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TOWN OF NORTH HEMPSTEAD  
TOWN BOARD PUBLIC HEARING

Town Hall

March 31, 2022 7:06 P.M.

**COUNCIL MEMBERS PRESENT:**

JENNIFER DESENA - Supervisor  
ROBERT J. TROIANO - District 1 Councilman  
PETER J. ZUCKERMAN - District 2 Councilman  
DENNIS J. WALSH - District 3 Councilman  
VERONICA A. LURVEY - District 4 Councilwoman  
MARIANN DALIMONTE - District 6 Councilwoman

**ALSO PRESENT:**

RAGINI SRIVASTAVA - Town Clerk  
MARGARET MALITO - Deputy Town Clerk  
JOHN CHIARA, ESQ. - Town Attorney  
MICHAEL LEVINE - Planning Comm.

## PROCEEDINGS

SUPERVISOR DESENA: All right. I'm going to call the meeting to order. And let's start with our pledge. Would you like to lead us, Mr. Grau (phonetic)?

MR. GRAU: Thank you for coming. Let's have one moment of silence for the people in Ukraine.

(Moment of silence.)

(Pledge of Allegiance was recited.)

SUPERVISOR DESENA: Thank you. Madam Clerk, would you like to call the roll.

CLERK SRIVASTAVA: Thank you. Good evening, everyone. Town of North Hempstead board meeting. Thursday, March 31, 2022. Councilman Troiano?

COUNCILMAN TROIANO: Present.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Here.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Here.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Here.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Here.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Here.

CLERK SRIVASTAVA: So we have few cards for the public comments. And here we'll have 30 minutes for public comments. Can you start, Supervisor?

(Whereupon, the public comment portion of the meeting was held.)

SUPERVISOR DESENA: Okay. All right. Well, this is perfect timing because it's been about 30 minutes. So we're gonna go on into our agenda.

CLERK SRIVASTAVA: Yes. Yes, I'm starting. Item No. 1. A public hearing to consider the application of Lakeville AH Realty, LLC, --

SUPERVISOR DESENA: Wait, I'm sorry. I'm sorry. Madam Clerk. There's one more.

CLERK SRIVASTAVA: There's one more --

SUPERVISOR DESENA: I also have to withdraw something from the agenda. I was just waiting to see.

CLERK SRIVASTAVA: Oh. Okay.

SUPERVISOR DESENA: Okay. We're gonna move into the agenda? Or did we have one more card? We seem to have misplaced one more card.

MR. GAFFNEY: Oh, here it is. Yes.

SUPERVISOR DESENA: Okay. All right. We'll give you three minutes. I do think we started a tiny bit late, so --

CLERK SRIVASTAVA: That card is with item 1, right?

MR. GAFFNEY: I have to wait?

SUPERVISOR DESENA: Oh, yeah. Well, we're about to get to that. You're lucky it's No. 1.

CLERK SRIVASTAVA: Yes. So let me read --

SUPERVISOR DESENA: Okay. So before we go into item 1, I'm withdrawing item No. 49 from the agenda --

CLERK SRIVASTAVA: 49.

SUPERVISOR DESENA: -- pending the receipt of some additional information. And also, I'm pleased to announce that the board has agreed to work cooperatively and streamline two Ethics Code amendments, that are on for consideration tonight, into a single measure. So I'm withdrawing item No. 9 at this time with the understanding that we will incorporate this Ethics Code reform into the other Code amendment to be heard tonight. So thank --

CLERK SRIVASTAVA: 9 and 49.

SUPERVISOR DESENA: -- you all for working together on this.

CLERK SRIVASTAVA: All right.

SUPERVISOR DESENA: Okay. Now, would you like to call item 1?

CLERK SRIVASTAVA: Yes. Item No. 1. A public hearing to consider the application of Lakeville AH Realty, LLC, for a Special Use Permit to renovate a gasoline service station at the premises located at 1011 Lakeville Road, New Hyde Park, and designated on the Nassau County Land and Tax Map as Section 8, Block 10, Lots 40-48.

SUPERVISOR DESENA: Okay. And before we begin, I'd --

COUNCILWOMAN DALIMONTE: Can you face that towards us? Can you face that towards us?

CLERK SRIVASTAVA: So we have a card --

SUPERVISOR DESENA: Wait, hold on. I'd like to just read a quick statement from Councilman Adhami, who is sick tonight. He was unable to be here tonight. I'm -- I'd just like to read this before we get started. He says, "I'd like to apologize for not being present this evening. Unfortunately, I'm in the hospital and I think that all can agree that our health comes first and I look forward to seeing everyone soon. I asked Supervisor DeSena to read the statement because I think it's very important for everyone in the Town to know how impressed I am with how we all worked together towards a common goal. Mr. Hussein (phonetic), thank you for seeing the wonderful business opportunities that the Town of North Hempstead offers, and for graciously taking the time to listen to the community and work with us. I congratulate you and wish you much success in achieving your American dream right here in District 5. I want to thank the community and the Lakeville State Civic Association for caring so much and for offering well-thought-out suggestions that helped to move this project forward. I value



community input, and being a member of our community. So does Mr. Hussein. Thank you to Supervisor DeSena and our Town Board, who in my absence, and at my guidance, support this project. This is -- that is the epitome of what good government can and should be." Okay. Now, go ahead. Thank you.

MR. O'BRIEN: Okay. Thank you. Good evening. Kevin O'Brien from O'Brien Law PC. Office is at 462 Sagamore Avenue, East Williston, New York. Obviously, our prayers are with the Councilman and wish him a speedy recovery. And I would -- and I'm not sure. So forgive me for this, for just a moment. But procedurally, I don't know if we called just one or two. But inasmuch as both applications involve the same service station, and I'm sure the board and the community probably doesn't want to hear me twice in connection with the same thing. If we could consolidate them and hear them as one, that just might be a little bit more efficient. But it's the board's --

SUPERVISOR DESENA: Yes. Madam Clerk, would you call item 2 as well?

CLERK SRIVASTAVA: Item 2 also. Okay. Item No. 2. A public hearing pursuant to Section 29A of the Town Code to consider the application of Lakeville AH Realty, LLC for the installation of two underground storage tanks and a waiver pursuant to Section 29A-5 A(l) of the Town Code for the premises located at 1011 Lakeville Road, New Hyde Park, New York, identified on the Nassau County Land and Tax Map as Section 8, Block 10, Lots 40-48.

MR. O'BRIEN: Thank you. May I proceed?

SUPERVISOR DESENA: Yes, please.

MR. O'BRIEN: Okay. Kevin O'Brien, as I indicated. My engineer is Kevin Papasian from B. Thayer Associates. They prepared the plans which are before the board. Unfortunately, he couldn't be here tonight, but I've been around these things enough that I think I might be able to handle any of the technical questions that might come up. We did have a full hearing last time relative to item No.1. But I am prepared to give a full hearing once again. But I'm gonna direct my initial attention to the second matter on the agenda, inasmuch as we really didn't talk about that, as much, at the last hearing. So the site is 1011 Lakeville Road, the site of an existing gas station which is currently not operating. Inasmuch as -- and I think I might've indicated last time --we had been before the Town Board previously and the Zoning Board and the Zoning Board again. But the permits didn't catch up with one another when the new property owner came in. So we had to apply again. Relative to item No. 2 on the agenda, that is for the installation of two 12,000 gallon underground fiberglass storage tanks. I might have mentioned briefly last time that, with respect to gasoline service stations, underground gasoline storage tanks, that the jurisdiction of that used to be the Fire Marshal's Office, and then it was transferred to the County Health Department. And with respect to single wall tanks -- try to see if I can keep this going. With respect to single oil tanks, after a period of 30 years, they have to be removed. So what we typically like to do, is remove the one set of tanks and put the other tanks in while you have an open hole. We were unable to do that because we didn't have all the permits in place. Fire Marshal's Office changed the jurisdiction to the health department. And so we had to go reapply with that health department. But they wanted the tanks out, so we took them out. We're here today to put the new tanks in. The one bit of difference in -- the Town Board previously approved a similar application. That was for two 15,000 gallon tanks. And the Town of North Hempstead has a unique provision in his code, whereby there is sort of a limitation of 10,000 gallons per tank. It's the only town on Long Island that has that in the progression of

underground gasoline storage tanks. Way, way, way back in the day, used to be 1,000 gallon, then two, then five. But those were all single wall tanks. Initially steel, then subsequently fiberglass. So what we're proposing are two fiberglass underground gasoline storage tanks. And even the Fire Marshall's Office, or now the health department -- when they look at them, they see that they're double walls, so they almost consider them two tanks. In this particular instance, one wall tanks is 12 thousand gallons solely and the other one is what we call a compartmentalized tank, where you will have two compartments within the tank. One will be 8,000 gallons within there, and the other one will be 4,000 gallons and it will meet or exceed. There are many different -- the state looks at it. Principally, the governmental entity that looks at it the closest is the county -- now the health department. And we met their requirements, received their approvals, and it has all the latest and greatest bells and whistles that underground gasoline storage tanks should have. So I think that's probably more than you wanna know about underground gasoline storage tanks, but it is what it is. Then just back to the initial application. We went through the history. I'm sure there'll be community input and I'd like to respond to that. But we did have a meeting at my office, you know, with the community to go over some of the points. And similar to what I said last time, I think we've got most on board. You know, am I going to have everybody and am I going to have the every single point? Probably not. But I -- hopefully more so, you know, supporting, you know, than not. We did indicate last time that there were covenants, or conditions, from the Zoning Board of Appeals -- which we agreed to those conditions. And then there were some slight changes, relative to some of the conditions that we were gonna be adding on and there were additional conditions that were being placed. We discussed those conditions. The applicant is on board with all the commissions -- the conditions. The only thing -- I don't know if it needs clarity, or if it's just assumed. There -- one of the conditions says, and I know it's predicated a lot on some of the history, that there be no overnight storage of motor vehicles on-site. Which we absolutely agree to. The only thing I just -- a sense of clarity. If I just -- my wife has a 1979 VW pop-up camper. And I didn't bring it in here, it's not open. But I brought it to the mechanic by me and they said, we're gonna have to look for parts for that thing. So it's gonna be parked overnight. So in that particular instance, I would say that it's something being, you know, --we understand there's no rental of spaces over here. There's no landscape vehicles, none of that sort of stuff. But just for clarity, if a car needs a part, you would expect that it might be there overnight. So with that I would just -- I'd leave it to them. I'm sure there's a little bit of community input. I don't think you want me to go through everything I went through last time. And I'll respond to any comments, if that's okay with the board.

CLERK SRIVASTAVA: Thank you. We have two more cards on this item. Michael O'Donnell.

MR. O'DONNELL: Michael O'Donnell, 50 Nugent Street, North New Hyde Park, New York. Again, we're back on this gas station. Commissioners that here tonight. One of the considerations that I was asked to bring up, Is the store going to be similar to a 7-Eleven? We heard different things. The last time we were here at a hearing. No, we have cigarette machine, maybe a candy machine, et cetera, et cetera. Now, I subsequently heard we'll have this, like, typical 7-Eleven store. Typical gas station with all the food and everything. The chips, the soda, whatever. There's a quandary here. Has the Town agreed to something that was not agreed to? The list of items that was supposed to be rehashed, re-enumerated, listed, prior to this coming up again and being brought up at this meeting. There's not going to be --

SUPERVISOR DESENA: Well, actually, Commissioner Levine is here and I believe that we -- I believe we have been through the restrictions that the neighbors had asked for. Commissioner Levine, would you like to say a few words? Thank you.

MR. LEVINE: Okay. So this is the second generation of plans on this property, the 2017 version that was approved, but that approval has lapsed. That did include a 2,200 square foot convenience store that would be comparable to 7-Eleven. This plan maintains the auto service bays. So the only retail component is, I'd say, like, a lobby area. And you would see that in the past, where you'd have the service bays and then, you know, the small area we may have chips and soda, not a comprehensive selection. So that's the plan that they filed. If they wanted to change that, they'd be back in front of the board for the amendment. But the plans being approved maintains the service bays and just has a very minimal convenience store.

MR. O'DONNELL: Thank you.

SUPERVISOR DESENA: Thank you.

MR. O'DONNELL: Again with the --what the attorney was stating, with overnight parking, which we all understand, you bring your car in, you're not going to get it fixed right away if it's that bad. No problem with that. The problem is if you prolong the activity. You know darn well you're not going to get that part for a month. Why have it sitting there? Let it sit in the person's property. But again, I hope the lighting conditions are going to still stay the same? No comment?

MR. O'BRIEN: I want you to finish --

MR. O'DONNELL: All right. Thank you.

MR. O'BRIEN: -- all your comments.

MR. O'DONNELL: And the no parking in front of it, so the firehouse engines can get in and out without having a problem like they had the last couple years for the previous owners. I'm sure some of the other residents will be expounding on situation there because they have to live with it. I do not live there. I live half a mile away. Thank you.

CLERK SRIVASTAVA: We have one more card. Mike Diegas. Okay.

MR. DIEGAS: Hi, Mike Diegas. 46 Manly Place, New Hyde Park. Thank you for giving me an opportunity. And I'm happy to see that you guys coming together and being unified. Which we all want, because regardless of politics and everything we want all -- we're in favor of all of you. Okay. Now, just a couple of comments on this. I was at the meetings seven years ago, whatever. And Ms. Seeman, I remember, he -- she spoke to me specifically on the side. She said she had put in a 14-foot canopy height-maximum. And she explained to me the reason she did that is that would prevent tractor-trailers from pulling in and out, which are a hazard in that small area. It's between private homes. And somehow that disappeared. I don't -- there's something about a 17-foot canopy. I remember her telling me specifically. That's why I put it in. We only want --we don't want the tractor-trailers to be tying up the block, the firehouse, et cetera. So I hope that can be re-examined. Also, I met with Mr. Hussein and the attorney. They were very nice at their office and Mr. Hussein is a resident, which I am, obviously, also, so we want to support him. But one of the things he said to me is, he will not sell alcohol and he will not sell vaping products. That's a good commitment. We like that because who -- you know, kids can get in there. Whatever. I think -- I don't think you want vaping products and

alcohol sold next to your homes. So I hope that that, somehow, since he said it -- is he here or did he -- yeah, if he can second that and say that he agreed --he mentioned his religious beliefs and so on, that he didn't want that. And we want him to stand by that. Can that be put in the guidelines? Because maybe -- I hope he's successful and here for many years, but maybe he sells the place and some other guy comes in, and you've already allowed beer and alcohol. And I don't know what else, other than beer, you'd sell, but you never know. But that's about it. And I agree with the thing about the fumes and so on. They're dangerous, but what are you gonna do? Now, are they really enforced May through September? I wonder. I don't know about that. Now, is there a number? I don't want to give -- my lawn guy's a good guy. I don't want to bother him or anything.

COUNCILWOMAN DALIMONTE: Excuse me, sir? We have to -- we're speaking about item No. 1

MR. DIEGAS: Okay.

COUNCILWOMAN DALIMONTE: -- the public hearing for Item No. 1.

MR. DIEGAS: Okay.

COUNCILWOMAN DALIMONTE: I'm sorry.

MR. DIEGAS: Excuse me. No, it's all right. All right. Thank you.

COUNCILMAN TROIANO: I'm sorry, before you sit down, are you supporting the application here?

MR. DIEGAS: I will support it with --as long as that stipulation about -- Ms. Seeman said -- and it's in the guidelines. I handed them out. There were eight things that had to be followed by any future resident of that facility, and as long as Mr. Hussein seconds or approves that he will not be selling beer or vaping products. Because that's important to us as residents. We don't need that right by our private homes. You can walk to Lakeville Road, to Hillside Avenue, if you want those products.

COUNCILMAN TROIANO: Mr. O'Brien, you can just speak to that when you come back up.

MR. O'BRIEN: Sure.

COUNCILMAN TROIANO: Thank you.

MR. O'BRIEN: Excellent.

MR. DIEGAS: Okay. Thank you.

COUNCILMAN WALSH: And if I can just say I'm glad that Mr. Hussein is here. I've seen many of these hearings where the owner, the applicant, doesn't show up and you're here tonight so you can address people in the audience. Thank you for coming.

MR. DIEGAS: Again, we want to support him. We're residents obviously. Okay. Thank you.

SUPERVISOR DESENA: Are there any other cards on this?

CLERK SRIVASTAVA: No, we're done with the cards on this item.

MR. O'BRIEN: Good evening, once again. So with respect to -- they had mentioned. And I understand the history and the history which we detailed last time. And they discussed the aspect with the fire departments. I'm a volunteer firefighter myself, so I take it very seriously. And,

you know, with respect to -- there were trucks and they might be indicating that they might have blocked the firehouse. I'm unaware. We're not the last people. We're not gonna be parking trucks and vehicles in front of the firehouse, in front of any curb cut, as a matter of fact. It's not a 7-Eleven. As Mr. Levine had indicated, it's going to be a repair-oriented service station for service bays. With respect to the lighting, the lighting is going to be -- as a matter of fact, the lighting that was there previously -- and I've been to the site probably more times than I want to admit, but it was that old seventies type of lighting, where it would just kind of spray out, and it was multi-directional. It wasn't focused. So the type of lighting that you would see -- and the important thing for the Town and the Town has been around this block a number of times and they see it. Like, with respect to the canopy lighting itself, that's going to be recessed within a canopy. So you won't see, like -- there are some retrofitted canopies and if you drive around -- but once again, probably more than you wanna know about canopies and service stations. But you'll see the bulbs that will hang down below the canopy and that will spray out all over the place. How this is designed is the lighting will be within the canopy itself, so this way it will not spray beyond the property lines. Also, the -- any of the lighting, the permanent lighting, will be downward and not spraying beyond the property lines. With respect to the alcohol sales or any cigarette sales or things along those lines, while Mr. Hussein's personal belief may be not to engage in those types of sales, I think anyone does -- you know, I think the person should have the right to be able to sell what anybody else sells in those type of cases. And it's the state that really, you know, controls and regulates that type of -- and so if he chooses, and chooses voluntarily, and he may choose voluntarily. I just don't think that that should necessarily be imposed upon him. With respect to the 14-foot height that Mr. Diegas is referring to, it may have been some sort of misinterpretation. Okay. The standard is 14 feet to the bottom of the -- pretty sure the canopy. And the purpose of that is so that the truck that is delivering the motor fuel to the location can get in and not hit the canopy. So I understand his concern that he doesn't want the trucks coming off the Northern State Parkway that hit the overpass, which was happening previously. That's not the business model. That's not the operation over here. That's not what's going to go on. But minimum height to all the canopies through all the nation has to have that minimum in order for the motor fueling vehicles to get through.

COUNCILMAN TROIANO: And what is the minimum?

MR. O'BRIEN: 14 feet. It's usually, quite frankly, anywhere between 14 and 14 and-a-half. But 14 feet is the minimum to - -

COUNCILMAN TROIANO: Is that what you're planning for this facility?

MR. O'BRIEN: Yes and if you look at the site plans, it will say 17 feet to the height of the top of the canopy. Where typically within the canopy itself, they'll put the fire suppression equipment up inside there. But -- so it's 17 feet to the top. It's 14 feet to the bottom. So I -- you know, -- so that's typically how they -- and occasionally some people have decorative canopies which, kind of, go like this. And they'll go even higher. But that's just purely for decoration purposes. But the minimum that's required to function is 14. And if my recollection is correct, I believe that the Town Code indicates that if you're gonna have self-service operation, you must have a canopy. So -- but that's the size, essentially, of all of them. With respect to lighting, I think there are specific regulations within the proposed conditions. Those being, for instance, that the sign would not be illuminated unless the premises is open. So I can't leave the sign on. Can't leave any canopy lighting, or any other lighting on, while the premises is not open. So as I indicated, every condition in both the Zoning Board of Appeals and proposed by the Town Board

--it's acceptable to the applicant.

COUNCILMAN TROIANO: I'm sorry. I'm not clear on Mr. Hussein's intent of -- in regard to beer sales.

MR. O'BRIEN: Personally, he probably won't sell them because he doesn't believe in that. But, like I said --

COUNCILMAN TROIANO: Well, I understand. Do you know what his intent is?

MR. O'BRIEN: I think his intent is not to sell.

COUNCILMAN WALSH: He's here, we can ask him.

COUNCILMAN TROIANO: And is that something that's exclusively in the province of the State?

MR. O'BRIEN: It is.

COUNCILMAN TROIANO: And So, my experience has been that when they are considering a liquor license, they do a pretty thorough review and involve -- that involves community input as well.

MR. O'BRIEN: I don't do liquor licenses, so I can't really comment personally on that, but I would suspect that the Councilman is correct.

COUNCILMAN WALSH: They do.

COUNCILMAN ZUCKERMAN: They do.

COUNCILMAN TROIANO: They do.

MR. O'BRIEN: Thank you. Is there any further questions from the board? Well, thanks for hearing us again.

SUPERVISOR DESENA: Are there any other comments?

CLERK SRIVASTAVA: No, we don't have any more cards for this item.

SUPERVISOR DESENA: Okay. So I would like to close the public hearing, offer the resolution, and move for its adoption. And I guess I'll do that for Item 1, first.

CLERK SRIVASTAVA: I know, yes. Councilman Troiano?

COUNCILMAN TROIANO: I'm sorry. Are we gonna get a recommendation from the planning department?

SUPERVISOR DESENA: We did hear from the --do you want to make a recommendation?

MR. LEVINE: Right. So at the last meeting, we had continued it so that we could get a comprehensive list of conditions, based on the comments that we heard at the last meeting. So we now have a nine-item list. If you need me to read it into the record, I can.

COUNCILMAN ZUCKERMAN: Please.

MR. LEVINE: Okay. No. 1. Vehicular parking and storage shall be prohibited from the rear, which is the west side of the building. No. 2. No additional businesses may be operated on or from the property, other than those specifically authorized herein, nor shall any vehicles associated with an offsite business be allowed to remain parked on the property. That addresses

that prior problem with Lakeville towing. Three. Towing operations and tow trucks shall be limited to the following. A single tow truck used exclusively for vehicles utilizing the on-site service bays. Four. There shall be no overnight parking of motor vehicles on the premises during the hours -- and we defined overnight as 11:00 p.m. to 5:00 a.m. So to address Mr. O'Brien's question. If somebody brings a car in in the evening to be worked on the next morning, that is allowable. But what -- how this works in practice is if Code Enforcement sees the same car there night after night, they're gonna question the owner. If the owner says, you know, yes, they're waiting for a part, okay. It's connected to the business. If not, then they're gonna get the violation. So that's how it's enforced in practice. Five. Hours of operation will be limited to 6:00 a.m. to 10:00 p.m. Six. All exterior lighting shall be directed away from neighboring residents, in accordance with the requirements of section 70-217 of the Town Code. As Mr. O'Brien indicated, the modern lighting stanchions have internal shields, so it's directed downward. It's no longer directed out. Seven. All lighting that is not essential for security, including illuminated signage, canopy lighting, and outdoor lighting, shall be turned off 30 minutes prior to opening and must be extinguished 30 minutes after closing. No. 8. There shall be no outdoor placements of items, merchandise, or vending machines, whether for display or sale. So all sales have to be contained inside the building. And lastly, sign containing the following information shall be posted in front of the building: and it shall indicate parking is prohibited overnight. A warning that security devices are in play, whether cameras or otherwise. Prohibiting littering, prohibiting loitering, and prohibiting excessive noise. So for example, having car stereos on. So two other comments. Yes, we did, originally, want to bring the canopy height down. But you do need a 14-foot minimum clearance from the ground to the soffit, and the fire suppression system needs three feet of depth. So 17 was the shortest were able to do. And on the issue of liquor sales, yes. The State Liquor Authority has actually warned us a few times because we have wanted to try to regulate liquor sales and convenience stores and they've told us that's exclusively their province. So the Town has to refrain. What happens is, when there is an application to the state for Liquor License, it's referred to our Town Clerk, who refers it out to several departments, including Planning, Buildings, and Public Safety. So if, like, for example, it's not even approved for a bar, you know, you tell the state, you know, that's not approved for that use. But also, it's an opportunity to see if there has been a problem at that location or, you know, a history with Code Enforcement, we can tell that to the state. So yeah, they do give us the opportunity, even though we don't control the process. You give us the opportunity to comment. So with that, --

COUNCILMAN TROIANO: I believe the Town Clerk also informs the local Councilperson as well so they can get involved.

MR. LEVINE: Yes, I believe they do. So on the two items. No. 1, we do recommend approval of the Special Use Permit with these nine conditions that are now incorporated in the resolution. On item 2. Planning has no objection to the replacement of the old Yuro tanks, which are now out, with the modern double-wall fiberglass. And also no objection to granting of the waiver on the size. We believe -- because that's been in the Code much longer than I've been with the Town. I believe the logic was, if there was a leak, capping the volume of the tank would therefore cap the amount of product that would leak out. With the modern double wall, non-corrosive materials, that's less of an issue. So we don't have an objection to going up to 12,000 instead of 10. And with that, we recommend approval of that as well.

COUNCILWOMAN LURVEY: Thank you, Mr. Levine. Just one question, just to clarify now

that these conditions are a part of the resolution to be put up for approval, they will be enforceable by the Building Department during construction and Code Enforcement after --

MR. LEVINE: Right. right. When there's an active building permit -- so from this date forward until the certificate of occupancy, or completion, whichever is applicable, is issued, building Department has power to enforce all Town Board and BZA imposed conditions. After that, Public Safety then takes over, if it's not an active construction site or there's no active permit.

COUNCILWOMAN LURVEY: Thank you.

COUNCILMAN WALSH: And that's standard, right?

MR. LEVINE: Yes.

COUNCILMAN WALSH: Thank you.

SUPERVISOR DESENA: Okay. So I will -- I would like to close the public hearing, offer the resolution, and move for its adoption. For Item 1.

CLERK SRIVASTAVA: For item 1. Councilman Troiano?

COUNCILMAN TROIANO: At the first part of the hearing last month, I encouraged Mr. O'Brien to meet with the owner and meet with the residents to try and bring everything together. He doubted his capabilities to do that. But I've seen him in action before and I think he's accomplished that. And because of his scintillating discussion about double-walled fiberglass gas tanks, I vote aye.

CLERK SRIVASTAVA: Thank you. Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.



