots and the public street by evergreen planting screens, from review by the Historic Landmarks Preservation Commission, while still preserving the historic, architectural, and aesthetic qualities of landmarked buildings and districts.

**PLEASE TAKE FURTHER NOTICE** that all interested persons shall have an opportunity to be heard concerning the Local Law at the public hearing.

**PLEASE TAKE FURTHER NOTICE** that the full text of the proposed Local Law will be on available on the Town's website and on file in the Office of the Town Clerk prior to the hearing and may be examined during regular business hours.

Dated: Manhasset, New York  
September 3, 2020

**BY ORDER OF THE TOWN BOARD OF  
THE TOWN OF NORTH HEMPSTEAD  
WAYNE H. WINK, JR.  
Town Clerk**

Dated: Manhasset, New York  
September 3, 2020

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey,  
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney                      Town Clerk



MR. WINK: Item 10, a resolution setting a date for a public hearing to consider the adoption of a local law amending Chapter 70 of the Town Code entitled, "Zoning."

SUPERVISOR BOSWORTH: I offer the resolution setting a date for September 24th, 2020.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 356 - 2020**

**A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 70 OF THE TOWN CODE ENTITLED "ZONING."**

**WHEREAS**, the Town Board, as the legislative body of the Town of North Hempstead is empowered to amend the Town Code pursuant to the provisions of Article 9 of the New York State Constitution, the Town Law, and the Municipal Home Rule Law; and

**WHEREAS**, this Board wishes to set a date for a public hearing to consider the adoption of a Local Law amending Chapter 70 of the Town Code entitled "Zoning" in order to adjust the penalties for certain offenses in the Industrial zoning districts.

**NOW, THEREFORE, BE IT**

**RESOLVED** that a public hearing be held by this Board on September 24, 2020, at 7:00 P.M. via Zoom, for the purpose of considering the adoption of a Local Law amending Chapter 70 of the Town Code entitled, "Zoning" in order to adjust the penalties for certain offenses in the Industrial zoning districts; and be it further

**RESOLVED** that the Town Clerk be and hereby is authorized and directed to publish a notice of the hearing as required by law, which notice shall be in substantially the following form:

**NOTICE OF HEARING**

**PLEASE TAKE NOTICE**, that effective immediately and based upon notices and health advisories issued by Federal, State and Local officials related to the COVID-19 virus, the Town Board of the Town of North Hempstead will not be holding in-person hearings. Until further notice, all future Town Board hearings and meetings will be held via videoconferencing, as permitted by the NYS Open Meetings Law. Due to public health and safety concerns, Town

Board room will not be open to the public and there will be no in-person access to the hearing.

The meeting will be broadcast live on the Town's website beginning at its regularly scheduled time at 7 P.M. Residents who are interested in viewing the meetings can visit:

[northhempsteadny.gov/townboardlive](http://northhempsteadny.gov/townboardlive). If a resident has a comment related to an item on the agenda, they can email: [comments@northhempsteadny.gov](mailto:comments@northhempsteadny.gov). Written comments must be received 60 minutes prior to the meeting. Those wishing to comment via Zoom regarding an item on the agenda, should visit [northhempsteadny.gov/townboardlive](http://northhempsteadny.gov/townboardlive) on the day of the meeting. There will be a Zoom link available for this 30 minutes prior to the start of the meeting.

**PLEASE TAKE NOTICE** that a public hearing will be held by the Town Board of the Town of North Hempstead, on the 24th day of September, 2020, at 7:00 P.M. via Zoom, to consider the adoption of a Local Law amending Chapter 70 of the Town Code entitled "Zoning" in order to adjust the penalties for certain offenses in the Industrial zoning districts.

**PLEASE TAKE FURTHER NOTICE** that all interested persons shall have an opportunity to be heard concerning the Local Law at the time and place advertised.

**PLEASE TAKE FURTHER NOTICE** that the full text of the proposed Local Law will be posted on the Town's website and be on file in the Office of the Town Clerk prior to the hearing and may be examined during regular business hours.

Dated: Manhasset, New York  
September 3, 2020

**BY ORDER OF THE TOWN BOARD OF  
THE TOWN OF NORTH HEMPSTEAD  
WAYNE H. WINK, JR.  
Town Clerk**

Dated: Manhasset, New York  
September 3, 2020

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey,  
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney      Town Clerk

MR. WINK: Item 11, a resolution setting a date for a public hearing to consider the adoption of an ordinance affecting In Place in Albertson, New York.

COUNCILMAN ZUCKERMAN: I'd like to offer the resolution setting a hearing date of September 24th, 2020.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

Councilperson Zuckerman offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 357 - 2020**

**A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING IN PLACE IN ALBERTSON, NEW YORK.**

**WHEREAS**, a recommendation has been made for the rescission and adoption of ordinances affecting In Place and Foxcroft Rd., Albertson, New York

**NOW, THEREFORE, BE IT**

**RESOLVED** that a public hearing be held by the Town Board of the Town of North Hempstead on the 24th day of September, 2020, at 7:00 o'clock in the evening for the purpose of considering the adoption of the following ordinance:

PROPOSAL

ADOPT:

1. IN PLACE – FOXCROFT ROAD – FULL STOP

All Traffic southbound on In Place shall come to a Full Stop at its intersection with Foxcroft Road.

**RESOLVED** that such ordinance when adopted will rescind all ordinances or regulations heretofore adopted in conflict therewith, and be it further

**RESOLVED** that the Town Clerk be and hereby is directed to affect the required publishing and posting of the hearing.

Dated: September 3, 2020  
Manhasset, New York

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey,  
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney Public Safety

Comptroller Traffic Safety

MR. WINK: Item 12, a resolution setting a date for a public hearing to consider the adoption of an ordinance affecting Jeffrey Place in Manhasset Hills, New York.

COUNCILMAN ZUCKERMAN: I'd like to offer the resolution setting a hearing date of September 24th, 2020.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.



Councilperson Zuckerman offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 358 - 2020**

**A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING JEFFREY PLACE IN MANHASSET HILLS, NEW YORK.**

**WHEREAS**, a recommendation has been made for the adoption of an ordinance affecting Jeffrey Place, Manhasset Hills, New York

**NOW, THEREFORE, BE IT**

**RESOLVED** that a public hearing be held by the Town Board of the Town of North Hempstead on the 24th day of September, 2020, at 7:00 o'clock in the evening for the purpose of considering the adoption of the following ordinance:

**PROPOSAL**

**ADOPT:**

1. **JEFFREY PLACE – ROBBY LANE – FULL STOP**

All Traffic westbound on Jeffrey Place shall come to a Full Stop at its intersection with Robby Lane.

2. **JEFFREY PLACE – ROBBY LANE – FULL STOP**

All Traffic northbound on Jeffrey Place shall come to a Full Stop at its intersection with Robby Lane.

**RESOLVED** that such ordinance when adopted will rescind all ordinances or regulations heretofore adopted in conflict therewith, and be it further

**RESOLVED** that the Town Clerk be and hereby is directed to affect the required publishing and posting of the hearing.

Dated: September 3, 2020  
Manhasset, New York

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey,  
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,  
Supervisor Bosworth

Nays: None

MR. WINK: Item 13, a resolution setting a date for a public hearing to consider the adoption of an ordinance affecting East Lane in Manhasset Hills, New York.

COUNCILMAN ZUCKERMAN: I'd like to offer the resolution setting a tentative hearing date of September 24th, 2020.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

Councilperson Zuckerman offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 359 - 2020**

**A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING EAST LANE IN MANHASSET HILLS, NEW YORK.**

**WHEREAS**, a recommendation has been made for the adoption of an ordinance affecting East Lane, Manhasset Hills, New York

**NOW, THEREFORE, BE IT**

**RESOLVED** that a public hearing be held by the Town Board of the Town of North Hempstead on the 24th day of September, 2020, at 7:00 o'clock in the evening for the purpose of considering the adoption of the following ordinance:

PROPOSAL

ADOPT:

1. JEFFREY PLACE – EAST LANE – FULL STOP

All Traffic eastbound on Jeffrey Place shall come to a Full Stop at its intersection with East Lane.

