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TOWN OF NORTH HEMPSTEAD
TOWN BOARD PUBLIC HEARING

July 11, 2023 7:00 p.m.

COUNCIL MEMBERS PRESENT

JENNIFER DESENA	- Town Supervisor
ROBERT TRIOANO	-District 1 Councilman
PETER J. ZUCKERMAN	- District 2 Councilman
DENNIS J. WALSH	- District 3 Councilman
VERONICA A. LURVEY	- District 4 Councilwoman
DAVID A. ADHAMI	- District 5 Councilman
MARIANN DALIMONTE	- District 6 Councilwoman

ALSO PRESENT

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

PROCEEDINGS

SUPERVISOR DESENA: If we could all stand and raise our right hand for the Pledge.

(WHEREUPON, the Pledge of Allegiance was recited.)

SUPERVISOR DESENA: Good evening, everybody. Madam Clerk, will you please call the roll?

CLERK SRIVASTAVA: Good evening, everyone, Town of North Hempstead Town Board meeting, July 11th, 2023.

CLERK SRIVASTAVA: 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: Councilman Adhami?

COUNCILMAN ADHAMI: Here.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Here.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Here.

CLERK SRIVASTAVA: Thank you.

SUPERVISOR DESENA: Okay, we're going to start with 30 minutes of public comment, and I'll ask that people please keep it to three minutes because we do have a lot on our agenda tonight.

(WHEREUPON, there was 3 5 minutes of public comment.)

SUPERVISOR DESENA: So we will get into our regular agenda. Before we start, I would like to withdraw resolution number 61 which would have amended our Town Board Rules of Procedure to help bring openness and transparency to the process of crafting the Board's agenda each month. There's going to be some seats opening up. Currently, any Council member can submit a placeholder resolution without any details attached to it shrouding in secrecy the resolution until it legally has to be made available to the public, 24 hours before Board meetings. This placeholder process presents a problem where certain members of the Board and members of the public are intentionally left in the dark regarding the nature and legislative intent of a resolution. This month's calendar was a perfect example. At last weeks caucus meeting where we prepare over a dozen resolutions were without significant details that would allow Council members to make educated inquiries about them. Under this proposed amendment, no

placeholder resolutions would be allowed to be added to the Board's agenda without being substantially complete. The resolution would bring greater transparency to the public and sunlight to items being submitted to the Board's agenda which would not help educate our fellow members of the Board regarding the items we're considering but also would allow myself, as the chief budget officer of the Town, to better maintain Town expenditures, to ensure we keep in line with the Town budget. Despite all this, and upon further reflection, I'm withdrawing this resolution tonight because I've come to the conclusion that it alone will not be enough to bring true transparency to our agenda process. As such, I'll be resubmitting it next month as part of a package of transparency reforms at our next Board meeting, and now I will ask the clerk to please call Item 1.

CLERK SRIVASTAVA: Item number 1. A public hearing to consider --

SUPERVISOR DESENA: All right, I'm sorry, one more thing I have to announce now. Mr. Chiara, which one? 60-49, I think? Okay, also, before we start, I'm going to strike from the employee resolution Items number 6 8 -- what did you say? 68-49. That's it. Okay, 68-49. Thank you.

CLERK SRIVASTAVA: Item number 1. A public hearing to consider the application of Hillside Islamic Center for site plan review for the premises located at 300 Hillside Avenue, New Hyde Park and designated on the Nassau County Land and Tax Map as Section 8, Block 3, Lots 6, 11 and 13. We have a few cards on this. Dr. HW --

COUNCILMAN ADHAMI: Madam Clerk?

CLERK SRIVASTAVA: Yes?

COUNCILMAN ADHAMI: I do believe they have to present first.

CLERK SRIVASTAVA: Okay, do we have -- you can please wait, yeah, for the presentation.

COUNCILWOMAN DALIMONTE: Towards the Board.

MR. ARAKHAN: Good evening, my name is Samsudeen Arakhan, and I'm a member, a Board member of Hillside Islamic Center. So I want to explain, very quickly, what our proposed building and alteration looks like. Currently, as you can see, we have a second floor extending out into the parking lot and a new third floor right over the addition. But what I want to emphasize here is our proposed construction really focuses on safety and addressing community -- reducing community impact. So right now, we have a driveway that goes through the building, and it's a -- it creates a very dangerous condition because we have exit and entry doors on both sides of the driveway, so it's really a formula for an accident to happen at any time. I can just come over and point (indicating). Right here. So we propose, we propose to close off the driveway and all -- the entryway on Claussen Place will be eliminated and will have a new entrance to the parking lot on North 2nd Street. So if we can have the other -- So as you can see from this rendition, the second -- our proposed second story cantilevers over into the existing parking lot, and there's a new addition of a third floor on top of that. That doesn't exist right now, that's part of our proposed alteration. So the additional space is really to accommodate additional worshipers who are now gathering in the yard. So the impact to the community would be lessened by less noise, less people in the parking area during the prayer time and after the prayer is finished, everyone or more people will be accommodated inside. So the parking lot, if you can -- the proposed parking lot will have an increased capacity of approximately 50 percent, so we'll take an additional 15 cars, approximately 15 cars, off the streets and

accommodate them within the new expanded parking lot. Now this is --

COUNCILMAN WALSH: Excuse me. The parking lot will have 30 cars, 30 spaces; is that what you're saying?

MR. ARAKHAN: The current --

COUNCILMAN WALSH: No, not the current. If you have an additional -- if your applicant -- you're talking about an additional --15 additional spaces which totals 30?

MR. ARAKHAN: Total would be about 44. Thirty is current.

COUNCILMAN WALSH: Thirty is current, okay. Fifteen, all right, that's what I wanted to know.

MR. ARAKHAN: So it would have about 44 in total. So that's removal of an additional 14, 15 cars off the street to reduce impact to the neighbors, so that, in summary, that's what we propose, an additional space to get people off the parking lot that pray in the parking lot, get them within the building and to remove the additional parking lot to remove cars from the streets into the parking lot, so that we'll lessen the impact to our community, and we'll still -- we'll have volunteers who are in designated Hillside Islamic Center vests to guide traffic during the busy hours, especially Fridays, when we have peak traffic. That, in summary, is what our proposed alterations are.

COUNCILMAN WALSH: Can I ask you a question?

MR. ARAKHAN: Yes.

COUNCILMAN WALSH: On, not this Friday, the week before, so that would be June 3 0th, you had a funeral in that parking lot at the same time as you had your prayer at 105. So that parking lot was not available at all to anybody; is that correct? You had something in that parking lot because, you know, my legislative assistant is born in an Arabic country, she's speaks Arabic, she knows what's going on, and she described to me that she -- I was there with my legislative assistant, and she described to me that she thought that that was a funeral that you had. What was it that you had in that parking lot where no one could park?

MR. BHUIYAN: We did have a funeral, it was a Friday, I believe; right? It was -- so what we do when we have -- funeral prayers are actually performed outside, preferably. If it rains, of course, you have no choice. So what we do when a funeral comes in, we block the exit door so nobody can exit. So whoever comes in, we block only a portion of the parking lot, maybe around seven, eight cars on the left side; right? And just into the lots and just into the building so the people come out they can line up there and pray. So the rest of the parking was open except those parking were blocked because people would be coming out and praying.

COUNCILMAN WALSH: And does that happen often?

MR. BHUIYAN: Maybe four or five --

COUNCILMAN WALSH: I'm sorry?

MR. BHUIYAN: Maybe four or five times a year.

COUNCILMAN WALSH: Okay, thank you.