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

**RESOLUTION NO. 145 - 2022**

**A PUBLIC HEARING TO CONSIDER THE APPLICATION OF LAKEVILLE AH REALTY LLC FOR A SPECIAL USE PERMIT TO RENOVATE A GASOLINE SERVICE STATION AT THE PREMISES LOCATED AT 1011 LAKEVILLE ROAD, NEW HYDE PARK, AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 8, BLOCK 10, LOTS 40-48.**

**WHEREAS**, Lakeville AH Realty LLC, (the "Applicant") is seeking to reconfigure pump islands, construct a canopy, convert to a self-service gas station and operate a convenience store on a 0.6-acre site at the property located at 1011 Lakeville Road, New Hyde Park, New York, and identified on the Nassau County Land and Tax Map as Section 8, Block 10, Lots 40-48 (the "Application" or "Action"); and

**WHEREAS**, it has been determined that the Application requires a special permit approved by the Board of the Town of North Hempstead (the "Town") pursuant to Town Code §§70-203(P) and 70-240, using the standards set forth in Town Code §225(B)(1) (the "Special Use Permit"); and

**WHEREAS**, the Town Clerk, pursuant to and in accordance with the Town Code, has published notice of a public hearing scheduled for February 17, 2022, continued to March 31, 2022, to consider the Application for the issuance of a Special Use Permit (the "Public Hearing"), as authorized and directed by the Town Board pursuant to Resolution No. 28-2022, adopted on January 20, 2022; and

**WHEREAS**, the Applicant, in the manner required by Town Code §70-240(C), has furnished proof of service of notice of the Public Hearing to the affected property owners within a 200-foot radius of the Premises, and filed an affidavit as to the mailing of such notices as required thereunder; and

**WHEREAS**, the Town's Department of Building Safety, Inspection and Enforcement (the "Building Department") issued a Revised Notice of Disapproval on June 9, 2021, citing the following items: (1) proposed canopy and pump islands within the required front yard setback in contravention of §70-50(C); (2) installation of signage that is not permitted in a residential district per §70-196(J); (3) installation of canopy signage that is not a permitted sign type in any use district per §70-196; (4) exceeding the number of permitted wall signs in contravention of §70-196(J)(1)(a); (5) a ground sign which is too large in contravention of Town Code §70-196(K)(4); and (6) Town Board approval is required pursuant to Town Code §70-203(P); and

**WHEREAS**, on October 20, 2021, pursuant to Appeal 21111, the Town of North Hempstead Board of Zoning Appeals ("BZA") granted variances to the above-referenced code sections (except Town Code §70-203(P)) to maintain the following:

(1) canopy and pump islands within the required 27.2' front yard setback, (2) canopy, wall and ground signage in a residential district, (3) two canopy signs, (4) two wall signs facing the street, and (5) a 50 square foot double faced ground sign; all subject to the following conditions: (i) that all lighting on the premises be directed away from residences and residential areas, and (ii) all lighting that is not essential for security, including illuminated signage, canopy lighting and outdoor lighting, shall be turned off until 30 minutes prior to opening and must be extinguished 30 minutes after closing; 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 Full Environmental Assessment Form Part 1, (the "FEAF"); and

**WHEREAS**, pursuant to Resolution No. 10461-22, adopted January 6, 2022, the Nassau County Planning Commission recommended local determination; and

**WHEREAS**, the Department of Planning and Environmental Protection (the "Planning Department") has reviewed the Application and tentatively recommends approval of same with the following conditions: (1) vehicular parking and storage shall be prohibited from the rear (west side) of the building; (2) no additional businesses may be operated on or from the property other than those specifically authorized herein, nor shall any vehicles associated with an offsite business be allowed to remain parked on the property; (3) towing operations and tow trucks shall be limited to the following: a single tow truck used exclusively for vehicles utilizing the on-site service bays; (4) there shall be no overnight parking of motor vehicles on the premises during the hours of 11:00pm and 5:00am; (5) hours of operation will be limited to 6:00am to 10:00pm; (6) all exterior lighting shall be directed away from neighboring residences in accordance with the requirements of §70-217 of the Town Code; (7) all lighting that is not essential for security, including illuminated signage, canopy lighting and outdoor lighting, shall be turned off until 30 minutes prior to opening and must be extinguished 30 minutes after closing; (8) there shall be no outdoor placement of items, merchandise or vending machines, whether for display or sale; and (9) a sign containing the following information shall be posted in the front of the building:

- Prohibiting parking overnight;
- Warning of the use of security devices;
- Prohibiting littering;
- Prohibiting loitering; and
- Prohibiting excessive noise; and

**WHEREAS**, it is required that a "lead agency" be established to review the Action pursuant to the rules and regulations for implementation of the New York State

Environmental Quality Review Act as set forth in Title 6, Part 617.6 (b) of the Official Compilation of Codes, Rules, and Regulations of the State of New York ("SEQRA Regulations"); and

**WHEREAS**, the BZA has established itself as "lead agency" for this Application and issued a Negative Declaration indicating that the Action constitutes an "unlisted" action pursuant to Section 617.2 (a) of the SEQRA Regulations, which will not result in any significant adverse impacts on the environment based upon the analysis set forth in the FEA 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**, this Board has carefully considered the Application, testimony and other relevant evidence at the Public Hearing held on February 17, 2022, continued to March 31, 2022, at Town Hall, 220 Plandome Road, Manhasset, New York, and afforded all interested persons the opportunity to be heard; and

**WHEREAS**, this Board now wishes to render a decision on this Application.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Town Board recognizes that the BZA has designated itself "lead agency" under the SEQRA Regulations for the Action; and be it further

**RESOLVED** that the Board recognizes that the BZA as the "lead agency" has rendered determinations pursuant to SEQRA with regard to the Action; and be it further

**RESOLVED** that, pursuant to Town Code §§70-203(P) and 70-240, and the standards set forth in Town Code §225(B)(1), the Application is hereby granted and the Special Use Permit is hereby approved subject to the following conditions: (1) vehicular parking and storage shall be prohibited from the rear (west side) of the building; (2) no additional businesses may be operated on or from the property other than those specifically authorized herein, nor shall any vehicles associated with an offsite business be allowed to remain parked on the property; (3) towing operations and tow trucks shall be limited to the following: a single tow truck used exclusively for vehicles utilizing the on-site service bays; (4) there shall be no overnight parking of motor vehicles on the premises during the hours of 11:00pm and 5:00am; (5) hours of operation will be limited to 6:00am to 10:00pm; (6) all exterior lighting shall be directed away from neighboring residences in accordance with the requirements of §70-217 of the Town Code; (7) all lighting that is not essential for security, including illuminated signage, canopy lighting and outdoor lighting, shall be turned off until 30 minutes prior to opening and must be extinguished 30 minutes after closing; (8) there shall be no outdoor placement of items, merchandise or vending machines, whether for display or

sale; and (9) a sign containing the following information shall be posted in the front of the building:

- Prohibiting parking overnight;
- Warning of the use of security devices;
- Prohibiting littering;
- Prohibiting loitering; and
- Prohibiting excessive noise; and be it further

**RESOLVED** that a copy of this resolution shall be filed with the Town Clerk, and the Building Commissioner pursuant to Town Code §§70-203(P) and 70-225(B), is hereby authorized and directed to issue a building permit: (1) upon compliance with the application requirements as set forth in the Town Code; and (2) upon any other conditions or requirements imposed by any other governmental entity having jurisdiction over the Premises, except as herein above set forth, and to take such other action as may be necessary to effectuate the foregoing.

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

**Ayes:** Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

**Nays:** None.

**Absent:** Councilperson Adhami.



# Affidavit of Publication

County of Nassau                      SS  
State of New York,

**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 on February 17, 2022, at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, on the application for special use permit submitted by Lakeville AH Realty LLC to reconfigure pump islands, construct a canopy, convert to a self-service gas station and operate a convenience store on a 0.6-acre site.

**PLEASE TAKE FURTHER NOTICE** that the property which is the subject of this application is located at 1101 Lakeville Road, New Hyde Park, and identified on the Nassau County Land and

Tax Map as Section 8, Block 10, Lots 40-48.

**Dated:** Manhasset, New York January 20, 2022

**BY ORDER OF THE  
TOWN BOARD OF  
THE TOWN OF  
NORTH HEMPSTEAD  
RAGINI SRIVASTAVA  
TOWN CLERK  
2-2-2022-1T-#229827-NHP**

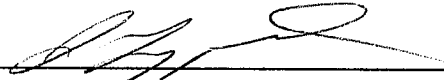
Iris Picone, being duly sworn, deposes and says that she is the principal Clerk of the Publisher of


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:

February 2, 2022

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

  
Sworn to me this 2 day of  
February-2022

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

Shari M. Egnasko  
Notary Public, State of New York  
No. 01EG6119807  
Qualified in Nassau County  
Commission Expires Dec. 16, 2024

CLERK SRIVASTAVA: Item No. 2?

SUPERVISOR DESENA: Item No. 2. I would like to close the public hearing, offer the resolution and move for its adoption.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

MR. O'BRIEN: Thank you very much. We look forward to getting underway and we invite the community and the Town Board to the ribbon cutting when we finally get this thing online. Thank you so much.

SUPERVISOR DESENA: Thank you.

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

**RESOLUTION NO. 146 - 2022**

**A PUBLIC HEARING PURSUANT TO SECTION 29A OF THE TOWN CODE TO CONSIDER THE APPLICATION OF LAKEVILLE AH REALTY LLC FOR THE INSTALLATION OF TWO UNDERGROUND STORAGE TANKS AND A WAIVER PURSUANT TO SECTION 29A-5 A(1) OF THE TOWN CODE FOR THE PREMISES LOCATED AT 1011 LAKEVILLE ROAD, NEW HYDE PARK, NEW YORK IDENTIFIED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 8, BLOCK 10, LOTS 40-48.**

**WHEREAS**, Lakeville AH Realty LLC, 1011 Lakeville Road, Great Neck, New York 11020 (the "Applicant") has applied (the "Application" or "Action") for a permit (the "Underground Storage Permit") pursuant to Section 29A-4 of the Code of the Town of North Hempstead (the "Town Code") to install one 12,000 gallon underground gasoline storage tank and one 12,000 gallon underground split diesel and gasoline storage tank (the "Tanks"), at an existing service station on real property located at 1011 Lakeville Road in New Hyde Park, New York, identified on the Nassau County Land and Tax Map as Section 8, Block 10, Lots 40-48 (the "Premises"); and

**WHEREAS**, the Tanks each exceed the 10,000 gallon threshold set forth under Town Code §29A-5 A; and

**WHEREAS**, Town Code §29A-5 B permits the Town Board (the "Board") of the Town of North Hempstead (the "Town") to waive the provisions of Town Code §29A-5 A in a specific case for good and valid reasons upon the recommendation of the Town Department of Building Safety, Inspection and Enforcement (the "Waiver"); and

**WHEREAS**, pursuant to Town Code §29A-6 the Applicant has requested that the Town Board grant the Waiver so that the Tanks may be installed underground at the Premises; and

**WHEREAS**, it has been determined that the Application is subject to consideration by the Board at a public hearing under Town Code §29A-8 for the issuance of the Underground Storage Permit; and

**WHEREAS**, all necessary reports, recommendations, and comments on the Project have been filed with this Board by the Commissioner of Building, Safety, Inspection and Enforcement (the "Building Commissioner") and the Commissioner of Planning and Environmental Protection (the "Planning Commissioner") of the Town pursuant to Town Code §29A-5 B; and

**WHEREAS**, the Town Clerk, pursuant to and in accordance with Town Code §29A-8 A, has published notice of a public hearing scheduled for March 31, 2022 (the "Public



Hearing”), as authorized and directed by the Town Board pursuant to Resolution No. 111-2022, adopted on March 10, 2022; and

**WHEREAS**, the Applicant, in the manner required by Town Code §29A-8 A, has furnished proof of service of notice of the Public Hearing to the affected property owners within a 200-foot radius of the Premises, and filed an affidavit as to the mailing of such notices as required thereunder; and

**WHEREAS**, the Building Commissioner has reviewed the Application and recommends the Waiver as it relates to the installation of the Tanks at the Premises for the following good and valid reason:

(i) the new Tanks will meet all current environmental safety regulations which will safeguard the environment and help protect ground water; and

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

**WHEREAS**, the Town of North Hempstead Board of Zoning Appeals (“BZA”) has established itself as “lead agency” for this Application and issued a Negative Declaration indicating that the Action constitutes an “unlisted” action pursuant to Section 617.2 (al) of the SEQRA Regulations, which will not result in any significant adverse impacts on the environment based upon the analysis set forth in the FEA 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” as not an excluded or exempt action as defined in Section 617.2 (p) or (q) of the SEQRA regulations and not included in statewide or individual agency lists of Type I or Type II actions, and which will not result in any significant adverse impacts on the environment; and

**WHEREAS**, this Board has carefully considered the Application, testimony and other relevant evidence at the Public Hearing held on March 31, 2022, at Town Hall, 220 Plandome Road, Manhasset, New York, and afforded all interested persons the opportunity to be heard; and

**WHEREAS**, this Board now wishes to render a decision on this Application.

**NOW, THEREFORE, BE IT**

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

**RESOLVED** that the Board recognizes that the BZA as the “lead agency” has rendered determinations pursuant to SEQRA with regard to the Action; and be it further

**RESOLVED** that this Board finds that the installation of the new tanks is consistent with the spirit and intent of Town Code §29A-5 B; and be it further

**RESOLVED** that, pursuant to Town Code §29A-5 A, the Application is hereby granted and the Underground Storage Permit is hereby approved; and be it further

**RESOLVED** that a copy of this resolution shall be filed with the Town Clerk and the Building Commissioner, pursuant to Town Code §29A-4 B, is hereby authorized and directed to issue a building permit: (1) upon compliance with the application requirements as set forth in the Town Code; (2) upon the condition that the permit, as it relates to the installation of the Tanks, shall expire on March 31, 2023; and (3) upon any other conditions or requirements imposed by any other governmental entity having jurisdiction over the Premises, except as herein above set forth, and to take such other action as may be necessary to effectuate the foregoing.

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

**Ayes:** Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

**Nays:** None.

**Absent:** Councilperson Adhami.





CLERK SRIVASTAVA: Thank you. Item No. 3. A public hearing to consider the adoption of a local law, amending Chapter 2 of the Town Code, entitled "Administration and Enforcement."

COUNCILWOMAN DALIMONTE: Madam Clerk, do we have any cards on this item?

CLERK SRIVASTAVA: No.

COUNCILWOMAN DALIMONTE: Is there anyone wishing to be heard from the board?

(No response.)

COUNCILWOMAN DALIMONTE: No? I would like to close the public hearing, offer the resolution and move for its adoption.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: 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. 147 - 2022**

**A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 2 OF THE TOWN CODE ENTITLED "ADMINISTRATION AND ENFORCEMENT."**

**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 2 of the Town Code entitled "Administration and Enforcement" in order to extend the suspension of Section 2-9 N (7) of the Town Code with respect to tent permits through December 31, 2022; 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 31st day of March, 2022, 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 March 31, 2022, with respect to said Local Law, and has afforded all interested persons an opportunity to be heard at the public hearing; and

**WHEREAS**, in accordance with the State Environmental Quality Review Act and the Act's implementing regulations (the "SEQRA Regulations") the Department of Planning and Environmental Protection has recommended that the adoption of the Local Law be determined to be a Type II Action pursuant to Section 617.5(c)(21) and Section 617.5(c)(33) of the SEQRA Regulations and, as such, no further environmental review is required; 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 the Town Board determines that the adoption of the Local Law is a Type II Action pursuant to Section 617.5(c)(21) and Section 617.5(c)(33) of the SEQRA Regulations and, as such, no further environmental review is required; and be it further

**RESOLVED** that Local Law No. 4 of 2022 be and it hereby is adopted, which Local Law reads as follows:

**TOWN OF NORTH HEMPSTEAD  
LOCAL LAW NO. 4 OF 2022**

**A LOCAL LAW AMENDING CHAPTER 2 OF THE TOWN CODE  
ENTITLED “ADMINISTRATION AND ENFORCEMENT”**

**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 2 of the Town Code entitled “Administration and Enforcement” in order to extend the suspension of section 2-9 N (7) of the Town Code with respect to tent permits through December 31, 2022.

**Section 2.**

Chapter 2 of the Town Code is hereby amended as follows:

§ 2-9 Permit required; application.

\*\*\*

N. Minor structures; temporary buildings; tents. Temporary one-story frame buildings on lots whereon buildings are in the course of erection or on adjoining vacant lots, or sales or operating offices in connection with the development of subdivision of property, or platforms, stands, election booths and circus or exhibition tents, intended for temporary use only, may be erected upon permit issued by the Commissioner of Buildings, but not otherwise; but no such permit shall authorize the maintenance of such temporary building or other structure for a period exceeding six months from the date of said permit, unless said permit be renewed by the Commissioner of Buildings from time to time for consecutive periods not exceeding six months. Tents are permitted on a temporary basis under the following conditions.

- (1) The purpose for such tent is a permitted use in the zoning district.

- (2) The permit applicant submits plans describing the tent, its location on the property and provisions for vehicular parking.
  - (3) The tent has such provisions for public health and safety as may be required by the circumstances.
  - (4) The Nassau County Fire Marshal has approved the tent.
  - (5) The permit applicant submits an insurance certificate in the minimum amount of \$250,000 for bodily injury, naming the Town of North Hempstead as an additional insured for the duration of the tent.
  - (6) The permit applicant submits a consent to removal by the Town and a bond or cash deposit in an amount determined by the Commissioner of Buildings to cover the cost of removal of the tent, if the applicant fails to remove it upon expiration of the permit.
  - (7) A permit may be approved for a maximum of 15 days with an extension, subject to approval of the Commissioner of Buildings, for an additional 15 days.
- (a) This subsection shall be and is suspended, upon the effective date hereof and continuing through [~~June 30~~] **December 31**, 2022, at which time this subsection shall revert to full force and effect. [Added 8-13-2020 by L.L. No. 6-2020; amended 4-22-2021 by L.L. No. 7-2021; 11-18-2021 by L.L. No. 23-2021]

### **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 March 31, 2022, Local Law No. 4 of 2022 was adopted. The local law amends Chapter 2 of the Town Code entitled "Administration and Enforcement" in order to extend the suspension of section 2-9 N (7) of the Town Code with respect to tent permits through December 31, 2022.

**Dated:** Manhasset, New York



March 31, 2022

**BY ORDER OF THE TOWN BOARD OF  
THE TOWN OF NORTH HEMPSTEAD  
RAGINI SRIVASTAVA  
TOWN CLERK**

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

**Ayes:** Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano,  
Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

**Nays:** None.

**Absent:** Councilperson Adhami.

**cc:** Town Attorney



# NEWSDAY AFFIDAVIT OF PUBLICATION

TOWN OF NORTH HEMP TOWN CLERK  
200 PLANDOME ROAD  
MANHASSET, NY 11030-2326

STATE OF NEW YORK)

Legal Notice No. 0021711156

:SS.:

COUNTY OF ERIE)

The undersigned, being duly sworn, says that such person is a duly authorized custodian of records of Newsday LLC, the publisher of Newsday, a daily newspaper published in Melville, County of Suffolk, State of New York, and circulated in Nassau, Suffolk, and Queens Counties, and that the Legal Notice of which the annexed is a true copy, was published in the following editions/counties of said newspaper on the following dates:

Wednesday March 16, 2022 Nassau

By: \_\_\_\_\_

Print Name: Jenise Britt

Authorized Designee of Newsday LLC, Publisher of Newsday

**SWORN** to before me this

17 Day of March, 2022

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

TYSHAWN HARRISON  
NOTARY PUBLIC, STATE OF NEW YORK  
Registration No. 01HA6186920  
Qualified in Erie County  
Commission Expires May 12, 2024

## Ad Content

Legal Notice # 21711156  
**NOTICE OF HEARING**  
PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead on the 31st day of March, 2022, at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, to consider the adoption of a Local Law amending Chapter 2 of the Town Code entitled "Administration and Enforcement" in order to extend the suspension of Section 2-9 H (7) of the Town Code with respect to tank permits until December 31, 2022.

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 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  
March 10, 2022

BY ORDER OF THE TOWN  
BOARD OF THE TOWN OF  
NORTH HEMPSTEAD  
RAGNI SRIVASTAVA  
TOWN CLERK

## **NEWSDAY PROOF**

**Ad Number: 0021711156**

**Advertiser: TOWN OF NORTH HEMP TOWN CLERK**



# NEWSDAY AFFIDAVIT OF PUBLICATION

TOWN OF NORTH HEMP TOWN CLERK  
200 PLANDOME ROAD  
MANHASSET, NY 11030-2326

STATE OF NEW YORK)

Legal Notice No. 0021715155

:SS.:

COUNTY OF ERIE)

The undersigned, being duly sworn, says that such person is a duly authorized custodian of records of Newsday LLC, the publisher of Newsday, a daily newspaper published in Melville, County of Suffolk, State of New York, and circulated in Nassau, Suffolk, and Queens Counties, and that the Legal Notice of which the annexed is a true copy, was published in the following editions/counties of said newspaper on the following dates:

Monday

April 04, 2022

Nassau

By: \_\_\_\_\_

Print Name: Valencia Williams

Authorized Designee of Newsday LLC, Publisher of Newsday

**SWORN** to before me this

4 Day of April, 2022.

  
Notary Public

**Sarah Perez**  
**Notary Public - State of New York**  
**No. 01PE6397402**  
**Qualified in Erie County**  
**Commission Expires 09/03/2023**

## **Ad Content**

**Legal Notice # 21715155**  
**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 March 31, 2022, Local Law No. 4 of 2022 was adopted. The local law amends Chapter 2 of the Town Code entitled "Administration and Enforcement" in order to extend the suspension of section 2-9 N (7) of the Town Code with respect to tent permits through December 31, 2022.  
Dated: Manhasset, New York  
March 31, 2022  
BY ORDER OF THE TOWN  
BOARD OF  
THE TOWN OF NORTH  
HEMPSTEAD  
RAGINI SRIVASTAVA  
TOWN CLERK

## **NEWSDAY PROOF**

**Ad Number: 0021715155**

**Advertiser: TOWN OF NORTH HEMP TOWN CLERK**

CLERK SRIVASTAVA: Item No. 4.

SUPERVISOR DESENA: Before you call that, the mobile sign is still here in case you want to tell the applicants, if they want to bring their sign. So you don't have to come back tomorrow. Okay. Sorry.

CLERK SRIVASTAVA: Item no. 4. A public hearing to consider the adoption of a local law, amending chapter 48 of the Town Code, entitled, "Sidewalks."

COUNCILWOMAN DALIMONTE: Madam Clerk, do we have any cards on this item?

CLERK SRIVASTAVA: Yes. We have one card. Michael O'Donnell.

MR. O'DONNELL: Michael O'Donnell, 50 Nugent Street, North New Hyde Park. This law was implemented at the request of the people from North New Hyde Park and Roslyn. We've had this problem for years, where people using the front of the home as a business to have a garage sale. In and out, in and out.

COUNCILWOMAN DALIMONTE: This is -- no, no. This is sidewalk sales --

MR. O'DONNELL: Sidewalk sale?

COUNCILWOMAN DALIMONTE: - - in a commercial district.

MR. O'DONNELL: Oh, commercial? I didn't see that.

COUNCILWOMAN DALIMONTE: This is to help the businesses during COVID. So we -- so basically, the purpose of the local law is to extend the suspension of the Town Code provision limiting the number of sidewalk sale permits that may be issued for a given location during a 12 month period and temporarily waive the fees for a sidewalk sale permit through December 31.

MR. O'DONNELL: Just for commercial whatever it is.

COUNCILWOMAN DALIMONTE: Yes, this is for commercial.

MR. O'DONNELL: In either event to the residential.

COUNCILWOMAN DALIMONTE: This is not garage sales.

MR. O'DONNELL: All right. Thank you. That was my concern. Thank you.

CLERK SRIVASTAVA: Thank you. We don't have anymore cards.

COUNCILWOMAN DALIMONTE: I would like to close the public hearing off at the resolution and move for its adoption.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.



CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: 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. 148 - 2022**

**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 extend the suspension of 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 through December 31, 2022; 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 31st day of March, 2022, 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 March 31, 2022, with respect to said Local Law, and has afforded all interested persons an opportunity to be heard at the public hearing; and

**WHEREAS**, in accordance with the State Environmental Quality Review Act and the Act's implementing regulations (the "SEQRA Regulations") the Department of Planning and Environmental Protection has recommended that the adoption of the Local Law be determined to be a Type II Action pursuant to Section 617.5(c)(21) and Section 617.5(c)(33) of the SEQRA Regulations and, as such, no further environmental review is required; 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 the Town Board determines that the adoption of the Local Law is a Type II Action pursuant to Section 617.5(c)(21) and Section 617.5(c)(33) of the SEQRA Regulations and, as such, no further environmental review is required; and be it further

**RESOLVED** that Local Law No. 5 of 2022 be and it hereby is adopted, which Local Law reads as follows:

**TOWN OF NORTH HEMPSTEAD  
LOCAL LAW NO. 5 OF 2022**

**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 extend the suspension of 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 through December 31, 2022.

**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 through [~~June 30~~] **December 31**, 2022, at which time this subsection shall revert in its entirety to full force and effect.

[Added 9-3-2020 by L.L. No. 8-2020; amended 4-22-2021 by L.L. No. 9-2021; 11-18-2021 by L.L. No. 25-2021]

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.

(1) The fees set forth in this subsection shall be and are suspended, upon the effective date hereof and continuing through [~~June 30~~] **December 31**, 2022, at which time this subsection shall revert in its entirety to full force and effect.

[Added 9-3-2020 by L.L. No. 8-2020; amended 4-22-2021 by L.L. No. 9-2021; 11-18-2021 by L.L. No. 25-2021]

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 March 31, 2022, Local Law No. 5 of 2022 was adopted. The local law amends Chapter 48 of the Town Code entitled "Sidewalks" in order to extend the suspension of 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 through December 31, 2022.

**Dated:** Manhasset, New York

March 31, 2022

**BY ORDER OF THE TOWN BOARD OF  
THE TOWN OF NORTH HEMPSTEAD  
RAGINI SRIVASTAVA  
TOWN CLERK**

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

**Ayes:** Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

**Nays:** None.

**Absent:** Councilperson Adhami.

**cc:** Town Attorney



# NEWSDAY AFFIDAVIT OF PUBLICATION

TOWN OF NORTH HEMP TOWN CLERK  
200 PLANDOME ROAD  
MANHASSET, NY 11030-2326

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

Legal Notice No. 0021711158

The undersigned, being duly sworn, says that such person is a duly authorized custodian of records of Newsday LLC, the publisher of Newsday, a daily newspaper published in Melville, County of Suffolk, State of New York, and circulated in Nassau, Suffolk, and Queens Counties, and that the Legal Notice of which the annexed is a true copy, was published in the following editions/counties of said newspaper on the following dates:

Wednesday March 16, 2022 Nassau

By: \_\_\_\_\_

Print Name: Jenise Britt

Authorized Designee of Newsday LLC, Publisher of Newsday

**SWORN** to before me this

17 Day of March, 2022

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

TYSHAWN HARRISON  
NOTARY PUBLIC, STATE OF NEW YORK  
Registration No. 01HA6186920  
Qualified in Erie County  
Commission Expires May 12, 2024



**Ad Content**

Legal Notice # 21711158  
**NOTICE OF HEARING**  
PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead on March 31, 2022 at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, to consider the adoption of a Local Law amending Chapter 48 of the Town Code entitled "Sidewalks" in order to extend the suspension of 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 until December 31, 2022.  
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 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  
March 10, 2022  
BY ORDER OF THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD  
RAJINI SRIVASTAVA  
TOWN CLERK

**NEWSDAY PROOF**

**Ad Number: 0021711158**

**Advertiser: TOWN OF NORTH HEMP TOWN CLERK**



# NEWSDAY AFFIDAVIT OF PUBLICATION

TOWN OF NORTH HEMP TOWN CLERK  
200 PLANDOME ROAD  
MANHASSET, NY 11030-2326

STATE OF NEW YORK)

Legal Notice No. 0021715158

:SS.:

COUNTY OF ERIE)

The undersigned, being duly sworn, says that such person is a duly authorized custodian of records of Newsday LLC, the publisher of Newsday, a daily newspaper published in Melville, County of Suffolk, State of New York, and circulated in Nassau, Suffolk, and Queens Counties, and that the Legal Notice of which the annexed is a true copy, was published in the following editions/counties of said newspaper on the following dates:

Monday

April 04, 2022

Nassau

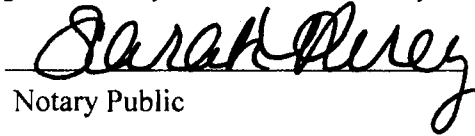
By: \_\_\_\_\_

Print Name: Valencia Williams

Authorized Designee of Newsday LLC, Publisher of Newsday

**SWORN** to before me this

4 Day of April, 2022.

  
Notary Public

**Sarah Perez**  
**Notary Public - State of New York**  
**No. 01PE6397402**  
**Qualified in Erie County**  
**Commission Expires 09/03/2023**

## **Ad Content**

**Legal Notice # 21715158**

**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 March 31, 2022, Local Law No. 5 of 2022 was adopted. The local Law amends Chapter 48 of the Town Code entitled "Sidewalks" in order to extend the suspension of 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 through December 31, 2022.

Dated: Manhasset, New York

March 31, 2022

**BY ORDER OF THE TOWN**

**BOARD OF**

**THE TOWN OF NORTH  
HEMPSTEAD**

**RAGINI SRIVASTAVA  
TOWN CLERK**

## **NEWSDAY PROOF**

**Ad Number: 0021715158**

**Advertiser: TOWN OF NORTH HEMP TOWN CLERK**

CLERK SRIVASTAVA: Item No. 5, a public hearing to consider the adoption of a local law, amending Chapter 70 of the Town Code, entitled, "Zoning."

COUNCILWOMAN DALIMONTE: Madam Clerk, do we have any cards on this matter?

CLERK SRIVASTAVA: No.

COUNCILWOMAN DALIMONTE: I would like to close the public hearing, offer the resolution and move for its adoption.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: 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. 149 - 2022**

**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**, a proposed Local Law has been prepared, pursuant to enabling legislation, to amend Chapter 70 of the Town Code entitled "Zoning" in order to further assist those establishments affected by the COVID-19 pandemic by extending the timeframe to continue allowing temporary outdoor seating and other temporary outdoor uses until December 31, 2022; 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 was heretofore given of a public hearing to be held on March 31, 2022, 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 has carefully considered the proposed Local Law during the seven-day period, conducted a public hearing on March 31, 2022, with respect to the Local Law, and has afforded all interested persons an opportunity to be heard at the public hearing; and

**WHEREAS**, in accordance with the State Environmental Quality Review Act and the Act's implementing regulations (the "SEQRA Regulations") the Department of Planning and Environmental Protection has recommended that the adoption of the Local Law be determined to be a Type II Action pursuant to Section 617.5(c)(21) and Section 617.5(c)(33) of the SEQRA Regulations and, as such, no further environmental review is required; and

**WHEREAS**, this Board deems it in the public interest to adopt the 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 the Town Board determines that the adoption of the Local Law is a Type II Action pursuant to Section 617.5(c)(21) and Section 617.5(c)(33) of the SEQRA Regulations and, as such, no further environmental review is required; and be it further

**RESOLVED** that Local Law No. 6 of 2022 be and it hereby is adopted, which Local Law reads as follows:

**TOWN OF NORTH HEMPSTEAD  
LOCAL LAW NO. 6 OF 2022**

**A LOCAL LAW AMENDING CHAPTER 70 OF THE TOWN CODE  
ENTITLED "ZONING"**

**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 70 of the Town Code entitled "Zoning" in order to further assist those establishments affected by the COVID-19 pandemic by extending the timeframe to continue allowing temporary outdoor seating and other temporary outdoor uses until December 31, 2022.

**Section 2.**

Section 70-103.1 of the Town Code of the Town of North Hempstead is hereby amended to read as follows:

§ 70-103.1 COVID-19 outdoor accommodations; temporary suspension of off-street parking requirements for certain restaurants and food service establishments.  
[Added 6-18-2020 by L.L. No. 5-2020]

A. Purpose. The provisions of this section are designed to temporarily allow restaurants and food service establishments an additional way to expand their operations outdoors during, and as a result of, the COVID-19 pandemic; and to protect the public health, safety, and general welfare of the community. [Amended 11-18-2021 by L.L. No. 26-2021]

B. Notwithstanding any provision in Chapter 70 of the Town Code to the contrary, restaurants and food service establishments may expand their seating areas by up to 50% of the previously approved floor area devoted to seating without providing additional parking spaces, subject to compliance with the provisions of this section.