2. JEFFREY PLACE – EAST LANE – FULL STOP

All Traffic westbound on Jeffrey Place shall come to a Full Stop at its intersection with East Lane.

3. EAST LANE – JEFFREY PLACE – FULL STOP

All Traffic northbound on East Lane shall come to a Full Stop at its intersection with Jeffrey Place.

**RESOLVED** that such ordinance when adopted will rescind all ordinances or regulations heretofore adopted in conflict therewith, and be it further

**RESOLVED** that the Town Clerk be and hereby is directed to affect the required publishing and posting of the hearing.

Dated: September 3, 2020  
Manhasset, New York

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney      Public Safety      Comptroller      Traffic Safety

MR. WINK: Item 14, a resolution setting a date for a public hearing to consider the rescission and adoption of an ordinance affecting Beachway in Port Washington, New York.

COUNCILWOMAN DALIMONTE: I offer the resolution and set the hearing date for September 24th, 2020.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

Councilperson Dalimonte offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 360 - 2020**

**A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE RESCISSION AND ADOPTION OF AN ORDINANCE AFFECTING BEACHWAY IN PORT WASHINGTON, NEW YORK.**

**WHEREAS**, a recommendation has been made for the adoption of an ordinance affecting Beachway, Port Washington, New York

**NOW, THEREFORE, BE IT**

**RESOLVED** that a public hearing be held by the Town Board of the Town of North Hempstead on the 24th day of September, 2020, at 7:00 o'clock in the evening for the purpose of considering the adoption of the following ordinance:

**PROPOSAL**

**RESCIND:**

- 1. T.O. 6-2020

Adopted August 13, 2020

**BEACHWAY – EAST SIDE – NO PARKING ANYTIME**

From the North curb line of Beachway, North for a distance of 30 feet.

- 2. T.O. 6-2020

Adopted August 13, 2020

**BEACHWAY – EAST SIDE – NO PARKING ANYTIME**

From the South curb line of Beachway, South for a distance of 30 feet.

**ADOPT:**

- 1. **BEACHWAY – EAST SIDE – NO PARKING ANYTIME**

From the North curb line of Beachway (South of Richard Road), North for a distance

**RESOLVED** that such ordinance when adopted will rescind all ordinances or regulations heretofore adopted in conflict therewith, and be it further

**RESOLVED** that the Town Clerk be and hereby is directed to affect the required publishing and posting of the hearing.

Dated: September 3, 2020  
Manhasset, New York

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey,  
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney      Public Safety      Comptroller      Traffic Safety



MR. WINK: Item 15, a resolution authorizing the Town Board to accept gifts to the Town pursuant to Town Law Section 64.

SUPERVISOR BOSWORTH: So this is accepting \$700 from Westbury Ame Zion Church for the purchase of hot food for the Yes We Can Summer Camp Program. \$1,100 from Candace and James Kearney for the purchase of a commemorative bench at Ridders Park. \$1,100 from the Ward family for the purchase of a commemorative bench in North Hempstead Park; and, Approximately 1,000 canned items from Pepsico to the Yes We Can Summer Camp.

COUNCILWOMAN RUSSELL: Supervisor.

SUPERVISOR BOSWORTH: Yes.

COUNCILWOMAN RUSSELL: Sorry. So the last item is actually from Pepsi Cola Bottling Company of New York. And that was supposed to be for -- I just wanted to make that comment for the record.

SUPERVISOR BOSWORTH: Okay. Thanks for correcting that. It's a generous contribution. I offer the resolution and move for its adoption.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 361 - 2020**

**A RESOLUTION AUTHORIZING THE TOWN BOARD TO ACCEPT GIFTS TO THE TOWN PURSUANT TO TOWN LAW SECTION 64.**

**WHEREAS**, the Westbury AME Zion Church has generously offered, as a gift, \$700.00 for the purchase of hot food for the “Yes We Can” Summer Camp Program; and

**WHEREAS**, Carolyn, James and Candace Kearney have generously offered, as a gift, \$1,100.00 for the purchase of a commemorative bench at Ridders Pond Park; and

**WHEREAS**, the Ward Family have generously offered, as a gift, \$1,100.00 for the purchase of a commemorative bench at North Hempstead Beach Park; and

**WHEREAS**, the Pepsi Cola Bottling Company of New York has generously offered, as a gift, approximately 3,000 canned items for the “Yes We Can” Summer Camp Program; and

**WHEREAS**, this Board wishes to accept the Gifts described in this Resolution (the “Gifts”) in accordance with Town Law Section 64.

**NOW, THEREFORE, BE IT**

**RESOLVED** that this Board hereby gratefully accepts the Gifts.

Dated: Manhasset, New York  
September 3, 2020

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey,  
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney      Comptroller      Town Clerk

MR. WINK: Item 16, a resolution authorizing supplemental budget appropriations pursuant to Town Law Section 112.

SUPERVISOR BOSWORTH: Any comments, Mr. Wink?

MR. WINK: I do not have any comments on this item.

SUPERVISOR BOSWORTH: I offer the resolution and move for its adoption.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 362 - 2020**

**A RESOLUTION AUTHORIZING SUPPLEMENTAL BUDGET APPROPRIATIONS PURSUANT TO TOWN LAW SECTION 112.**

**WHEREAS**, pursuant to Town Law § 112, the Town Board (“the Board”) of the Town of North Hempstead (“the Town”) has the authority to make supplemental appropriations under certain circumstances; and

**WHEREAS**, the Office of the Comptroller has requested that the Town Board authorize supplemental appropriations in year 2020 (the “Supplemental Appropriations”), as follows:

(1) \$700.00 to be recorded in revenue line A.2705 with the offsetting expense for these appropriations to be recorded to expense code A.05.7141.4903 which will be used to purchase hot food for the North Hempstead “Yes We Can” Summer Camp, with the remainder, if any, to be used to support the Department of Parks and Recreation; and

(2) \$1,100.00 to be recorded in revenue line A.2705 with the offsetting expense for these appropriations to be recorded to expense code A.05.7111.4743 which will be used for the purchase of a commemorative bench at Ridders Pond Park, with the remainder, if any, to be used to support the Department of Parks and Recreation; and

(3) \$1,100.00 to be recorded in revenue line A.2705, with the offsetting expense for these appropriations to be recorded to expense code A.05.7183.4743 which will be used for the purchase of a commemorative bench at North Hempstead Beach Park, with the remainder, if any, to be used to support the Department of Parks and Recreation; and

**WHEREAS**, the Board wishes to authorize the Supplemental Appropriations.

**NOW, THEREFORE, BE IT**

**RESOLVED** that this Board hereby authorizes the Supplemental Appropriations in year 2020 as requested by the Comptroller; and be it further

**RESOLVED** that the Comptroller be and hereby is authorized and directed to undertake the Supplemental Appropriations.

Dated: Manhasset, New York  
September 3, 2020

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey,  
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney      Comptroller      Town Clerk

MR. WINK: Item 17, a resolution authorizing the execution of an agreement with Cargill, Inc. for maintenance of the Accubrine Automated Brine Maker.

SUPERVISOR BOSWORTH: So this is an agreement for freeze maintenance for two machines that -- two of our brine machines. Mr. Wink, do you have any comments?

MR. WINK: I have no comments on this item.

SUPERVISOR BOSWORTH: I offer the resolution and move for its adoption.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 363 - 2020**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH CARGILL, INC. FOR MAINTENANCE OF THE ACCUBRINE AUTOMATED BRINE MAKER.**

**WHEREAS**, the Department of Highways requires repair and maintenance for the Accubrine Automated Brine Makers (the “Services”); and

**WHEREAS**, the Director of Purchasing (the “Director”) has requested that the Town Board authorize the Town enter into an Agreement with Cargill Incorporated, 24950 Country Club Blvd., Suite 450, North Olmstead, OH 44070 (“the Contractor”) to perform the Services in consideration of an amount not to exceed Four Thousand Five Hundred and 00/100 Dollars (\$4,500.00) (the “Agreement”); and

**WHEREAS**, this Board wishes to authorize the execution of the Agreement.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Agreement be and hereby is authorized; and be it further

**RESOLVED** that the Supervisor is authorized and directed to execute the Agreement, and a copy of the Agreement shall be on file in the Office of the Town Clerk, and take such further action as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the execution of the Agreement, and take such further action as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Comptroller be and hereby is authorized and directed to pay the costs thereof upon receipt of duly executed Agreement and certified claims therefor.