COUNCILWOMAN LURVEY: I have a question for the Commissioner of Planning or maybe the Town Attorney. The plans that I see on my agenda, my NovusAGENDA, are

different than are being presented.

MR. LEVINE: That's correct. The plan I have doesn't match the one that's on the presentation board. The one I have is 35 spaces, the row, I don't know how to describe it, the row that's shown on the presentation board as perpendicular to 3rd is shown on our plan as parallel and with fewer spaces. So I have -- I haven't -- I don't believe we've seen the one that's on the board yet.

MR. ARAKHAN: Yeah, the plans were revised after our last hearing, last meeting, because of some criticism. So we have revised our layout to increase the number of parking. So instead of 35 we are proposing 44 parking.

MR. LEVINE: Okay. Were the new plans submitted to the Town yet?

MR. ARAKHAN: Not yet.

MR. LEVINE: Okay. Do you have a timetable point you expect to do that?

MR. ARAKHAN: We can even upload tomorrow but we were waiting for, you know, the final decision. Then after that we will upload them.

SUPERVISOR DESENA: Okay, I'm thinking that maybe we should have a motion to continue until we have the new plans uploaded for the Planning Commission and for all of the Board members to be able to review so that we know which details we're talking about.

COUNCILWOMAN LURVEY: We can only vote on the plans that have been submitted to the Town, and if these plans have not been submitted to the Town, then we can't vote.

MR. BHUIYAN: Ideally, we're right because what we -- the initial plan was 35 but then we went back, and we checked our zoning and the spaces that we see to see how we can accommodate more, and it is as you said as he's an architect. We have not submitted yet because that's the -- what he said about tomorrow we'll submit.

SUPERVISOR DESENA: It sounds like progress --

MR. BHUIYAN: Sure.

SUPERVISOR DESENA: -- that you've made some changes.

MR. BHUIYAN: Sure, sure.

SUPERVISOR DESENA: But we wouldn't be able to vote on it until the, you know, until the --

MR. BHUIYAN: Sure, sure.

COUNCILWOMAN DESENA: -- final plans have been submitted.

MR. BHUIYAN: I understand.

SUPERVISOR DESENA: I would -- I move to continue the hearing -- I know that we have people who came to speak, so why don't -- we can allow, if anybody would like to speak tonight, we can do so, it'll be part of the record.

COUNCILMAN ADHAMI: Supervisor, if I may? I did organize a community meeting two weeks ago regarding this matter which I think did go fairly well, and there were a significant amount of constituents present there. I would propose another community meeting and perhaps to adjourn, to continue this matter to next month's Town Board meeting and --

MR. BHUIYAN: If I may say something, which is good. I mean, I have submitted this thing, I think I e-mailed it to all of you except the -- all the Board members have this e-mail. I also want to enter this as a record that what is -- I just gave you. It's true that, yes, we had the meeting and I -- if I may read these things so at least you understand. Should I or just not reading it, just talk about what you are saying, what our Councilman said, David Adhmi proposed. So the issue with that is, which is, we appreciated the meeting, and of course, our community members came in, we shared our views, they shared their concerns, and we took measure to make sure that some of the things are --we understood, and because we live in the community, we are --we agree with this, some of the concerns. However -- and the good thing is, and again, thanks to you that all the community members showed up and most -- almost nobody's here today. That tells me that they're somewhat satisfied.

SUPERVISOR DESENA: No, Stop, Stop.

COUNCILMAN WALSH: Excuse me, Mr. McHugh.

MR. BHUIYAN: Oh, well, I didn't see them. Well, that's good. Anyway, so one, definitely we'd like to submit the proposed, new proposed plan to the Building Department but I still -- since they're there, maybe we'll -- I agree with, you know, our Councilman until next time, we submit it.

COUNCILMAN ADHAMI: I do think that that's the best move here.

MR. BHUIYAN: Okay.

COUNCILMAN ADHAMI: So --

SUPERVISOR DESENA: Okay, let's --listen, why don't -- we're going -- I think we've agreed there's a need to continue the public hearing until the next Town Board meeting. I realize there are people in the room who came to speak. So if you would like to speak within three minutes tonight we can go through the public comments.

COUNCILMAN TROIANO: I'm okay with that but it's not really continuing the meeting because we're having the hearing; right? And I might have missed that part of this. Are the changes substantive that he's talking about?

MR. BHUIYAN: Just the number of parking spaces, number of parking spaces, yeah.

COUNCILMAN TROIANO: So the comments we heard tonight might not be relevant.

SUPERVISOR DESENA: Right, right, we really should have the final plans submitted before we make comments on them.

MR. BHUIYAN: Sure.

SUPERVISOR DESENA: Councilman?

MR. BHUIYAN: We're okay with it, I mean, it's not the choice.

COUNCILMAN ADHAMI: So that being said, I would move to continue this hearing to the August 8th Town Board meeting.

MR. BHUIYAN: Okay.

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: Councilman Adhami?

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

CLERK SRIVASTAVA: Thank you.

SUPERVISOR DESENA: Okay, I would like to -- oh, I'm sorry. No, I'm moving on.

COUNCILMAN TROIANO: Why don't we just give a minute for --

SUPERVISOR DESENA: Yeah, yes.

COUNCILMAN TROIANO: I expect the room to clear now.

SUPERVISOR DESENA: Yes, good idea.

CLERK SRIVASTAVA: Thank you.

COUNCILMAN TROIANO: Just in case it's not clear to everybody, the hearing that started is being stopped and will continue on August 8th. So if you're here just for that, you can leave now.

SUPERVISOR DESENA: If you wish.

COUNCILMAN ADHAMI: You're more than welcome to stay for the rest of the meeting.

SUPERVISOR DESENA: Okay, I move to call Items 14 and 15 out of order. Town Clerk would you?

COUNCILWOMAN DALIMONTE: Can I just continue Item 2; Supervisor? I'm just continuing. Do you mind if we call out? We're going to call Item number 2.

SUPERVISOR DESENA: Yeah, strike what I just said.

COUNCILWOMAN DALIMONTE: Item number 2 in a minute. We're going to call Item number 2 and then -- we're calling number 2.

SUPERVISOR DESENA: Item number 2.

COUNCILWOMAN DALIMONTE: Okay.

CLERK SRIVASTAVA: Item number 2. A public hearing to consider the adoption of a local

law amending Chapter 4 of the Town Code of the Town of North Hempstead entitled "Appearance Tickets; Authority to Prosecute."

COUNCILWOMAN DALIMONTE: 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: Councilman Adhami?

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

CLERK SRIVASTAVA: Item number 3. A public hearing to consider the adoption of a local law amending Chapter 70 of the Town Code entitled "Zoning."

COUNCILMAN TROIANO: I move to continue this Item to August 8th.

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: Councilman Adhami?

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

CLERK SRIVASTAVA: Item number 4.

SUPERVISOR DESENA: Okay, hold on. I move to call Items 11 and 12 out of order.

CLERK SRIVASTAVA: 11 and 12.

SUPERVISOR DESENA: I just moved that, so now --

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: A motion.

SUPERVISOR DESENA: Yeah, that was a motion.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: I'd just like to look at what it is.

CLERK SRIVASTAVA: 11 and 12 out of order. Councilman Troiano?

COUNCILMAN TROIANO: I vote aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami?

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

CLERK SRIVASTAVA: Okay, Item number 11. A resolution and order after public hearing held on July 11th, 2023, for the increase and improvement of facilities of the Great Neck Park District, pursuant to Section 202-B of the Town law relating to the acquisition of the two parcels of real property within the Village of Kings Point.

SUPERVISOR DESENA: Should she read 12; too?