C. No restaurant or food service establishment shall temporarily expand seating capacity under § 70-103.1 of the Town Code without first filing with the Building

Commissioner an application for such temporary expanded seating capacity and obtaining a permit. To obtain a permit under this section, an applicant shall not be required to seek an amended site plan approval from the Town Board or an amended conditional use permit from the Zoning Board of Appeals.

D. Temporary expanded seating capacity areas are not required to be located within the original confines of the establishment, but must comply with applicable public assembly, accessibility and fire safety regulations.

E. Subject to the provisions of this section, temporary expanded seating capacity areas may be established entirely within the property boundaries, upon a sidewalk, within a parking lane, within a parking lot, or in a courtyard. An eligible restaurant or food service establishment may utilize one or more of the aforementioned locations as a temporary expanded seating area. This section of the Town Code only permits temporary expanded seating capacity areas in the locations referenced herein. Nothing in this section shall be construed to permit outdoor dining and service of beverages, including alcohol, in any other area, including rooftops and roofs. [Amended 8-13-2020 by L.L. No. 7-2020]

F. A permit for a temporary expanded seating capacity area shall only be authorized where it is determined that the use will not create a hazard, a sight distance obstruction for motor vehicle operators, nor unduly impede pedestrian traffic. The Building Commissioner shall determine when a hazardous condition exists.

G. Application for permit.

(1) Such application shall be made to the Building Commissioner on a form provided by him and shall contain a sworn statement that provides the following information:

(a) A site plan showing the location of service and arrangement of tables and chairs;

(b) The required certificate of insurance, if applicable;

(c) Where applicable, a permit from the New York State Liquor Authority;

(d) A statement affirming that the applicant shall comply with all requirements set forth in this section; and

(e) A copy of this section signed by the applicant as recognition and acceptance of all of its terms.

(2) The Building Commissioner may require an applicant to provide such other information as may reasonably be required to establish compliance with the provisions of this section and other applicable building codes, ordinances and regulations.



H. Upon submission of a completed application, and a determination of compliance by the Building Department following a review of the application, the Building Commissioner shall issue a permit for a temporary expanded seating capacity area in one or more of the locations authorized in this section.

I. The following regulations are applicable to all temporary expanded seating capacity areas:

(1) Where necessary, wind screens shall be provided to contain any loose objects that may otherwise be carried off site by the wind.

(2) All food and beverages shall be dispensed from the interior of the establishment. There shall be no outdoor bar or service counter.

(3) Alcohol may only be served in conjunction with food that is otherwise available for purchase without alcohol. All businesses serving alcoholic beverages must be in compliance with all state laws and regulations, including those of the New York State Liquor Authority. Copies of permits shall be provided to the Town prior to service of alcoholic beverages.

(4) Except within a mixed-use zoning district or approved mixed-use development, no temporary expanded seating capacity area shall be established within 50 feet of a residential property.

(5) Where necessary, sun shade may be provided either by individual umbrellas or an area-wide canopy.

(6) Restaurants and food service establishments shall take all reasonable steps to control littering and shall dispose of all trash as otherwise required and shall keep the sidewalk, parking lot area, or other areas used for outdoor seating clean and free of litter, debris and putrescible waste.

(7) Putrescible waste must be contained in a refrigerated compartment within the interior of the restaurant or food service establishment for future disposal.

(8) Restaurants and food service establishments with temporary expanded seating capacity areas shall take all steps necessary to maintain safety and to immediately remedy any unsafe situation.

(9) A Town Building Inspector or Code Enforcement Officer may temporarily suspend a permit for a temporary expanded seating capacity area, at any time, due to violations of this section, threats to public safety, disorderly conduct, noise, disruption of other business operations or violations of other Town codes or other laws or regulations. The Building Inspector or Code Enforcement Officer may choose, but is not obligated, to reinstate a temporary expanded seating capacity area permit if he or she is satisfied that all violations have been remedied. An affected restaurant or food

service establishment may appeal a decision to suspend a temporary expanded seating capacity area permit to the Town Board, which shall conduct an evidentiary hearing to determine whether to reinstate the permit or continue the suspension for a stated period of time.

(10) Applicants shall provide a site plan for the premises for which the permit is requested showing all structures thereon, a sketch showing the proposed number of tables and chairs and the area to be used for temporary expanded seating capacity with a proposed seating plan for same.

(11) Service at any temporary expanded seating capacity area shall be permitted no later than 10:00 p.m. on Sunday through Thursday and 11:00 p.m. on Friday and Saturday. Tables and chairs and menu signs must be removed from the sidewalk no later than 10:30 p.m. on Sunday through Thursday and 11:30 p.m. on Friday and Saturday. Tables and chairs and menu signs cannot be set up earlier than 1/2 hour before service begins.

(12) Smoking or vaping is not permitted in any outdoor dining areas.

(13) The premises on which the temporary expanded seating capacity service is to be offered must have a valid certificate of occupancy and a public assembly license or place of assembly license, as applicable.

(14) There shall be no sound amplification or public address system permitted in any temporary expanded seating capacity area. The installation, use or maintenance of radios, speakers, televisions or like apparatus and live entertainment shall be prohibited in any temporary expanded seating capacity areas.

(15) Definitions. For the purposes of this section, the following words and phrases are defined as follows: [Added 8-13-2020 by L.L. No. 7-2020]

#### **BARRIER**

An object, natural or man-made, other than a bollard, which is used to obstruct the passage of motor vehicles and separate pedestrian and vehicular traffic. Natural objects may include large trees or boulders.

#### **BOLLARD**

A vertical post designed and used to obstruct the passage of motor vehicles and separate pedestrian and vehicular traffic.

#### **PLATFORM**

A flooring material, usually constructed of a wood or composite decking materials, which is flush mounted to the roadway surface so that tables and chairs are not placed directly onto the pavement.

#### **VEHICLE IMPACT PROTECTION DEVICE**

A device that is designed, engineered, and sited so as to effectively separate areas of pedestrian and vehicular travel and prevent automobiles from encroaching into areas which are solely intended for pedestrian use and travel; vehicle impact protection devices shall be comprised of bollards or barriers,

J. Outdoor sidewalk seating.

(1) Notwithstanding the provisions of Chapter 48 of the Town Code to the contrary, the Building Department may issue a temporary expanded seating capacity area permit for outdoor sidewalk seating in conjunction with a restaurant or food service establishment, subject to compliance with this § 70-103.1.

(2) The applicant shall provide for a pedestrian access area on the public sidewalk, measured from the inside of the curb where it meets the sidewalk, of at least 60 inches' clearance; tables and chairs and other objects, such as menu signs, shall be kept out of the pedestrian access area. Clearance for the pedestrian access area must be around obstacles such as signs, benches, garbage cans, accessibility ramps, driveway access and other impediments. Employees may temporarily be within the pedestrian access area while performing their duties, such as serving, but may not place objects, such as tray stands, in the pedestrian access area. However, employees shall at all times yield to pedestrians within the pedestrian access area.

(a) Notwithstanding the above, on a Town roadway with an existing parking lane, an applicant may utilize the parking lane as a pedestrian walkway, provided that the applicant provides a vehicle impact protection device or steel barricade on all three sides of the parking lane and provides ramp access for ADA compliance, which can be made of nonpermanent materials. [Added 8-13-2020 by L.L. No. 7-2020]

(3) The applicant shall provide a certificate of insurance with liability limits of at least \$2,000,000 per occurrence and which names the Town of North Hempstead as an additional insured who will be notified by the insurance company or agent in the event of a lapse of coverage. This insurance is required to remain in effect for the duration of the outdoor sidewalk seating activities and to cover claims arising out of said activities. The Town must be notified in the event of any threatened or actual lapse in insurance coverage. Any such lapse in coverage shall automatically revoke the permit authorizing a temporary expanded seating area for outdoor sidewalk seating. In any event, the applicant shall be liable for all claims arising out of the operation of a temporary expanded seating area for outdoor sidewalk seating and shall defend, indemnify and hold the Town harmless from and against any such claims.

(4) Notwithstanding the provisions of § 70-197, permittees under this section may display menu signs only within the time frames set forth in § 70-103.1(11) and only as authorized by the Building Department. The Building Department is hereby authorized and directed to establish a preapproved menu sign form, including size and display specifications, which permittees may display without obtaining a sign permit.

(5) Sidewalk service may be provided in front of up to two adjoining businesses, i.e., one on either side of the permittees' premises, with the permission of those businesses and their landlords. Permission shall be given in writing, a copy of which shall be given to the Building Department before sidewalk service in front of an adjoining premises is provided. Permission may be withdrawn by the adjoining business or landlord at any time. The business or landlord withdrawing permission shall notify the Town, in writing, within two business days of the withdrawal. Any adjoining business and landlord that gives such permission shall be covered by the permittees' insurance in the same way the Town is and at no less a coverage level. Confirmation of such coverage and notice of any lapse, etc., shall be provided to the Town in the same manner as such notice is made to the Town regarding coverage extended to the Town. Copies of all such notices shall also be given to the permitting businesses and landlords.

(6) Notwithstanding any provisions of this section, outdoor sidewalk seating shall be in all respects compliant with all applicable provisions of the Americans with Disability Act of 1990, as amended from time to time.

K. Outdoor parking lane seating. [Added 8-13-2020 by L.L. No. 7-2020]

(1) Notwithstanding any traffic ordinance or local law to the contrary, the Building Department may issue a temporary expanded seating capacity area permit for outdoor parking lane seating in conjunction with a restaurant or food service establishment, subject to compliance with this § 70-103.1.

(2) The applicant shall comply with the following:

(a) Provide a vehicle impact protection device on all three sides of the seating perimeter located in the roadway to separate seating from the travel lane. The vehicle impact protection device must be at least 18 inches in width and 30 inches to 36 inches in height (excluding plantings) on all three sides. All vehicle impact protection devices shall be engineered and determined to be in compliance with ASTM Publication F3016.

(b) Parking lane seating may not exceed the length of the business frontage, except as authorized herein.

(c) Ensure visibility of patrons and vehicle impact protection devices at night by clearly marking such devices with yellow high-intensity retro-reflective tape or reflectors.

(d) Provide ramp access for ADA compliance, which can be made of nonpermanent materials.

(e) Seating or vehicle impact protection devices shall not be located within 15 feet of a fire hydrant, or within eight feet of a crosswalk, or within a No Stopping Anytime or No Standing Anytime zone, bike lane, bus lane/stop, or taxi stand.

- (f) No outdoor lighting shall be installed in a manner that will impair passing traffic.
  - (g) Tables and chairs must be removed or secured in place when not in operation.
  - (h) All applicable building and fire codes shall be complied with.
  - (i) Notwithstanding any provision of this code to the contrary, no liquid petroleum gas heating device shall be located within the outdoor parking lane seating area.  
[Added 11-19-2020 by L.L. No. 17-2020]
- (3) The applicant may comply with the following:
- (a) Vehicle impact protection devices may be left in place within a metered zone, alternate side parking, or No Parking Anytime zone, provided that tables and chairs are removed or secured when not in operation.
  - (b) Where seating is authorized along a curb, install a platform behind the required vehicle impact protection devices to flush height with curb to facilitate ADA compliance, prevent the curb from becoming a tripping hazard, and allow drainage to underpass seating. Such platforms shall not block rain water drainage getting to the curb or flowing along the curb. Such platforms shall not obstruct access to or ventilation of utility covers. Installation of any platform within a parking lane shall be in compliance with the New York State Building Code relative to structural strength, fire safety, means of egress, accessibility, light, ventilation, and sanitary requirements.
- (4) The applicant shall provide a certificate of insurance with liability limits of at least \$2,000,000 per occurrence and which names the Town of North Hempstead as an additional insured who will be notified by the insurance company or agent in the event of a lapse of coverage. This insurance is required to remain in effect for the duration of the outdoor parking lane seating activities and to cover claims arising out of said activities. The Town must be notified in the event of any threatened or actual lapse in insurance coverage. Any such lapse in coverage shall automatically revoke the permit authorizing a temporary expanded seating area for outdoor parking lane seating. In any event, the applicant shall be liable for all claims arising out of the operation of a temporary expanded seating area for outdoor parking lane seating and shall defend, indemnify and hold the Town harmless from and against any such claims.
- (5) Notwithstanding the provisions of § 70-197, permittees under this section may display menu signs only within the time frames set forth in § 70-103.11(11) and only as authorized by the Building Department. The Building Department is hereby authorized and directed to establish a preapproved menu sign form, including size and display specifications, which permittees may display without obtaining a sign permit.
- (6) Parking lane seating service may be provided in front of up to two adjoining businesses, i.e., one on either side of the permittees' premises, with the permission of

those businesses and their landlords. Permission shall be given in writing, a copy of which shall be given to the Building Department before parking lane seating service in front of an adjoining premises is provided. Permission may be withdrawn by the adjoining business or landlord at any time. The business or landlord withdrawing permission shall notify the Town, in writing, within two business days of the withdrawal. Any adjoining business and landlord that gives such permission shall be covered by the permittees' insurance in the same way the Town is and at no less a coverage level. Confirmation of such coverage and notice of any lapse, etc., shall be provided to the Town in the same manner as such notice is made to the Town regarding coverage extended to the Town. Copies of all such notices shall also be given to the permitting businesses and landlords.

(7) Notwithstanding any provisions of this section, outdoor parking lane seating shall be in all respects compliant with all applicable provisions of the Americans with Disability Act of 1990, as amended from time to time.

L. Outdoor seating in parking lot areas.

(1) Outdoor seating within parking lots shall conform to the following:

(a) Seating areas must be protected by a barricade, bollard or other vehicle impact protection device. A minimum distance of eight feet must be maintained between the seating area and the closest vehicular parking stall or access lane.

(b) Paved surfaces in parking lot areas must be kept in a clean and sanitary condition.

(2) (Reserved)

(3) Vehicle impact protection devices required.

(a) Vehicle impact protection devices shall be required to protect a temporary expanded seating capacity area located within a parking lot.

(b) Performance standard. All vehicle impact protection devices shall be engineered and determined to be in compliance with ASTM Publication F3016.

(c) Location.

[1] Vehicle impact protection devices shall be located:

[a] Between any area designated for parking spaces and the beginning of the adjacent, converted parking area to be used as the outdoor seating area; and

[b] To the extent practicable, between the means of egress from the restaurant or food service establishment and the designated outdoor seating area.

[2] Barriers and bollards may be offset and staggered in terms of relative distance to provide protection.

(4) No temporary expanded seating capacity area located within a parking lot shall occupy, encroach or impede into any New York State required accessible spaces or fire lanes.

(5) All platforms and ground coverings shall provide for accessibility. Notwithstanding any provisions of this section, outdoor parking lot seating shall be in all respects compliant with all applicable provisions of the Americans with Disability Act of 1990, as amended from time to time. Ramps and wheelchair edge protection shall be provided where required.

(6) Installation of any platform within a parking area shall be in compliance with the New York State Building Code relative to structural strength, fire safety, means of egress, accessibility, light, ventilation, and sanitary requirements.

(7) The Town may request a parking analysis to ensure that adequate parking for the location is provided.

M. Outdoor seating in courtyard areas or within property boundaries.

(1) Courtyard areas and locations within the boundaries of the property may be used as a temporary expanded seating capacity area, provided the written permission of the owner of the property on which tables and chairs are placed is obtained and the requirements of this section are complied with and an unobstructed pedestrian access area of at least 60 inches is maintained and there is no obstruction of ingress and egress points.

(2) All platforms and ground coverings shall provide for accessibility. Notwithstanding any provisions of this section, outdoor courtyard seating shall be in all respects compliant with all applicable provisions of the Americans with Disability Act of 1990, as amended from time to time. Ramps and wheelchair edge protection shall be provided where required.

N. Canopies and tents; table umbrellas.

(1) Installation of a canopy or tent shall be in compliance with the New York State Fire Code and the Nassau County Fire Ordinance. Proof of approval from the Nassau County Fire Marshal shall be provided to the Building Department prior to issuance of a permit under this section.

(2) Installation of individual table umbrellas shall be in compliance with the New York State Fire Code.

(3) In accordance with the New York State Fire Code, temporary tents or canopies shall not be erected for a period of more than 180 days within a twelve-month period on a single premises. [Added 11-19-2020 by L.L. No. 17-2020]

(4) A separate temporary tent permit shall be required prior to the installation or erection of a tent or canopy in accordance with § 2-9N of the Town Code. [Added 11-19-2020 by L.L. No. 17-2020]

O. Outdoor heaters. The use of liquefied petroleum gas (propane) or any other outdoor heating equipment, and the storage of liquid petroleum gas containers, shall be in compliance with the New York State Fire Code and the Nassau County Fire Ordinance. The New York State Fire Code and the Nassau County Fire Ordinance requirements related to temporary outdoor heating shall be set forth in the permit application provided by the Building Department. Proof of approval from the Nassau County Fire Marshal shall be provided to the Building Department prior to issuance of a permit under this section. [Added 11-19-2020 by L.L. No. 17-2020]

P. Permit revocation. The Building Commissioner shall have the authority to revoke any permits issued pursuant to this section in the following instances:

(1) Where he finds that there has been any false statement or misrepresentation as to a material fact in the application, plans or specifications on which the building permit was based.

(2) Where he finds that the permit was issued in error and should not have been issued in accordance with the applicable law.

(3) Where he finds that the expanded seating capacity authorized under the permit is not executed in accordance with the provisions of the application, plans or specifications.

(4) Where the person to whom a permit has been issued fails or refuses to comply with a stop order issued by the Building Commissioner.

Q. Any temporary expanded seating capacity area permit issued under this section shall terminate on [~~June~~ **December 31**], 2022. All items located within the temporary expanded seating capacity area shall be removed no later than 10 days from the aforementioned termination date [Amended 11-19-2020 by L.L. No. 17-2020; 4-22-2021 by L.L. No. 6-2021; 11-18-2021 by L.L. No. 26-2021]

### **Section 3.**

Section 70-103.2 of the Town Code of the Town of North Hempstead is hereby amended to read as follows:



§ 70-103.2 COVID-19 outdoor accommodations; temporary suspension of off-street parking requirements for certain uses.

[Added 9-24-2020 by L.L. No. 13-2020]

A. Purpose. The provisions of this section are designed to temporarily allow certain places of public assembly or places of assembly uses (exclusive of restaurant uses), including gyms, fitness centers and religious institutions, and certain personal service uses, including barbershops, hair salons, personal care services, and similar uses, an additional way to expand their operations outdoors during, and as a result of, the COVID-19 pandemic; and to protect the public health, safety, and general welfare of the community. [Amended 11-18-2021 by L.L. No. 26-2021]

B. Notwithstanding any provision in Chapter 70 of the Town Code to the contrary, the uses described in § 70-103.2A may expand their operating areas by up to 50% of the previously approved floor area devoted to such use without providing additional parking spaces, subject to compliance with the provisions of this section.

C. No use described in § 70-103.2A shall temporarily expand its capacity outdoors under § 70-103.2 of the Town Code without first filing with the Building Commissioner an application for such temporary expanded outdoor use and obtaining a permit. To obtain a permit under this section, an applicant shall not be required to seek an amended site plan approval from the Town Board or an amended conditional use permit from the Zoning Board of Appeals.

D. Temporary expanded outdoor use areas are not required to be located within the original confines of the establishment, but must comply with applicable public assembly, accessibility and fire safety regulations.

E. Subject to the provisions of this section, temporary expanded outdoor use areas may be established entirely within the property boundaries, within a parking lot, or in a courtyard. An eligible business may utilize one or more of the aforementioned locations as a temporary expanded outdoor use area. This section of the Town Code only permits temporary expanded outdoor use areas in the locations referenced herein.

F. A permit for a temporary expanded outdoor use area shall only be authorized where it is determined that the use will not create a hazard, a sight distance obstruction for motor vehicle operators, nor unduly impede pedestrian traffic. The Building Commissioner shall determine when a hazardous condition exists.

G. Application for permit.

(1) Such application shall be made to the Building Commissioner on a form provided by him and shall contain a sworn statement that provides the following information:

(a) A site plan showing the location of the use or service area;

- (b) The required certificate of insurance, if applicable;
- (c) A statement affirming that the applicant shall comply with all requirements set forth in this section; and
- (d) A copy of this section signed by the applicant as recognition and acceptance of all of its terms.

(2) The Building Commissioner may require an applicant to provide such other information as may reasonably be required to establish compliance with the provisions of this section and other applicable building codes, ordinances and regulations.

H. Upon submission of a completed application, and a determination of compliance by the Building Department following a review of the application, the Building Commissioner shall issue a permit for a temporary expanded outdoor use area in one or more of the locations authorized in this section.

I. The following regulations are applicable to all temporary expanded outdoor use areas:

- (1) Except within a mixed-use zoning district or approved mixed-use development, no temporary expanded outdoor use area shall be established within 50 feet of a residential property.
- (2) Where necessary, sun shade may be provided either by individual umbrellas or an area-wide canopy.
- (3) Businesses shall take all reasonable steps to control littering and shall dispose of all trash as otherwise required and shall keep the sidewalk, parking lot area, or other areas clean and free of litter, debris and putrescible waste.
- (4) Businesses with temporary expanded outdoor use areas shall take all steps necessary to maintain safety and to immediately remedy any unsafe situation. It is the permit holder's responsibility to be aware of severe weather and remove or secure any temporary objects.
- (5) A Town Building Inspector or Code Enforcement Officer may temporarily suspend a permit for a temporary expanded outdoor use area, at any time, due to violations of this section, threats to public safety, disorderly conduct, noise, disruption of other business operations or violations of other Town codes or other laws or regulations. The Building Inspector or Code Enforcement Officer may choose, but is not obligated, to reinstate a temporary expanded outdoor use area permit if he or she is satisfied that all violations have been remedied. An affected business may appeal a decision to suspend a temporary expanded outdoor use area permit to the Town Board, which shall conduct an evidentiary hearing to determine whether to reinstate the permit or continue the suspension for a stated period of time.

(6) Applicants shall provide a site plan for the premises for which the permit is requested showing all structures thereon and a sketch showing the proposed area of use.

(7) Use of any temporary expanded outdoor use area shall be permitted on weekdays and Saturdays between the hours of 7:00 a.m. and 9:00 p.m., and on Sundays between the hours of 8:00 a.m. and 8:00 p.m.

(8) Outdoor lighting shall be installed in accordance with Chapter 70 of the Town Code.

(9) The premises on which the temporary expanded outdoor use area is to be offered must have a valid certificate of occupancy and a public assembly license or place of assembly license, as applicable.

(10) There shall be no sound amplification or public address system permitted in any temporary expanded outdoor use area. The installation, use or maintenance of radios, speakers, televisions or like apparatus and live entertainment shall be prohibited in any temporary expanded outdoor use area.

(11) Definitions. For the purposes of this section, the following words and phrases are defined as follows:

**BARRIER**

An object, natural or man-made, other than a bollard, which is used to obstruct the passage of motor vehicles and separate pedestrian and vehicular traffic. Natural objects may include large trees or boulders.

**BOLLARD**

A vertical post designed and used to obstruct the passage of motor vehicles and separate pedestrian and vehicular traffic.

**PLATFORM**

A flooring material, usually constructed of wood or composite decking materials, which is flush mounted to the roadway surface so that tables and chairs are not placed directly onto the pavement.

**VEHICLE IMPACT PROTECTION DEVICE**

A device that is designed, engineered, and sited so as to effectively separate areas of pedestrian and vehicular travel and prevent automobiles from encroaching into areas which are solely intended for pedestrian use and travel; vehicle impact protection devices shall be comprised of bollards or barriers.

J. Use of parking lot areas.

- (1) Temporary expanded outdoor use areas within parking lots shall conform to the following:
    - (a) Such areas must be protected by a barricade, bollard or other vehicle impact protection device. A minimum distance of eight feet must be maintained between the area of use and the closest vehicular parking stall or access lane.
    - (b) Paved surfaces in parking lot areas must be kept in a clean and sanitary condition.
  - (2) Vehicle impact protection devices required.
    - (a) Vehicle impact protection devices shall be required to protect a temporary expanded outdoor use area located within a parking lot.
    - (b) Performance standard. All vehicle impact protection devices shall be engineered and determined to be in compliance with ASTM Publication F3016.
    - (c) Location. Vehicle impact protection devices shall be located between any area designated for parking spaces and the beginning of the adjacent, converted parking area to be used as the outdoor use area. Barriers and bollards may be offset and staggered in terms of relative distance to provide protection.
    - (d) Barricades, bollards or other vehicle impact protection devices shall be equipped with reflectorized tape or other reflector devices adequate to warn others of its presence during night hours.
  - (3) No temporary expanded outdoor use area located within a parking lot shall occupy, encroach or impede into any New York State required accessible spaces or fire lanes.
  - (4) All platforms and ground coverings shall provide for accessibility. Notwithstanding any provisions of this section, outdoor parking lot uses shall be in all respects compliant with all applicable provisions of the Americans with Disability Act of 1990, as amended from time to time. Ramps and wheelchair edge protection shall be provided where required.
  - (5) Installation of any platform within a parking area shall be in compliance with the New York State Building Code relative to structural strength, fire safety, means of egress, accessibility, light, ventilation, and sanitary requirements.
  - (6) The Town may request a parking analysis to ensure that adequate parking for the location is provided.
- K. Outdoor uses in courtyard areas or within property boundaries.

(1) Courtyard areas and locations within the boundaries of the property may be used as a temporary expanded outdoor use area, provided the written permission of the owner of the property on which the use is to be conducted is obtained and the requirements of this section are complied with and an unobstructed pedestrian access area of at least 60 inches is maintained and there is no obstruction of ingress and egress points.

(2) All platforms and ground coverings shall provide for accessibility. Notwithstanding any provisions of this section, outdoor courtyard use areas shall be in all respects compliant with all applicable provisions of the Americans with Disability Act of 1990, as amended from time to time. Ramps and wheelchair edge protection shall be provided where required.

L. Canopies and tents; table umbrellas.

(1) Installation of a canopy or tent shall be in compliance with the New York State Fire Code and the Nassau County Fire Ordinance. Proof of approval from the Nassau County Fire Marshal shall be provided to the Building Department prior to issuance of a permit under this section.

(2) Installation of individual table umbrellas shall be in compliance with the New York State Fire Code.

(3) In accordance with the New York State Fire Code, temporary tents or canopies shall not be erected for a period of more than 180 days within a twelve-month period on a single premises. [Added 11-19-2020 by L.L. No. 17-2020]

(4) A separate temporary tent permit shall be required prior to the installation or erection of a tent or canopy in accordance with § 2-9N of the Town Code. [Added 11-19-2020 by L.L. No. 17-2020]

M. Outdoor heaters. The use of liquefied petroleum gas (propane) or any other outdoor heating equipment, and the storage of liquid petroleum gas containers shall be in compliance with the New York State Fire Code and the Nassau County Fire Ordinance. The New York State Fire Code and the Nassau County Fire Ordinance requirements related to temporary outdoor heating shall be set forth in the permit application provided by the Building Department. Proof of approval from the Nassau County Fire Marshal shall be provided to the Building Department prior to issuance of a permit under this section. [Added 11-19-2020 by L.L. No. 17-2020]

N. Permit revocation. The Building Commissioner shall have the authority to revoke any permits issued pursuant to this section in the following instances:

(1) Where he finds that there has been any false statement or misrepresentation as to a material fact in the application, plans or specifications on which the building permit was based.

(2) Where he finds that the permit was issued in error and should not have been issued in accordance with the applicable law.

(3) Where he finds that the expanded outdoor use area authorized under the permit is not executed in accordance with the provisions of the application, plans or specifications.

(4) Where the person to whom a permit has been issued fails or refuses to comply with a stop order issued by the Building Commissioner.

O. Any temporary expanded outdoor use area permit issued under this section shall terminate on [~~June~~] **December 31**[0], 2022. All items located within the temporary expanded outdoor use area shall be removed no later than 10 days from the aforementioned termination date. [Amended 4-22-2021 by L.L. No. 6-2021; 11-18-2021 by L.L. No. 26-2021]

#### **Section 4.**

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 the Local Law with the Secretary of State, and to publish a notice of adoption of the 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 March 31, 2022, Local Law No. 6 of 2022 was adopted. The Local Law amends Chapter 70 of the Town Code entitled "Zoning" in order to further assist those establishments affected by the COVID-19 pandemic by extending the timeframe to continue allowing temporary outdoor seating and other temporary outdoor uses until December 31, 2022.