Dated:           Manhasset, New York  
                    September 3, 2020

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey,  
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney      Admin Services      Comptroller      Purchasing



MR. WINK: Item 18, a resolution authorizing the execution of an agreement with Opus Industries (Systech) for the purchase of the NYVIP2 computerized vehicle inspection system (CVIS) and associated software and training for the Department of Highways.

SUPERVISOR BOSWORTH: Are there any comments, Mr. Wink.

MR. WINK: I have no comments on this item.

SUPERVISOR BOSWORTH: Then I offer the resolution and move for its adoption.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 364 - 2020**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH OPUS INDUSTRIES (SYSTECH) FOR THE PURCHASE OF THE NYVIP2 COMPUTERIZED VEHICLE INSPECTION SYSTEM (CVIS) AND ASSOCIATED SOFTWARE AND TRAINING FOR THE DEPARTMENT OF HIGHWAYS.**

**WHEREAS**, the Department of Public Works, Division of Highways (the “Department”) desires to purchase a NYVIP2 computerized vehicle inspection system for the New York Vehicle Inspection Program and enter into a service agreement for its use; and

**WHEREAS**, the equipment is only available for purchase from OPUS Industries (Systech), P.O. Box 83201, Chicago, Illinois 60691-0201, in consideration of an amount not to exceed Three Thousand Five Hundred Ninety-Four and 00/100 Dollars (\$3,594.00) (the “Purchase”); and

**WHEREAS**, the purchase of the equipment will require the Town to enter into a service agreement that provides as follows:

1. A transaction fee of \$0.436 per transaction for the first year and \$0.44 per transaction after the first year, which fee can be adjusted annually as directed by the DMV;
2. A rescheduling fee of \$180.00 if the Town is not prepared for the on-site installation of the equipment;
3. Services outside of the warranty will be billed at \$120.00 per hour adjusted at a compounded rate of 3% per year;
4. A \$180 fee will be charged for equipment verification, installation and re-initialization of the used equipment; and
5. A reconnection fee of \$75 will be charged if the agreement between the Town and Systech is terminated.

(the “Services”); and

**WHEREAS**, the Acting Commissioner of the Department (the “Acting Commissioner”) has recommended that the Town enter into an agreement with Systech for the purchase and to provide the Services (the “Agreement”); and

**WHEREAS**, this Board finds it to be in the best interests of the Town to authorize the Agreement.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Agreement be and is hereby authorized; and be it further

**RESOLVED** that the Supervisor be and hereby is authorized and directed to execute the Agreement on behalf of the Town, which Agreement shall be on file with the Office of the Town Clerk, and to take such other action as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the Agreement, and to take such other action as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Comptroller be and hereby is authorized and directed to pay the costs of the Services upon receipt of the duly executed Agreement and certified claims therefore.

Dated: Manhasset, New York  
September 3, 2020

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey,  
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller

MR. WINK: Item 19, a resolution authorizing the execution of an agreement with Tropical Driftwood Originals, Inc., d/b/a TDO, Inc. for the sandblasting and painting of street sign brackets.

COUNCILWOMAN LURVEY: Mr. Wink, are there any comments?

MR. WINK: I have no comments on this item.

COUNCILWOMAN LURVEY: I offer the resolution and move for its adoption.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

Councilperson Lurvey offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 365 - 2020**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH TROPICAL DRIFTWOOD ORIGINALS, INC. D/B/A TDO, INC. FOR THE SANDBLASTING AND PAINTING OF STREET SIGN BRACKETS.**

**WHEREAS**, the Town requires the sandblasting and painting of street sign brackets (the "Project"); and

**WHEREAS**, the Director of Purchasing ( the "Director") solicited three (3) quotes for the Services, in accordance with the Town's Procurement Policy; and

**WHEREAS**, Tropical Driftwood Originals, Inc. d/b/a TDO, Inc., 499 Nassau Road, Roosevelt, New York 11575 (the "Contractor") submitted the lowest quote, proposing to perform the Project for a sum not to exceed Two Thousand Five Hundred Sixty and 00/100 Dollars (\$2,560.00) (the "Contract Amount"); and

**WHEREAS**, the Director has requested that the Board authorize the Town to enter into an Agreement with the Contractor to perform the Project for the Contract Amount (the "Agreement"); and

**WHEREAS**, this Board wishes to authorize the execution of the Agreement.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Agreement be and hereby is authorized; and be it further

**RESOLVED** that the Supervisor is authorized and directed to execute the Agreement, a copy of the Agreement shall be on file in the Office of the Town Clerk, and take such further action as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the execution of the Agreement, and take such further action as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Comptroller be and hereby is authorized and directed to pay the costs thereof upon receipt of duly executed Agreement and certified claims therefor.

Dated: Manhasset, New York  
September 3, 2020

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey,  
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney      Department of Public Works      Comptroller

MR. WINK: Item 20, a resolution ratifying and authorizing the execution of an agreement with Open Systems for the replacement of the fire panel at the Roslyn Community Center.

COUNCILMAN ZUCKERMAN: Mr. Wink, are there any comments?

MR. WINK: I have no comments on this item.

COUNCILMAN ZUCKERMAN: I would like to offer the resolution and move for its adoption.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

Councilperson Zuckerman offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 366 - 2020**

**A RESOLUTION RATIFYING AND AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH OPEN SYSTEMS FOR THE REPLACEMENT OF THE FIRE PANEL AT THE ROSLYN COMMUNITY CENTER.**

**WHEREAS**, the Town of North Hempstead (the “Town”) Department of Parks and Recreation (the “Department”) required the replacement of the fire alarm panel at the Roslyn Community Center (the “Services”); and

**WHEREAS**, the Director of Purchasing (the “Director”) solicited two (2) quotes for the Services, in accordance with the Town’s Procurement Policy; and

**WHEREAS**, Open Systems Metro, 258 Route 117 By-Pass Road, Bedford Hills, NY 10507 (the “Contractor”) submitted the lowest quote, proposing to provide the Services for a sum not to exceed Two Thousand Six Hundred Twenty-Eight and 00/100 Dollars (\$2,628.00); and

**WHEREAS**, the Director retained the Contractor to perform the Services; and

**WHEREAS**, it has been recommended that this Board ratify the Director’s actions in using the Contractor to provide the Services and to further authorize the execution of an agreement with the Contractor for the Services (the “Agreement”); and

**WHEREAS**, this Board finds it to be in the best interest of the Town to ratify the use of the Contractor and authorize the Agreement.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the actions of the Department in using the Contractor to provide the Services be and hereby are ratified; and be it further

**RESOLVED** that the Agreement be and hereby is authorized; and be it further



**RESOLVED** that the Supervisor be and hereby is authorized and directed to execute, on behalf of the Town, the Agreement, a copy of which Agreement which shall be on file in the Office of the Town Clerk; and be it further

**RESOLVED** that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the execution of the Agreement and to take such further action as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Comptroller be and hereby is authorized and directed to pay the costs of the Services upon receipt of duly executed Agreement and certified claims therefor.

Dated:       Manhasset, New York  
              September 3, 2020

The vote on the foregoing resolution was recorded as follows:

Ayes:        Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey,  
              Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,  
              Supervisor Bosworth

Nays:        None

cc:         Town Attorney               Comptroller

MR. WINK: Item 21, a resolution authorizing the execution of an agreement with the Dispute Resolution Institute of New York for human resource management programs.

SUPERVISOR BOSWORTH: Mr. Wink, do we have any comment?

MR. WINK: I do not, Supervisor.

SUPERVISOR BOSWORTH: I offer the resolution and move for its adoption.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

MR. WINK: Supervisor, I'm sorry. I didn't hear your vote.

SUPERVISOR BOSWORTH: Aye.

MR. WINK: Okay. Thank you.