COUNCILWOMAN LURVEY: Yes.

SUPERVISOR DESENA: Can you read 12; as well?

CLERK SRIVASTAVA: Twelve, Item number 12. A bond resolution of the Town of North Hempstead, New York, adopted July 11th, 2023, appropriating \$3,250,000 for the increase and improvement of facilities of the Great Neck Park District, in said town, and authorizing the

issuance of \$2,750,000 serial bonds of said town to finance said appropriation.

MR. PRIOR: Hi, there. Good evening, my name is Christopher Prior of the law firm McLaughlin and Stern in Garden City, and I'm counsel to the Great Neck Park District, and I'm here tonight with Commissioner --

SUPERVISOR DESENA: Yeah, hold the microphone up a little bit more.

MR. PRIOR: All right; is that any better? Okay. Commissioner Vanessa Tamari is here tonight; Superintendent Jason Marra and our Finance Director, Steve Kessler is here so we can deal with any questions the Board may have. The Park District, as you know, is a special improvement district of the Town that does not have the power to authorize or issue bonds itself. If it needs improvements that require financing, it must come to the Town Board and petition the Town Board for bond financing. The project that we have before you tonight is the subject of a petition that we submitted about a month or so ago. It followed a public hearing that the Park District held back in Great Neck back in March, and the project is to acquire two parcels of property up in the Village of Kings Point which are just next to existing Steppingstone Park. That's a waterfront park on Long Island Sound. It's a park that we expanded probably 20 years ago to the east when we added a waterfront parcel that had been the George M. Cohan Estate. We had the opportunity, through the Park District's Commissioner and Superintendent, in looking for and exploring opportunities, we had the opportunity to purchase these two parcels just to the east of the park. The Park District entered into a sale contract back in March for the purchase. It's conditioned on a couple of things, one of them being the approval of this Board. The purchase price for the properties is 3.25 million, and the bond financing that we're seeking is \$2.75 million. We don't have specific development plans for these parcels right now, they aggregate about 7/10ths of an acre, and the plan is to incorporate them into Steppingstone Park so long as we have the bond financing and this project can go forward. We have had the Finance Director look at the financial impact from this, and it is relatively, I mean, every dollar counts, but it's relatively minimal with respect to the amenity that this is going to provide to the Park District residents. It'll be about six to seven dollars per annum on the tax bill of Park District residents, and there is bond financing in place now that's coming off the next few years, and we do not expect that if this bond financing is approved that it will in any way impact or require us to increase the taxes of the Park District residents. That's basically the story, and we're happy to answer any questions that any of you may have or the public may have.

COUNCILWOMAN LURVEY: I would like to share two e-mails that we got, they both read the same, and they say, "due to the conflict with the Great Neck Village Board meeting, I can't attend tonight's meeting on the Great Neck Park acquisition of properties adjacent to Steppingstone Park. I urge you and the other members to vote aye. This is a positive addition to parkland in the Great Neck peninsula and will have a positive environmental and recreational impact." Signed "Yubal Dai (phonetic) and David Zielenziger," and another e-mail that the Town Board members received, I won't read the whole thing, but it's -- I'll read it in part. "Phenomenal news, a pure unadulterated success. This acquisition is years in the making. No one is saving our land but the Park District. "Thank you. "Rebecca Gilliar." I live in the Park District, and you know, I think this a wonderful thing when we can expand our green areas but if anybody else has any comments, please, this is the time to ask them. Are there any cards?

CLERK SRIVASTAVA: Yes, we have card. Joel Friedman, Joel Friedman, J-O-E-L.

MR. FRIEDMAN: Thank you to the Town Board for hearing us. I've been a resident of Great

Neck and a Park District resident since 1978. I have seen my children grow up in Great Neck, take part in all of the wonderful amenities we have, and the most important of the all things we have is Steppingstone Park, and it is a treasure beyond any understanding, and I could also say to you that I was part of the effort 20 years ago to acquire the property that formerly belonged to the George M. Cohan Estate, and at the time, we were -- the Park District had the offer of first refusal, and it didn't come about, and it was purchased by a builder, and the Park District had to condemn the beachfront lot at the time but they said they didn't have the money to purchase the other two lots that would have been -- were vacant at the time, and I've always believed, ever since then, that that was a very serious error. What seemed to be a lot of money at that time has now turned out, after all these years, to have been a bargain, and the idea that we can acquire these two properties, even though it might seem expensive, it is only expensive today. We must, must, must think about the future of Steppingstone Park and any rare opportunity that comes along probably only once to come and make that park larger is something that I think the entire community would support. So thank you for hearing me out, I just can say it is impossible for us to not go ahead with the purchase and the bond issue so that we can expand this wonderful park that we have that's the envy of everyone on Long Island. So thank you.

SUPERVISOR DESENA: Thank you.

CLERK SRIVASTAVA: Thank you. Fred Pomerantz.

MR. POMERANTZ: Hi, I'm Fred Pomerantz, I reside in the Village of Great Neck on Fairview Avenue, right across the street from the park there. I have an issue which relates to this. I'm totally in favor of the expansion, and as possibly Mr. Prior will remember, I attended both hearings last year which were held by the Village of Great Neck Board with regard to new dog park facilities, and I was very much, and I remain very much in favor of using part of that land for a meaningful place for dogs to play with each other. We only have in Great Neck one very remote area, it's on Colonial Drive, and it's usually vacant when I show up or when anyone that I know shows up with their pets because it's so vacant, so remote, it's so difficult to access. If you want to walk there you absolutely have to drive there, and it's a shame because we do not have adequate facilities for dogs to play with each other. I don't know if any of you have ever been in Sands Point Preserve, I'm a member there, I go there, and I joined specifically because they have a reasonably large, not giant, dog park, gated off, and it's wonderful, it is absolutely wonderful. We should have something in Steppingstone Park that should be part of the deal. Well, not necessarily part of the deal for acquiring the land, but it should be given strong consideration. I have a feeling I have favorable considerations from many in this audience, including the Commissioner or I hope you do. Anyway, that's what I wanted to say. Thank you for the opportunity.

CLERK SRIVASTAVA: Thank you.

SUPERVISOR DESENA: Thank you.

CLERK SRIVASTAVA: Doctor Joan Adickman

DR. ADICKMAN: Thank you. I want to thank the Board for moving this agenda up. That's the first thing I asked this young lady, and I asked them to do, so thank you for that. Secondly, with the discussion earlier about the agenda item about transparency that is going to be postponed and rewritten, this proposal --

COUNCILMAN WALSH: It's not about transparency.

COUNCILWOMAN DALIMONTE: Keep it about the item.

DR. ADICKMAN: I'm going to, thank you. This -- these two Items, all right, 11 and 12, okay, there has been no publicity about what it is; okay? I'm not for it, I'm not against it. I have lived in Great Neck in the Park District, in Russell Gardens, for over 40 years, and I love the Park District; okay? I think it really is a jewel, okay, for Great Neck, especially Steppingstone. However, the Town of North Hempstead website had no information about this particular issue, the Park District had no information about this particular issue, there were no minutes of the last meeting that you mentioned that was a public meeting. I find that absolutely horrible; okay? I feel it's horrible; okay? We are a community, we are made up of a lot of people, a lot of different opinions, and my opinion is that before this gets voted on there should be more information to the Great Neckers who are in the Park District and to the Town since you will be funding the bond, okay, about what --where the parcel are. My community cohorts in the audience don't know where the parcels are, we should have been able to see them on the website, and we should have some idea of what the Park District has in store for them. We love Steppingstone, I'm not being critical of the purchase, I am being critical of the way the information has not gotten to the public. Thank you.