**Dated:** Manhasset, New York

March 31, 2022

**BY ORDER OF THE TOWN BOARD OF  
THE TOWN OF NORTH HEMPSTEAD  
RAGINI SRIVASTAVA  
TOWN CLERK**

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

**Ayes:** Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

**Nays:** None.

**Absent:** Councilperson Adhami.

cc:      Town Attorney      Town Clerk      Planning      Building





# NEWSDAY AFFIDAVIT OF PUBLICATION

TOWN OF NORTH HEMP TOWN CLERK  
200 PLANDOME ROAD  
MANHASSET, NY 11030-2326

STATE OF NEW YORK)

Legal Notice No. 0021711163

:SS.:

COUNTY OF ERIE)

The undersigned, being duly sworn, says that such person is a duly authorized custodian of records of Newsday LLC, the publisher of Newsday, a daily newspaper published in Melville, County of Suffolk, State of New York, and circulated in Nassau, Suffolk, and Queens Counties, and that the Legal Notice of which the annexed is a true copy, was published in the following editions/counties of said newspaper on the following dates:

Wednesday March 16, 2022 Nassau

By: \_\_\_\_\_

Print Name: Jenise Britt

Authorized Designee of Newsday LLC, Publisher of Newsday

**SWORN** to before me this

17 Day of March, 2022

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

TYSHAWN HARRISON  
NOTARY PUBLIC, STATE OF NEW YORK  
Registration No. 01HA6186920  
Qualified in Erie County  
Commission Expires May 12, 2024

## Ad Content

Legal Notice # 21711163  
**NOTICE OF HEARING**  
PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead, on the 31st day of March 31, 2022, at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, to consider the adoption of a Local Law amending Chapter 70 of the Town Code entitled "Zoning" in order to further assist those establishments affected by the COVID-19 pandemic by extending the timeframe to continue allowing temporary outdoor seating and other temporary outdoor uses until December 31, 2022.  
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  
March 18, 2022  
BY ORDER OF THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD  
RAGINI SRIVASTAVA  
TOWN CLERK

## **NEWSDAY PROOF**

**Ad Number: 0021711163**

**Advertiser: TOWN OF NORTH HEMP TOWN CLERK**



# NEWSDAY AFFIDAVIT OF PUBLICATION

TOWN OF NORTH HEMP TOWN CLERK  
200 PLANDOME ROAD  
MANHASSET, NY 11030-2326

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

Legal Notice No. 0021715160

The undersigned, being duly sworn, says that such person is a duly authorized custodian of records of Newsday LLC, the publisher of Newsday, a daily newspaper published in Melville, County of Suffolk, State of New York, and circulated in Nassau, Suffolk, and Queens Counties, and that the Legal Notice of which the annexed is a true copy, was published in the following editions/counties of said newspaper on the following dates:

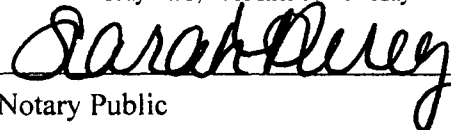
Monday                      April 04, 2022                      Nassau

By: 

Print Name: Valencia Williams

Authorized Designee of Newsday LLC, Publisher of Newsday

**SWORN** to before me this  
4 Day of April, 2022.

  
Notary Public

**Sarah Perez**  
**Notary Public - State of New York**  
**No. 01PE6397402**  
**Qualified in Erie County**  
**Commission Expires 09/03/2023**

**Ad Content**

**Legal Notice # 21715160**  
**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 March 31, 2022, Local Law No. 6 of 2022 was adopted. The Local Law amends Chapter 70 of the Town Code entitled "Zoning" in order to further assist those establishments affected by the COVID-19 pandemic by extending the timeframe to continue allowing temporary outdoor seating and other temporary outdoor uses until December 31, 2022.  
Dated: Manhasset, New York  
March 31, 2022  
**BY ORDER OF THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD**  
**RAGINI SRIVASTAVA**  
**TOWN CLERK**

**NEWSDAY PROOF**

**Ad Number: 0021715160**

**Advertiser: TOWN OF NORTH HEMP TOWN CLERK**

CLERK SRIVASTAVA: Item No. 6. A public hearing to consider the adoption of a local law, amending Chapter 16A of the Town Code, entitled, "Ethics, Code of." Do we have cards? No, we have no cards on this.

MR. GAFFNEY: Yes, you do. I did put it on my open comments.

CLERK SRIVASTAVA: Is it?

MR. GAFFNEY: 6 and 8. Gaffney, first one. Name's Pete Gaffney, Westbury, Carle Place Civic. Just an observation. Instead of doing financial disclosure statements, why not develop a legal coach for recusal? I mean, financial disclosure statements, they can be manipulated very easy. It's been proven time and time again. So but by putting in a recusal statement is better. That's number one. No. 2 is, there's potential that for somebody to be in a committee or something, he may not -- he or she may not want their finances disclosed. So you may not be getting the best people. The idea of putting a recusal is gonna actually do a lot better, I believe. Thank you very much.

COUNCILWOMAN LURVEY: Thank you, Mr. Gaffney. As the Supervisor mentioned at the beginning of the meeting, we are going to continue discussions on this item and work collaboratively on this ethics reform towards a comprehensive and workable result. And we will take your comments into consideration. So if there's nobody else here to be heard, I would like to continue -- I move to continue this item without a date.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

CLERK SRIVASTAVA: Thank you. Item No. 7. A public hearing to consider the adoption of a local law amending Article 9 of the Town of North Hempstead Uniform Traffic Code entitled, "Port Washington Public Parking District."

COUNCILWOMAN DALIMONTE: Madam Clerk, do we have any cards on this item?

CLERK SRIVASTAVA: No.

COUNCILWOMAN DALIMONTE: I would like to close the public hearing, offer the resolution and move for its adoption.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: 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. 150 - 2022**

**A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING ARTICLE IX OF THE TOWN OF NORTH HEMPSTEAD UNIFORM TRAFFIC CODE ENTITLED "PORT WASHINGTON PUBLIC PARKING DISTRICT."**

**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 Article IX of the Town of North Hempstead Uniform Traffic Code entitled "Port Washington Public Parking District" in order to continue the temporary conversion of a portion of commuter parking spaces in Lots 4, 5 and 7 to metered parking spaces from April 1, 2022 through December 31, 2022; 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 was heretofore given of a public hearing to be held on March 31, 2022, 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 has carefully considered the proposed Local Law during the seven-day period, conducted a public hearing on March 31, 2022, with respect to the Local Law, and has afforded all interested persons an opportunity to be heard at the public hearing; and

**WHEREAS**, in accordance with the State Environmental Quality Review Act and the Act's implementing regulations (the "SEQRA Regulations") the Department of Planning and Environmental Protection has recommended that the adoption of the Local Law be determined to be a Type II Action pursuant to Section 617.5(c)(21) and Section 617.5(c)(33) of the SEQRA Regulations and, as such, no further environmental review is required; and

**WHEREAS**, this Board deems it in the public interest to adopt the 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 the Town Board determines that the adoption of the Local Law is a Type II Action pursuant to Section 617.5(c)(21) and Section 617.5(c)(33) of the SEQRA Regulations and, as such, no further environmental review is required; and be it further

**RESOLVED** that Local Law No. 7 of 2022 be and it hereby is adopted, which Local Law reads as follows:

**TOWN OF NORTH HEMPSTEAD  
LOCAL LAW NO. 7 OF 2022**

**A LOCAL LAW AMENDING ARTICLE IX OF THE TOWN OF NORTH HEMPSTEAD  
UNIFORM TRAFFIC CODE ENTITLED "PORT WASHINGTON PUBLIC PARKING  
DISTRICT"**

**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 section 83 of Article IX of the Town of North Hempstead Uniform Traffic Code to continue the temporary conversion of certain commuter parking spaces to metered shopper parking spaces from April 1, 2022 through December 31, 2022.

**Section 2.**

Article IX, Section 83(D) of the Town Code is hereby amended as follows:

D. Shopper parking. [Amended 4-21-2015 by L.L. No. 4-2015]

(1) The use of all parking spaces designated as shopper parking shall be regulated by a parking meter, the fee for which shall be set by resolution of the Board of Commissioners and shall be nonrefundable. This fee shall be in effect from 9:00 a.m. to 6:00 p.m. Monday through Friday, except holidays. [Amended 4-19-2016 by L.L. No. 5-2016; 11-18-2021 by L.L. No. 27-2021]

(2) The maximum period of time a vehicle may be parked in a space designated for shopper parking shall be two hours, except that in Area Number Six and Area Number 10, the maximum period of time a vehicle may be parked in such a space shall be eight hours, and in Area Number Five, the maximum period of time a vehicle may be parked in such a space shall be five hours.

(3) The following parking spaces in the Port Washington Public Parking District are to be converted from commuter parking spaces to metered shopper parking spaces from

the time period [~~December~~] **April** 1, 202[4]2 to [~~March~~] **December** 31, 2022. [Added 11-18-2021 by L.L. No. 27-2021]

- a. Lot 4 shall have 17 spaces converted to shopper parking spaces with a three-hour parking limit payable via the Muni-Meter already located in the lot. The 17 spaces shall be designated by the Commissioner of Public Safety.
- b. Lot 5 shall have 28 spaces converted to shopper parking spaces with a five-hour parking limit payable via the Muni-Meter already located in the lot. The spaces shall be designated by the Commissioner of Public Safety.
- c. Lot 7 shall have the entire lot consisting of 190 spaces converted to shopper parking spaces on Saturdays only payable via the Passport App.

**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 the Local Law with the Secretary of State, and to publish a notice of adoption of the 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 March 31, 2022, Local Law No. 7 of 2022, was adopted. The Local Law amends section 83 of Article IX of the Town of North Hempstead Uniform Traffic Code to continue the temporary conversion of certain commuter parking spaces to metered shopper parking spaces from April 1, 2022 through December 31, 2022.

**Dated:** Manhasset, New York

March 31, 2022

**BY ORDER OF THE TOWN BOARD OF  
THE TOWN OF NORTH HEMPSTEAD  
RAGINI SRIVASTAVA  
TOWN CLERK**

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc:      Town Attorney      Town Clerk      Public Safety



# NEWSDAY AFFIDAVIT OF PUBLICATION

TOWN OF NORTH HEMP TOWN CLERK  
200 PLANDOME ROAD  
MANHASSET, NY 11030-2326

STATE OF NEW YORK)

Legal Notice No. 0021711211

:SS.:

COUNTY OF ERIE)

The undersigned, being duly sworn, says that such person is a duly authorized custodian of records of Newsday LLC, the publisher of Newsday, a daily newspaper published in Melville, County of Suffolk, State of New York, and circulated in Nassau, Suffolk, and Queens Counties, and that the Legal Notice of which the annexed is a true copy, was published in the following editions/counties of said newspaper on the following dates:

Wednesday March 16, 2022 Nassau

By: \_\_\_\_\_

Print Name: Jenise Britt

Authorized Designee of Newsday LLC, Publisher of Newsday

**SWORN** to before me this

17 Day of March, 2022

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

TYSHAWN HARRISON  
NOTARY PUBLIC, STATE OF NEW YORK  
Registration No. 01HA6186920  
Qualified in Erie County  
Commission Expires May 12, 2024

## Ad Content

Legal Notice # 21711211  
NOTICE OF HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead on the 31st day of March, 2022, at 7:00 P.M., in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, to consider the adoption of a Local Law amending Article IX of the Town of North Hempstead Uniform Traffic Code entitled "Part Washington Public Parking District" in order to continue the temporary conversion of a portion of commuter parking spaces in Lots 4, 5 and 7 to metered parking spaces from April 1, 2022 through December 31, 2022.

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 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  
March 10, 2022

BY ORDER OF THE TOWN  
BOARD OF THE TOWN OF  
NORTH HEMPSTEAD  
RAGINI SRIVASTAVA  
TOWN CLERK

## NEWSDAY PROOF

Ad Number: 0021711211

Advertiser: TOWN OF NORTH HEMP TOWN CLERK



# NEWSDAY AFFIDAVIT OF PUBLICATION

TOWN OF NORTH HEMP TOWN CLERK  
200 PLANDOME ROAD  
MANHASSET, NY 11030-2326

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

Legal Notice No. 0021715162

The undersigned, being duly sworn, says that such person is a duly authorized custodian of records of Newsday LLC, the publisher of Newsday, a daily newspaper published in Melville, County of Suffolk, State of New York, and circulated in Nassau, Suffolk, and Queens Counties, and that the Legal Notice of which the annexed is a true copy, was published in the following editions/counties of said newspaper on the following dates:

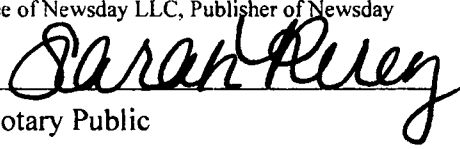
Monday April 04, 2022 Nassau

By: \_\_\_\_\_

Print Name: Valencia Williams

Authorized Designee of Newsday LLC, Publisher of Newsday

**SWORN** to before me this  
4 Day of April, 2022.

  
Notary Public

**Sarah Perez**  
**Notary Public - State of New York**  
**No. 01PE6397402**  
**Qualified in Erie County**  
**Commission Expires 09/03/2023**



**Ad Content**

**Legal Notice # 21715162**  
**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 March 31, 2022, Local Law No. 7 of 2022, was adopted. The Local Law amends section 83 of Article IX of the Town of North Hempstead Uniform Traffic Code to continue the temporary conversion of certain commuter parking spaces to metered shopper parking spaces from April 1, 2022 through December 31, 2022.  
Dated: Manhasset, New York  
March 31, 2022  
**BY ORDER OF THE TOWN BOARD OF**  
**THE TOWN OF NORTH HEMPSTEAD**  
**RAGINI SRIVASTAVA**  
**TOWN CLERK**

**NEWSDAY PROOF**

**Ad Number: 0021715162**

**Advertiser: TOWN OF NORTH HEMP TOWN CLERK**

CLERK SRIVASTAVA: Thank you. Item No. 8. A resolution setting a date for a public hearing to consider the adoption of a local law, amending Chapter 2 of the Town Code entitled, "Administration and Enforcement."

COUNCILWOMAN LURVEY: I think Mr. Gaffney --

SUPERVISOR DESENA: Is this your card?

CLERK SRIVASTAVA: Yes, I think -- yeah, Mr. Gaffney. Six and eight --

MR. GAFFNEY: Thanks. Just an observation. I know you're setting a date. But basically, it's my understanding from the Newsday article that these emergency passes -- you're only gonna give seven days. Is that a working calendar days or is that working days? That's number one question. Number two, with the Building Commissioner, is that enough time -- sufficient time for him to actually fast-track that application? That's what I'd like to know. Thank you.

SUPERVISOR DESENA: Okay. Thank you for the questions. And since this is just to set a date for the hearing, you know, these are things that we can consider. So thank you. Do you have an -- is there another card? Another comment?

MR. O'DONNELL: Michael O'Donnel, 50 Nugent Street. We were asked --

SUPERVISOR DESENA: Okay, you know what? Since this -- since we're -- since this is just a set date, we're going to have a hearing at the next -- assuming we approve. This is to set a hearing for April 28 and that's when we will discuss in more detail. Comments will have -- we'll work out some questions and we'll be able to have more comment.

MR. O'DONNELL: Okay. Thank you.

SUPERVISOR DESENA: Okay. Thank you.

MR. O'DONNELL: That will also include No. 10. They're all just comments.

SUPERVISOR DESENA: Excuse me?

MR. O'DONNELL: No. 10 will be the same thing.

SUPERVISOR DESENA: We didn't get to No. 10 yet.

MR. O'DONNELL: I know. I just

COUNCILMAN ZUCKERMAN: Give an update. Yes, yes.

SUPERVISOR DESENA: Okay. So the resolution is to set a hearing date for a public hearing on April 28. The hearing is to consider a local law to amend a Chapter of the Town Code that for the past 15 years had grant -- has granted Town Council members and the Supervisor the power to unilaterally override the Building Commissioner's decision regarding an application for an expedited permit from their district. This is the first in a series of reforms I'll be proposing for the Town's Building Department and I hope we'll work together to put our taxpayers first and achieve real meaningful reform. With that, I offer the resolution and set the hearing date for April 28, 2022.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

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

**RESOLUTION NO. 151 - 2022**

**A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 2 OF THE TOWN CODE ENTITLED "ADMINISTRATION AND ENFORCEMENT."**

**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 2 of the Town Code entitled "Administration and Enforcement" in order to remove the requirement that the Supervisor and the Councilperson in the District of an application for an expedited permit under Section 2-10.1 of the Town Code review the application.

**NOW, THEREFORE, BE IT**

**RESOLVED** that a public hearing be held by this Board on the 28th day of April, 2022, at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, for the purpose of considering the adoption of a Local Law amending Chapter 2 of the Town Code entitled "Administration and Enforcement" in order to remove the requirement that the Supervisor and the Councilperson in the District of an application for an expedited permit under Section 2-10.1 of the Town Code review the application; 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 a public hearing will be held by the Town Board of the Town of North Hempstead on the 28th day of April, 2022, at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, to consider the adoption of a Local Law amending Chapter 2 of the Town Code entitled "Administration and Enforcement" in order to remove the requirement that the Supervisor and the Councilperson in the District of an application for an expedited permit under Section 2-10.1 of the Town Code review the application.

**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

March 31, 2022

**BY ORDER OF THE TOWN BOARD OF  
THE TOWN OF NORTH HEMPSTEAD  
RAGINI SRIVASTAVA  
TOWN CLERK**

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

**Ayes:** Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

**Nays:** None.

**Absent:** Councilperson Adhami.

**cc:** Town Attorney    Town Clerk

CLERK SRIVASTAVA: Item No. 9. A resolution setting a date for -- do I need to read? No. Okay. Okay.

Item No. 10. A resolution setting a date for a public hearing to consider the adoption of a local law, amending Chapter 39 of the Town Code, entitled, "Regulation of Town Parks, Town Gardens, and Town Docks."

COUNCILWOMAN DALIMONTE: So I offer the resolution and set the hearing date for April 28, 2022.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: 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. 152 - 2022**

**A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 39 OF THE TOWN CODE ENTITLED "REGULATION OF TOWN PARKS, TOWN GARDENS AND TOWN DOCKS."**

**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 39 of the Town Code entitled "Regulation of Town Parks, Town Gardens and Town Docks" in order to specify that the Commissioner of the Department of Parks and Recreation is authorized to designate bicycle paths in Town parks and docks.

**NOW, THEREFORE, BE IT**

**RESOLVED** that a public hearing be held by this Board on April 28, 2022, at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, for the purpose of considering the adoption of a Local Law amending Chapter 39 of the Town Code entitled "Regulation of Town Parks, Town Gardens and Town Docks" in order to specify that the Commissioner of the Department of Parks and Recreation is authorized to designate bicycle paths in Town parks and docks; 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 a public hearing will be held by the Town Board of the Town of North Hempstead at Town Hall, 220 Plandome Road, Manhasset, New York, on the 28th day of April, 2022, at 7:00 P.M., to consider the adoption of a Local Law amending Chapter 39 of the Town Code entitled "Regulation of Town Parks, Town Gardens and Town Docks" in order to specify that the Commissioner of the Department of Parks and Recreation is authorized to designate bicycle paths in Town parks and docks.

**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

March 31, 2022

**BY ORDER OF THE TOWN BOARD OF  
THE TOWN OF NORTH HEMPSTEAD  
RAGINI SRIVASTAVA  
TOWN CLERK**

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

**Ayes:** Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

**Nays:** None.

**Absent:** Councilperson Adhami.

**cc:** Town Attorney    Town Clerk



CLERK SRIVASTAVA: Item No. 11, a resolution setting a date for a public hearing to consider the adoption of ordinances affecting Payne Whitney Lane in Manhasset, New York.

COUNCILWOMAN LURVEY: I offer the resolution and set the -- set the hearing date for April 28, 2022.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: 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. 153 - 2022**

**A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF ORDINANCES AFFECTING PAYNE WHITNEY LANE IN MANHASSET, NEW YORK.**

**WHEREAS**, a recommendation has been made for the adoption of ordinances affecting Payne Whitney Lane, Manhasset, 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 28th day of April 2022, at 7:00 o'clock in the evening for the purpose of considering the adoption of the following ordinances:

**PROPOSAL:**

**ADOPT:**

- 1. PAYNE WHITNEY LANE – SHERRY HILL LANE – FULL STOP  
All Traffic westbound on Payne Whitney Lane Road shall come to a Full Stop at its intersection with Sherry Hill Lane.
- 2. PAYNE WHITNEY LANE – SHERRY HILL LANE – FULL STOP  
All Traffic eastbound on Payne Whitney Lane Road shall come to a Full Stop at its intersection with Sherry Hill Lane.
- 3. SHERRY HILL LANE – PAYNE WHITNEY LANE – FULL STOP  
All Traffic northbound on Sherry Hill Lane shall come to a Full Stop at its intersection with Payne Whitney Lane.

**RESOLVED** that such ordinances 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:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Public Safety Comptroller Traffic Safety

CLERK SRIVASTAVA: Item No. 12. A resolution setting a date for a public hearing to consider the adoption of ordinances affecting North Plandome Road in Port Washington, New York.

COUNCILWOMAN DALIMONTE: I offer the resolution and set the hearing date for April 28, 2022?

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: 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. 154 - 2022**

**A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF ORDINANCES AFFECTING NORTH PLANDOME ROAD IN PORT WASHINGTON, NEW YORK.**

**WHEREAS**, a recommendation has been made for the adoption of ordinances affecting North Plandome Road, 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 28th day of April 2022, at 7:00 o'clock in the evening for the purpose of considering the adoption of the following ordinances:

**PROPOSAL:**

**ADOPT:**

1. NORTH PLANDOME ROAD – NORTH SIDE – STATE LAW – STOP FOR PEDESTRIANS IN CROSSWALK -  
All Traffic southbound on North Plandome Road shall stop for pedestrians in the crosswalk at its intersection with Beachway (south).
  
2. NORTH PLANDOME ROAD – SOUTH SIDE – STATE LAW – STOP FOR PEDESTRIANS IN CROSSWALK -  
All Traffic northbound on North Plandome Road shall stop for pedestrians in the crosswalk at its intersection with Beachway (south).

**RESOLVED** that such ordinances 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:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Public Safety Comptroller Traffic

CLERK SRIVASTAVA: Item No. 13. A resolution setting a date for a public hearing to consider the rescission of an ordinance affecting Sussex Road in Great Neck, New York.

SUPERVISOR DESENA: I -- I'm sorry. I would --

COUNCILWOMAN DALIMONTE: It's a

SUPERVISOR DESENA: It's a set date, right?

COUNCILWOMAN DALIMONTE: Yeah.

SUPERVISOR DESENA: I offer the resolution and set the hearing date for April 28, 2022.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

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

**RESOLUTION NO. 155 - 2022**

**A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE RESCISSION OF AN ORDINANCE AFFECTING SUSSEX ROAD IN GREAT NECK, NEW YORK.**

**WHEREAS**, a recommendation has been made for the rescission of an ordinance affecting Sussex Road, Great Neck, 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 28th day of April 2022, at 7:00 o'clock in the evening for the purpose of considering the rescission of the following ordinance:

**PROPOSAL:**

**RESCIND:**

1. T.O. #29-1985

Adopted July 30, 1985

SUSSEX ROAD – EAST SIDE – NO PARKING – 7 P.M. TO 7 A.M.

From the south curblineline of northern boulevard, south, then west to a point 167 feet east of the east curblineline of Wensley Drive.

**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:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

**Ayes:** Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

**Nays:** None.



Absent: Councilperson Adhami.

cc: Town Attorney Public Safety Comptroller Traffic Safety

CLERK SRIVASTAVA: Item No. 14. A resolution authorizing the receipt and use of the first half payment from the American Rescue Plan Act of 2021.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

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

**RESOLUTION NO. 156 - 2022**

**A RESOLUTION AUTHORIZING THE RECEIPT AND USE OF THE FIRST HALF PAYMENT FROM THE AMERICAN RESCUE PLAN ACT OF 2021.**

**WHEREAS**, the American Rescue Plan Act (ARPA) signed into law by the President of the United States in March 2021, provides approximately \$350 billion in financial assistance to state, local and tribal governments to assist in the continued relief from the impact of the Covid-19 pandemic; and

**WHEREAS**, the Office of the New York State Comptroller (the "State Comptroller") is tasked with disbursing allocated ARPA funding to eligible cities, towns and villages within the state; and

**WHEREAS**, the Town of North Hempstead (the "Town") is expected to receive \$10,114,021.27 in ARPA funding (the "ARPA Funding"); such funding to be disbursed to the Town in two installments occurring in the Summer of 2021 and the Summer of 2022; and

**WHEREAS**, the Town has received the first installment of ARPA funds from the United States Department of Treasury (the "Treasury"), received electronically from the State Comptroller, in the amount of \$5,057,009.81 (the "First Installment"); and

**WHEREAS**, the Town's expenditure of the ARPA funding, including all funds comprising the First Installment, must comply with the guidelines as established by the U.S. Congress and the Treasury's Interim Final Rule (the "IFR") issued in May 2021, including any future updates; and

**WHEREAS**, the IFR contains a "standard allowance" provision which permits local governments to use ARPA funds to cover revenue loss of up to \$10 Million; and

**WHEREAS**, the Supervisor has recommended that the Board accept receipt of the ARPA Funding and authorize the allocation of the First Installment in compliance with the IFR's standard allowance provision; and

**WHEREAS**, this Board wishes to accept receipt of the ARPA Funding and authorize the allocation of the First Installment in compliance with the IFR's standard allowance provision.

**NOW, THEREFORE, BE IT**

**RESOLVED** that this Board hereby accepts funding under ARPA in the amount of \$10,114,021.27 to be received in two installments in the Summer of 2021 and the Summer of 2022; and be it further

**RESOLVED** that the First Installment of funds allocated to the Town by ARPA, shall be used in full to cover revenue losses of the Town of up to \$10 Million, as authorized by the standard allowance provision contained in the Treasury's IFR; and be it further

**RESOLVED** that the Board hereby authorizes and directs the Supervisor or her designee to execute any and all contracts and other instruments or documents required in order for the Town to effectuate the acceptance and administration of the awarded funds as herein described; and be it further

**RESOLVED** that the Town's Grant Coordinator is hereby authorized and directed to take such administrative steps necessary to ensure receipt of the funding and provide reporting as required by the Treasury to document compliance with regulations issued on use of those funds.

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

**Ayes:** Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

**Nays:** None.

**Absent:** Councilperson Adhami.

**cc:** Town Attorney    Comptroller    Town Clerk

CLERK SRIVASTAVA: Item No. 15. A resolution authorizing the preparation and submission Grant application to the United States Department of Transportation's Federal Transit Administration 5310 Grant Program and the taking of related action.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: I -- you know, I wanna -- I really wanna give a shout-out here to our grants coordinator, Tom Devaney, for once again securing this grant. The funds for this grant, if we get it, are the backbone of our Project Independence Transportation Program. We have not received the funds yet. But I have faith in Tom that we will get it. So I vote aye.

CLERK SRIVASTAVA: Thank you. Supervisor DeSena?

SUPERVISOR DESENA: Aye.

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

**RESOLUTION NO. 157 - 2022**

**A RESOLUTION AUTHORIZING THE PREPARATION AND SUBMISSION OF A GRANT APPLICATION TO THE UNITED STATES DEPARTMENT OF TRANSPORTATION'S FEDERAL TRANSIT ADMINISTRATION 5310 GRANT PROGRAM AND THE TAKING OF RELATED ACTION.**

**WHEREAS**, the Town Board (the "Board") of the Town of North Hempstead (the "Town") wishes to provide funding to continue transportation services to seniors and adult persons with disabilities (the "Services") through the Department of Services for the Aging; and

**WHEREAS**, funding for the Services is available through the United States Department of Transportation's Federal Transit Administration ("FTA") Enhanced Mobility of Seniors and Individuals with Disabilities (Section 5310) Grant Program (the "Grant"); and

**WHEREAS**, the Town's Grant Coordinator (the "Coordinator") has recommended that the Town submit a grant application to the New York State Department of Transportation, the administrator of the Grant, for Grant funding in the amount of \$1,000,000.00 to fund the Subsidized Taxi Program and Senior Bus Program (50/50 match) and the Mobility Management Program (80/20 match) for a period of three (3) years (the "Application"); and

**WHEREAS**, this Board wishes to authorize the preparation and submission of the Application.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Board hereby authorizes the preparation and submission of the Application; and be it further

**RESOLVED** that the Board hereby authorizes and directs the Supervisor or her designee to execute any and all contracts, project agreements and other instruments or documents required in connection with the awarding and receipt of the Grant ("Contract Documents"), file the Contract Documents in the Office of the Town Clerk, submit Project and Reimbursement documentation, and take such other action as may be reasonably required to undertake and complete the Project, obtain Reimbursement and receive the Grant; 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 Contract Documents in connection with the Grant.

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

**Ayes:** Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

**Nays:** None.

**Absent:** Councilperson Adhami.

**cc:** Town Attorney    Comptroller

CLERK SRIVASTAVA: Item No. 16. A resolution authorizing the preparation and submission of an application to the Nassau County Soil and Water Conservation District for Part C funding to fund a native plant residential rebate program.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman

COUNCILWOMAN LURVEY: And I would also like to thank -- sorry. I should've thanked before I voted.

CLERK SRIVASTAVA: No.

COUNCILWOMAN LURVEY: But I will also wanted to thank Tom Duvaney and Megan Fisuka (phonetic) from our planning department, for securing this grant again this year. We're so excited to help our residents establish gardens with native plants.

COUNCILWOMAN DALIMONTE: So great.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Thank you. Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.