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 367 - 2020**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE DISPUTE RESOLUTION INSTITUTE OF NEW YORK FOR HUMAN RESOURCE MANAGEMENT PROGRAMS.**

**WHEREAS**, the Town of North Hempstead (the "Town") is in need of human resource management programs (the "Services"); and

**WHEREAS**, the Commissioner of the Department of Human Resources (the "Commissioner") has recommended that the Town enter into an agreement with the Dispute Resolution Institute of New York, 85 Choir Lane, Westbury, NY 11590, to provide the Services for a term of two years in consideration of an amount not to exceed Ten Thousand and 00/100 Dollars (\$10,000.00), payable at the rate of One Hundred Fifty and 00/100 Dollars (\$100.00) for a two (2) hour session with groups of five or fewer employees, Two Hundred Fifty and 00/100 Dollars (\$250.00) for a two (2) hour session with groups of up to 50 employees and Three Hundred Fifty and 00/100 Dollars (\$350.00) for a two (2) hour session with groups of 51-100 employees (the "Agreement"); and

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

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Agreement be and hereby is authorized; and be it further

**RESOLVED** that the Supervisor is authorized and directed to execute the Agreement, and a copy of the Agreement shall be on file in the Office of the Town Clerk, and take such further action as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the execution of the Agreement, and take such further action as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Comptroller be and hereby is authorized and directed to pay the costs thereof upon receipt of duly executed Agreement and certified claims therefor.

Dated: Manhasset, New York  
September 3, 2020

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey,  
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney                      Admin Services                      Purchasing

MR. WINK: Item 22, a resolution authorizing the use of the New York State Office of General Services Contract for telecommunication connectivity services.

SUPERVISOR BOSWORTH: Any comments, Mr. Wink?

MR. WINK: I have no comments on this item.

SUPERVISOR BOSWORTH: I offer the resolution and move for its adoption.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 368 - 2020**

**A RESOLUTION AUTHORIZING THE USE OF THE NEW YORK STATE OFFICE OF GENERAL SERVICES CONTRACT FOR TELECOMMUNICATION CONNECTIVITY SERVICES.**

**WHEREAS**, the Town of North Hempstead (the “Town”) requires telecommunication connectivity services (the “Services”); and

**WHEREAS**, the New York State Office of General Services awarded contract #23100 entitled “Group 77017 – Telecommunication Connectivity Services” to various vendors (the “Contractors”); and

**WHEREAS**, under New York General Municipal Law §103(16), the Town is authorized to contract for services through municipal or quasi-municipal entities in the State of New York; and

**WHEREAS**, the Board wishes to authorize the use of the Agreement for the duration of the Agreement, inclusive of any extensions (the “Agreement”); and

**NOW, THEREFORE, BE IT**

**RESOLVED** that the use of the Agreement be and is hereby authorized; and be it further

**RESOLVED** that the Supervisor be and hereby is authorized and directed to execute any documentation and to take such other action as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the documentation, and to take such other action as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Comptroller be and hereby is authorized and directed to pay the costs of the Services upon receipt of the Agreement and certified claims therefore.

Dated: Manhasset, New York  
September 3, 2020

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey,  
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney      Admin Services      Comptroller

MR. WINK: Item 23, a resolution authorizing the use of an agreement between the County of Suffolk and K & G Power Systems for compressor repairs.

SUPERVISOR BOSWORTH: there any comments, Mr. Wink? Are

MR. WINK: I have no comments on this item.

SUPERVISOR BOSWORTH: I offer the resolution and move for its adoption.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.



Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 369 - 2020**

**A RESOLUTION AUTHORIZING THE USE OF AN AGREEMENT BETWEEN THE COUNTY OF SUFFOLK AND K&G POWER SYSTEMS FOR COMPRESSOR REPAIRS.**

**WHEREAS**, the Town of North Hempstead (the “Town”) requires the services of a contractor to perform compressor repairs (the “Services”); and

**WHEREAS**, the County of Suffolk awarded contract BCV022819 entitled “Blowers/Compressors/Vacuum Pumps – Repairs & Service” (the “Agreement”) to K&G Power Systems, 150 Laser Court, Hauppauge, NY 11788 (the “Contractor”); and

**WHEREAS**, under New York General Municipal Law §103(16), the Town is authorized to contract for services through municipal or quasi-municipal entities in the State of New York; and

**WHEREAS**, the Board wishes to authorize the use of the Agreement for its duration, inclusive of any extensions.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the use of the Agreement be and is hereby authorized; and be it further

**RESOLVED** that the Supervisor be and hereby is authorized and directed to execute any documentation and to take such other action as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the documentation, and to take such other action as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Comptroller be and hereby is authorized and directed to pay the costs of the Services upon receipt of the Agreement and certified claims therefore.

Dated: Manhasset, New York  
September 3, 2020

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey,  
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney                      Comptroller                      Purchasing

MR. WINK: Item 24, a resolution authorizing the execution of an amendment to an agreement with Galvin Bros., Inc./Madhue Contracting Inc. JV for water quality improvements at Gerry Park, Roslyn, DPW Project NO.02-03R.

COUNCILWOMAN LURVEY: So this amendment will increase the amount of sediment that can be removed from the pond as part of the Gerry Ponds project. And it is all grant funded. Are there any comments?

MR. WINK: I have no comments on this item.

COUNCILWOMAN LURVEY: I offer the resolution and move for its adoption.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

Councilperson Lurvey offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 370 - 2020**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH GALVIN BROS., INC./MADHUE CONTRACTING INC. JV FOR WATER QUALITY IMPROVEMENTS AT GERRY PARK, ROSLYN, DPW PROJECT NO. 02-03R.**

**WHEREAS**, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with Galvin Bros., Inc./Madhue Contracting, Inc. JV, 149 Steamboat Road, Great Neck, NY 11024 (the “Contractor”), to provide Water Quality Improvements at Gerry Park (formerly Roslyn Pond Park) in Roslyn, NY, DPW Project No. 02-03R (the “Original Agreement”); and

**WHEREAS**, the scope of work in the Original Agreement includes the removal of sediment which has accumulated in ponds at the park; and

**WHEREAS**, the Town has grant funding in place which would allow for additional quantities of material to be removed from the upper and lower ponds at the park (the “Additional Dredging”); and

**WHEREAS**, the Acting Commissioner of Public Works (the “Acting Commissioner”) has recommended that the Town amend the Original Agreement to include the Additional Dredging, thereby increasing the contract amount by One Million Two Hundred Thirty-Two Thousand Seven Hundred Twenty-Five and 00/100 Dollars (\$1,232,725.00) (the “Amendment”); and

**WHEREAS**, the Town Board finds it in the best interests 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 Supervisor is authorized and directed to execute, on behalf of the Town, the Amendment, all as more particularly set forth in a copy of the Amendment, which shall be on file in the Office of the Town Clerk; and be it further

**RESOLVED** that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the execution of the Amendment; and be it further

**RESOLVED** that the Comptroller be and hereby is authorized and directed to pay the costs of the Amendment upon receipt of a duly executed Amendment and certified claims therefor.

Dated: Manhasset, New York  
September 3, 2020

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey,  
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney      Comptroller      DPW

MR. WINK: Item 25, a resolution authorizing the execution of an amendment to an agreement with Kostal Enterprises for seasonal classes and equipment storage at Manorhaven Beach Park and North Hempstead Beach Park.

SUPERVISOR BOSWORTH: Do we have any comments, Mr. Wink?

MR. WINK: I have no comments on this item.

SUPERVISOR BOSWORTH: I offer the resolution and move for its adoption.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 371 - 2020**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH KOSTAL ENTERPRISES FOR SEASONAL CLASSES AND EQUIPMENT STORAGE AT MANORHAVEN BEACH PARK AND NORTH HEMPSTEAD BEACH PARK.**

**WHEREAS**, pursuant to Resolution No. 102-2019, duly adopted by this Board on February 28, 2019, the Town entered into an agreement with Kostal Enterprises, LLC, 10 Tulip Lane, Port Washington, NY 11050 (the "Contractor") to allow the Contractor to provide kayak and paddle board classes and rentals at Manorhaven Beach Park and North Hempstead Beach Park (the "Parks") during the summer season and further allow the Contractor to place a storage container and trailer at Manorhaven Beach Park and a trailer at North Hempstead Beach Park in consideration of the purchase of seasonal parking passes and the payment of storage fees (the "Original Agreement"); and

**WHEREAS**, due to the hardships caused by the COVID-19 pandemic and Town's waiver of parking fees at the Parks for the 2020 summer season, the Commissioner of the Department of Parks and Recreation (the "Commissioner") has recommended that the Town amend the Original Agreement to provide that the Contractor will not be required to purchase parking passes for the 2020 summer season and that the storage fees for the months of June through September 2020 be reduced to Three Hundred and 00/100 Dollars (\$300.00) per month (the "Amendment"); and

**WHEREAS**, the Town Board finds it in the best interests of the Town to authorize the Amendment.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the board hereby authorizes the Amendment; and be further

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

**RESOLVED** that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the execution of the Amendment, and take such further action as may be necessary to effectuate the foregoing; and be it further

Dated: Manhasset, New York  
September 3, 2020

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey,  
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney      Comptroller      DOITT



MR. WINK: Item 26, a resolution ratifying and authorizing the execution of an amendment to an agreement with Geese Chasers LINY LLC for the chasing of geese from the Town Parks.