SUPERVISOR DESENA: Are there any more cards?

CLERK SRIVASTAVA: There are no more cards on this item. No more written cards.

SUPERVISOR DESENA: We have a few more people who wish to be heard. Okay, you with the -- I'm sorry, sir, with the hat. Would you come up? State your my.

MR. CAYMAN: My name is Ron Cayman (phonetic), and I just want to add to what the lady just said. I did look to find out more information about this and I couldn't. I'm all for parks, and I agree, but I -- the first thing that he said is that we don't have a specific plan. So I would ask of you to ask them to give us the specific plans, have it available, give us the information, and I'm sure we'll all be for it. Thank you.

SUPERVISOR DESENA: Mr. O'Donnell.

MR. O'DONNELL: Michael O'Donnell. Question, Councilman. Maybe they can answer. Steppingstone is a beautiful park. I had the privilege of going there once, nice place, but there is restrictions. You have to be a resident. Now with this bond deal, we, the Town, the residents are paying for this?

SUPERVISOR DESENA: No, this is only going to residents of the Great Neck Park District.

MR. O'DONNELL: The Town has --

COUNCILWOMAN DALIMONTE: So the two of us are not paying.

SUPERVISOR DESENA: No, the Town is the vehicle.

MR. O'DONNELL: Would the restrictions on residents in North Hempstead be lifted to allow us to go?

SUPERVISOR DESENA: Would you like to respond to some of these? Come on up, thank you.

MR. PRIOR: Yeah, so the Town Board, if it's authorized --

SUPERVISOR DESENA: Closer to the mic.

MR. PRIOR: The Town Board, if it authorizes this, will issue Town bonds, but the bonds are payable entirely by the residents of the Great Neck Park District. Under New York State Town Law, the Great Neck Park District exists for -- to provide parks for the residents of the Great Neck Park District. That's a mandated Town law. They have certain facilities and programs where people who are not residents are able to come in, but those are typically revenue-funded programs. The Park District taxpayers are the ones who are entitled, under law, to use those facilities.

MR. O'DONNELL: All right.

COUNCILWOMAN LURVEY: Could you also, while you're -- Mr. O'Donnell, are you finished?

SUPERVISOR DESENA: You can return to your seat, and we'll probably have some more answers.

COUNCILWOMAN LURVEY: If you could, would you address the transparency issue? Maybe you can go over notices that were mailed out, meetings that were held.

MR. PRIOR: Yes.

COUNCILWOMAN LURVEY: And also, if you could discuss, I know in the materials that I got, there was a discussion about a master plan being developed with input of the community for these parcels, so can you elaborate; please?

MR. PRIOR: Sure, sure. So the transaction leading up to the purchase was done, to the extent possible, without any public involvement or notice because real estate transactions can become competitive, and so the opportunity that the Park District had to proceed with the owner and negotiate the purchase was done, and we announced that we had a transaction in place and held a public hearing to address that there was conditions for this to go forward. We duly advertised our public hearing, which was held back on March 21st at the Great Neck Park District, we had several attendees there. The petition documents that were submitted included a verbatim transcript of that hearing, and the people who spoke there were, I believe, unanimously in favor of this so there was disclosure of that. Since then, we've had discussions about it at subsequent Park District meetings. When I said before that there is no definitive plan for it, that's correct, there is no definitive plan right now, aside from incorporating these two parcels which aggregate about 7/10th of an acre into the existing Steppingstone Park. The two lots are side by side. One of them is waterfront, the other contains two homes. I can tell you that the plans are for those homes to be demolished once the closing, and what happens after that would be whatever the Park Board considers appropriate in terms of incorporating that space into the larger Steppingstone space. So this bond is to purchase the property and get it into the Park District's hands. Our only purposes are park and recreation, there's no other government purpose that we have or any other purpose for that matter. So clearly, that's all that's going to happen here is park and recreation. It may simply continue as unused or not unused but unimproved grassland, landscaping. It might accommodate parking. There's now parking right in the vicinity of that. We might relocate parking but those are the sorts of improvements that we'd have, and Councilwoman Lurvey mentioned the master plan. The Park Board has been working for years on a master plan, they've had consultants come in, and they've gotten heavy input from the community. There were town hall-style meetings that were held a few years back, there were questionnaires submitted that had great responses to them, and the Park Board developed a plan

that includes many things and expanding parkland, whenever the opportunity is there in a densely populated community like Great Neck, always makes sense. As you've heard from most of the speakers tonight, I believe, agree, and of course, tonight, we mailed a notice of tonight's hearing to every resident of the Park District.

COUNCILWOMAN LURVEY: Yes, I got it at my home.

MR. PRIOR: Yes, okay.

COUNCILMAN TROIANO: Then the Town takes over the responsibility for doing the bond issuance?

MR. PRIOR: So the Town is guided by Town bond counsel, and if the Town Board approves, they would adopt a bond resolution, the bond resolution would then authorize the issuance of Town bonds. Those bonds would -- I believe the Town goes to market next in October of this year, and so the interest rates in effect then would determine, you know, what the cost would be, but again, I just want to make clear, the Town authorizes bonds for the Town on a global basis when the Town has that need. It authorizes bonds for special districts like the Park District when the Park District or those special districts have, and the debt service is paid entirely by the special district, in this case, the Park District.

COUNCILMAN TROIANO: Yeah, I understand that but if the Town is managing the debt program --

MR. PRIOR: Yeah.

COUNCILMAN TROIANO: --it takes the debt from your district and folds it into the rest of the debt that their issuing district on behalf of the Town and then the other districts that borrowed from the Town, as well.

MR. PRIOR: Yes.

COUNCILMAN TROIANO: And the town then, I just want to be clear on this, the Town sets the maturity rate of the bonds.

MR. PRIOR: Yes.

COUNCILMAN TROIANO: And it'll get that in the market.

MR. PRIOR: That's correct.

COUNCILMAN TROIANO: But because the Town is issuing the debt, and you have no control over that, and you don't even know when they're going to do it or what maturity is going to do it, you're not able to tell your residents what their additional tax costs will be as a result.

MR. PRIOR: We cannot definitively say that. The Finance Director for the Park District worked with a representative of the Town and used estimates. The estimates included, obviously, the principal amount, which would be 2.75 million, a 30-year term bond, and the interest rates that were -- the range of interest rates that the Town representative described to the Park District as being plausible at a range of a six to seven dollars per year increase for the average home in Great Neck. But you're right, we don't know definitively until the Town goes out into the market and those bonds are issued and priced.

COUNCILMAN TROIANO: And was that information communicated at these various meetings you had?

MR. PRIOR: The information that I just described was in the bond petition submitted to the Town and in all of your packets. We did not have that information at the time that we had our hearing back on March 21st, this six to seven dollar range. We did not have that information at that time.

COUNCILMAN TROIANO: And I assume that once you purchase this, this becomes parkland.

MR. PRIOR: Yes.

COUNCILMAN TROIANO: That can't be alienated. So you wouldn't be able to resell it perhaps later without ever having developed it, maybe for a price increase, and therefore, engage in arbitrage.

MR. PRIOR: This is going to be government, government-owned parkland, and there are very strict rules on how parkland can ever be alienated. Special New York State legislation is required, and the state, when it approves such transactions, typically requires that if they permit it, and they sometimes do, it's invariably conditioned on a, you know, a square foot, per square foot exchange of new parkland for old.

COUNCILMAN TROIANO: And I'm sorry; what's on this land presently? Is it just empty land; vacant land?

MR. PRIOR: So they're two separate lots. One of them is waterfront unimproved, and the other contains two single-family homes which are going to go away.