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

**RESOLUTION NO. 158 - 2022**

**A RESOLUTION AUTHORIZING THE PREPARATION AND SUBMISSION OF AN APPLICATION TO THE NASSAU COUNTY SOIL AND WATER CONSERVATION DISTRICT FOR PART C FUNDING TO FUND A NATIVE PLANT RESIDENTIAL REBATE PROGRAM.**

**WHEREAS**, the Town Board (the "Board") of the Town of North Hempstead (the "Town") wishes to provide rebates to Town residents who purchase native plants to create a native plant garden or rain garden (the "Rebates") in an effort to increase native plants and wildlife habitat throughout the Town; and

**WHEREAS**, funding for the Rebates is available through the Nassau County Soil and Water Conservation District (the "District") as part of Part C funding from New York State, to be distributed to residents through the Town's Native Plant Residential Rebate Program - 2022 (the "Program"); and

**WHEREAS**, the Town's Grant Coordinator (the "Coordinator") has recommended that the Town submit an application to the District for Funding in the amount of \$10,000.00 (the "Funding"), in order to provide the Rebates of up to \$350.00 each to residents who submit applications through the Program by November 15, 2022 (the "Application"); and

**WHEREAS**, individual rebate checks will be distributed directly by the District to residents whose applications have been approved by the Town; and

**WHEREAS**, this Board wishes to authorize the preparation and submission of the Application.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Board hereby authorizes the preparation and submission of the Application; and be it further

**RESOLVED** that the Board hereby authorizes the Supervisor or her designee to execute any and all contracts, project agreements and other instruments or documents required in connection with the awarding and receipt of the Funding ("Contract Documents"), file the Contract Documents in the Office of the Town Clerk, submit Program documentation and take such other action as may be reasonably required to undertake and complete the Program and receive the Funding; 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 Contract Documents in connection with the Program and the Funding.

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

**Ayes:** Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

**Nays:** None.

**Absent:** Councilperson Adhami.

**cc:** Town Attorney Comptroller

CLERK SRIVASTAVA: Item No. 17. A resolution authorizing the award of a bid for pool chemicals and repairs, TNH040-2022.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

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

**RESOLUTION NO. 159 - 2022**

**A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR POOL CHEMICALS AND REPAIRS (TNH040-2022).**

**WHEREAS**, the Director of Purchasing (the "Director") has solicited bids for pool chemicals and repairs; and

**WHEREAS**, bids were received as forth in Exhibit A attached hereto (the "Bids"); and

**WHEREAS**, following a review of the Bids, the Director has recommended an award as set forth in Exhibit B attached hereto (the "Award"); and

**WHEREAS**, this Board wishes to authorize the Award as recommended by the Director.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Award as recommended by the Director is hereby authorized; and be it further

**RESOLVED** that the Supervisor or her designee be and hereby is authorized and directed to execute, on behalf of the Town, any purchase agreements and related documents, a copy of which shall be on file in the Division of Purchasing, and to take such other related 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 said awards upon receipt of a duly executed and certified claims therefor.

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as recorded as follows:

**Ayes:** Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

**Nays:** None.

Absent: Councilperson Adhami.

cc: Town Attorney Comptroller Purchasing

Item #	Item description	Size	Price	Commercial Clearwater Company, Inc.	Tortorella Autochem LLC	Kuehne Chemical Co., Inc.
				Twin-County Swimming Pool Maintenance & Supply 797 Comkin St. Farmingdale, NY 11735 631-249-1249 fran@twincounypools.com	PO Box 909 Plandome, NY 11030 631-294-7985 bids@commercialclearwater.com	296 W. Montauk Hwy Hampton Bays, NY 11946 631-283-7398 info@autochemcorp.com
1	Diatomaceous earth, John Mansville # DE545 or equal, now called aquacell *Include brand you are bidding	25 lb. bag			\$ 25.50	27.75
2	Sodium Bicarbonate, Powder	50 lb. container	41.45		42.00	36.95
3	Calcium Hypochlorite, granular unstabilized, 65% available chlorine	100 lb. container			130.00	315.00
4	Sodium Hypochlorite, 15%, delivered	600 gallon truckload	\$1.35/GAL			\$1.37/gal
5	Muriatic Acid	5 gallon			75.00	
6	Muriatic Acid	1 gallon			12.00	\$39.00 (case of 4) sold 4 per case
7	Oxalic Acid	50 lb. bag			551.18	
8	Testing tablets #1 Lamotte or equal *Include brand you are bidding	1000 tablets	69.75		62.00	45.00
9	Testing Tablet # 3 Lamotte or equal *Include brand you are bidding	1000 tablets	69.75		62.00	45.00
10	Testing Tablet Phenol red, Lamotte or equal *Include Brand you are bidding	1000 tablets	69.75		62.00	45.00
11	Testing Tablets, Calcium Hardness *Brand you are bidding	1000 tablets	69.75		62.00	45.00
12	Testing Tablets Alkalinity M/2 *Brand You are bidding	1000 tablets	69.75		62.00	45.00
13	Lamotte test kits, Model # PM 51NJ, or equivalent *Brand you are bidding	Each	\$133.90		111.00	145.00
14	Plastic test tubes for water testing	24 tubes	6.80		\$192,000 (8 each)	\$168.00 (7 each)
15	Tri-Sodium Phosphate	50 lb. container				
16	Calcium Chloride Flakes, 77%	50 lb. bag With 50 bag minimum delivery	29.95		42.00	29.25
17	25 lb bags purifier	100 bags			\$8,000.00 (80each)	
18	Algaecide	Case of quart size Bottles			200.00	\$220.00 per case(case of 12)
19	Metal Out or equivalent	Case of quart size Bottles	\$116.30/case (172 gal x4) iron bid		185.00	\$290.00 per case (case of 12)
20	Sodium Thiosulfate	5 lb containers			36.32	
21	3 1/8" calcium hypochlorite Tablets, Hydrated	55 lbs				\$250.00 CCH Tablets
22	Pusar Tablets (no substitutes)	50 lb container			158.00	

Item #	Item description	Size	Price	Commercial Clearwater Company, Inc.	Tortorella Autochem LLC	Kuehne Chemical Co., Inc.
				Twin County Swimming Pool Maintenance & Supply 797 Conklin St. Farmingdale, NY 11735 631-249-1249 fran@twincountypools.com	Commercial Clearwater Company, Inc. PO Box 909 Plandome, NY 11030 516-294-7985 bids@commercialclearwater.com	Tortorella Autochem LLC 296 W. Montauk HWY Hampton Bays, NY 11946 631-283-7398 info@autochemcorp.com
23	Imerys Harbortite Aquapen Periflex Filter Media (no substitutes)	25 lb bag	NB \$ 59.25		\$26.00 (12.5lb bag)	
24	Chlorine Neutralizer	25 lb	NB \$ 130.00		65.00	NB
25	Chlorine Neutralizer	3 lb	NB \$ 35.00		NB	NB
26	Sodium Carbonate	50 lb bag	41.50 \$		85.00 \$	39.95
27	Pool Clarifier	1 Quart Bottle	\$ 9.00	\$19.70/QT Robarth Super Blue	9.00 \$	15.00 \$
28	Pulsar Acid Cleaner	1 Quart Bottle	NB \$ 13.50		NB	NB
29	Hourly Rate for Repairs During Regular Business Hours: M-F, 8am-4pm		NB \$ 156.00		NB	NB
30	Labor Rate - After hours, Overtime and Holidays		NB \$ 234.00		NB	NB
31	Parts - Bid as Percentage above Certified Cost			Town will pay 15% above certified cost.		Town will pay 15% above certified cost.
32	Equipment - Bid as Percentage above Certified Cost			Town will pay 15% above certified cost.		Town will pay 15% above certified cost.
33	CPO Training Class - Price per class (includes two participants)		NB \$ 350.00	\$3,500 includes up to 10 students		NB
34	CPO Training Class - Additional Cost per participant		NB \$ 350.00			NB

<b>TNH040-2022-Pool Chemicals Repairs and Maintenance</b>	
<b>Winning Vendors</b>	<b>Items Won</b>
<b>Twin -County Swimming Pool Maintenance &amp; Supply</b>	4, 14
<b>797 Conklin St.</b>	
<b>Farmingdale, NY 11735</b>	
<b>631-249-1249</b>	
<b>fran@twincountypools.com</b>	
<b>Commercial Clearwater Company, Inc.</b>	1,3,7,13,17,18,19,20,22, 25,27,28,
<b>PO Box 909</b>	29,30,33,34
<b>Plandome, NY 11030</b>	
<b>516-294-7985</b>	
<b>bids@commercialclearwater.com</b>	
<b>Tortorella AutochemLLC</b>	2,5,6,8,9,10,11,12,16,21,23,24,26,
<b>296 W. Montauk HWY</b>	
<b>Hampton Bays, NY 11946</b>	
<b>631-283-7398</b>	
<b>info@autochemcorp.com</b>	



CLERK SRIVASTAVA: Item No. 18. A resolution authorizing the award of a bid for arborist services, TNH 034-2022.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

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

**RESOLUTION NO. 160 - 2022**

**A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR ARBORIST SERVICES (TNH 034-2022).**

**WHEREAS**, the Director of Purchasing (the "Director") has solicited bids for arborist services; and

**WHEREAS**, bids were received as forth in Exhibit A attached hereto (the "Bids"); and

**WHEREAS**, following a review of the Bids, the Director has recommended an award as set forth in Exhibit B attached hereto (the "Award"); and

**WHEREAS**, this Board wishes to authorize the Award as recommended by the Director.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Award as recommended by the Director is hereby authorized; and be it further

**RESOLVED** that the Supervisor or her designee be and hereby is authorized and directed to execute, on behalf of the Town, any purchase agreements and related documents, a copy of which shall be on file in the Division of Purchasing, and to take such other related 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 said awards upon receipt of a duly executed and certified claims therefor.

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Comptroller Purchasing

Item	Description	Barbara Thayer, P.E; Arch; Landscape Ar		Davey Resource Group		Dom's Lawnmaker Inc.	
		PRICE Years 1-3	PRICE YEAR 4-5 (Town Option)	PRICE Years 1-3	PRICE YEAR 4-5 (Town Option)	PRICE Years 1-3	PRICE YEAR 4-5 (Town Option)
1	Level 2 Inspection	\$180	\$190	\$73.75	\$78.50	225.00	250.00
2	Level 3 Inspection	n/a	n/a	\$320.00	\$325.00	425.00	450.00
3	Hourly Rate	\$105	\$112	\$125.00	\$140.00	125.00	135.00
		*Overall Lowest Cost					

Barbara Thayer, P.E; Arch; Landscape Ar  
 99 Sunnyside Boulevard  
 Woodbury, NY 11797  
 (516)364-0660 ext 119  
 Daniel Maher  
 dmaher@bthayerassociates.com

Davey Resource Group  
 399 Conklin Street, Suite 204  
 Farmingdale, NY 11735  
 (646)740-9424  
 Andrew Ullman, Project Developer  
 andrew.ullman@davey.com

Dom's Lawnmaker Inc.  
 101 Harbor Road  
 Port Washington, NY 11050  
 (516)944-6497  
 Dominick D'Alonzo  
 domstree2@aol.com

TNH034-2022  
 Arborists Services

<b>TNH034-2022-Arborists Services</b>	
<b>Winning Vendor</b>	<b>Items Won</b>
<b>Davey Resource Group</b>	
<b>399 Conklin Street, Suite 204</b>	
<b>Farmingdale, NY 11735</b>	<b>All items</b>
<b>(646)740-9424</b>	
<b>Andrew Ullman, Project Developer</b>	
<b>andrew.ullman@davey.com</b>	

CLERK SRIVASTAVA: Item No. 19. A resolution authorizing the execution of a professional service agreement with D & B Engineers and Architects PC, to provide compliance consulting services related to the New York State Department of Environmental Conservation Storm Water Management program.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

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

**RESOLUTION NO. 161 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH D & B ENGINEERS AND ARCHITECTS, P.C. TO PROVIDE COMPLIANCE CONSULTING SERVICES RELATED TO THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION STORM WATER MANAGEMENT PROGRAM.**

**WHEREAS**, the Acting Commissioner of the Department of Public Works (the "Acting Commissioner") for the Town of North Hempstead (the "Town") has recommended that this Board authorize the retention of an engineering firm to provide compliance consulting services related to the New York State Department of Environmental Conservation ("NYSDEC") Storm Water Management Program; and

**WHEREAS**, such services include the preparation of the 2022 Annual Report, including a review of the Town's Storm Water Management Plan ("SWMP") activities between March 2021 and March 2022, consultations with Town staff regarding MS4 General Permit requirements, evaluation of NYSDEC comments on last year's report, preparation of draft 2021-2022 SWMP report, assistance with the public review period and completion of the final SWMP annual report, preparation of electronic Notice of Intent to Continue Coverage for submittal to NYSDEC, and provide other related services associated with the overall management and monitoring of the storm water management program such as assistance with best practices, update of Town SWMP documents and written procedures, public education and outreach materials, self-assessments and creation of contingency plan (the "Services"); and

**WHEREAS**, the Acting Commissioner has recommended the retention of D & B Engineers and Architects, P.C., 330 Crossways Park Drive, Woodbury, New York 11797 to provide the Services in consideration of an amount not to exceed Nineteen Thousand Seven Hundred and 00/100 Dollars (\$19,700.00) (the "Agreement"); and

**WHEREAS**, the Acting Commissioner has requested that this Board authorize the Agreement.

**NOW, THEREFORE, BE IT**

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

**RESOLVED** that the Supervisor or her designee 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  
March 31, 2022

The vote on the foregoing resolution was recorded as follows:

**Ayes:** Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

**Nays:** None.

**Absent:** Councilperson Adhami.

**cc:** Town Attorney      DPW      Comptroller



CLERK SRIVASTAVA: Item No. 20. A resolution authorizing the execution of an agreement with East End Volleyball to conduct adult and junior volleyball leagues and a camp at North Hempstead Beach Park, Port Washington.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

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

**RESOLUTION NO. 162 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH EAST END VOLLEYBALL TO CONDUCT ADULT AND JUNIOR VOLLEYBALL LEAGUES AND A CAMP AT NORTH HEMPSTEAD BEACH PARK, PORT WASHINGTON.**

**WHEREAS**, the Department of Parks and Recreation (the "Department") desires to provide adult and junior beach volleyball league programs and a junior beach volleyball camp at North Hempstead Beach Park for the summer of 2022 (the "Services"); and

**WHEREAS**, the Commissioner of the Department has recommended that the Town enter into an agreement (the "Agreement") with East End Volleyball, P.O. Box 49, Hampton Bays, New York 11946 (the "Contractor"), commencing May 31, 2022 and ending September 1, 2022 to allow the Contractor the use of North Hempstead Beach Park in consideration of payment to the Town of One Hundred and 00/100 Dollars (\$100.00) per team for the adult and junior beach volleyball leagues and thirty percent (30%) of the fees received by the Contractor for junior camp players; 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 is hereby authorized; and be it further

**RESOLVED** that the Supervisor or her designee 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.

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Comptroller Parks & Rec.

CLERK SRIVASTAVA: Item No. 21. A resolution authorizing the execution of an agreement with Zoda LLC d/b/a Mad Science of Long Island for a summer science program at Michael J. Tully park, New Hyde Park.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

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

**RESOLUTION NO. 163 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH ZODA LLC D/B/A MAD SCIENCE OF LONG ISLAND FOR A SUMMER SCIENCE PROGRAM AT MICHAEL J. TULLY PARK, NEW HYDE PARK.**

**WHEREAS**, the Town has previously contracted with Zoda LLC d/b/a Mad Science of Long Island, 216 East Meadow Avenue, East Meadow, New York 11554 (the "Contractor") for summer science programs at Town parks; and

**WHEREAS**, the Commissioner of the Department of Parks and Recreation has recommended that the Town enter into an agreement with the Contractor to provide a summer science program at Michael J. Tully Park in New Hyde Park commencing on June 27, 2022 and terminating on August 26, 2022, in consideration of payment to the Town of ten percent (10%) of the gross revenue generated by the Contractor, with a guaranteed minimum payment to the Town of Two Thousand Five Hundred and 00/100 Dollars (\$2,500.00) (the "Agreement"); and

**WHEREAS**, the Town Board deems it to be in the best interests of the residents of the Town to enter into the Agreement as described above.

**NOW, THEREFORE, BE IT**

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

**RESOLVED** that the Supervisor or her designee be and hereby is authorized and directed to execute the Agreement on behalf of the Town, as more particularly set forth in a copy of the agreement which will be on file in the Office of the Town Clerk, and to take such other related action as may be necessary to effectuate the foregoing resolution; 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.

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

**Nays: None.**

**Absent: Councilperson Adhami.**

**cc: Town Attorney    Comptroller    Parks and Recreation**

CLERK SRIVASTAVA: Item No. 22. A resolution authorizing the execution of an agreement with the Center for Environmental Discovery and Education for the care of quails at Clark Botanical Garden, Albertson.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: I absolutely love this program and I can't wait to pet them again before we release them.

COUNCILMAN ZUCKERMAN: It was fun.

COUNCILWOMAN DALIMONTE: I vote

COUNCILMAN ZUCKERMAN: It was fun the last time.

COUNCILWOMAN DALIMONTE: It was great last year. I vote aye.

CLERK SRIVASTAVA: Thank you. Supervisor DeSena?

SUPERVISOR DESENA: 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. 164 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE CENTER FOR ENVIRONMENTAL DISCOVERY AND EDUCATION FOR THE CARE OF QUAILS AT CLARK BOTANIC GARDEN, ALBERSTON.**

**WHEREAS**, the Town of North Hempstead (the "Town") Department of Parks and Recreation (the "Department") requires the services of a consultant to assist the Town in caring for the fifty Northern Bobwhite Quails at Clark Botanic Garden in Albertson to be released by the Town as a non-toxic method of controlling the tick population in the Town and to obtain a domestic bird feeder license from the New York State Department of Environmental Conservation (the "Services"); and

**WHEREAS**, the Acting Commissioner of the Department has recommended that the Town enter into an agreement with the Center for Environmental Education and Discovery, 287 South Country Road, Brookhaven, NY 11719 to provide the Services in consideration of an amount not to exceed Four Hundred and 00/100 Dollars (\$400.00) to cover the cost of the license and food for the quails (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 or her designee 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

March 31, 2022



The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney    Comptroller    Parks

CLERK SRIVASTAVA: Item No. 23. A resolution authorizing the execution of an agreement with GeesePeace for training at Michael J. Tully Park, New Hyde Park.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

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

**RESOLUTION NO. 165 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH GEESEPEACE FOR TRAINING AT MICHAEL J. TULLY PARK, NEW HYDE PARK.**

**WHEREAS**, the Town of North Hempstead (the "Town") Department of Parks and Recreation (the "Department") requires the services of a consultant to help train Town employees on managing Canada Geese throughout the Town and to provide the Town with a workshop entitled "GeesePeace Program and Protocols for Eliminating the Nuisance Aspect of Canada Geese: Humanely, Effectively, Economically, Without Controversy" (the "Services"); and

**WHEREAS**, the Acting Commissioner of the Department has recommended that the Town enter into an agreement with GeesePeace Inc., 6322 Lakeview Drive, Falls Church, Virginia 22041 to provide the Services at no cost to the Town with the Town to provide a venue for the workshop and any necessary audio/visual equipment (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 or her designee 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

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

**Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.**

**Nays: None.**

**Absent: Councilperson Adhami.**

**cc: Town Attorney Comptroller Parks**

CLERK SRIVASTAVA: Item No. 24. A resolution authorizing the execution of an agreement with Pole-Tech Company, Inc. for installation of a flagpole at Manhasset Valley Park, Manhasset.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: 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. 166 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH POLE-TECH CO. INC. FOR INSTALLATION OF A FLAGPOLE AT MANHASSET VALLEY PARK, MANHASSET.**

**WHEREAS**, the Town of North Hempstead (the "Town") requires the services of a contractor to install a flagpole at the 9/11 Memorial in Manhasset Valley Park in Manhasset (the "Services"); 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**, Pole-Tech Co., Inc., 97 Gnarled Hollow Road, East Setauket, New York 11733 ("the Contractor") submitted the lowest quote, proposing to perform the Services in consideration of an amount not to exceed Five Thousand and 00/100 Dollars (\$5,000.00) (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 Services 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 or her designee 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

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Admin Services Comptroller Purchasing

CLERK SRIVASTAVA: Item No. 25, a resolution authorizing the execution of an agreement that Solar Glass Creations Inc., for glass replacement at the Yes We Can Community Center, New Cassell.

COUNCILMAN TROIANO: I offer the resolution and move for its adoption.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.



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

**RESOLUTION NO. 167 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH SOLAR GLASS CREATIONS INC. FOR GLASS REPLACEMENT AT THE "YES WE CAN" COMMUNITY CENTER, NEW CASSEL.**

**WHEREAS**, the Town of North Hempstead (the "Town") requires the services of a contractor to replace broken glass at the "Yes We Can" Community Center in Westbury (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**, Solar Glass Creations Inc., 4030 Austin Blvd., Island Park, New York 11558 ("the Contractor") submitted the lowest quote, proposing to perform the Services in consideration of an amount not to exceed One Thousand Nine Hundred Twenty and 00/100 Dollars (\$1,920.00) (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 Services 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 or her designee 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

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

**Ayes:** Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

**Nays:** None.

**Absent:** Councilperson Adhami.

**cc:** Town Attorney    Admin Services    Comptroller    Purchasing

CLERK SRIVASTAVA: Item No. 26, a resolution authorizing the execution of an agreement with the Mashadi Senior Club to co-sponsor their annual picnic at North Hempstead Beach Park, Port Washington.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: 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. 168 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE MASHADI SENIOR CLUB TO COSPONSOR THEIR ANNUAL PICNIC AT NORTH HEMPSTEAD BEACH PARK, PORT WASHINGTON.**

**WHEREAS**, the Great Neck Mashadi Senior Club, 54 Steamboat Road, Great Neck, New York (the "Club"), provides services to the senior population of the Town of North Hempstead; and

**WHEREAS**, the Club has requested that the Town co-sponsor the Club's August 10, 2022 picnic at North Hempstead Beach Park in Port Washington (the "Event") by providing the sum of Ten Thousand and 00/100 Dollars (\$10,000.00) (the "Sponsorship Funds"); and

**WHEREAS**, the Town Board finds that the Event is deserving of the sponsorship of the Town.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Supervisor or her designee be and hereby is authorized and directed, on behalf of the Town, to execute an agreement (the "Agreement") to sponsor the Event and provide the Club with the Sponsorship Funds and to take such further action as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Office of the Town Attorney is hereby authorized to supervise the negotiation and execution of the Agreement, a copy of which shall be on file with the Town Clerk, and to take such further action as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Town Comptroller is hereby authorized and directed to pay the Sponsorship Funds to the Club, upon receipt of a fully-executed Agreement and certified claims therefor.

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney    Comptroller    Community Services

CLERK SRIVASTAVA: Item No. 27. A resolution authorizing the execution of agreements with various agencies to provide activities and services for senior citizens within the Town of North Hempstead.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

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

**RESOLUTION NO. 169 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AGREEMENTS WITH VARIOUS AGENCIES TO PROVIDE ACTIVITIES AND SERVICES FOR SENIOR CITIZENS WITHIN THE TOWN OF NORTH HEMPSTEAD.**

**WHEREAS**, the Town has heretofore appropriated a sum of money for assistance to senior citizens, as provided by applicable law; and

**WHEREAS**, the agencies listed below have been endorsed as appropriate and deserving of municipal assistance as they provide various services to senior citizens; and

**WHEREAS**, these agencies will provide recreational, instructional and/or nutritional programs for senior citizens (the "Services") for the period beginning on January 1, 2022 and terminating on December 31, 2022; and

**WHEREAS**, given the unique and beneficial nature of the services provided by a number of these specific agencies, the Town has suspended the requirement that a request for proposals be issued for services in excess of Twenty Thousand and 00/100 Dollars (\$20,000.00); and

**WHEREAS**, it is the desire of this Board to authorize the execution of agreements for the Services with these agencies, as set forth below.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town enter into agreements for the Services with the agencies listed below; and be it further

**RESOLVED**, that the Supervisor or her designee be and hereby is authorized and directed to execute the agreements on behalf of the Town, copies of which will be on file in the office of the Town Clerk, for an amount not to exceed that set forth below:

Provider	Contract Amount
Great Neck Senior Center, Inc.	\$27,500
Herricks Community Fund, Inc.	\$4,750
SJJCC (Herricks Alzheimers)	\$4,000
EAC, Inc. Port Washington Senior Center	\$15,500
Port Washington Senior Citizens, Inc.	\$23,000
Senior Citizens of Westbury, Inc.	\$30,500

Sid Jacobson JCC Senior Services Dept.	\$10,500
The Carle Place Senior Citizens, Inc.	\$3,000
Great Neck Mashadi Senior Club	\$13,000
Milan Foundation	\$3,500
Herricks Leisure Club	\$6,500
Joy Fu Club	\$2,500
Leisure Club of Greater NHP, Inc.	\$5,500
The Leisure Club of Mineola, Inc.	\$5,500
Mineola Golden Age Club, Inc.	\$6,000
New Hyde Park Senior Citizens Inc.	\$5,500
Williston Park Senior Citizens, Inc.	\$9,000
SHAI Senior Center	\$3,000
<b>TOTAL</b>	<b>\$178,750</b>

; and be it further

**RESOLVED** that the Office of the Town Attorney is hereby authorized and directed to supervise the execution of agreements with the organizations listed above; and be it further

**RESOLVED** that the Comptroller be, and hereby is, authorized and directed to pay the costs thereof upon receipt of a fully executed agreement and a duly certified and executed claim therefor.

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

**Ayes:** Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

**Nays:** None.

**Absent:** Councilperson Adhami.

**cc:** Town Attorney    Comptroller



CLERK SRIVASTAVA: Item No. 28. A resolution authorizing the execution of a license agreement with Be The Rainbow, Inc., for the placement of pride flags on lampposts along Main Street in Port Washington.

COUNCILWOMAN DALIMONTE: So this is the second year that we're doing this and I would like to thank Be The Rainbow again for reaching out to my office. They will be placing, for the month of June, 138 pride flags on the lampposts along Main Street in Port Washington. I offer the resolution and move for its adoption.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: 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. 170 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT WITH BE THE RAINBOW, INC. FOR THE PLACEMENT OF PRIDE FLAGS ON LAMP POSTS ALONG MAIN STREET IN PORT WASHINGTON.**

**WHEREAS**, the Town owns Black Battery Park Lampposts located along Main Street from Port Washington Boulevard to the Town Dock in Port Washington, New York (the "Lampposts"); and

**WHEREAS**, Be The Rainbow, Inc., (the "Licensee"), has requested a license for the placement of approximately 138 pride flags (the "Licensed Use") to be installed by Kazan Designs on the Lampposts from June 1, 2022 through June 30, 2022 (the "License"); and

**WHEREAS**, it has been recommended that the License be granted; and

**WHEREAS**, the Board wishes to grant the License and to authorize the Town to execute an agreement with the Licensee for the License (the "License Agreement").

**NOW, THEREFORE, BE IT**

**RESOLVED** that the License is hereby granted; and be it further

**RESOLVED**, that the Supervisor or her designee be and hereby is authorized and directed to execute the License Agreement, and to 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 supervise the negotiation and execution of the Agreement, and to take such further action as may be necessary to effectuate the foregoing.

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

**Ayes:** Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

**Nays:** None.

Absent: Councilperson Adhami.

cc: Town Attorney    Comptroller    Parks

CLERK SRIVASTAVA: Item No. 29, resolution authorizing the execution of an agreement that Paumanok-Port Washington Lodge #855 F. & A. M., for the use of a Port Washington Public Parking District parking lot for a car show.

COUNCILWOMAN DALIMONTE: So I would like to thank Sean Brown who is in the audience this evening. And I would like to thank him for looking for ways to help our Port Washington Parking District to find income. With everyone not going back to work in the city, you know, our parking lots used to be completely full. They're not full anymore. Sean has been working very, very hard to try and find other ways for income. So I'd like to thank you publicly for that, Sean. I offer the resolution and move for its adoption.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: 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. 171 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH PAUMANOK-PORT WASHINGTON LODGE #855 F. & A. M. FOR THE USE OF A PORT WASHINGTON PUBLIC PARKING DISTRICT PARKING LOT FOR A CAR SHOW.**

**WHEREAS**, the Port Washington Public Parking District (the "District") owns certain real property located adjacent to South Street and South Bayles Avenue in Port Washington, New York known as Lot 7 (the "Premises"); and

**WHEREAS**, Paumanok-Port Washington Lodge #855 F. & A.M., P.O. Box 867, Port Washington, New York 11050 (the "Licensee") has requested that the Town, on behalf of the District, allow it to use the Premises to hold a car show on June 18, 2022 between 9:00 am and 2:30 pm, with a rain date of June 19, 2022, in consideration of payment to the Town in an amount not to exceed Two Thousand Two Hundred Thirty and 00/100 Dollars (\$2,230.00) (the "Use"); and

**WHEREAS**, the Commissioner of the Town of North Hempstead's Department of Public Safety has recommended that the Town grant the Licensee a license for the Use (the "License") and authorize the execution of an agreement with the Licensee for the License (the "License Agreement"); and

**WHEREAS**, this Board wishes to grant the License and to authorize the Town to execute the License Agreement for the License.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the License be and is hereby granted; and be it further

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

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

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

**RESOLVED** that the Supervisor is authorized take such other action as may be necessary to effectuate the foregoing.

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

**Ayes:** Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

**Nays:** None.

**Absent:** Councilperson Adhami.

**cc:** Town Attorney    Comptroller    Public Safety

CLERK SRIVASTAVA: Item No. 30. A resolution authorizing the Town to enter into certain agreements with various groups for public safety purposes.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: 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. 172 - 2022**

**A RESOLUTION AUTHORIZING THE TOWN TO ENTER INTO CERTAIN AGREEMENTS WITH VARIOUS GROUPS FOR PUBLIC SAFETY PURPOSES.**

**WHEREAS**, Section 64 (23) of the Town Law confers upon the Town Board of the Town of North Hempstead the authority to exercise the powers “conferred upon the Town and such additional powers as shall be necessarily implied therefrom”; and

**WHEREAS**, the Nassau County Auxiliary Police (the “Auxiliary Police”) perform many police activities which preserve the public peace and good order and promote the safety and general welfare of the community; and

**WHEREAS**, certain units of the Auxiliary Police are in need of funds to assist in the performance of their duties; and

**WHEREAS**, this Board deems the activities of the Auxiliary Police to be in the best interest of the residents of the Town and worthy of receiving Town funding.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Supervisor or her designee be and is hereby authorized to enter into letter agreements with the following Nassau County Auxiliary Police units for the following amounts:

1. Unit 201/Westbury - \$1,000
2. Unit 202/Williston Park - \$1,000
3. Unit 209/Great Neck - \$1,000
4. Unit 212/New Hyde Park - \$1,000
5. Unit 214/Mineola - \$1,000
6. Unit 216/New Cassel - \$2,000

; and be it further

**RESOLVED** that the Comptroller be and hereby is authorized and directed to pay the above-stated amounts to the units upon receipt of certified claims therefore.