SUPERVISOR BOSWORTH: So this is adding Herricks Ballfield to parts where the problem would be addressed. Do we have any comments?

MR. WINK: I have no comments on this item.

SUPERVISOR BOSWORTH: I offer the resolution and move for its adoption.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 372 - 2020**

**A RESOLUTION RATIFYING AND AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH GEESE CHASERS LINY LLC FOR THE CHASING OF GEESE FROM TOWN PARKS.**

**WHEREAS**, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with Geese Chasers LINY LLC, 25 Oak Meadow Road, Commack, New York 11725 (the "Contractor") to clear the gaggles of geese which gather at North Hempstead Beach Park, Manorhaven Beach Park and Searingtown Pond Park (the "Services") for a three (3) month term commencing August 1, 2020 and terminating on October 31, 2020 in consideration of an amount not to exceed Five Thousand Seven Hundred and 00/100 Dollars (\$5,700), payable at the rate of One Thousand Nine Hundred and 00/100 Dollars (\$1,900) per month (the "Original Agreement"); and

**WHEREAS**, the Department of Parks and Recreation (the "Department") requested that the Contractor also perform the Services at Herricks Ball Fields (the "Additional Services") commencing August 19, 2020 in consideration of payment in an additional amount not to exceed Five Hundred and 00/100 Dollars (\$500.00) per month, prorated for the Services performed in August; and

**WHEREAS**, the Town Board finds it in the best interests of the Town to ratify the Department's use of the Contractor for the Additional Services and to further authorize the execution of an amendment with the Contractor (the "Amendment").

**NOW, THEREFORE, BE IT**

**RESOLVED** that the actions of the Department in using the Contractor to provide the Additional Services be and hereby is ratified; and be it further

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

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

**RESOLVED** that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the execution of the Amendment, and take such further action as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Comptroller be and hereby is authorized and directed to pay the costs thereof upon receipt of duly executed Amendment and certified claims therefor.

Dated: Manhasset, New York  
September 3, 2020

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey,  
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney      Comptroller      DOITT

MR. WINK: Item 27, a resolution authorizing amendments to an agreement with Crown Castle Fiber LLC, formerly known as Lighttower Fiber Networks II, LLC for internet service at various facilities throughout the Town.

SUPERVISOR BOSWORTH: Mr. Wink, any comments?

MR. WINK: I have no comments on this item.

SUPERVISOR BOSWORTH: I offer the resolution and move for its adoption.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 373 - 2020**

**A RESOLUTION AUTHORIZING AMENDMENTS TO AN AGREEMENT WITH CROWN CASTLE FIBER LLC, FORMERLY KNOWN AS LIGHTOWER FIBER NETWORKS II, LLC FOR INTERNET SERVICE AT VARIOUS FACILITIES THROUGHOUT THE TOWN.**

**WHEREAS**, pursuant to Resolution Nos. 654-2007, 449-2008, 593-2009, 77-2012, 318-2013, 520-2013, and 365-2015 (the "Original Resolution"), the Town Board of the Town of North Hempstead (the "Town") has authorized an agreement and five (5) amendments to such agreement (as amended, the "Agreement") with Crowne Castle Fiber LLC f/k/a Lightower Fiber Networks LLC f/k/a Sidera Networks of Long Island, Inc. f/k/a Long Island Fiber Exchange, Inc., 80 Central Street, Boxborough, Massachussets 01719 (the "Contractor") to provide increased internet bandwidth and point-to-point connectivity between Town Hall, the Department of Public Works Denton Avenue Facility and the North Hempstead "Yes We Can" community center (the "Original Agreement"); and

**WHEREAS**, the Commissioner of the Department of Information Technology and Telecommunications (the "Commissioner") has requested that the Town amend the Original Agreement to upgrade the service as follows:

<b>CircuitID</b>	<b>Description</b>	<b>Location</b>	<b>Price per month</b>	<b>Current Expiration</b>	<b>Action Required</b>
12/HMD3/000015/OED	Internet. 3Mbps. Dedicated Internet Access	220 Plandome Rd	\$100.00	6/30/2020	NONE - Cancelled
12/LCRM/000323/OED	Internet. 10Mbps. Dedicated	285 Denton Ave	\$445.00	6/30/2020	Extend until 11/30/2020

	Internet Access				
39962-IP-MNHSYAR- 12/HMSA/000485/OED	Internet. 60Mbps. Dedicated Internet Access	220 Plandome Rd	\$1,125.00	7/13/2020	Extend until 9/30/2020
30826-IP-WBYNNYG1- 12/LCRM/ 000324/OED	Internet. 30Mbps. Dedicated Internet Access	141 Garden St	\$445.00	7/26/2020	Extend until 11/30/2020
39959-ET- MNHSNYAR- PTWANYFJ -12/HMSA/ 000513/OED	Ethernet. 100 Mbps. E-LINE. Unprotected	220 Plandome Rd-Harbor Links	\$1,200.00	6/30/2020	Extend until 12/31/2020
30853-DF- MNHSNYAR-WBYNNY G1	Dark Fiber. Ring	220 Plandome Rd-141 Garden St	\$1,800.00	10/30/2020	Extend until 12/31/2021
30852-DF-NNHPNYAJ- WBYNNYG1	Dark Fiber. Ring	141 Garden St-285 Denton Ave	\$1,800.00	10/30/2020	Extend until 12/31/2021
30848-DF- MNHSNYAR- NNHPNYAJ	Dark Fiber. Ring	220 Plandome Rd-285 Denton Ave	\$1,800.00	10/30/2020	Extend until 12/31/2021

(the "Amendment"); and

**WHEREAS**, the Board wishes to authorize the Amendment as described above.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Board hereby authorizes the Amendment, as described

above; and be it further



MR. WINK: Item 28, a resolution authorizing the amendment of an agreement with Mail Finance (now known as Quadient, Inc.) for the lease of an envelope printer for the reproduction division of the Department of Administrative Services.

SUPERVISOR BOSWORTH: Any comments, Mr. Wink?

MR. WINK: I have no comments on this item.

SUPERVISOR BOSWORTH: I offer the resolution and move for its adoption.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.



Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 374 - 2020**

**A RESOLUTION AUTHORIZING THE AMENDMENT OF AN AGREEMENT WITH MAIL FINANCE (NOW KNOWN AS QUADIENT, INC.) FOR THE LEASE OF AN ENVELOPE PRINTER FOR THE REPRODUCTION DIVISION OF THE DEPARTMENT OF ADMINISTRATIVE SERVICES.**

**WHEREAS**, pursuant to a resolution, duly adopted by this Board, the Town entered into a lease agreement with MailFinance Inc., a Neopost USA Company, (the “Lessor”) for the lease of a Neopost AS-940 2.5 Addressing System (Envelope Printer) (the “Original Agreement”); and

**WHEREAS**, the Director of Purchasing (the “Director”) has recommended that the Town amend the Original Agreement to extend the term of the Original Agreement such that the term of the Original Agreement shall expire on December 31, 2020 or upon the receipt of a new envelope printer, whichever occurs first (the “Amendment”); and

**WHEREAS**, the Town Board finds it in the best interests 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 Supervisor is authorized and directed to execute, on behalf of the Town, the Amendment, all as more particularly set forth in a copy of the Amendment, which shall be on file in the Office of the Town Clerk; and be it further

**RESOLVED** that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the execution of the Amendment; and be it further

**RESOLVED** that the Comptroller be and hereby is authorized and directed to pay the costs of the Amendment upon receipt of duly executed Amendment and certified claims therefor.