COUNCILMAN TROIANO: They're going to go away?

MR. PRIOR: Yes.

COUNCILMAN TROIANO: Are there people living there now?

MR. PRIOR: There are.

COUNCILMAN TROIANO: So you have a responsibility to resettle them?

MR. PRIOR: No, no, it's a sale of a single-family, two single-family homes.

COUNCILMAN TROIANO: Oh, SO the owners of the homes are the sellers.

MR. PRIOR: Yes, yes, I'm sorry if I wasn't clear about that. We have a clause in the contract that permits them, I believe, to stay for six months after closing on a rental basis but then that will be the end of that, and the purchase will go forward.

COUNCILMAN TROIANO: Thank you.

MR. PRIOR: Thank you.

COUNCILMAN WALSH: Like any simple rental.

MR. PRIOR: Mr. Marra, you'd like to make a comment?

MR. MARRA: Just really quickly to answer one of the resident's questions. Our meeting noticing and meeting minutes are all posted on the Park District website. So the meeting notice for Tuesday, January 21st, when we held a public hearing in the Park District, that was advertised in the papers, it was posted on the website. I am on my phone now, so on our website, we do have the meeting minutes from that meeting. So I'd be happy to provide those afterwards to the residents where they could locate that information. I highly encourage, we do

alert e-mails that you could sign up for to get direct e-mail information when we have all of our meetings, and the Park District is not only about recreation, it's also about preserving the environment. As Mr. Prior had mentioned, the Park District, in 2019, went through an extensive two-year master plan process. Some of the results yielded from that master plan that we're currently implementing was the acquisition of parkland for the residents, and as discussed earlier, once parkland becomes parks, it becomes very difficult to go back from that. So it's our duty from the parks, Great Neck Park District, to protect a natural environment and develop parkland for our residents, and I'd be happy to answer any other questions from the Board or the residents.

SUPERVISOR DESENA: Wait, hold on, if you speak from there we can't hear you, so I think we have someone with their hand up. Would you like to make a comment? No, no, there's someone with the gray shirt back there. Yes. You had your hand up?

COUNCILWOMAN LURVEY: Madam Clerk, are there any other cards or are we out of the cards?

CLERK SRIVASTAVA: No, we're done with our cards on this Item.

AUDIENCE MEMBER: So I didn't know about the cards, I apologize.

SUPERVISOR DESENA: Okay.

AUDIENCE MEMBER: This is the first I have seen, I don't -- I appreciate it might be on the park website but most of us don't routinely check the Park District website, and I must say, I thank you for sending these out. I thought we were going to have a meeting today to discuss it. I had no ideas this was a done deal because my main concern is we purchased a previous property of land, I'm a fisherman, they don't let us access the water there, you can't fish from there, they give us a little bit of land. Why do we need another vanity .7 acres of parkland that they're going to keep for, you know, they'll manicure it, spend it. We don't really need that extra space in my view. I'm hoping there'll be a real meeting that people can discuss, if we do get the space, let's think of something good to use it for. Maybe a fishing pier, maybe a dog park, maybe a variety of other things, but not some -- not .7 acres of vanity land for 3.75 million.

COUNCILWOMAN LURVEY: So I would ask Superintendent Marra and Commissioner Tamari, is that something that you would be open to, surveying the residents as to what they would like that property to become?

MR. MARRA: To answer the first question that came up, but yes, I'll take that, Councilwoman Lurvey. We did go through an extensive master plan process which there was multiple public meetings held, we had statistically valid data for residents to put input. So we're following the master plan process but we are welcome to suggestions. I would just stress, again, we believe it's very important to acquire land and then make the decisions that we could have to use that land because, again, once it becomes parkland, it's only for park purposes, either recreation or open space. So it's very important for us to acquire the land when it's available. If this was something that we'd sit on and wait, it would have went to the open market and then the Park District would not have the opportunity for that.

COUNCILWOMAN LURVEY: I mean after the purchase.

MR. MARRA: That is something we very much, with all our programming and all our facilities, we take public comment, we have meetings at least once a month that are open to

public comment, we're open to taking suggestions, communicate, but yes, we're very open to hearing of how that land could be used. We do have plans to have a possible engineer or a landscape architect come in, and we will eventually present it to the community once those are developed. We want to be able to use the park as best as possible. So those are our next steps once we acquire the land.

COUNCILWOMAN LURVEY: And can you, once again, repeat for the people who are here who would like to be on the alert e-mail for meetings and announcements for the Great Neck Parks District.

MR. MARRA: Absolutely. We're always available for any comments or questions but it's gnparks@gnparks.org. To find out about our meetings, you click the "about us" tab, under that tab there's "meetings," when you click that tab it lists our agenda and previous meeting minutes. When you go to our homepage, you're able to select a tab "notify me." I can help anyone walk through that process. I could actually help some people tonight before I leave. We could get their e-mail information, they could get e-mails, text notifications specifically to meetings if they want to know about the pool. We customize it or you could accept all the notifications that we send out.

COUNCILWOMAN LURVEY: Thank you.

COUNCILMAN WALSH: You know, before you leave, I just want to ask you something, I'm a little confused. You said you had a master plan. Does your master plan only pertain to the purchase of the land or does it pertain to what you intend to do with the land?

MR. MARRA: Oh, God, I'm sorry I wasn't clear on that. So the master plan is for all Park District operations, it's not just for this property site. It's for all operations of the Park District, it's for all our properties, all of our parks. So basically, it prioritized the needs of the community. We did a community needs assessment, we took all that data and information, the consultants made recommendations. The plan is also on the website, so if you go to our website, our master plan is there. It'll show you the needs of the community, what are being met, what are not being met, and one of the requests from the community from that survey, needs assessment survey, was to acquire parkland. Thank you.

COUNCILMAN WALSH: Thank you.

COUNCILWOMAN LURVEY: And is there anybody else with a -- yes? If you would come up to the podium please.

MS. WOLF: Good evening, everybody. My name is Gilda Wolf, and I have lived in Great Neck for over 50 years. My husband also had a retail business in Great Neck. So we are Great Neck residents for a long time. I enjoy Steppingstone Park. The lady sitting next to me showed me a mailing from the Park District. I did not receive one; okay? The only reason that I know about this meeting is that I read the Great Neck Record very, you know, from the page, from the front to the back, and I saw a little notice about a meeting about Steppingstone in that Record. I called up the -- and I put a note in my calendar for tonight at seven o'clock but I wasn't sure because I didn't write down anything else. So I called up the Park District today to confirm that there was a meeting. They didn't know what I was talking about so they sent my call over to the Great Neck House who had to research this, and yes, she said there is a meeting tonight at seven o'clock. So I don't know what you're saying about being on the Park District mailing, I have no idea, I did not get any mailing, if I didn't see this in the paper, I would not be here, and that's

upsetting to me, and I do love Steppingstone. I'm not for, I'm not against, I need to know more about this. But I feel that if I didn't happen to see that I would not be here, and I find that an injustice.

SUPERVISOR DESENA: You have another comment?

MR. MARRA: Regarding the mailing that went out, that was the address list that we received from the Town of North Hempstead. It was to include all the homes in the Park District. So we sent that to all the addresses that we had. Oh, and again, the purpose of posting it in the newspaper is so that we alert our residents and they receive that alert. I clarify, it's not a mailing, it's an e-mail, and the Park District is -- we have many facilities in the summertime, we have many seasonal employees, whether they work at our pool, the parks, we have many people answering the phone. So I will apologize if they did not have the information when you first called but I'm glad that you did get directed to get that information. We try to get out the information as best as possible for everything that we do, and we will do the best we can moving forward notifying the residents, and again, anyone that's here tonight, I'd be happy to speak with you about signing you up for the direct text alerts or e-mails or contact you in the future with information.