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:



Ayes:

Nays:

cc: Town Attorney Comptroller

CLERK SRIVASTAVA: Item No. 31. A resolution authorizing the execution of an agreement with Caltron Security Services Corporation for security camera system design and technical assistance.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

**Supervisor 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. 173 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH CALTRON SECURITY SERVICES CORP. FOR SECURITY CAMERA SYSTEM DESIGN AND TECHNICAL ASSISTANCE.**

**WHEREAS**, the Town of North Hempstead Department of Solid Waste Management (the "Department") requires professional services relating to the installation of a new security camera system at the Department's Administration property and Transfer Station (the "Services"); and

**WHEREAS**, the Commissioner of the Department has recommended that Caltron Security Services Corp., 37-06 59th Street, Woodside, New York 11377 (the "Contractor"), be retained to perform the Services in consideration of a sum not to exceed Five Thousand Four Hundred and 00/100 Dollars (\$5,400.00), payable at the rate of One Hundred Thirty-Five and 00/100 Dollars (\$135.00) per hour (the "Agreement").

**WHEREAS**, the Board finds it 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 or her designee 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 of the Services upon receipt of the duly executed Agreement and certified claims therefor.

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as recorded as follows:

**Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.**

**Nays: None.**

**Absent: Councilperson Adhami.**

**cc: Town Attorney    Comptroller    Solid Waste Management**

CLERK SRIVASTAVA: Item No. 32. A resolution authorizing the execution of an agreement with Bensin Contracting Inc., for repairs to the blower motor controls at the Port Washington landfills.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

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

**RESOLUTION NO. 174 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH BENSIN CONTRACTING INC. FOR REPAIRS TO THE BLOWER MOTOR CONTROLS AT THE PORT WASHINGTON LANDFILLS.**

**WHEREAS**, the Town requires the repairs to the motor controls for the landfill gas blowers at the Port Washington Landfill (the "Services"); and

**WHEREAS**, the Commissioner of the Department of Solid Waste Management (the "Commissioner") solicited three (3) quotes for the Services, in accordance with the Town's Procurement Policy; and

**WHEREAS**, Bensin Contracting, Inc., 652 Union Avenue, Holtsville, New York 11742 (the "Contractor") submitted the lowest quote, proposing to perform the Services for a sum not to exceed Four Thousand Four Hundred Twenty-Nine and 36/100 Dollars (\$4,429.36) (the "Contract Amount"); and

**WHEREAS**, the Commissioner has requested that the Board authorize the Town to enter into an Agreement with the Contractor to perform the Services 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 and/or her designee 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

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

**Ayes:** Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

**Nays:** None.

**Absent:** Councilperson Adhami.

**cc:** Town Attorney SWM Comptroller

CLERK SRIVASTAVA: Item No. 33. A resolution authorizing the execution of an agreement with Cummins Inc., for generator maintenance services.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.



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

**RESOLUTION NO. 175 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH CUMMINS INC. FOR GENERATOR MAINTENANCE SERVICES.**

**WHEREAS**, the Town of North Hempstead Department of Solid Waste Management (the "Department") requires preventive maintenance on the Department's Cummins generator at the Administration Building, 802 West Shore Road, Port Washington (the "Services"); and

**WHEREAS**, the Commissioner of the Department has recommended that Cummins Inc., 890 Zerega Avenue, Bronx, New York 10473 (the "Contractor"), be retained to perform the Services for a term beginning on April 1, 2022 and terminating on March 31, 2027 in consideration of the following amounts:

- Year 1: \$2,579.79 including troubleshooting, full preventive maintenance service and battery service;
- Year 2: \$1,391.47 including full preventive maintenance service
- Year 3: \$1,391.47 including full preventive maintenance service
- Year 4: \$2,223.31 including full preventive maintenance service and battery service
- Year 5: \$1,391.47 including full preventive maintenance service.

Service calls beyond preventive maintenance will be billed in accordance with hourly rates including parts at cost (the "Agreement"); and

**WHEREAS**, the Board finds it 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 or her designee 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 of the Services upon receipt of the duly executed Agreement and certified claims therefor.

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as recorded as follows:

**Ayes:** Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

**Nays:** None.

**Absent:** Councilperson Adhami.

**cc:** Town Attorney    Comptroller    Solid Waste Management

CLERK SRIVASTAVA: Item No. 34. A resolution authorizing the use of an agreement between the New York State Office of General Services and Caterpillar Inc., for the purchase of a wheel loader.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

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

**RESOLUTION NO. 176 - 2022**

**A RESOLUTION AUTHORIZING THE USE OF AN AGREEMENT BETWEEN THE NEW YORK STATE OFFICE OF GENERAL SERVICES AND CATERPILLAR INC. FOR THE PURCHASE OF A WHEEL LOADER.**

**WHEREAS**, the Town of North Hempstead (the "Town") requires the purchase of a wheel loader (the "Purchase"); and

**WHEREAS**, the New York State Office of General Services awarded a contract entitled "Group 40625 – Heavy Duty Equipment" (the "Agreement") to various vendors including Caterpillar Inc. (the "Contractor"); and

**WHEREAS**, H.O. Penn Machinery Co. is the authorized distributor for the Contractor in Nassau County; and

**WHEREAS**, under New York General Municipal Law §104, the Town is authorized to contract for purchases through the New York State Office of General Services; and

**WHEREAS**, the Board wishes to authorize the use of the Agreement for the Purchase for the duration of the Agreement, 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 or her designee 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 Purchase upon receipt of the Agreement and certified claims therefore.

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Admin Services Comptroller

CLERK SRIVASTAVA: Item No. 35. A resolution authorizing the use of agreements between between the County of Nassau and various vendors for Town purchases and services.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

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

**RESOLUTION NO. 177 - 2022**

**A RESOLUTION AUTHORIZING THE USE OF AGREEMENTS BETWEEN THE COUNTY OF NASSAU AND VARIOUS VENDORS FOR TOWN PURCHASES AND SERVICES.**

**WHEREAS**, the Town of North Hempstead (the "Town") requires various goods and services (the "Purchases and Services"); and

**WHEREAS**, the County of Nassau awarded contract number BPNC20000220 entitled "Ballfield Clay, Topsoil and Playground Sand" (the "Clay and Topsoil Agreement") to Custom Clay Inc., 85 Oak Drive, Syosset, New York 11791; and

**WHEREAS**, the County of Nassau awarded contract number BPNC19000031 entitled "Coil Repair Service-HVAC Equipment" (the "Coil Repair Agreement") to 3D Industrial Sales and Service, Inc., 110 Swalm Street, Unit B, Westbury, New York 11590; and

**WHEREAS**, the County of Nassau awarded contract number BPNC21000036 entitled "Sand & Stone" (the "Sand and Stone Agreement") to D.F. Stone Contracting, LTD., 1230 Station Road, Medford, New York 11763; and

**WHEREAS**, the County of Nassau awarded contract number BPNC18000076 entitled "Rainbird Irrigation Products -Maintenance/Repair" (the "Rainbird Agreement") to Ewing Irrigation Products Inc., 3441 E. Harbour Drive, Phoenix, Arizona 85034; and

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

**WHEREAS**, the Board wishes to authorize the use of the Clay and Topsoil Agreement, the Coil Repair Agreement, the Sand and Stone Agreement and the Rainbird Agreement (collectively the "Agreements") for the Purchases and Services for the duration of the Agreements, inclusive of any extensions.

**NOW, THEREFORE, BE IT**

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

**RESOLVED** that the Supervisor or her designee 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 Purchases and Services upon receipt of the Agreements and certified claims therefore.

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

**Ayes:** Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

**Nays:** None.

**Absent:** Councilperson Adhami.

**cc:** Town Attorney    Comptroller    Purchasing



CLERK SRIVASTAVA: Item No. 36. A resolution authorizing the use of agreements between the County of Suffolk and various vendors for Town purchases and Services.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

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

**RESOLUTION NO. 178 - 2022**

**A RESOLUTION AUTHORIZING THE USE OF AGREEMENTS BETWEEN THE COUNTY OF SUFFOLK AND VARIOUS VENDORS FOR TOWN PURCHASES AND SERVICES.**

**WHEREAS**, the Town of North Hempstead (the "Town") requires the purchase of various goods and services (the "Purchases and Services"); and

**WHEREAS**, the County of Suffolk awarded contract #ABM03119 entitled "Asphalt & Bituminous Material, Sand & Stone AGGR, Topsoil, Mulch, Disposal of Road Metal" to various vendors (the "Stone, Topsoil and Mulch Agreement"); and

**WHEREAS**, the County of Suffolk awarded contract #EWF-051319 entitled "Engineered Wood Fiber Safety Surface for Playgrounds" to Watral Brothers, Inc., 45 South 4th Street, Bayshore, New York 11706 (the "Safety Surface Agreement"); 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 Stone, Topsoil and Mulch Agreement and the Safety Surface Agreement (collectively the "Agreements") for the Purchases and Services for the duration of the Agreements, inclusive of any extensions.

**NOW, THEREFORE, BE IT**

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

**RESOLVED** that the Supervisor or her designee 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 Purchases and Services upon receipt of the Agreement and certified claims therefore.

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

**Ayes:** Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

**Nays:** None.

**Absent:** Councilperson Adhami.

**cc:** Town Attorney    Admin Services    Comptroller

CLERK SRIVASTAVA: Item No. 37. A resolution authorizing the execution of an amendment to an agreement with D & B Engineers and Architects, P.C. for fuel tank consulting services. We have a card on this item. Tom McDonough.

MR. MCDONOUGH: Evening, Supervisor, Council people. So we struck an item, which I don't have a problem with, which was for our employees. I wasn't -- I didn't realize, I must have been sleeping last year when they signed this agreement with B & D for fuel tank consulting services. I don't even know if they're doing anything. They're just getting \$19,500 a year for doing nothing -- that Town employees are doing the work. So maybe somebody can explain this to me, but --

SUPERVISOR DESENA: Let me just ask, are you are you speaking in your capacity as the Union President?

MR. MCDONOUGH: I'm sorry. I apologize. Yes. I'm the president. Tom McDonough, President of Unit 7555.

SUPERVISOR DESENA: So this is something that, you know, the Collective Bargaining Agreement prescribes how you speak and deal with this through the labor management discussions. So it's really better suited for there than bringing it to the Town Board.

MR. MCDONOUGH: I have been in labor management for almost three years. So there is a prescribed -- yeah. It's not a title. We've gone back-and-forth, back and forth. There was another consulting engineer that was hired before this, which was Walden Environmental Engineering. And they really weren't doing the job that they were supposed to be doing. So I mean, I could take the Union hat off. I'll put my resident hat on. Why we paying \$1950 to a company that's not doing any work for the Town? And if they are doing work, can somebody tell me what work they're doing?

UNIDENTIFIED MALE: Thank you.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: I just have a question before I vote. It says not to exceed 1950. It's a one-year extension of an agreement. We don't pay them unless we use that, correct? Thank you. We don't pay them unless we use them. If we call them in, we pay them. If we don't call them in, we don't pay them. So they don't automatically get 1950. We just cannot exceed 1950. So I vote aye.

CLERK SRIVASTAVA: Thank you. Supervisor DeSena?

SUPERVISOR DESENA: Aye.

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

**RESOLUTION NO. 179 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH D&B ENGINEERS AND ARCHITECTS, P.C. FOR FUEL TANK CONSULTING SERVICES.**

**WHEREAS**, pursuant to Resolution No. 466-2020, duly adopted by this Board on October 22, 2020, the Town entered into an agreement with D&B Engineers and Architects, P.C. (the "Contractor"), to provide on call petroleum bulk storage facility consulting services for one (1) year from December 29, 2020 through December 30, 2021 on a task order basis in consideration of an amount not to exceed Nineteen Thousand Five Hundred and 00/100 Dollars (\$19,500.00) payable in accordance with an agreed upon rate schedule (the "Original Agreement"); and

**WHEREAS**, the Director of Purchasing has recommended that the Town amend the Original Agreement to retroactively extend the term of the agreement for an additional year from December 30, 2021 through December 31, 2022 payable as provided for in the Original Agreement (the "Amendment"); and

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

**NOW, THEREFORE, BE IT**

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

**RESOLVED** the Supervisor or her designee 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

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

CLERK SRIVASTAVA: Item No. 38. A resolution authorizing the execution of an amendment to an agreement with Kyra's Champions, Inc. for the placement of pinwheels at various town parks in honor of National Child Abuse Prevention Month.

COUNCILMAN ZUCKERMAN: This is a this is a wonderful program and we're adding Clark Botanical Gardens to this program. Today, myself and Councilwoman Lurvey had the pleasure of speaking with the founder of this organization. And it was a pleasure. Clark Gardens will be added as an additional location for pinwheels, as a part of the protect -- the Child Abuse Prevention Month. It's really a special program. I vote aye..

COUNCILMAN ZUCKERMAN: Oh, Mr. -- wait a second. Okay. Come on up. Oh. Yeah, but, yeah, yeah.

SUPERVISOR DESENA: Is there a card?

COUNCILMAN ZUCKERMAN: He's a card. Yeah.

MR. O'DONNELL: I have a card. Yeah. Quick question. Michael O'Donnell. How much is the cost to do the pinwheels? This is an interesting -- they still --

COUNCILMAN ZUCKERMAN: It's very -- it's might be like a \$100 for a few 100 pinwheels.

MR. O'DONNELL: I would just create -- my own curiosity. All right.

COUNCILMAN ZUCKERMAN: That's what -- it's minimal. The cost is minimal.

MR. O'DONNELL: I figured as much.

COUNCILMAN ZUCKERMAN: Yeah, I think it's -- for a few 100 pinwheels, it might be \$100 or something like that.

MR. O'DONNELL: Oh, that's interesting. Thank you, sir.

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

CLERK SRIVASTAVA: Councilman Troiano?

UNKNOWN: They didn't get the copies for the Supervisor and Councilman Dennis Walsh did not get a copy of the sheet that was distributed only --

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN WALSH: Before we go any further, I just saw somebody come here and give four sheets out to everybody but myself and the Supervisor. And I'd like to know what's on that sheet and can -- is the gentleman's name Brendan? Brandon?

COUNCILMAN ZUCKERMAN: It's my legislative aide, Brandon and --

COUNCILMAN WALSH: Yes, Brandon. He should come out and give me and the Supervisor the same thing that he gave everybody else.

COUNCILMAN ZUCKERMAN: You know what, it's a sheet. It's -- it's related to the personal -- it's a private document. It's not a public document.



COUNCILWOMAN LURVEY: I've actually provided it to the Supervisor after our discussion on the ethics. This is a different one.

COUNCILMAN WALSH: I wasn't provided with anything. I just saw him come out and hand him the slips to you two and to these two and I don't know what the slips say, but shouldn't I be able to read it as well?

COUNCILMAN ZUCKERMAN: Veronica, is this the document that you provided?

COUNCILWOMAN LURVEY: To the Supervisor, yeah, after we discussed. So that she understood when I was talking about the holdover terms --

COUNCILMAN ZUCKERMAN: When did you have that discussion with the Supervisor?

COUNCILWOMAN LURVEY: Last week.

COUNCILMAN ZUCKERMAN: Okay. Supervisor, Do you recall receiving it?

SUPERVISOR DESENA: Yes. I --

COUNCILMAN ZUCKERMAN: Okay.

COUNCILMAN WALSH: So I'm the only one in the -- here who didn't receive it. Can I look at it?

COUNCILMAN ZUCKERMAN: Yeah, be

COUNCILWOMAN DALIMONTE: Yeah, You can have mine, Dennis. I don't --

COUNCILMAN WALSH: No, no. I -- Robert -- I mean, you know what I'm saying? You came out and gave four things and you didn't give one to each one of us. I don't know what's going on with that. Okay. I didn't know about these holdover terms and I did hear --

COUNCILMAN ZUCKERMAN: It's not on the item that we're --

COUNCILMAN WALSH: Okay.

SUPERVISOR DESENA: That's coming up later.

CLERK SRIVASTAVA: Can we continue?

COUNCILMAN ZUCKERMAN: Okay. Thank you.

CLERK SRIVASTAVA: Thank you. Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: 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. 180 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH KYRA'S CHAMPIONS, INC. FOR THE PLACEMENT OF PINWHEELS AT VARIOUS TOWN PARKS IN HONOR OF NATIONAL CHILD ABUSE PREVENTION MONTH.**

**WHEREAS**, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with Kyra's Champions, 565 Plandome Road, #156, Manhasset, New York 11030 (the "Licensee"), granting the Licensee a license to place approximately 750 pinwheels and signage at Mary Jane Davies Green in Manhasset and Blumenfeld Family Park in Port Washington in honor of National Child Abuse Prevention Month (the "Licensed Use") between April 2, 2022 and April 17, 2022 (the "Original Agreement"); and

**WHEREAS**, the Commissioner of the Department of Parks and Recreation (the "Commissioner") has recommended that the Town amend the Original Agreement to include Clark Botanic Garden in Albertson as an additional location for the placement of a pinwheel display (the "Amendment"); and

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

**NOW, THEREFORE, BE IT**

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

**RESOLVED** that the Supervisor or her designee be and 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 oversee the execution of the Amendment, and to take such other action as may be necessary to effectuate the foregoing.

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney    Comptroller    Parks & Rec.

CLERK SRIVASTAVA: Item No. 39. A resolution authorizing the execution of an amendment to an agreement Clear River Environmental Service Corporation for cesspool cleaning services, TNH204-2021.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: 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. 181 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH CLEAR RIVER ENVIRONMENTAL SERVICE CORP. FOR CESSPOOL CLEANING SERVICES (TNH204-2021).**

**WHEREAS**, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with Clear River Environmental Service Corp., (the "Contractor"), for cesspool cleaning services (the "Services"); and

**WHEREAS**, the Director of Purchasing (the "Director") has recommended that the Town amend the Original Agreement to include a line item for camera inspections in the amount of Three Hundred Twenty-Five and 00/100 Dollars (\$325.00) per hour (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 or her designee 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

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Comptroller

CLERK SRIVASTAVA: Item No. 40. A resolution authorizing the execution of an amendment to an agreement with EAC, Inc., for social worker services.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

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

**RESOLUTION NO. 182 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH EAC, INC. FOR SOCIAL WORKER SERVICES.**

**WHEREAS**, pursuant to a resolution, duly adopted by this Board, the Town of North Hempstead (the "Town") entered into an agreement with EAC, Inc., 50 Clinton Street, Suite 107, Hempstead, New York 11550, (the "Contractor"), to provide social worker services (the "Original Agreement"); and

**WHEREAS**, the Original Agreement contained the option to renew the Original Agreement for one (1) additional two (2) year period with the same terms and conditions, plus a three percent (3%) increase in the hourly rates payable during the renewal period (the "Option"); and

**WHEREAS**, the Director of Purchasing (the "Director") has recommended that the Town amend the Original Agreement to exercise the Option to extend the term of the Agreement for an additional two (2) year period, commencing on April 1, 2022 and terminating on March 31, 2024 (the "Amendment"); and

**WHEREAS**, this 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 or her designee 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 associated with the Amendment upon receipt of a duly executed Amendment and certified claims therefor.

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:



Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Comptroller Purchasing

CLERK SRIVASTAVA: Item No. 41. A resolution authorizing the execution of an amendment to an agreement with NJC Scrap Metal Recycling Inc., for the removal and scrapping of vehicles, TNH233-2020.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

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

**RESOLUTION NO. 183 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH NJC SCRAP METAL RECYCLING INC. FOR THE REMOVAL AND SCRAPPING OF VEHICLES (TNH233-2020).**

**WHEREAS**, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with NJC Scrap Metal Recycling Inc., 63 Sewell Street, Hempstead, New York 11550 (the "Contractor"), for the removal and scrapping of vehicles (the "Original Agreement"); and

**WHEREAS**, the Original Agreement contained the option to renew the Original Agreement for one (1) additional one (1) year period (the "Option"); and

**WHEREAS**, the Director of Purchasing (the "Director") has recommended that the Town amend the Original Agreement to exercise the Option to extend the term of the Agreement for an additional one (1) year period, commencing on April 30, 2022 and terminating on April 29, 2023 (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 or her designee 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

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Comptroller

CLERK SRIVASTAVA: Item No. 42. A resolution authorizing the execution of an amendment to an agreement with Custom Marine Inc., for waterway debris removal services.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

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

**RESOLUTION NO. 184 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH CUSTOM MARINE INC. FOR WATERWAY DEBRIS REMOVAL SERVICES.**

**WHEREAS**, pursuant to a resolution, duly adopted by this Board, the Town of North Hempstead (the "Town") entered into an agreement, with Custom Marine Inc., 23 Hickory Hill Drive, Dobbs Ferry, NY 10522, (the "Contractor"), to provide waterway debris removal services (the "Original Agreement"); and

**WHEREAS**, the Original Agreement contained the option to renew the Original Agreement for two (2) additional one (1) year periods with the same terms and conditions, including price (the "Options"); and

**WHEREAS**, the Director of Purchasing (the "Director") has recommended that the Town amend the Original Agreement to exercise the first of the Options to extend the term of the Agreement for an additional one (1) year period, commencing on April 23, 2022 and terminating April 22, 2023 (the "Amendment"); and

**WHEREAS**, this 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 or her designee 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 associated with the Amendment upon receipt of a duly executed Amendment and certified claims therefor.

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Comptroller Purchasing

CLERK SRIVASTAVA: Item No. 43, resolution authorizing the execution of an amendment to an agreement with the Landtek Group, Inc., for installation of fencing at various town facilities, TNH211-2019.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.



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

**RESOLUTION NO. 185 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH THE LANDTEK GROUP, INC. FOR INSTALLATION OF FENCING AT VARIOUS TOWN FACILITIES (TNH211-2019).**

**WHEREAS**, pursuant to a resolution, duly adopted by this Board, the Town of North Hempstead (the "Town") entered into an agreement with the Landtek Group, Inc., 235 County Line Road, Amityville, New York 11701, (the "Contractor"), to provide for the installation of fencing at various Town facilities (the "Original Agreement"); and

**WHEREAS**, the Original Agreement contained the option to renew the Original Agreement for two (2) additional one (1) year periods with the same terms and conditions, including price (the "Options"); and

**WHEREAS**, the Director of Purchasing (the "Director") has recommended that the Town amend the Original Agreement to exercise the first of the Options to extend the term of the Agreement for an additional one (1) year period, commencing retroactively on March 1, 2022 and terminating February 28, 2023 (the "Amendment"); and

**WHEREAS**, this 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 or her designee 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 associated with the Amendment upon receipt of a duly executed Amendment and certified claims therefor.

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Comptroller Purchasing

CLERK SRIVASTAVA: Item No. 44. A resolution authorizing the execution of an amendment to an agreement with Laurel Tennis & Sports, Inc., d/b/a Gold Coast Tennis for the annual reconditioning of Harbor Hills Park tennis courts, TNH213-2019.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

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

**RESOLUTION NO. 186 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH LAUREL TENNIS & SPORTS, INC., D/B/A GOLD COAST TENNIS FOR THE ANNUAL RECONDITIONING OF HARBOR HILLS PARK TENNIS COURTS (TNH213-2019).**

**WHEREAS**, pursuant to a resolution, duly adopted by this Board, the Town of North Hempstead (the "Town") entered into an agreement with Laurel Tennis & Sports, Inc., d/b/a Gold Coast Tennis, 31 Prospect Street, Huntington, New York 11743, (the "Contractor"), to recondition the tennis courts at Harbor Hills Park (the "Original Agreement"); and

**WHEREAS**, the Original Agreement contained the option to renew the Original Agreement for two (2) additional one (1) year periods (the "Options"); and

**WHEREAS**, the Director of Purchasing (the "Director") has recommended that the Town amend the Original Agreement to exercise the first of the Options to extend the term of the Agreement for an additional one (1) year period, commencing April 10, 2022, and terminating April 9, 2023 (the "Amendment"); and

**WHEREAS**, this 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 or her designee 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 associated with the Amendment upon receipt of a duly executed Amendment and certified claims therefor.

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

**Ayes:** Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

**Nays:** None.

**Absent:** Councilperson Adhami.

**cc:** Town Attorney    Comptroller    Purchasing

CLERK SRIVASTAVA: Item No. 45. A resolution authorizing the purchase of software maintenance, technical support, and cloud hosting services for various town departments.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

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

**RESOLUTION NO. 187 - 2022**

**A RESOLUTION AUTHORIZING THE PURCHASE OF SOFTWARE MAINTENANCE, TECHNICAL SUPPORT AND CLOUD HOSTING SERVICES FOR VARIOUS TOWN DEPARTMENTS.**

**WHEREAS**, the Department of Information Technology and Telecommunications (the "Department") requires annual software maintenance, technical support, and cloud hosting services for hosting of the Town's website (the "Qscend Support") and for the Town's time and attendance system software and hardware (the "Andrews Support") and requires annual software maintenance and technical support for the Town's Barracuda network (the "Barracuda Support"), the Town's animal shelter software (the "RoseRush Support"), the Town's network monitoring software (the "SHI Support"), and the Town's Laserfiche software (the "ICC Support"); and

**WHEREAS**, the Commissioner of the Department has recommended that the Town purchase the Qscend Support from Qscend Technologies, Inc., 231 Bank Street, 2nd Floor, Waterbury, Connecticut 06702 for a term of one (1) year in consideration of an amount not to exceed Thirteen Thousand Three Hundred Eighty-Nine and 67/100 Dollars (\$13,389.67) (the "Qscend Purchase"); and

**WHEREAS**, the Commissioner of the Department has recommended that the Town purchase the Andrews Support from Andrews Technology HMS, Inc., 1213 Culbreth Drive, Suite #126, Wilmington, North Carolina 28405 for a term of one (1) year in consideration of an amount not to exceed One Thousand Five Hundred Thirty-Six and 00/100 Dollars (\$1,536.00) (the "Andrews Purchase"); and

**WHEREAS**, the Commissioner of the Department has recommended that the Town purchase the Barracuda Support from Core BTS, Inc., 5875 Castle Creek Parkway N Drive, Suite 320, Indianapolis, Indiana 46250 for a term of one (1) year in consideration of an amount not to exceed Forty Three Thousand Three Hundred and 80/100 Dollars (\$43,300.80) (the "Core BTS Purchase"); and

**WHEREAS**, the Commissioner of the Department has recommended that the Town purchase the RoseRush Support from RoseRush Services, LLC, PO Box 2006, Buena Vista, Colorado 81211 for a term of one (1) year in consideration of an amount not to exceed Two Thousand Three Hundred Ninety-Five and 00/100 Dollars (\$2,395.00) (the "RoseRush Purchase"); and

**WHEREAS**, the Commissioner of the Department has recommended that the Town purchase the SHI Support from SHI International Corp., 290 Davidson Avenue, Somerset, New Jersey, 08873 for a term of one (1) year in consideration of an amount

not to exceed Eight Thousand Fifty-Three and 92/100 Dollars (\$8,053.92) (the "SHI Purchase"); and

**WHEREAS**, the Commissioner of the Department has recommended that the Town purchase the ICC Support from ICC Community Development Solutions, formerly General Code CMS LLC, 781 Elmgrove Road, Rochester, New York 14624 for a term of one (1) year in consideration of an amount not to exceed Six Thousand Nine Hundred Eighty-Four and 25/100 Dollars (\$6,984.25) (the "ICC Purchase"); and

**WHEREAS**, this Board finds it to be in the best interest of the Town to authorize the Qscend Purchase, the Andrews Purchase, the Core BTS Purchase, the RoseRush Purchase, the SHI Purchase and the ICC Purchase (collectively the "Purchases").

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Purchases be and are hereby authorized; and be it further

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



CLERK SRIVASTAVA: Item No. 46. A resolution authorizing a budgetary transfer for the fiscal year 2022.