Dated: Manhasset, New York

September 3, 2020

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney      Comptroller      Admin Services

MR. WINK: Item 29, a resolution authorizing payment to Dejana Industries for the rental of a wood chipper.

SUPERVISOR BOSWORTH: Are there any comments, Mr. Wink?

MR. WINK: I have no comments on this item.

SUPERVISOR BOSWORTH: I offer the resolution and move for its adoption.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 375 - 2020**

**A RESOLUTION AUTHORIZING PAYMENT TO DEJANA INDUSTRIES FOR THE RENTAL OF A WOOD CHIPPER.**

**WHEREAS**, the Town of North Hempstead (the "Town") required a wood chipper to clear branches and small trees in the aftermath of Tropical Storm Isaias (the "Equipment"); and

**WHEREAS**, the Equipment was rented from Dejana Industries, Inc. 165 Cantiague Rock Road, Westbury, New York 11590 ("the Rental") for a period of two (2) months; and

**WHEREAS**, it has been recommended that the Town Board ratify the Rental and further authorize payment in an amount not to exceed Five Thousand Six Hundred and 00/100 Dollars (\$5,600.00) (the "Payment"); and

**WHEREAS**, this Board finds it to be in the best interest of the Town to ratify the Rental and authorize the Payment.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Rental of the Equipment is hereby ratified and the Payment is hereby authorized; and be it further

**RESOLVED** that the Comptroller be and hereby is authorized and directed make the Payment upon receipt of certified claims therefore.

Dated: Manhasset, New York  
September 3, 2020

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey,  
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,  
Supervisor Bosworth

Nays: None

cc:

Town Attorney

Comptroller

Parks

MR. WINK: Item 30, a resolution authorizing a change of address for the premises identified on the Nassau County Land and Tax Map as Section 2, Block 117, lots 36, 37 and 38 located on Udall Drive, Great Neck, New York as 88 Udall Drive, Great Neck, New York.

COUNCILWOMAN LURVEY: The Postmaster approved the new address. Are there any comments, Mr. Wink?

MR. WINK: I have no comments on this item.

COUNCILWOMAN LURVEY: I offer the resolution and move for its adoption.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

Councilperson Lurvey offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 376 - 2020**

**A RESOLUTION AUTHORIZING A CHANGE OF ADDRESS FOR THE PREMISES IDENTIFIED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 2, BLOCK 117, LOTS 36, 37 AND 38 LOCATED ON UDALL DRIVE, GREAT NECK, NEW YORK AS 88 UDALL DRIVE, GREAT NECK, NEW YORK.**

**WHEREAS**, Section 10-3 of the Code of the Town of North Hempstead authorizes the Town Board to adjust and renumber street addresses as may be required from time to time; and

**WHEREAS**, Chang Liu, (the "Applicant") is the owner of real property located on Udall Drive, Great Neck, New York designated on the Nassau County Land and Tax Map as Section 2, Block 117, Lots 36, 37 & 38 (the "Property"); and

**WHEREAS**, the Property was subdivided from a larger property with an Original Street Address of 106 Udall Drive, Great Neck, New York designated on the Nassau County Land and Tax Map as Section 2, Block 117, Lots 36 through 41; and

**WHEREAS**, the Applicant has requested that the Original Street Address for Lots 36-38 be changed to 88 Udall Drive, Great Neck, New York (the "Address Re-designation"); and

**WHEREAS**, the Town has determined that, in the interest of promoting the health, safety and general welfare of Town residents, the Property should be assigned the following street address: 88 Udall Drive, Great Neck, New York; and

**WHEREAS**, the Great Neck Postmaster has approved the Address Re-designation sought by the Applicant; and

**WHEREAS**, subject to the Nassau County Fire Marshal rendering a determination that the designation would not impede optimum emergency response time (the

“Determination”), the Town Board wishes to grant the Applicant’s request for the Address Re-designation.

**NOW, THEREFORE, BE IT**

**RESOLVED** that subject to the Determination of the Nassau County Fire Marshal, the Town Board hereby authorizes and directs the Address Re-designation; and be it further

**RESOLVED** that the Town Board hereby authorizes and directs that all necessary action be taken by the Building Department to effectuate the foregoing; and be it further

**RESOLVED** that the Town Board hereby authorizes and directs the Town Clerk to notify the Nassau County Clerk, the Nassau County Engineer, the Applicant and the post-office department of the United States where the premises is located, to advise them of the Address Re-designation.

Dated: Manhasset, New York  
September 3, 2020

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney      Receiver of Taxes      Planning      Building  
DPW      Town Clerk

MR. WINK: Item 31, a resolution authorizing a change of address for the premises identified as Section 9, Block 84, Lot 12 6 on the Nassau County Land and Tax Map from 104 Evans Avenue, Albertson, New York to 100 Evans Avenue, Albertson, New York.

COUNCILMAN ZUCKERMAN: I'd like to offer the resolution and move for its adoption.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.



Councilperson Zuckerman offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 377 - 2020**

**A RESOLUTION AUTHORIZING A CHANGE OF ADDRESS FOR THE PREMISES IDENTIFIED AS SECTION 9, BLOCK 84, LOT 126 ON THE NASSAU COUNTY LAND AND TAX MAP FROM 104 EVANS AVENUE, ALBERTSON, NEW YORK TO 100 EVANS AVENUE, ALBERTSON, NEW YORK.**

**WHEREAS**, Section 10-3 of the Code of the Town of North Hempstead authorizes the Town Board to adjust and renumber street addresses as may be required from time to time; and

**WHEREAS**, Gulzaman Khan, (the “Applicant”) is the owner of real property located at 104 Evans Avenue, Albertson, New York, designated on the Nassau County Land and Tax Map as Section 9, Block 84, Lot 126 (the “Original Street Address”); and

**WHEREAS**, the Applicant has requested that the Original Street Address for Lot 126 be changed to 100 Evans Avenue, Albertson, New York (the “Address Re-designation”); and

**WHEREAS**, the Albertson Postmaster has approved the Address Re-designation sought by the Applicant; and

**WHEREAS**, subject to the Nassau County Fire Marshal rendering a determination that the designation would not impede optimum emergency response time (the “Determination”), the Town Board wishes to grant the Applicant’s request for the Address Re-designation.

**NOW, THEREFORE, BE IT**

**RESOLVED** that subject to the Determination of the Nassau County Fire Marshal, the Town Board hereby authorizes and directs that the real property located at 104 Evans Avenue, Albertson, New York and designated on the Nassau County Land and Tax Map as Section 9, Block 84, Lot 126 be re-designated as 100 Evans Avenue, Albertson, New York; and be it further

**RESOLVED** that the Town Board hereby authorizes and directs that all necessary action be taken by the Building Department to effectuate the foregoing; and be it further

**RESOLVED** that the Town Board hereby authorizes and directs the Town Clerk to notify the Nassau County Clerk, the Nassau County Engineer, the Applicant and the post-office department of the United States where the premises is located, to advise them of the Address Re-designation.

Dated: Manhasset, New York  
September 3, 2020

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc:	Town Attorney	Receiver of Taxes	Planning	Building
DPW	Town Clerk			

MR. WINK: Item 32, a resolution authorizing the Town to waive marriage license and ceremony fees for active service members and veterans.

SUPERVISOR BOSWORTH: So this Town would waive the fees for marriage licenses and ceremony fees for active service members and veterans. New York State has waived their fees as well. I offer the resolution and move for its adoption.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 378 - 2020**

**A RESOLUTION AUTHORIZING THE TOWN TO WAIVE MARRIAGE LICENSE AND CEREMONY FEES FOR ACTIVE SERVICE MEMBERS AND VETERANS.**

**WHEREAS**, recognizing the sacrifices that active duty members of the armed forces make to protect the freedoms and values of the United States of America, the Governor of the State of New York has signed legislation waiving the state fee for marriage licenses for these individuals and allowing local municipalities to do the same; and

**WHEREAS**, the Town of North Hempstead (the "Town") similarly recognizes and respects the sacrifices active service members make, and that Veterans have made, in service to our country and desires to improve the lives of these individuals in every way; and

**WHEREAS**, the Town Board (the "Board") of the Town has heretofore established a schedule of fees for use by the Office of the Town Clerk for the issuance of marriage licenses and the performance of marriage ceremonies; and

**WHEREAS**, the Town desires to waive all fees for the issuance of marriage licenses and the performance of marriage ceremonies by the Town Clerk for active service members and Veterans; and

**WHEREAS**, this Board finds it in the best interests of the Town to waive all fees for the issuance of marriage licenses and the performance of marriage ceremonies for active service members and Veterans.