COUNCILWOMAN LURVEY: Thank you.

COUNCILMAN TROIANO: Did you say you put the notice in the paper?

MR. MARRA: The Park District puts the notice, the legal notices in the paper, yes. I'd like to clarify, that was the Park District public hearing that was posted in the paper.

COUNCILMAN TROIANO: I'm sorry, the what?

MR. MARRA: The Park District public hearing previous to this public hearing, and then we also did it for this meeting, as well.

COUNCILMAN TROIANO: Not this meeting.

MR. MARRA: And this meeting, as well.

COUNCILMAN TROIANO: And this meeting.

MR. MARRA: Yes.

COUNCILMAN TROIANO: So my point really was that you've taken a number of steps to try and inform residents.

MR. MARRA: Yes, and we're glad that the paper posting worked that people were able to come and attend tonight because they saw it in the paper, yeah.

DR. ADICKMAN: So I get it. If the information about the sale was widespread in the public domain, it might have generated a lot of competition for sale, I get that. However, saying that your residents should read the minutes of every meeting to see what's going on is a little bit disingenuous. I'm sorry, I'm sorry. Thank you. Okay, I apologize for being rude. I think it's disingenuous. I think that to expect residents to read the minutes of the meetings to find out what this huge issue is I think is not fair to us, and I just wanted to, you know, support your efforts to make things transparent. Thank you.

SUPERVISOR DESENA: Thank you.

COUNCILWOMAN LURVEY: Are there any questions from any members of the Board?

No? Would you like to?

MR. PRIOR: Certainly, it's unfortunate if anyone did not receive a notice that we mailed out, and that happens sometimes. It's unfortunate that that happened. We believe that we did the best job that we could to get notice out under the circumstances for the two hearings, and while we can appreciate some concerns, there might be some folks in the audience who are opposed to spending money on a matter like this. I think you heard other voices who recognize that these sorts of opportunities are rare and should be seized when they happen, and so the Board is convinced of that, thus our petition and our request that the Board grant the petition and authorize the bond so we can move forward, and we thank everyone here for their time and attention to this matter tonight

SUPERVISOR DESENA: Thank you.

COUNCILWOMAN LURVEY: Thank you. I would like to close the public hearing, offer the resolution for it's adoption with respect to Item 11.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: I'm going to vote before I say what I'm going to say after that because I don't want to be accused of a quid pro quo. I vote aye, and I just want to say that I'm not not from Great Neck but I am envious of residents in Great Neck who have access to Steppingstone Park. When I first became a Councilman back in 2004, so yes, Michael, I am very close to 90, I got an invitation to come and hear Richie Havens sing in the park on a beautiful summer night like this overlooking the -- is it the bay or the Sound? And I thought it might be the first of many invitations but it was the last of my first invitations. So I'm just saying; okay?

SUPERVISOR DESENA: He voted.

COUNCILWOMAN LURVEY: He voted aye.

COUNCILMAN TROIANO: I voted aye.

SUPERVISOR DESENA: He voted aye first.

COUNCILMAN TROIANO: I voted aye before I invited myself to Steppingstone Park.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: You know, in 1976 in the city of New York, Richie Havens was the performer and --

COUNCILMAN TROIANO: He's close to 90, too.

COUNCILMAN WALSH: You know, in 1976 there was a blackout in the city of New York, and I was working in Central Park, and Richie Havens was the performer, and I thought that he --

COUNCILMAN TROIANO: You're close to 90, too.

COUNCILMAN WALSH: Yes, and so I also saw Richie Havens in Central Park, and he was not responsible for the blackout but it was the wildest night of my life, and I vote aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: I have no idea who Richie Havens is, and I vote aye.

COUNCILMAN TROIANO: Have you ever heard of Woodstock?

COUNCILWOMAN LURVEY: Yes.

CLERK SRIVASTAVA: Councilman Adhami?

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: I vote aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

CLERK SRIVASTAVA: Thank you.

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. 391 - 2023

A RESOLUTION AND ORDER AFTER PUBLIC HEARING HELD ON JULY 11, 2023, FOR THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE GREAT NECK PARK DISTRICT, PURSUANT TO SECTION 202-B OF THE TOWN LAW RELATING TO THE ACQUISITION OF TWO PARCELS OF REAL PROPERTY WITHIN THE VILLAGE OF KINGS POINT.

Recitals

WHEREAS, the Town Board of the Town of North Hempstead (herein called the "Town Board" and "Town", respectively), in the County of Nassau, New York, on behalf of the Great Neck Park District (herein called the "District"), has determined that it is in the best interests of the Town and the District to increase and improve the facilities of the District by acquiring certain real property to permit the District to increase its existing Steppingstone Park, (hereinafter, the "Project"), including any ancillary or related work required in connection therewith, at the estimated maximum cost of \$3,250,000;

WHEREAS, on June 6, 2023, the Town Board adopted a Resolution describing the Project in general terms, specifying the estimated cost thereof, and stating that the Town Board would meet to hear all persons interested in said Project on July 11, 2023, at 7:00 P.M. (Prevailing Time);

WHEREAS, a Notice of such public hearing was duly published and posted pursuant to the provisions of Article 12 of the Town Law and mailed by first class mail to each owner of taxable real property in the District; and

WHEREAS, such public hearing was duly held by the Town Board on the date hereof, at 7:00 P.M. (Prevailing Time), and considerable discussion on the matter having been had and all persons desiring to be heard having been heard, including those in favor of and those in opposition to said increase and improvement of the District.

NOW, THEREFORE, on the basis of the information given at such hearing, it is hereby

DETERMINED, that it is in the public interest to increase and improve the facilities of the District as hereinabove described and referred to, at the estimated maximum cost of \$3,250,000; and it is hereby

ORDERED, that the facilities of the District shall be so increased and improved and that the District and its engineers shall prepare plans and specifications and make

a careful estimate of the expense for said increase and improvement of the facilities of the District and, with the assistance of the Town Attorney, shall prepare a proposed contract for the execution of the work, which plans and specifications, estimate and proposed contract shall be presented to the Town Board as soon as possible; and it is hereby

FURTHER ORDERED, that said increase and improvement of facilities shall be financed by the expenditure of \$500,000 available District funds to pay a part of said appropriation, and the issuance of not to exceed \$2,750,000 bonds of the Town to finance the balance of said appropriation; and the cost of the Project, including payment of the principal of and interest on said bonds as the same shall become due and payable, shall be paid by the assessment, levy and collection of assessments upon the several lots and parcels of land within the District in the same manner and at the same time as other Town charges; and it is hereby

FURTHER ORDERED, that the Town Clerk record a certified copy of this Resolution and Order After Public Hearing in the office of the Clerk of Nassau County within ten (10) days after adoption hereof.

DATED: JULY 11, 2023

TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD

Councilperson Lurvey offered the foregoing Resolution and Order and moved its adoption. The adoption of the foregoing Resolution and Order was duly put to a vote on roll call, which resulted as follows:

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

Nays: None.

The Resolution and Order was declared adopted.

CERTIFICATE

I, Ragini Srivastava, Town Clerk of the Town of North Hempstead, in the County of Nassau, New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Town Board of said Town, duly called and held on July 11, 2023 has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Town Board and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town this 13 day of July, 2023.

(SEAL)



Town Clerk

COUNCILMAN LURVEY: Onto Item number 12.

SUPERVISOR DESENA: You have to call Item 12.