SUPERVISOR DESENA: I offer the resolution and I move for its --

CLERK SRIVASTAVA: We have a card on this. Right, we have a card? I saw that, yes. Sorry. Tom McDonough?

MR. MCDONOUGH: Tom McDonough, President, CSCA Unit 7555. So we're taking more money away from Administrative Services. Do we realize we're sitting in a room with a PA system that's horrible, sitting in the back, back there. I could just understand anybody. That's how bad it is. But we're going to take more money out of the budget from Administrative Services to put it somewhere else. Thank you.

SUPERVISOR DESENA: Are there any other cards?

CLERK SRIVASTAVA: No. No.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Before I vote, I just wanna make something clear for the public. The budget transfer funds a position for the Deputy Receiver of Taxes. While this position was funded in the 2022 adopted budget, the Deputy Receiver of Taxes budget line was subsequently defunded at our January 6 meeting. The position was defunded by the majority council members of the Board, along with numerous other budget lines to fund \$800,000 needed to transfer ten political patronage appointees into new positions under the Town Board. I said at the time, that taking this \$800,000 will affect critical Town services. And here we are, continuing to shift money around to accommodate the poor decisions made in January. And doing this, we are again defunding another department budget line, this time in Administrative Services, which we will need to refill soon. In addition, we still have empty Controllers and Deputy Controllers lines as a result of the January transfers. This is a shell game that I'm sure will continue for months to come. With that I vote, yes so that Mr. Berman can have a desperately needed Deputy. But I vote with grave fiscal reservations. 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. 188 - 2022**

**A RESOLUTION AUTHORIZING A BUDGETARY TRANSFER FOR THE FISCAL YEAR 2022.**

**WHEREAS**, the Town Board has previously adopted the Budget for the Town of North Hempstead for the fiscal year 2022; and

**WHEREAS**, it has been requested that a budgetary transfer be made from a budget line where appropriations are available to a budget line where funds are required for fiscal year 2022; and

**WHEREAS**, this Board wishes to approve the requested budgetary transfer.

**NOW, THEREFORE BE IT**

**RESOLVED** that the Comptroller or Deputy Comptroller be and hereby is authorized to make the budgetary transfer from budget lines where appropriations are available to budget lines where funds are required as follows:

1. \$56,996.30 from A.01.1620.1000 (Administrative Services, Administration, Personal Services) to A.09.1330.1000 (Receiver of Taxes, Personal Services).

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

**Ayes:** Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

**Nays:** None.

**Absent:** Councilperson Adhami.

**cc:** Town Attorney    Comptroller

CLERK SRIVASTAVA: Thank you. Item 47. A resolution identifying titles of employees of the Town of North Hempstead who hold policy making positions for purposes of requiring the filing of the annual statement of financial disclosures. We have a card on this. Tom McDonough.

MR. MCDONOUGH: Tom McDonough, President, CSCA Unit 7555. So if you look at the resolution, the paperwork, and the titles that we're naming on there and the additional titles that we're putting onto it. They're not policy-making individuals. I'm asking that you vote this down tonight. That you're appointing the Ethics Committee at the end of the meeting in the last agenda items. Hand it over to them and let them figure out what titles, what individuals, in this town need to file the ethics forms -- the financial disclosure forms. Half of my people don't need to do it. They're not policymakers. There's no reason for them to be doing this.

COUNCILMAN WALSH: Mr. McDonald,

MR. MCDONOUGH: Yes.

COUNCILMAN WALSH: We haven't voted on these new people for the Ethics Board yet, so you don't know that that's going to happen.

MR. MCDONOUGH: But there's gonna be -- there is an Ethics Board. There's partial Ethics Board right now. If we can hand it over to them, let them do it. That's what their job is to do for us. Let them decide on who has to fill it out. It's -- this is just a game of, you know, I think that this individual should be filling it out. And it comes down to titles. So what ends up happening is, I got Labor Supervisors that now have to file financial disclosure forms. They're not policy-making people. And they shouldn't be made to fill out a financial disclosure disclosure form. Listen, I filled it out from the day that I started here. But still, there's other people that don't need to fill it out.

COUNCILMAN WALSH: But again, you're speaking as the president of the Union; is that correct?

MR. MCDONOUGH: Yup, yup.

COUNCILMAN WALSH: Okay. So I mean, aren't you supposed to do this through a labor relations agreement that you have?

MR. MCDONOUGH: Not when it comes to the Town Board, no. I get an e-mail stating we want to add more names. Add more names, why? It's more titles. We're gonna add more titles. That's what I keep getting. So I'm just asking that you either table it and bring it -- let the Ethics Board do it, or I'm asking you to vote no for it.

MR. CHIARA: Yeah. I actually had a conversation with a member of the Union. I think the President was on the e-mail and I told him that we would review the list with the Ethics Board and confirm what exactly they want, because there was some issues. But the -- what I would say is that the majority of titles that I think there's an issue with, had previously been approved by the board. Now, whether or not those were agreed to by the Union or not, you know, I was not in the room. But -- and I told the individual employee that we would look into it, review it with the Board of Ethics, and get back to her.

MR. MCDONOUGH: I get it. That's fine. But -- and I can tell you the history of it and then I don't know who the employee was and the employee really doesn't have the right to sit down and have a conversation with you about it. But in the --

MR. CHIARA: She reached out to me and she asked us to look into it and I told her I would.

MR. MCDONOUGH: Okay. That's fine. And I've told that employee, Union Officer, not to discuss this with your office again. So just to get back to it, there's titles. It states in the Town Code and it states in the law that policy-making people, policy-making positions, they're not policy-making. And every year, it's just add a few more on. So it's either gonna be, everybody's gonna end up doing it. Right? It's just -- it's -- there's no reason for these people -- look at the US Justice Department, see what it says. Look at the State of New York, see what it says. Look at our own Town Code, see what it says. It says policymaking. They're not policy-making individuals.

COUNCILMAN TROIANO: And who makes that decision now? I don't think the Town Attorney's Office.

MR. CHIARA: The Town Board makes the decision.

COUNCILMAN TROIANO: Well, okay. Who creates the list that we're about to vote -- being asked to vote on?

MR. CHIARA: The Board of -- it's from the Board of Ethics. The actual list is from the Board of Ethics.

COUNCILMAN ZUCKERMAN: The current list was from the Board of Ethics?

MR. CHIARA: I mean, the current list goes back a very long time.

COUNCILWOMAN LURVEY: So let's re-examine it. Let's continue this.

COUNCILMAN TROIANO: I'm not -- I've made the observation myself that there are a lot of people that don't appear to be in policy-making positions. I'm not quite sure why it is that they have to fill disclosure forms out. I don't know -- but if it's the Ethics Board's recommendation, I'm -- I don't think we should be overruling the Ethics Board. But I guess we were asked to vote for it, so in a sense, we have to confirm or deny. But I'm not sure how they will even make a determination, because they're not really familiar, I don't believe, with who's a policy maker and who's not a policy maker. So I guess they get some guidance from somebody in the Town. But I really have, over many years, questioned many of the people that are on the list, so I'm not quite sure.

MR. CHIARA: If the --

COUNCILMAN TROIANO: We're gonna vote at this point, but --

MR. CHIARA: If the Board wishes to continue this to the next meeting, we can set up a meeting with the Board of Ethics -- whoever's going to be on the Board of Ethics, and we can review it -- the list with them. But as part of that, just so the Board knows, and I had not been part of this -- that traditionally those -- who is on the list and who is not on the list is reviewed with the Union, because it is sort of an impact bargaining issue. Okay, so it's a little more complex.

COUNCILMAN TROIANO: Since we have the Union President here was -- I know the AV system is awful at times. You can't hear me, so -- but have you been consulted on this?

MR. MCDONOUGH: I sent an e-mail the other day on what positions, or which titles are going to be done. Well, let me ask you a question So we'll go down here. I --

COUNCILMAN TROIANO: I'm sorry --

MR. MCDONOUGH: Clerk Labor.

COUNCILMAN TROIANO: We don't get to go line-by-line. We get the general idea. But -- so you were sent an e-mail a couple of days ago. Were you able to respond to it?

MR. MCDONOUGH: I had a conversation and I stated that we need to review them again.

COUNCILMAN TROIANO: Sir. Sir, I mean, --

MR. MCDONOUGH: There's four pages of titles here.

COUNCILMAN TROIANO: Okay. Are the Union -- is the Union expected to give their agreement, or is it just, here it is, take a look at it and consult?

MR. CHIARA: It's -- the traditional nature of it -- it's decided by the Board of Ethics who is in it. And it is discussed with the Union and reviewed with the Union. They don't have to give their approval. But as a practical matter, if the individual employee disagrees with it, the individual employee can go to the Board of Ethics, challenge it, ask for either a waiver or an exemption for the title, and the Board of Ethics can make another decision on it.

COUNCILMAN TROIANO: Yeah, but I doubt that many employees are aware of that. You know, when I was the -- Director of Operations here, I was not aware that I had that choice. I mean, I'm sure I would've lost that appeal, but I don't know that any employee is aware that they can do that. And I'm not sure I understand what the purpose --

MR. MCDONOUGH: I could unequivocally tell you we had labor management last week. As the Supervisor said, there is an avenue we're doing it. It was never brought up.

COUNCILMAN TROIANO: Okay.

MR. MCDONOUGH: That was a week ago.

COUNCILMAN TROIANO: Fine. But apparently, there's been a practice, if not a policy, if it's not in Town Code, to consult with the Union at least. And it doesn't sound -- although Mr. McDonough may have been sent the list, it doesn't sound like he was given a mechanism for giving his thoughts. So I don't -- you know, Mr. Chiara, you said that we could continue this. I heard some -- I saw -- not heard some -- I see some people agreeing with that.

COUNCILWOMAN LURVEY: Although --

COUNCILMAN TROIANO: Perhaps the Supervisor -- I'm not sure how to do this --

COUNCILWOMAN LURVEY: Although I would ask though, if I could interrupt, what is the consequence of continuing this? Does this -- does the existing list stay in place or is there no list in the interim?

MR. CHIARA: The filing doesn't need to be done until May 15, so there's time.

COUNCILWOMAN DALIMONTE: Okay. I do have a question. I wanted to know if -- could you take this list -- because I have it in front of me. And could you then put who is a policy maker and who is not? So the Board of Ethics, at least, can see that and they can determine. You know, I don't want to overrule the Board of Ethics, but I think they should be aware of who is a policy maker and who's not. And I think, in my personal opinion, I feel like the Board of Ethics should review this list. I don't know the last time it was reviewed. Does

the Board of Ethics should review this list. I don't know the last time it was reviewed. Does anyone know? So this could be from 1950. So I -- in my opinion, I feel like we should continue it. And the Board of Ethics should review it. And then the -- a Union should review it, as well.

COUNCILMAN TROIANO: Councilwoman Lurvey asked a legitimate question. What's the impact of continuing? You said we didn't -- the forms can be filed after you file, by May 15. Is that a State requirement or a Town requirement?

MR. CHIARA: That's a Town.

COUNCILMAN TROIANO: That's a Town, so we could move that if we wanted to. When is the next board meeting?

COUNCILWOMAN DALIMONTE: April 28.

COUNCILMAN TROIANO: So I think there's not really a lot of time because you really -- it sounds to me like we're going to need to extend the last filing date.

MR. CHIARA: Just so it's clear, whatever the previous resolution that was passed last year --

COUNCILMAN TROIANO: Would Stay in effect?

MR. CHIARA: -- is Still in effect. This is just adding -- and it's my understanding that no Union individuals were added on this last group.

COUNCILMAN TROIANO: Yes, my observation --

MR. CHIARA: It was actually new titles.

COUNCILMAN TROIANO: My observations -- my comments have not been based on the current listing. My comments are based on experience. Going back to last year and before that there are, seemingly to me -- there are many people that are on the list that are not, in my view, are not in the policy-making position. So -- but it seems like -- so my problem is that even the current list, I believe, has some people that shouldn't be on it. But they're gonna be required to fill out the form for May 15th, unless we move that date also. Not start over, but amend it, somehow. I don't think there's anything magical about May 15. I think it's something that the Town Board decided and we haven't moved in a long lot.

SUPERVISOR DESENA: So I guess we're considering continuing this until the April 28 Board meeting, knowing that we might have to extend the deadline for filing the financial disclosure form.

COUNCILMAN TROIANO: I would agree with that. I'm not sure how to word that, but --

SUPERVISOR DESENA: Because that'll be -- I mean, that -- it'll be -- that'll be a very short window, then if we approve a list on April 28.

COUNCILMAN TROIANO: And you know what? Can I just -- there's a rationale. The reason I'm concerned about it is a lot of very private information is asked for in the financial disclosure form.

COUNCILWOMAN DALIMONTE: Yes.

COUNCILMAN TROIANO: And my experience has been that some of that information is being asked of clerks who really are not in a policy-making position who now are in a position of

giving to an unknown body. And they don't know who in the Town is going to read it. Their personal financial information, as well as, not their own, but their family members as well. And so I think it's -- it takes -- it's worth taking some time to get this right. So that only those that are really -- that have the opportunity to impact and influence Town decisions. And we want to make sure that they're not co-opted by some conflict. I think we should really make sure we only capture those people, to the best that we were able to.

COUNCILWOMAN DALIMONTE: I agree.

SUPERVISOR DESENA: Okay, So we will --

COUNCILMAN WALSH: So who wrote this? Who wrote this?

SUPERVISOR DESENA: Right.

COUNCILMAN WALSH: Who wrote this? Do you know?

COUNCILWOMAN DALIMONTE: The Ethics? Didn't you just say the Board of Ethics?

COUNCILMAN WALSH: No, no.

SUPERVISOR DESENA: The new list that is the subject of this resolution.

MR. CHIARA: The list itself is an old document of -- the names that were added were some -- were the new titles, the exempt employees. Like for instance, some of the new titles that were were created in the last three months.

COUNCILMAN WALSH: And who wrote -- who decided who those people were?

MR. CHIARA: The Board of Ethics with consultation with the Town Attorney's Office.

COUNCILMAN WALSH: With you?

MR. CHIARA: Yes.

COUNCILMAN WALSH: All right.

MR. CHIARA: We write the resolution.

COUNCILMAN WALSH: Okay. That's what I wanted to know. You wrote the resolution.

MR. CHIARA: We write the -- the Town Attorney's Office writes the resolution for the Board of Ethics.

COUNCILMAN WALSH: And did you consult with anybody else, besides the Board of Ethics for this?

MR. CHIARA: Did I consult with anyone else?

COUNCILMAN WALSH: Yeah. Yeah.

MR. CHIARA: No.

COUNCILMAN WALSH: Okay.

MR. MCDONOUGH: Just one other comment, please, is that, if you look at the Ethics Code -- all right -- 16B, it names everybody in there that originally, when the law was adopted, or the code was adopted, who had to fill out ethics forms, Who had to file. And then in 16C, there are some other job descriptions that are in there and anybody that does that. Most of these people

that are on these four sheets aren't on that list in the Town Code. When you go onto the -- what is it, Code 360? If you go onto that, they're not even listed. It's listed in a resolutions in the Town Clerk's Office, and it's filed that way, so they're not even in the Code itself. Thank you.

SUPERVISOR DESENA: So how is the motion made?

MR. CHIARA: It's a motion that you'd continue. You would table the resolution.

SUPERVISOR DESENA: Okay.

MR. CHIARA: A motion to table the resolution.

SUPERVISOR DESENA: All right. I move to table the resolution.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

SUPERVISOR DESENA: I have to say I made a mistake at the beginning of the meeting when I said we were withdrawing item 49. I had a misnumbered agenda in front of me. So the item that I wish -- that we had agreed to withdraw was the next one. A resolution designating class b operators for the Town's underground storage tanks and setting an annual stipend.

CLERK SRIVASTAVA: That is 48?

SUPERVISOR DESENA: Yes.

CLERK SRIVASTAVA: Oh.

SUPERVISOR DESENA: So I apologize. And I'd like to withdraw that.

CLERK SRIVASTAVA: Okay. So 48 is out. So -- all right. So Item No. 49? A resolution authorizing certain supervisory arrangements concerning personnel of various departments in accordance with Chapter 16B of the Town Code.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?



COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

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

**RESOLUTION NO. 189 - 2022**

**A RESOLUTION AUTHORIZING CERTAIN SUPERVISORY ARRANGEMENTS CONCERNING PERSONNEL OF VARIOUS DEPARTMENTS IN ACCORDANCE WITH CHAPTER 16B OF THE TOWN CODE.**

**WHEREAS**, the Town has previously adopted Chapter 16B of the Town Code of the Town of North Hempstead entitled "Anti-Nepotism" (the "Anti-Nepotism Law"), which, among other things, prohibits Town officers and employees from supervising relatives employed by the Town; and

**WHEREAS**, the Anti-Nepotism Law allows officers and employees to supervise a relative with the approval of the Town Board; and

**WHEREAS**, the Acting Commissioner of the Department of Parks and Recreation (the "Commissioner") has requested that this Board authorize the following persons to work at the same locations as their relatives, even though their working at the same location may create an indirect supervisory relationship:

<u>Name</u>	<u>Title</u>	<u>Location</u>
Jada Battle	Lifeguard	Martin Reid Park
Jaden Battle	Attendant	Martin Reid Park
Katie Hopkins	Attendant	Michael J. Tully
Sara Hopkins	Attendant	Michael J. Tully
Daniel Mattei	Lifeguard	Whitney Pond
Joseph Mattei	Lifeguard	Michael J. Tully
Nisha Patel	Lifeguard	Michael J. Tully (she may not be working)
Ayesha Patel	Lifeguard Trainee	Michael J. Tully
Brigid Byrnes	Attendant	Manorhaven
Thomas Byrnes	Attendant	Manorhaven
Jennifer VanCott	Attendant	Manorhaven
Kate VanCott	Attendant	Manorhaven
John Alexander	Attendant	NHBP
Daniel Alexander	Rec Aide	Manorhaven

Jack Gallagher	Lifeguard	Manorhaven
Zachary Gallagher	Laborer	NHBP
Andrew Koubek	Lifeguard	Harbor Hills
Jack Koubek	Lifeguard	Harbor Hills
Jared Morales	Lifeguard	Manorhaven
Matthew Morales	Lifeguard	Manorhaven
Sari Morales	Attendant	Manorhaven
Samantha Sanger	Lifeguard	Manorhaven
Victoria Sanger	Lifeguard	Manorhaven
Warren Sanger	Lifeguard	Manorhaven
Caitlin Shaub	Lifeguard	Manorhaven
Gordon Shaub	Lifeguard	Manorhaven
Cameron Murray	Attendant	Clinton G Martin
Tyronza Murray	Executive Dir/D.C.	YWCCC/Parks
Margaret Salerno	Rec Aide	Tully
Kayla Salerno	Rec Aide	Manorhaven
Russell Smith	Laborer	Tully
Virginia Smith	Admin. Officer	Human Resources/Town Hall 1
Samuel Callender	Laborer	NHBP
Travis Sandy	Laborer	Highway/Northside Yard

; and

**WHEREAS**, the Acting Commissioner has represented to this Board that allowing these indirect supervisory arrangements to exist is essential to the successful operation of the Town's parks and pools for the summer season and that any indirect supervision will be minor and will not involve the formation or execution of policy at the Town's parks and pools; and

**WHEREAS**, the Town Board finds it in the best interests of the Town to authorize the above persons to work at the same locations as their relatives as described above, in accordance with the authority given to it under the Anti-Nepotism Law.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the indirect supervisory arrangements described in this resolution be and hereby are authorized; and be it further

**RESOLVED** that the Town Board's authorization as described in this Resolution shall expire September 15, 2022.

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

**Ayes:** Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

**Nays:** None.

**Absent:** Councilperson Adhami.

cc: Town Attorney

Comptroller

Parks and Recreation

CLERK SRIVASTAVA: Thank you. Item No. 50. A resolution amending resolution No. 131-2022, adopted March 10, 2022, authorizing the execution of an agreement with Scuderia 110, for the use of a Port Washington Public Parking District parking lot for a car show.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: 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. 190 - 2022**

**A RESOLUTION AMENDING RESOLUTION NO. 131-2022, ADOPTED MARCH 10, 2022, AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH SCUDERIA110 FOR THE USE OF A PORT WASHINGTON PUBLIC PARKING DISTRICT PARKING LOT FOR A CAR SHOW.**

**WHEREAS**, pursuant to Resolution No. 131-2022, duly adopted on March 10, 2022 (the "Resolution"), the Town Board, on behalf of the Port Washington Public Parking District (the "District"), authorized the execution of a license agreement with Scuderia110 to allow the use of District Lot 11 to hold a car show on March 20, 2022 between 10:00 am and 2:00; and

**WHEREAS**, the Commissioner of the Town of North Hempstead's Department of Public Safety has requested that the Resolution be amended to authorize the license agreement to be executed with the JJAK21 Corp. d/b/a Scuderia110 (the "Amendment"); and

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

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Resolution be and hereby is amended to reflect the Amendment.

Dated: Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Public Safety

CLERK SRIVASTAVA: Item No. 51. A resolution amending the resolution No. 37-2022, adopted January 20, 2022, authorizing the award of a bid for Copier Leases.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

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

**RESOLUTION NO. 191 - 2022**

**A RESOLUTION AMENDING RESOLUTION NO. 37-2022, ADOPTED JANUARY 20, 2022, AUTHORIZING THE AWARD OF A BID FOR COPIER LEASES.**

**WHEREAS**, pursuant to Resolution No. 37-2022, duly adopted on January 20, 2022, the Town Board authorized the award (the "Award") of a bid for copier leases (TNH263R-2021) to Ricoh USA, Inc., 300 Eagleview Boulevard #200, Exton, PA 19341 (the "Resolution"); and

**WHEREAS**, it has been requested that the Resolution be amended to (i) clarify that the Award incorrectly included a manufacturer's rebate to the Town in the amount of \$8,000.00 (the "Rebate") and therefore the Award should be amended to reflect the pre-rebate amount of \$4,916.82 per quarter not \$4,516.20 per quarter as authorized by the Resolution; and (ii) to authorize the preparation and submission of documents necessary to apply for the Rebate upon delivery of the copiers (the "Amendment").

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Resolution be and hereby is amended to reflect the Amendment; and be it further

**RESOLVED** that the Board hereby authorizes and directs the Supervisor or her designee to execute any and all documents necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Town Attorney is hereby authorized and directed to negotiate and supervise the execution of any documentation, and to take such related action as may be necessary to effectuate the foregoing.

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

**Ayes:** Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

**Nays:** None.

**Absent:** Councilperson Adhami.



cc: Town Attorney

CLERK SRIVASTAVA: Item No. 52. A resolution amending the Resolution No. 644-2021, adopted November 18, 2021, accepting gifts to the town pursuant to Town Law Section 64.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: 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. 192 - 2022**

**A RESOLUTION AMENDING RESOLUTION NO. 644-2021, ADOPTED NOVEMBER 18, 2021, ACCEPTING GIFTS TO THE TOWN PURSUANT TO TOWN LAW SECTION 64.**

**WHEREAS**, pursuant to Resolution No. 644-2021, duly adopted on November 18, 2021, the Town Board authorized the acceptance of a gift of \$1,800 from the Kaywood Family for the purchase of a commemorative bench at Town Dock (the "Resolution"); and

**WHEREAS**, it has been requested that the Resolution be amended to correct the amount of the gift from \$1,800 to \$1,100 and the location for the commemorative bench to Plandome Pond Park (the "Amendment").

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Resolution be and hereby is amended to reflect the Amendment; and be it further

**RESOLVED** that the Office of the Comptroller is hereby authorized and directed to take such action as may be necessary to effectuate the foregoing.

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

**Ayes:** Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

**Nays:** None.

**Absent:** Councilperson Adhami.

**cc:** Town Attorney

CLERK SRIVASTAVA: Item No. 53. A resolution amending resolution No. 645-2021, adopted November 18, 2021, authorizing supplemental budget appropriations pursuant to Town Law Section 112.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: 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. 193 - 2022**

**A RESOLUTION AMENDING RESOLUTION NO. 645-2021, ADOPTED NOVEMBER 18, 2021, 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**, pursuant to Resolution No. 645-2021, duly adopted on November 18, 2021 (the "Resolution"), the Board authorized a supplemental appropriation as follows in the amount of \$1,800.00 to be recorded in revenue line A.2705 with the offsetting expense for the appropriation to be recorded to expense code A.05.7184.4753 for the procurement of a commemorative bench at the Town Dock with the remainder, if any, to be used to support the Department of Parks and Recreation; and

**WHEREAS**, the Acting Commissioner of the Department of Parks and Recreation has requested that the Town Board amend the Resolution to correct the amount of the supplemental appropriation from \$1,800 to \$1,100 and the expense code to be corrected to A.05.7111.4743 for a commemorative bench at Plandome Pond 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 Amendment.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Resolution be and hereby is amended to reflect the Amendment; and be it further

**RESOLVED** that the Office of the Comptroller is hereby authorized and directed to take such action as may be necessary to effectuate the foregoing.

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney    Comptroller    Town Clerk

CLERK SRIVASTAVA: Item No. 54. A resolution. Okay. Should I read it first? Item No. 55, offering various resolutions No. 54 through 54-4 and 54-7 through 54-113, 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.

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

CLERK SRIVASTAVA: Oh, we have a card on this.

SUPERVISOR DESENA: Sorry, we have a card.

CLERK SRIVASTAVA: Sorry, yeah. Tom McDonough.

MR. MCDONOUGH: Did I just hear that two of them were taken out? I couldn't -- I really couldn't hear it. There was a lot of noise on the mic -- said something about No. 7?

CLERK SRIVASTAVA: I think 9 --

MR. MCDONOUGH: No, 54-7. There's no changes to this, right?

CLERK SRIVASTAVA: 54-7.

MR. MCDONOUGH: To the employment reso? Or there is?

CLERK SRIVASTAVA: 54-4 and 54-7.

COUNCILMAN TROIANO: There wasn't a change made tonight, no.

MR. MCDONOUGH: But she just said 54-4 and 54-7.

COUNCILMAN TROIANO: I see Tom's point and maybe we'll get some clarity after this, Tom.

MR. MCDONOUGH: Okay.

COUNCILMAN TROIANO: And I don't know quite how to do this, but I'd like to make a -- Supervisor DeSena made a motion already, but I'd like to make a motion to go in executive session to discuss items of personnel which I believe was --is permissible under New York State Open Meetings Law. And I anticipate that we'd be in executive session for just 15 minutes, if I can I can do that. I'm not quite sure how to do that, now that Supervisor has made a motion already.

SUPERVISOR DESENA: I'll move to

COUNCILMAN TROIANO: Withdraw maybe?

SUPERVISOR DESENA: No. Okay. Withdraw that and go into executive session.

COUNCILMAN TROIANO: Can we do it that way?

MR. CHIARA: Yes.

COUNCILMAN TROIANO: Thank you. And just to be clear, I think the state -- I know I've said it, but I think the Supervisor has to state that it's for reasons of personnel --

SUPERVISOR DESENA: Okay.

COUNCILMAN TROIANO: And that it only be for 15 minutes.

SUPERVISOR DESENA: Okay. Move that we go into executive session for 15 minutes to

discuss matters of personnel. Madam Clerk, can you call the vote?

CLERK SRIVASTAVA: Yes. Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

(Whereupon, the Town Council went into executive session.)

COUNCILMAN TROIANO: And Mr. McDonough was making a comment when we left.

COUNCILWOMAN DALIMONTE: I wanna get a red carpet for him.

MR. MCDONOUGH: Red carpet forme? Please don't. So Tom McDonough, CSEA Union President. So -- and I know that the hours in the resolution -- it's telling me that these people are going from part-time hours to seasonal hours, which is, they're going from 20 hours a week to 40 hours a week. They're still making \$45 an hour as a part-time cashier and a part-time clerk typist. Well over what our cashiers -- our full-time employees make. I just want to point it out. Every time we turn around and look, I got a rec aide that's make it \$25 an hour. My full-time rec aides don't make \$25 an hour. And they work hard. My clerks that -- my clerks, my cashiers, they all work hard. Go across the street where most of our cashiers are, because this cashier doesn't even work across the street. This cashier works in the controller's office. But go across the street during the tax crunch and people are working nonstop all day long. So I'm just trying to point out that, you know, we're paying part-time people way more than we're paying our full-time people. Thank you. Hopefully that's the last time I come up there.

SUPERVISOR DESENA: Okay. Are we ready to move? Madam Clerk, you wanna call --

CLERK SRIVASTAVA: Yes.

SUPERVISOR DESENA: -- the item again?

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: I vote aye on items --

CLERK SRIVASTAVA: Yeah, the motion.

MR. CHIARA: Sir, she read the offer.

COUNCILMAN TROIANO: I thought she read that before.



SUPERVISOR DESENA: Okay. Okay, I offer the resolution and move for its adoption.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: I vote aye on items, No.'s 54-1 to 51-4. I'm sorry. I think this is written incorrectly. I vote aye on item No.'s 54-1 to 54-4 and 54-7 to 54-113.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: I vote aye on items 54-1 through 54-4 and 54-7 through 54-113.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Yes, I vote aye on items No. 54-1 through 54-4 and 54-7 through 54-113.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: I vote aye on item No.'s 54-1 through 54-4 and 54-7 through 54-113.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: I vote aye on items 54-1 through 54-4 -- no, sorry. I knew I was going to be the one that --

COUNCILMAN ZUCKERMAN: You were doing good.