**NOW, THEREFORE BE IT**

**RESOLVED** that all fees for the issuance of marriage licenses and the performance of marriage ceremonies for active service members and Veterans are hereby waived.

Dated: Manhasset, New York  
September 3, 2020

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey,  
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney      Comptroller

MR. WINK: Item 33, a resolution authorizing appointments to the Waterfront Advisory Committee for the Town of North Hempstead.

COUNCILWOMAN DALIMONTE: I am nominating: William Gordon. He will represent our waterfront businesses for a three-year term; Steve Kylce. He will represent community members for a three year term; Paul Meilink. He represents North Shore, a three year term; He was recommended by the Commodore of the North Shore Yacht Club. I offer the resolution and move for its adoption.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

Councilperson Dalimonte offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 379 - 2020**

**A RESOLUTION AUTHORIZING APPOINTMENTS TO THE WATERFRONT ADVISORY COMMITTEE FOR THE TOWN OF NORTH HEMPSTEAD.**

**WHEREAS**, the Town Board is empowered to create non-compensated advisory boards pursuant to Town Law § 51; and

**WHEREAS**, the Town Board has heretofore established a Waterfront Advisory Committee (the "Committee") to advise the Town Board on issues relating to the waterfront; and

**WHEREAS**, the terms of several members of the Committee have expired and vacancies on the Committee exist; and

**WHEREAS**, the Town Board desires to retroactively fill existing vacancies on the Committee as follows:

<b><u>Name and Address</u></b>	<b><u>Start of Term</u></b>	<b><u>Expiration of Term</u></b>
William Gordon 403 Main Street Port Washington, NY 11050	May 29, 2020	May 28, 2023
Paul Meilink 73 Orchard Beach Boulevard Port Washington, NY 11050	May 29, 2020	May 28, 2023
Steve Kylce 5 North Court Port Washington, NY 11050	May 29, 2020	May 28, 2023

**NOW, THEREFORE, BE IT**

**RESOLVED** that the persons listed above are each appointed or reappointed, as the case may be, as a member of the Waterfront Advisory Committee for the terms specified above; and be it further

**RESOLVED** that the terms and appointments of all remaining members of the  
Committees not specified above continue in full force and effect.

Dated: Manhasset, New York  
September 3, 2020

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey,  
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney      Comptroller      Public Safety      Planning



MR. WINK: Item 34, a resolution authorizing the Declaration of July 2nd, 2020 as Arbor Day in the Town of North Hempstead.

SUPERVISOR BOSWORTH: I offer the resolution and move for its adoption.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 380 - 2020**

**A RESOLUTION AUTHORIZING THE DECLARATION OF JULY 2, 2020 AS ARBOR DAY IN THE TOWN OF NORTH HEMPSTEAD.**

**WHEREAS**, the Town Board of the Town of North Hempstead (the "Town") wishes to designate July 2, 2020 for the official observance of Arbor Day in the Town.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Town Board hereby designates the observance of Arbor Day in the Town to have occurred on July 2, 2020.

Dated: Manhasset, New York  
September 3, 2020

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey,  
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,  
Supervisor Bosworth

Nays: None

MR. WINK: Item 35, a resolution authorizing the transfer of funds from the Town's Employee Benefit Reserve Fund.

SUPERVISOR BOSWORTH: Do you have any comments, Mr. Wink?

MR. WINK: I have no comments on this item.

SUPERVISOR BOSWORTH: I offer the resolution and move for its adoption.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 381 - 2020**

**A RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FROM THE TOWN'S EMPLOYEE BENEFIT RESERVE FUND.**

**WHEREAS**, the Town Board (the "Board") of the Town of North Hempstead (the "Town") has heretofore established an Employee Benefit Reserve Fund (the "Fund"), pursuant to applicable law, for payment of unused and unpaid sick, personal, holiday and vacation time, and any other forms of payment for accrued but unliquidated time earned by and payable to Town employees upon termination of service; and

**WHEREAS**, the Town has available funds in the Fund; and

**WHEREAS**, the Board desires to transfer monies from the Fund to various personnel lines in the General, Part Town and Highway Funds, in the amount of \$98,497.60, to then be utilized to cover separation pay in the second quarter of 2020; and

**WHEREAS**, after careful consideration, the Board finds it in the best interests of the Town to transfer monies from the Fund to the General, Part Town and Highway funds as outlined above (collectively the "Transfer").

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Board hereby authorizes the Transfer from the Fund to the General, Part Town and Highway funds as outlined above; and be it further

**RESOLVED** that the Offices of the Town Attorney and Comptroller are hereby directed to take such action as may be necessary to effectuate the foregoing.

Dated: Manhasset, New York  
September 3, 2020

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey,  
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney                      Comptroller

MR. WINK: Item 36, a resolution authorizing the employment, appointment, transfer, adjustment, correction, change in grade or salary and/or termination of employees and/or officials in various departments in the Town.

SUPERVISOR BOSWORTH: I offer the resolution and move for its adoption.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

Supervisor Bosworth offered the following resolution and moved its-adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 382 - 2020**

**A RESOLUTION AUTHORIZING THE EMPLOYMENT, APPOINTMENT, TRANSFER, ADJUSTMENT, CORRECTION, CHANGE IN GRADE OR SALARY AND/OR TERMINATION OF EMPLOYEES AND/OR OFFICIALS IN VARIOUS DEPARTMENTS OF THE TOWN.**

**WHEREAS**, the approval of this Board has been requested for the employment, appointment, transfer, adjustment, correction, change in grade or salary and/or termination of certain individuals, employees and/or officials in various departments of the Town of North Hempstead (the "Town") as more particularly set forth in a memorandum on file in the Office of the Commissioner of Human Resources; and

**WHEREAS**, the Board believes it is in the best interests of the Town to approve the request.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the following employments, appointments, transfers, adjustments, corrections, changes in grade or salary, and/or terminations are hereby adopted and approved:

**ALL APPOINTMENTS PENDING COMPLETION OF PAPERWORK AND CIVIL SERVICE APPROVAL**

**SEE EXHIBIT A ATTACHED**

; and be it further

**RESOLVED** that the above listed employments, appointments, transfers, adjustments, corrections, and/or changes in grade or salary are hereby appointed to the respective positions at a rate of compensation shown next to their names; and be it further

**RESOLVED** that the appointments and employments are subject to the satisfactory completion of a physical examination by a physician; and be it further

**RESOLVED** that the term of appointment and employment of any person to an exempt position shall be at the pleasure of the Town Board; and be it further

**RESOLVED** that the effective date of the foregoing employments, appointments, transfers, adjustments, corrections, and/or changes in grade or salary of said individuals, employees and/or officials in the various departments of the Town shall be that date certified by the Commissioner of Finance; and be it further

**RESOLVED** that the foregoing appointments, employments and terminations are subject to the rules and regulations of the Nassau County Civil Service Commission and New York State Civil Service Law.

Dated: Manhasset, New York  
September 3, 2020

The vote of the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey,  
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,  
Supervisor Bosworth

Nays: None



MR. WINK: Item 37, a resolution approving the action of the Alert Engine, Hook, Ladder and Hose Co. No. 1 Inc., Great Neck, New York, in removing from membership Harrison Katz.