COUNCILWOMAN LURVEY: Item 12, I offer the resolution and move for its adoption.

CLERK SRIVASTAVA: Wait.

COUNCILWOMAN LURVEY: Item 12. You already called it; right?

COUNCILMAN WALSH: Yeah.

SUPERVISOR DESENA: We have to vote on Item 12.

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: Councilman Adhami?

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

CLERK SRIVASTAVA: Thank you.

SUPERVISOR DESENA: Thank you, very much, everyone.

MR. PRIOR: Thank you all, very muxg.

SUPERVISOR DESENA: Thank you.

MR. PRIOR: All right, have a good night.

CLERK SRIVASTAVA: Thank you.

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. 392 - 2023

A BOND RESOLUTION OF THE TOWN OF NORTH HEMPSTEAD, NEW YORK, ADOPTED JULY 11, 2023, APPROPRIATING \$3,250,000 FOR THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE GREAT NECK PARK DISTRICT, IN SAID TOWN, AND AUTHORIZING THE ISSUANCE OF \$2,750,000 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION.

Recital

WHEREAS, following preparation of a map, plan and report for the increase and improvement of facilities of the Great Neck Park District (the "District"), in the Town of North Hempstead (herein called the "Town"), in the County of Nassau, New York, consisting of the acquisition of certain real property to permit the District to increase its existing Steppingstone Park (hereinafter, the "Project"), at the estimated maximum cost of \$3,250,000, including any ancillary or related work necessary in connection therewith, and after a public hearing duly called and held, the Town Board of the Town determined that it is in the public interest to increase and improve the facilities of the District, and ordered that such facilities be increased and improved.

Now, therefore, be it

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

Section 1. The Town hereby appropriates the amount of \$3,250,000 for the increase and improvement of facilities of the District, consisting of the acquisition of certain real property to permit the District to increase its existing Steppingstone Park. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$3,250,000. The plan of financing includes the expenditure of \$500,000 available District funds to pay a part of said appropriation, and the issuance of \$2,750,000 bonds of the Town to finance the balance of said appropriation, and the assessment, levy and collection of assessments from the several lots and parcels of land within the District in the same manner and at the same time as other Town charges, to pay the principal of and interest on said bonds as the same shall become due and payable.

Section 2. Bonds of the Town are hereby authorized to be issued in the principal amount of \$2,750,000, pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance a part of said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness of the specific object or purpose for which \$2,750,000 of said bonds are authorized to be issued, within the limitations of Section 11.00 a. 21 of the Law, is thirty (30) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes issued in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and the powers and duties relative to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

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

(b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution. Section 7. This bond resolution shall take effect immediately, and the Town Clerk is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in "Newsday" and "The Great Neck Record," hereby designated the official newspapers of the Town for such publication.

Councilperson Lurvey offered the foregoing Resolution and moved its adoption.

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

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

Nays: None.

The Resolution was declared adopted.

CERTIFICATE

I, Ragini Srivastava, Town Clerk of the Town of North Hempstead, in the County of Nassau, New York, DO HEREBY CERTIFY that I have compared the preceding Resolution and Order After Public Hearing with the original thereof filed in my office, and the same is a true and correct copy of said original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town this 3 day of July, 2023.

(SEAL)



Town Clerk

(NOTICE AND SUMMARY OF BOND RESOLUTION FOR PUBLICATION)

LEGAL NOTICE

The resolution, a summary of which is published herewith, has been adopted on July 11, 2023, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of North Hempstead, in the County of Nassau, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

Ragini Srivastava
Town Clerk

BOND RESOLUTION OF THE TOWN OF NORTH HEMPSTEAD, NEW YORK, ADOPTED JULY 11, 2023, APPROPRIATING \$3,250,000 FOR THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE GREAT NECK PARK DISTRICT, CONSISTING OF THE ACQUISITION OF CERTAIN REAL PROPERTY TO PERMIT THE DISTRICT TO INCREASE ITS EXISTING STEPPINGSTONE PARK, INCLUDING THE EXPENDITURE OF \$500,000 FROM AVAILABLE DISTRICT FUNDS TO PAY A PART OF SAID APPROPRIATION, AND AUTHORIZING THE ISSUANCE OF \$2,750,000 BONDS OF SAID TOWN TO FINANCE THE BALANCE OF SAID APPROPRIATION

The object or purpose for which the bonds are authorized is the acquisition of certain real property to permit the District to increase its existing Steppingstone Park.

The period of probable usefulness applicable to the bonds to be issued is thirty (30) years.

The maximum amount of obligations authorized to be issued is \$2,750,000.

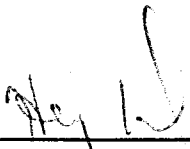
A complete copy of the bond resolution summarized above shall be available for public inspection during normal business hours at the office of the Town Clerk, Town Hall, 220 Plandome Road, Manhasset, New York.

Dated: July 11, 2023
Manhasset, New York


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

Henry Krukowski, being duly sworn, deposes and says that on the 27th day of June, 2023, he posted the attached Notice of Hearing to consider the increase and improvement of facilities of the Great Neck Park District, consisting of the acquisition of certain real property to permit the District to increase its existing Steppingstone Park, at an estimated maximum cost of \$3,250,000; and all of the foregoing to include any ancillary or related work required in connection therewith. The amount of bonds to be authorized by the Town for the acquisition of said parcels is \$2,750,000 with the \$500,000 balance of the cost to be paid from available funds of the District. , at the following locations:

Town Clerk Bulletin Board
Great Neck Post Office
Brook La and Old Mill Road


Henry Krukowski

Sworn to me this
28th day of June, 2023


Notary Public
DONNA R. CURCI
NOTARY PUBLIC-STATE OF NEW YORK
No. 01CU6119852
Qualified in Nassau County
My Commission Expires December 06, 2024

NEWSDAY AFFIDAVIT OF PUBLICATION

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

STATE OF NEW YORK)

Legal Notice No.

0021798934

: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:

Friday

June 30, 2023

Nassau

By: Ciara Woodin

Ciara Woodin

Print Name: _____

Authorized Designee of Newsday LLC, Publisher of Newsday

SWORN to before me this
05 Day of July, 2023.

Sarah Perez
Notary Public

Sarah Perez
Notary Public - State of New York
No. 01PE0006459
Qualified in Erie County
Commission Expires 04/27/2027

Ad Content

Legal Notice # 21798934
NOTICE OF PUBLIC HEARING
NOTICE IS HEREBY GIVEN
that the Town Board of the
Town of North Hempstead,
in the County of Nassau,
State of New York, will meet
at the Town Hall, 220
Plandome Road, Manhasset,
New York, on July 11, 2023,
at 7 o'clock P.M. (Prevailing
Time), for the purpose of con-
ducting a public hearing re-
garding the increase and im-
provement of facilities of the
Great Neck Park District, con-
sisting of the acquisition of
certain real property to per-
mit the District to increase
its existing Steppingstone
Park, at an estimated maxi-
mum cost of \$3,250,000; and
all of the foregoing to in-
clude any ancillary or related
work required in connection
therewith. The amount of
bonds to be authorized by
the Town for the acquisition
of said parcels is \$2,750,000
with the \$500,000 balance
of the cost to be paid
from available funds of
the District.
At said public hearing, the
Town Board will hear all per-
sons interested in said sub-
ject matter thereof.
**BY ORDER OF THE TOWN
BOARD OF THE TOWN OF
NORTH HEMPSTEAD**
Ragini Srivastava
Town Clerk