COUNCILWOMAN DALIMONTE: Okay. I vote aye on items No.'s 54-1 through 54-4 and 54-7 through 54-113 .

CLERK SRIVASTAVA: Thank you. Supervisor DeSena?

SUPERVISOR DESENA: I vote aye. On items 54-1 through 54-4 and 54-7 through 54-113.

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

**RESOLUTION NO. 194 - 2022**

**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**, 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 the below resolutions; and

**WHEREAS**, that employments, appointments, transfers, adjustments, corrections, changes in grade or salary, and/or terminations (the "Employment Actions") that have been adopted are subject to completion of paperwork and civil service approval and are subject to the rules and regulations of the Nassau County Civil Service Commission and New York State Civil Service Law; and be it further

**WHEREAS**, that the term of appointment and employment of any person to an exempt position shall be at the pleasure of the Town Board.

**WHEREAS**, this Board finds it to be in the best interest of the Town to authorize the Employment Actions as follows:

**RESOLVED**

cc: Town Attorney Human Resources

Resolution No. 194 - 1

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves the full-time hire of Joshua Aikens to the position of Maintenance Mecahnnc Trainee in the Department of Parks & Rrcreation – YWCCC at the rate of pay of \$24.69 hourly/ \$51.356 annually at Grade 12, Step 1 effective 4/2/2022.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 – 2

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves the full-time hire of John Giordano to the position of full-time Deputy Receiver of Taxes in the Receiver of Taxes Department at a rate of pay of \$4,307.69 bi-weekly/\$112,000 annually effective 4/2/2022.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 – 3

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves the title change of Emanuel Bateman to the position of Maintenance Mechanic 1 – Painter Specialty in the Administrative Services Department at a rate of pay of \$28.20 hourly/ \$58,658 annually at Grade 13, Step 6.5 effective 2/19/2022.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 – 4

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves the grade, step and salary correction of Isiah Burrus in the position of Duplicating Machine Operator II in the Administrative Services Department at a rate of pay of \$1,924 bi-weekly/\$51,356 annually at Grade 12, Step 1 effective 3/7/2022.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.  
Absent: Councilperson Adhami.

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Resolution No. - 5  
Intentionally left blank

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Resolution No. – 6  
Intentionally left blank

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Resolution No. 194 - 7  
The following resolution was offered by the Town Board:  
BE IT RESOLVED, that the Town Board hereby approves the grade, step and salary change of Marcello Veltri to the position of Equipment Operator I in the Department of Highways at a rate of pay of \$25.33 hourly/\$52,689 annually at Grade 13, Step 1 effective 2/19/2022.  
Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.  
Nayes: None.  
Absent: Councilperson Adhami.

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Resolution No. 194 - 8  
The following resolution was offered by the Town Board:  
BE IT RESOLVED, that the Town Board hereby approves the grade, step and salary change of Joseph O’Neill to the position of Maintenance Mechanic Trainee in the Dept. of Parks & Recreation – Tully Park at a rate of pay of \$24.69 hourly/ \$51,356 annually at Grade 12, Step 1 effective 4/2/2022.  
Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.  
Nayes: None.  
Absent: Councilperson Adhami.

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Resolution No. 194 - 9  
The following resolution was offered by the Town Board:  
BE IT RESOLVED, that the Town Board hereby approves the grade, step and salary change of David Biggers to the position of Solid Waste Disposal Facility Attendant in the Solid Waste Management Department at a rate of pay of \$25.33 hourly/ \$52, 689 annually at Grade 13, Step 1 effective 4/16/2021.  
Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.  
Absent: Councilperson Adhami.

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Resolution No. 194 - 10

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves the grade, step and salary change of Joseph Kisarewski to the position of Solid Waste Disposal Facility Attendant in the Solid Waste Management Department at a rate of pay of \$25. 59 hourly/ \$53,231 annually at Grade 13, Step 1.5 effective 4/16/2021.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 11

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves the merit raise of Jennifer Bryson in the position of PSO I in the Dept. of Parks & Recreation - Parks Pub. Saf. to a rate of pay of \$25.52 hourly / \$53,075 annually effective 4/2/2022.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 12

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves the merit raise of Peter S. Crocitto in the position of Groundskeeper 1 in the Dept. of Parks & Recreation - Gerry Pond Park to a rate of pay of \$39.13 hourly / \$81,391 annually effective 4/2/2022.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 13

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves the merit raise of Joseph DePinto in the position of Laborer 1 in the Dept. of Parks & Recreation – NHBP to a rate of pay of \$25.31 hourly / \$52,645 annually effective 4/2/2022.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 14

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves the merit raise of Raymond C. Jones in the position of Laborer 1 in the Dept. of Parks & Recreation – NHBP at a rate of pay of \$24.41 hourly / \$50,763 annually effective 4/2/2022.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 15

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves the merit raise of Karen Brocke in the position of Clerk Typist 2 in the Department of Public Safety at a rate of pay of \$2,214.20 bi-weekly / \$57,570 annually effective 4/2/2022.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 16

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves the merit raise of Silmara Maricano in the position of Parking Meter Servicer in the Department of Public Safety at a rate of pay of \$30.03 hourly / \$62,454 annually effective 4/2/2022.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 17

The following resolution was offered by the Town Board:

**BE IT RESOLVED**, that the Town Board hereby approves the merit raise of Vishak Thomas in the position of Traffic Engineer 1 in the Department of Highways – Traffic & Safety (DPW) at a rate of pay of \$2937.50 bi-weekly/ \$76,375 annually effective 4/2/2022.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 18

The following resolution was offered by the Town Board:

**BE IT RESOLVED**, that the Town Board hereby approves the salary change of Patricia Olive in the position of Sec. to Commission of Public Works in the Street Lighting District (DPW) at a rate of pay of \$1778.04 bi-weekly/ \$46,229 annually effective 4/2/2021.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 19

The following resolution was offered by the Town Board:

**BE IT RESOLVED**, that the Town Board hereby approves the merit raise of Nicholas Jorgensen in the position of Solid Waste Disposal Facility Attendant in the Solid Waste Management at a rate of pay of \$27.42 hourly / \$57,028 annually effective 4/16/2021

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 20

The following resolution was offered by the Town Board:

**BE IT RESOLVED**, that the Town Board hereby approves the merit raise of Luciano Caputo in the position of Senior Maintainer in the Solid Waste Management at a rate of pay of \$39.64 hourly/ \$82,450 annually effective 4/16/2021.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 21

The following resolution was offered by the Town Board:

**BE IT RESOLVED**, that the Town Board hereby approves the new hire of Ayesha Patel to the position of PT Lifeguard Trainee in the Department of Parks & Recreation – Tully Park at a rate of pay of \$16.00 hourly effective 4/2/2022.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 22

The following resolution was offered by the Town Board:

**BE IT RESOLVED**, that the Town Board hereby approves the new hire

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 23

The following resolution was offered by the Town Board:

**BE IT RESOLVED**, that the Town Board hereby approves the new hire

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 24

The following resolution was offered by the Town Board:

**BE IT RESOLVED**, that the Town Board hereby approves the new hire

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 25

The following resolution was offered by the Town Board:

**BE IT RESOLVED**, that the Town Board hereby approves the new hire

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.



Absent: Councilperson Adhami.

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Resolution No. 194 - 26

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves the new hire

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 27

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves the new hire

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 28

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves the new hire

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 29

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves the new hire

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 30

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves the new hire

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 31

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves the new hire of Orlando Ward to the position of Seasonal Laborer 1 in the Department of Parks & Recreation – Martin “Bunky” Reid park at a rate of pay of \$21.00 hourly effective 5/1/2022.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 32

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves the part-time employee Tami-Secunda-Kramer in the title of Cashier 1 P/T to work seasonal hours effective 5/1/2022 in the Comptroller’s Office at a rate of pay of \$45.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 33

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves the part-time employee Jeannie Chang in the title of Clerk Typist 1 P/T to work seasonal hours effective 5/1/2022 in the Comptroller’s Office at a rate of pay of \$45.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 34

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves the part-time employee Kyle Zhu in the title of Administrative Intern to work seasonal hours effective 5/1/2022 in the Comptroller's Office at a rate of pay of \$16.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 35

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves the part-time employee Cynthia Elliot in the title of Rec Aide to work seasonal hours effective 4/30/2022 in the Dept. of Parks & Recreation – YWCCC at a rate of pay of \$25.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 36

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves the part-time employee Christopher Fay to the title of Rec Aide to work seasonal hours effective 4/30/2022 in the department of Parks & Recreation – Manorhaven Beach Park at a rate of pay of \$17.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 37

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves the part-time employee Malachi rose to the title of Laborer 1 to work seasonal hours effective 4/30/2022 in the Department of Parks & Recreation – Martin “Bunky” Reid Park at a rate of pay of \$15.50 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 38

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves the part-time employee Melinda Sergi to the title of Laborer 1 to work seasonal hours effective 4/30/2022 in the Department of Parks & Recreation – Clark Gardens at a rate of pay of \$15.50 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 39

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves the part-time employee Kendall Krasinski to the title of Rec Aide to work seasonal hours effective 4/30/23022 in the Dept. of Parks and Recreation – NHBP at a rate of pay of \$17.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 40

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves the part-time employee Hollyann Anglin in the title of Rec Aide to work seasonal hours effective 4/30/2022 in the Dept. of Parks & Recreation – YWCCC to a rate of pay of \$21.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 41

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves the part-time employee Jack Kiley in the title of Rec Aide to work seasonal hours effective 4/30/2022

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 42

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves the part-time employee Scott McClellan in the title of Attendant to work seasonal hours effective in the Dept. of Parks & Recreation – Tully Park to a rate of \$16.50 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 43

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves the part-time employee Pia Santodonato-Schnauer in the title of Lifeguard 1 to work seasonal hours effective 4/30/2022 in the Dept. of Parks and Recreation – Tully Park to a rate of pay of \$25.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 44

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves the returning employee Francesco Barilla in the title of Laborer 1 to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – Fuschillo to a rate of pay of \$15.50 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 45

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee William Birkdale in the title of Lifeguard 1 to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – CGM to a rate of pay \$18.25 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 46

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Nolan Blaise in the title of Lifeguard 1 to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – Tully Park to a rate of pay of \$18.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 47

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Laura Chu in the title of Lifeguard I to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – Harbor Hills to a rate of pay of \$17.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 48

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Shue-Uong Chu in the title of Lifeguard I to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation -NHBP to a rate of pay of \$18.50 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 49

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Kelly Chau in the title of Lifeguard I to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – Harbor Hills to a rate of pay of \$16.50 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 50

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Zoe Cotronis in the title of Lifeguard I to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – Manorhaven Beach Park to a rate of pay of \$18.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 51

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Nicole Fee in the title of Lifeguard II to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – CGM to a rate of pay of \$24.50 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 52

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Ronan Fitzgerald in the title of Lifeguard I to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – CGM to a rate of pay of \$17.75 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 53

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Michaela Giura in the title of Lifeguard I to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – Tully Park to a rate of pay pf \$16.50 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 54

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Hudson Greenburg in the title of Lifeguard I to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – Manorhaven Beach Park to a rate of pay of \$16.50 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 55

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Eric Kern in the title of Lifeguard I to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – NHBP to a rate of pay of \$22.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 56

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Kasey Kennedy in the title of Lifeguard I to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – CGM to a rate of pay of \$18.25 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 57

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Andrew Koubek in the title of Lifeguard I to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – Harbor Hills to a rate of pay of \$17.75 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 58

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Jack Koubek in the title of Lifeguard I to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – Harbor Hills to a rate of pay of \$17.75 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 59

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Daniel Mattei in the title of Lifeguard I to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – Whitney Pond Park to a rate of pay of \$17.75 hourly.



Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 60

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Jared Morales in the title of Lifeguard I to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – Manorhaven Beach Park to a rate of pay of \$18.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 61

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Matthew Morales in the title of Lifeguard I to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – Manorhaven Beach Park to a rate of pay of \$18.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 62

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Victoria Sanger in the title of Lifeguard I to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – Manorhaven Beach Park to a rate of pay of \$19.25 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 63

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Warren Sanger in the title of Lifeguard I to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – Manorhaven Beach Park to a rate of pay of \$16.50 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 64

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Claire Schick in the title of Lifeguard I to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – Manorhaven Beach Park to a rate of pay of \$16.50 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 65

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Caitlin Shaub in the title of Lifeguard I to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – Manorhaven Beach Park to a rate of pay of \$17.75 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 66

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Caitlin Shaub in the title of Lifeguard I to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – Manorhaven Beach Park to a rate of pay of \$18.25 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 67

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Russell Smith in the title of Laborer I to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – Tully Park to a rate of pay of \$15.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 68

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Sara Aronov in the title of Attendant to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – Tully Park to a rate of pay of \$15.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 69

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Jaden Battle in the title of Attendant to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – Martin "Bunky" Reid Park to a rate of pay of \$15.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 70

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Isabella Bigeni in the title of Attendant to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – Tully Park to a rate of pay of \$15.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 71

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Brigid Byrnes in the title of Attendant to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – Manorhaven Beach Park to a rate of pay of \$15.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 72

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Thomas Byrnes in the title of Attendant to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – Manorhaven Beach Park to a rate of pay of \$15.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 73

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Adam Callender in the title of Attendant to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – Manorhaven Beach Park to a rate of pay of \$15.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 74

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Chloe Chang in the title of Lifeguard I to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – Martin "Bunky" Reid Park to a rate of pay of \$16.50 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 75

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Troy Dorizas in the title of Attendant to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – NHBP to a rate of pay of \$15.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 76

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Derick Fonseca Dorizas in the title of Attendant to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – Manorhaven Beach Park to a rate of pay of \$15.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 77

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Jack Gallagher in the title of Lifeguard Trainee to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – Manorhaven Beach Park to a rate of pay of \$15.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 78

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Katie Hopkins in the title of Attendant to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – Tully Park to a rate of pay of \$15.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 79

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Sara Hopkins in the title of Attendant to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – Tully Park to a rate of pay of \$15.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 80

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Jack Jacobs in the title of Attendant to work seasonal hours effective 5/1/2022 in the Dept. of Parks & Recreation – NHBP to a rate of pay of \$15.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 81

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Harrison Owens in the title of Attendant to work seasonal hours effective 5/1/2022 in the Dept of Parks & Recreation – Manorhaven Beach Park to a rate of pay of \$15.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 82

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Demetris Panouis in the title of Attendant to work seasonal hours effective 5/1/2022 in the Dept of Parks & Recreation – Tully Park to a rate of pay of \$15.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 83

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Jennifer VanCott in the title of Attendant to work seasonal hours effective 5/1/2022 in the Dept of Parks & Recreation – Manorhaven Beach Park to a rate of pay of \$15.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 84

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Kate VanCott in the title of Attendant to work seasonal hours effective 5/1/2022 in the Dept of Parks & Recreation – Manorhaven Beach Park to a rate of pay of \$15.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 85

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Sydney Venezia-Livingston in the title of Attendant to work seasonal hours effective 5/1/2022 in the Dept of Parks & Recreation – Manorhaven Beach Park to a rate of pay of \$15.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 86

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Eileem Lusardi in the title of Rec Aide to work seasonal hours effective 5/1/2022 in the Dept of Parks & Recreation – Manorhaven Beach Park to a rate of pay of \$18.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 87

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Christopher Szynwald in the title of Lifeguard I to work seasonal hours effective 5/1/2022 in the Dept of Parks & Recreation – Whitney Pond Park to a rate of pay of \$17.75 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 88

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Daniel Velsor in the title of Lifeguard I to work seasonal hours effective 5/1/2022 in the Dept of Parks & Recreation – Tully to a rate of pay of \$16.50 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 89

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Zachary Gallagher in the title of Laborer I to work seasonal hours effective 5/1/2022 in the Dept of Parks & Recreation – NHBP to a rate of pay of \$15.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 90

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Tamar Levy in the title of Attendant to work seasonal hours effective 5/1/2022 in the Dept of Parks & Recreation – Manorhaven Beach Park to a rate of pay of \$15.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 91

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Cameron Murray in the title of Attendant to work seasonal hours effective 5/1/2022 in the Dept of Parks & Recreation – CGM to a rate of pay of \$15.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 92

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Jada Battle in the title of Lifeguard I to work seasonal hours effective 5/1/2022 in the Dept of Parks & Recreation – Martin "Bunky" Reid Park to a rate of pay of \$16.50 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 93

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Caroline Brandvold in the title of Rec Aide to work seasonal hours effective 5/1/2022 in the Dept of Parks & Recreation – Manorhaven Beach Park to a rate of pay of \$16.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 94

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Jack Gallagher in the title of Lifeguard I to work seasonal hours effective 5/1/2022 in the Dept of Parks & Recreation – Manorhaven Beach Park to a rate of pay of \$16.50 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 95

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Melissa Hernandez in the title of Rec Aide to work seasonal hours effective 5/1/2022 in the Dept of Parks & Recreation – NHBP to a rate of pay of \$17.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.



Absent: Councilperson Adhami.

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Resolution No. 194 - 96

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Brandon Mathew in the title of Rec Aide to work seasonal hours effective 5/1/2022 in the Dept of Parks & Recreation – Whitney Pond Park to a rate of pay of \$16.50 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 97

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Joseph Mattei in the title of Lifeguard I to work seasonal hours effective 5/1/2022 in the Dept of Parks & Recreation – Tully to a rate of pay of \$16.50 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 98

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Paz Wysoki in the title of Lifeguard I to work seasonal hours effective 5/1/2022 in the Dept of Parks & Recreation – Harbor Hills to a rate of pay of \$16.50 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 99

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Mai Zilka in the title of Lifeguard I to work seasonal hours effective 5/1/2022 in the Dept of Parks & Recreation – Harbor Hills to a rate of pay of \$16.50 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 100

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Kayla Salerno in the title of Rec Aide to work seasonal hours effective 5/1/2022 in the Dept of Parks & Recreation – Manorhaven Beach Park to a rate of pay of \$18.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 101

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Thomas Rubinic in the title of Rec Aide to work seasonal hours effective 5/1/2022 in the Dept of Parks & Recreation – CGM to a rate of pay of \$16.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 102

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Samantha Pugliese in the title of Lifeguard I to work seasonal hours effective 5/1/2022 in the Dept of Parks & Recreation – Manorhaven Beach Park to a rate of pay of \$20.50 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 103

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Amanda Fishkin in the title of Rec Aide to work seasonal hours effective 5/1/2022 in the Dept of Parks & Recreation – Harbor Hills to a rate of pay of \$16.50 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 104

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Alexander Sarbanes in the title of Lifeguard 1 to work seasonal hours effective 5/1/2022 in the Dept of Parks & Recreation – Tully Park to a rate of pay of \$16.50 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 105

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Margaret Salerno in the title of Rec Aide to work seasonal hours effective 5/1/2022 in the Dept of Parks & Recreation – Tully Park to a rate of pay of \$18.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 106

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Daniel Alexander in the title of Rec Aide to work seasonal hours effective 5/1/2022 in the Dept of Parks & Recreation – Manorhaven Beach Park to a rate of pay of \$16.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 107

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Maxwell Meehan in the title of Rec Aide to work seasonal hours effective 5/1/2022 in the Dept of Parks & Recreation – Manorhaven Beach Park to a rate of pay of \$16.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 108

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves returning employee Joanne Kubat in the title of Rec Aide to work seasonal hours effective 5/1/2022 in the Dept of Parks & Recreation – NHBP to a rate of pay of \$18.00 hourly.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 109

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board hereby approves termination of Alexandra Gilles in the title of Attendant P/T in the 311 Call Center effective 3/15/2022.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nayes: None.

Absent: Councilperson Adhami.

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Resolution No. 194 - 110

The following resolution was offered by the Town Board:

**BE IT RESOLVED**, that the Town Board hereby approves resignation of Marcus Cavalli in the title of Laborer 1 in the Administrative Services Department effective 3/18/2022.

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

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CLERK SRIVASTAVA: Thank you. Item No. 55. A resolution authorizing the approval of points for the Length of Service Award Program for the Floral Park Centre Fire Company Inc., for the year 2021.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

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

**RESOLUTION NO. 195 - 2022**

**A RESOLUTION AUTHORIZING THE APPROVAL OF POINTS FOR THE LENGTH OF SERVICE AWARD PROGRAM FOR THE FLORAL PARK CENTRE FIRE COMPANY, INC. FOR THE YEAR 2021.**

**WHEREAS**, the Town of North Hempstead (the "Town") is the sole sponsor of the Floral Park Centre Fire Company Inc. (the "Floral Park Centre Fire Company") Length of Service Award Program established pursuant to Article 11-A of the General Municipal Law (the "Floral Park Centre LOSAP"); and

**WHEREAS**, the Floral Park Centre Fire Company has submitted to the Office of the Comptroller (the "Comptroller") a certified list of the service points earned by its members for the Floral Park Centre LOSAP during the 2021 calendar year (the "Service Points"); and

**WHEREAS**, as the sponsor of the Floral Park Centre LOSAP, the Town is required to approve the Service Points prior to the members receiving benefits under the plan; and

**WHEREAS**, the Comptroller has recommended the approval of the Service Points as submitted; and

**WHEREAS**, the Town Board wishes to authorize and approve the Service Points as recommended by the Comptroller.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Town Board hereby authorizes and approves the Service Points and directs the Supervisor and the Comptroller to take such other action as may be necessary to effectuate the foregoing.

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

**Ayes:** Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

**Nays:** None.

Absent: Councilperson Adhami.

cc: Town Attorney    Comptroller

CLERK SRIVASTAVA: Item 56. A resolution authorizing the approval of points for the Length of Service Award Program for the Albertson Hook & Ladder, Engine & Hose Company No., for the year 2021.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: 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. 196 - 2022**

**A RESOLUTION AUTHORIZING THE APPROVAL OF POINTS FOR THE LENGTH OF SERVICE AWARD PROGRAM FOR THE ALBERTSON HOOK & LADDER, ENGINE & HOSE COMPANY NO. FOR THE YEAR 2021.**

**WHEREAS**, the Town of North Hempstead (the “Town”) is the sole sponsor of the Albertson Hook & Ladder, Engine & Hose Company No. 1 (the “Albertson Fire Company”) Length of Service Award Program established pursuant to Article 11-A of the General Municipal Law (the “Albertson LOSAP”); and

**WHEREAS**, Albertson Fire Company has submitted to the Office of the Comptroller (the “Comptroller”) a certified list of the service points earned by its members for the Albertson LOSAP during the 2021 calendar year (the “Service Points”); and

**WHEREAS**, as the sponsor of the Albertson LOSAP, the Town is required to approve the Service Points prior to the members receiving benefits under the plan; and

**WHEREAS**, the Comptroller has recommended the approval of the Service Points as submitted; and

**WHEREAS**, the Town Board wishes to authorize and approve the Service Points as recommended by the Comptroller.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Town Board hereby authorizes and approves the Service Points and directs the Supervisor and the Comptroller to take such other action as may be necessary to effectuate the foregoing.

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

**Ayes:** Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

**Nays:** None.

**Absent:** Councilperson Adhami.

cc: Town Attorney    Comptroller

CLERK SRIVASTAVA: Item No. 57.

SUPERVISOR DESENA: Madam Clerk, I'm withdrawing items 57 --

CLERK SRIVASTAVA: Okay.

SUPERVISOR DESENA: through --

CLERK SRIVASTAVA: 57 through --

SUPERVISOR DESENA: 63.

CLERK SRIVASTAVA: Through what?

SUPERVISOR DESENA: 63.

CLERK SRIVASTAVA: 63. All right.

COUNCILWOMAN DALIMONTE: No.

CLERK SRIVASTAVA: 63, right?

MR. CHIARA: It's 57 through 63.

COUNCILWOMAN DALIMONTE: So I have a different sheet.

COUNCILMAN WALSH: Okay. It's through 63.

COUNCILWOMAN DALIMONTE: I don't know why.

CLERK SRIVASTAVA: 57 to 63, right?

COUNCILMAN TROIANO: Correct.

CLERK SRIVASTAVA: All right. Thank you.

COUNCILWOMAN DALIMONTE: Okay. I have a different sheet. Can I have that? My sheet's wrong.

CLERK SRIVASTAVA: So we have item No. 64. A resolution authorizing the approving and payment of the claim against the Town of North Hempstead and authorizing and directing Deputy Comptroller of Deputy Comptroller --or Deputy Comptroller to pay the costs thereof.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

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

**RESOLUTION NO. 197 - 2022**

**A RESOLUTION AUTHORIZING AND APPROVING THE PAYMENT OF A CLAIM AGAINST THE TOWN OF NORTH HEMPSTEAD AND AUTHORIZING AND DIRECTING THE COMPTROLLER OR DEPUTY COMPTROLLER TO PAY THE COSTS THEREOF.**

**WHEREAS**, the Town Attorney has requested the approval of the Town Board for settlement and payment of claims as more particularly described herein below, for the reasons set forth in a memorandum to the Board on file in the Office of the Town Attorney; and

**WHEREAS**, the Board deems it to be in the best interests of the Town to approve the request of the Town Attorney.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the settlement and payment of the following claim, in the amount set forth herein, be and the same is approved by this Board in all respects:

<b><u>Claimant</u></b>	<b><u>File No.</u></b>	<b><u>Amount</u></b>
Doreen Severin v. TONH	TD-21-0104	\$250.00

**RESOLVED** that the Office of the Comptroller be and hereby is authorized and directed to pay the amount set forth above upon receipt of a properly executed and certified claim therefor.

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

**Ayes:**

**Ayes:** Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

**Nays:** None.

**Absent: Councilperson Adhami.**

**cc: Town Attorney    Comptroller**

CLERK SRIVASTAVA: Item No. 65. A resolution approving the action of the Fire-Medic Company No. 1, Port Washington, New York, in adding to membership Cullen Mealey.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: 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. 198 - 2022**

**A RESOLUTION APPROVING THE ACTION OF THE FIRE-MEDIC CO., NO. 1, PORT WASHINGTON, NEW YORK, IN ADDING TO MEMBERSHIP CULLEN MEALEY.**

**WHEREAS**, the Fire-Medic Co. No. 1, Port Washington, New York, has advised of adding Cullen Mealey to membership.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the action of the Fire-Medic Co. No. 1, 65 Harbor Rd, Port Washington, NY 11050, had advised of adding Cullen Mealey of 25 Locust Ave, Port Washington, NY 11050 to membership and the same hereby is approved and the Town Clerk directed to record their names in the Minutes of the Town Board.

**Dated:** Manhasset, New York

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

**Ayes:** Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

**Nays:** None.

**Absent:** Councilperson Adhami.

**cc:** Fire-Medic Co. No. 1    Town Attorney    Comptroller



CLERK SRIVASTAVA: Item No. 66. A resolution approving the action of the Flower Hill Hose Company No.1, Port Washington, New York in removing Nola Smith from membership.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: 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. 199 - 2022**

**A RESOLUTION APPROVING THE ACTION OF THE FLOWER HILL HOSE COMPANY, NO. 1, PORT WASHINGTON, NEW YORK, IN REMOVING NOLA SMITH FROM MEMBERSHIP.**

**WHEREAS**, the Flower Hill Hose Company, No. 1, Port Washington, New York, has advised of removing Nola Smith from membership.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the action of the Flower Hill Hose Company, No. 1, 12 Haven Avenue, Port Washington, New York, 11050 in removing Nola Smith from 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

March 31, 2022

The vote on the foregoing resolution was recorded as follows:

**Ayes:** Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

**Nays:** None.

**Absent:** Councilperson Adhami.

**cc:** Flower Hill Hose Co., No. 1    Town Attorney    Comptroller

CLERK SRIVASTAVA: We are done with the resolutions.

SUPERVISOR DESENA: Okay. Thank you, everybody. I move to adjourn.

CLERK SRIVASTAVA: Thank you. Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

SUPERVISOR DESENA: Oh, you have a --

MR. GAFFNEY: Yeah, I ran out of time before. Just a little thing. The Town of North Hempstead won a judgment against Nassau County for \$1.3 million back in 2016. Part of it was paid. I don't know what the balance was. There's a second lawsuit. Financially, I don't know if that's ever been paid. I'd like to know. Maybe we can research that or something. Was it tax? It was a tax issue with regards to the schools and stuff. North Hempstead wanted Nassau County pay back some of the 2016. I don't know if the entire amount was done. Maybe the Town Attorney --

SUPERVISOR DESENA: Can you leave those details with the Town Attorney and --

MR. O'BRIEN: Sure.

SUPERVISOR DESENA: --we can research that.

MR. GAFFNEY: Okay.

MR. CHIARA: We've spoken about it.

SUPERVISOR DESENA: Okay.

MR. GAFFNEY: So if you can find out about the second one, I'd appreciate it. Thank you.

SUPERVISOR DESENA: Okay, thank you.

CLERK SRIVASTAVA: May I have the vote to adjourn?

SUPERVISOR DESENA: I move to adjourn.

CLERK SRIVASTAVA: Thank you. Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Before we adjourn, I want to welcome John Giordano, our new Deputy Receiver of Taxes, who I believe is here with our Receiver. Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

CLERK SRIVASTAVA: Thank you.

SUPERVISOR DESENA: Thank you, everybody.

(At 9:25 p.m., the proceedings were concluded.)

*Rajani Srivastava*

Town Clerk