COUNCILWOMAN LURVEY: I offer the resolution and move for its adoption.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

Councilperson Lurvey offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 383 - 2020**

**A RESOLUTION APPROVING THE ACTION OF THE ALERT ENGINE, HOOK, LADDER AND HOSE CO. NO. 1 INC., GREAT NECK, NEW YORK, IN REMOVING FROM MEMBERSHIP HARRISON KATZ.**

**WHEREAS**, the Alert Engine, Hook, Ladder and Hose Co. No. 1, Inc., Great Neck, New York, has advised of removing from membership Harrison Katz.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the action of Alert Engine, Hook, Ladder and Hose Co. No. 1, Inc., 555 Middle Neck Rd., Great Neck, NY 11023 in removing from membership Harrison Katz, be and the same hereby are approved and the Town Clerk directed to record his name in the Minutes of the Town Board.

Dated: Manhasset, New York  
September 3, 2020

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey,  
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Alert Engine, Hook, Ladder & Hose Co.      Town Attorney      Comptroller

MR. WINK: Item 38, a resolution approving the action of the Protection Engine Company 1, Port Washington, New York in adding to membership Thomas Charles Lynch.

COUNCILWOMAN DALIMONTE: I offer the resolution and move for its adoption.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

Councilperson Dalimonte offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 384 - 2020**

**A RESOLUTION APPROVING THE ACTION OF THE PROTECTION ENGINE COMPANY 1, PORT WASHINGTON, NEW YORK IN ADDING TO MEMBERSHIP THOMAS CHARLES LYNCH.**

**WHEREAS**, the Protection Engine Company 1, 14 S. Washington Street, Port Washington, New York, 11050 has advised of adding Thomas Charles Lynch to membership.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the action of the Protection Engine Company 1, 14 S. Washington Street, Port Washington, New York, 11050 in adding Thomas Charles Lynch, 75 Reid Avenue, Port Washington, NY, 11050, to membership, be and the same hereby is approved and the Town Clerk directed to record the names in the Minutes of the Town Board.

Dated: Manhasset, New York  
September 3, 2020

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey,  
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Protection Engine Company 1      Town Attorney      Comptroller

MR. WINK: Added starters. Item 39, a resolution setting a date for a special meeting of the Town Board of the Town of North Hempstead for October 1st, 2020 at 10:00 o'clock A.M.

SUPERVISOR BOSWORTH: So this will set the date for our annual budget work session. I offer the resolution setting a date for a special meeting of a budget work session on October 1st, 2020.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 385 - 2020**

**A RESOLUTION SETTING A DATE FOR A SPECIAL MEETING OF THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD FOR OCTOBER 1, 2020 AT 10:00 A.M.**

**WHEREAS**, the Town Board desires to set a Special Meeting of the Town Board (the "Board") to conduct a work session relating to the Town's 2021 budget and to consider any other matters that may come before the Board.

**NOW, THEREFORE, BE IT**

**RESOLVED** that a Special Meeting of the Town Board shall be held via Zoom on October 1, 2020 at 10:00 a.m. to consider matters relating to the Town's 2021 budget and to consider any other matters that may come before the Board; and be it further

**RESOLVED** that the Town Clerk be and hereby is authorized and directed to publish a notice of such Special Meeting, which notice shall be in substantially the following form:

**NOTICE OF SPECIAL MEETING**

**PLEASE TAKE NOTICE** that a Special Meeting of the Town Board of the Town of North Hempstead will be held on October 1, 2020 at 10:00 a.m. via Zoom to conduct a work session relating to the Town's 2021 budget and to further consider any other matters that may come before the Board.

Dated: Manhasset, New York  
September 3, 2020

**BY ORDER OF THE TOWN BOARD OF  
THE TOWN OF NORTH HEMPSTEAD  
WAYNE H. WINK, JR., TOWN CLERK**

Dated: Manhasset, New York  
September 3, 2020

MR. WINK: Item 40, a resolution setting a date for a public hearing to consider the adoption of a local law amending Chapter 70 of the Town Code entitled Zoning.

SUPERVISOR BOSWORTH: I offer the resolution setting a date of September 24th of 2020.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey,  
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney Town Clerk



Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

**RESOLUTION NO. 386 - 2020**

**A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 70 OF THE TOWN CODE ENTITLED "ZONING."**

**WHEREAS**, the Town Board, as the legislative body of the Town of North Hempstead is empowered to amend the Town Code pursuant to the provisions of Article 9 of the New York State Constitution, the Town Law, and the Municipal Home Rule Law; and

**WHEREAS**, this Board wishes to set a date for a public hearing to consider the adoption of a Local Law amending Chapter 70 of the Town Code entitled "Zoning" in order to further assist those establishments required to operate at reduced occupancy by allowing certain businesses and organizations, including gyms, fitness centers, barbershops, hair salons, personal care services and religious institutions, to expand their operations into private parking lots after obtaining a permit.

**NOW, THEREFORE, BE IT**

**RESOLVED** that a public hearing be held by this Board on September 24, 2020, at 7:00 P.M. via Zoom, for the purpose of considering the adoption of a Local Law amending Chapter 70 of the Town Code entitled, "Zoning" in order to further assist those establishments required to operate at reduced occupancy by allowing certain businesses and organizations, including gyms, fitness centers, barbershops, hair salons, personal care services and religious institutions, to expand their operations into private parking lots after obtaining a permit.; and be it further

**RESOLVED** that the Town Clerk be and hereby is authorized and directed to publish a notice of the hearing as required by law, which notice shall be in substantially the following form:

**NOTICE OF HEARING**

**PLEASE TAKE NOTICE**, that effective immediately and based upon notices and health advisories issued by Federal, State and Local officials related to the COVID-19 virus, the Town Board of the Town of North Hempstead will not be holding in-person hearings. Until further notice, all future Town Board hearings and meetings will be held via videoconferencing, as permitted by the NYS Open Meetings Law. Due to public health and safety concerns, Town Board room will not be open to the public and there will be no in-person access to the hearing. The meeting will be broadcast live on the Town's website beginning at its regularly scheduled time at 7 P.M. Residents who are interested in viewing the meetings can visit: [northhempsteadny.gov/townboardlive](http://northhempsteadny.gov/townboardlive). If a resident has a comment related to an item on the agenda, they can email: [comments@northhempsteadny.gov](mailto:comments@northhempsteadny.gov). Written comments must be received 60 minutes prior to the meeting. Those wishing to comment via Zoom regarding an item on the agenda, should visit [northhempsteadny.gov/townboardlive](http://northhempsteadny.gov/townboardlive) on the day of the meeting. There will be a Zoom link available for this 30 minutes prior to the start of the meeting.

**PLEASE TAKE NOTICE** that a public hearing will be held by the Town Board of the Town of North Hempstead, on the 24th day of September, 2020, at 7:00 P.M. via Zoom, to consider the adoption of a Local Law amending Chapter 70 of the Town Code entitled "Zoning" in order to further assist those establishments required to operate at reduced occupancy by allowing certain businesses and organizations, including gyms, fitness centers, barbershops, hair salons, personal care services and religious institutions, to expand their operations into private parking lots after obtaining a permit.

**PLEASE TAKE FURTHER NOTICE** that all interested persons shall have an opportunity to be heard concerning the Local Law at the time and place advertised.

**PLEASE TAKE FURTHER NOTICE** that the full text of the proposed Local Law will be posted on the Town's website and be on file in the Office of the Town Clerk prior to the hearing and may be examined during regular business hours.

Dated: Manhasset, New York  
September 3, 2020

**BY ORDER OF THE TOWN BOARD OF  
THE TOWN OF NORTH HEMPSTEAD  
WAYNE H. WINK, JR.  
Town Clerk**

Dated: Manhasset, New York  
September 3, 2020

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey,  
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney                      Town Clerk

SUPERVISOR BOSWORTH: I move to adjourn.

MR. WINK: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

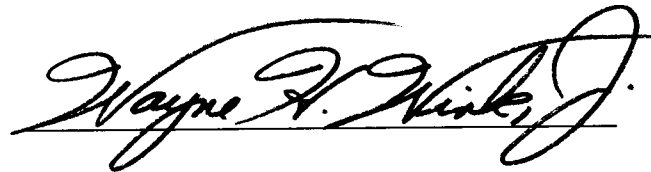
COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

(At 8:14 p.m., the proceedings were concluded.)

Compiled from Stenographer's Transcript, MGR Reporting, File Name 090320TNHTB.docx

A handwritten signature in black ink, reading "Wayne A. Wink, Jr." with a stylized flourish at the end. The signature is written over a horizontal line.

Town Clerk