NEWSDAY PROOF

Ad Number: 0021798934

Advertiser: TOWN OF NORTH HEMP TOWN CLERK

Affidavit of Publication

County of Nassau SS
State of New York,

LEGAL NOTICE NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Town Board of the Town of North Hempstead, in the County of Nassau, State of New York, will meet at the Town Hall, 220 Plandome Road, Manhasset, New York, on July 11, 2023, at 7 o'clock P.M. (Prevailing Time), for the purpose of conducting a public hearing regarding the increase and improvement of facilities of the Great Neck Park District, consisting of the acquisition of certain real property to permit the District to increase its existing Steppingstone Park, at an estimated maximum cost of \$3,250,000; and all of the foregoing to include any ancillary or related work required in connection therewith. The amount of bonds to be authorized by the Town for the acquisition of said parcels is \$2,750,000 with the \$500,000 balance of the cost to be paid from available funds of the District.
At said public hearing, the Town Board will hear all persons interested in said subject matter thereof.
BY ORDER OF THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD
Ragini Srivastava
Town Clerk
6-28-2023-1T-#241580-GN

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

1 weeks, viz: June 28, 2023

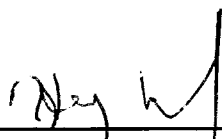
Sworn to me this 28 day of
June-2023

Notary Public
Shari M. Egnasko
Notary Public, State of New York
No. 01EG6119807
Qualified in Nassau County
Commission Expires Dec. 6, 2024

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

Henry Krukowski, being duly sworn, deposes and says that on the 13th day of July, 2023, he posted the attached BOND RESOLUTION OF THE TOWN OF NORTH HEMPSTEAD, NEW YORK, ADOPTED JULY 11, 2023, APPROPRIATING \$3,250,000 FOR THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE GREAT NECK PARK DISTRICT, CONSISTING OF THE ACQUISITION OF CERTAIN REAL PROPERTY TO PERMIT THE DISTRICT TO INCREASE ITS EXISTING STEPPINGSTONE PARK, INCLUDING THE EXPENDITURE OF \$500,000 FROM AVAILABLE DISTRICT FUNDS TO PAY A PART OF SAID APPROPRIATION, AND AUTHORIZING THE ISSUANCE OF \$2,750,000 BONDS OF SAID TOWN TO FINANCE THE BALANCE OF SAID APPROPRIATION, at the following locations:

Town Clerk Bulletin Board


Henry Krukowski

Sworn to me this

13th day of July, 2023


Notary Public

Adriana Demirclyan
NOTARY PUBLIC, STATE OF NEW YORK
Registration No. 02DE6370858
Qualified in Nassau County
Commission Expires February 12, 2026
Sittvuk

NEWSDAY AFFIDAVIT OF PUBLICATION

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

STATE OF NEW YORK)

Legal Notice No.

0021801438

: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:

Friday

July 14, 2023

Nassau

By: Ciara Woodin

Ciara Woodin

Print Name: _____

Authorized Designee of Newsday LLC, Publisher of Newsday

SWORN to before me this
17 Day of July, 2023.

Sarah Perez
Notary Public

Sarah Perez
Notary Public - State of New York
No. 01PE0006459
Qualified in Erie County
Commission Expires 04/27/2027

Ad Content

Legal Notice # 21801438

The resolution, a summary of which is published herewith, has been adopted on July 11, 2023, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of North Hempstead, in the County of Nassau, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

Ragini Srivastava
Town Clerk

BOND RESOLUTION OF THE TOWN OF NORTH HEMPSTEAD, NEW YORK, ADOPTED JULY 11, 2023, APPROPRIATING \$3,250,000 FOR THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE GREAT NECK PARK DISTRICT, CONSISTING OF THE ACQUISITION OF CERTAIN REAL PROPERTY TO PERMIT THE DISTRICT TO INCREASE ITS EXISTING STEPPINGSTONE PARK, INCLUDING THE EXPENDITURE OF \$500,000 FROM AVAILABLE DISTRICT FUNDS TO PAY A PART OF SAID APPROPRIATION, AND AUTHORIZING THE ISSUANCE OF \$2,750,000 BONDS OF SAID TOWN TO FINANCE THE BALANCE OF SAID APPROPRIATION

The object or purpose for which the bonds are authorized is the acquisition of certain real property to permit the District to increase its existing Steppingstone Park. The period of probable usefulness applicable to the bonds to be issued is thirty (30) years.

The maximum amount of obligations authorized to be issued is \$2,750,000.

A complete copy of the bond resolution summarized above shall be available for public inspection during normal business hours at the office of the Town Clerk, Town Hall, 220 Plandome Road, Manhasset, New York.

NEWSDAY PROOF

Ad Number: 0021801438

Advertiser: TOWN OF NORTH HEMP TOWN CLERK

LEGAL NOTICE

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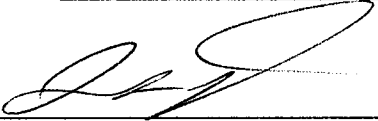
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Affidavit of Publication

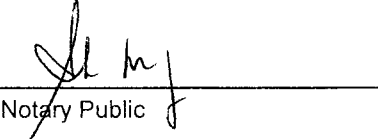
County of Nassau SS
State of New York,

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

1 weeks, viz: July 19, 2023



Sworn to me this 19 day of
 July-2023



Notary Public

Shari M. Egnasko
Notary Public, State of New York
No. 01EG6119807
Qualified in Nassau County
Commission Expires Dec. 6, 2024

CLERK SRIVASTAVA: Item number 4, Item number 4, Item number 4. A public hearing to consider amendments to the Town's tree policy pursuant to Section 20A-4 of the Town Code.

COUNCILWOMAN LURVEY: Oh, so the purpose of this public hearing is to consider amendments to the Town's tree policy which governs the removal of trees and saplings in a public right-of-way in town in public places. It was continued from June 6th, 2023. Are there any cards?

CLERK SRIVASTAVA: Yes, we have cards on this. Miles Mott?

MR. MOTT: Can you spell that out; what you're trying to do?

COUNCILWOMAN LURVEY: So this public hearing is a continuation of a years long process to amend the Town's tree policy with updates proposed to improve clarity and user-friendliness policies and clarify policies on matters such as the right tree in the right place policy. These amendments have been developed through extensive public input involving residents, local organizations, the Tree Advisory Committee and experts to assure a collaborative approach. They aim to provide further clarity and improve regulations related to tree planting and removal and public right-of-ways in Town-owned public places. You might want to sit down, it goes on for a while. No? The tree policy is a living document that recognizes the dynamic nature of our community's needs and the environment allowing for revisions and updates as necessary. The amendments align the tree policy with the current needs and aspirations of the community while promoting the conservation, preservation and sustainable management of our tree canopy. The revisions highlight the importance of tree preservation in the sidewalk district urging repair efforts without tree removal and requiring an arborist evaluation before tree removal or root cutting. Notice requirements have been modified to ensure timely information sharing specifying reasons for tree removal of the notices that are posted to trees and providing new avenues for resident feedback. The revised policy replaces the term emergency with hazard for consistency, and it provides clear authority to the Highway Superintendent and Commissioner of Parks and Recreation. In cases where tree roots damage the house sewer connection, an original paid invoice from a licensed plumber or drain cleaning service professional will be required. The updated tree planting requirements introduce flexibility to accommodate different tree sizes based on arborists recommendations while emphasizing the importance of planting the right tree in the right place. So some of the requirements that we put in in November, 2021, require trees that were too large to actually fit into some of the spaces that we have. So we're adding flexibility to add smaller trees but only when necessary. New sections address the management of invasive insects including diseases such as Emerald Ash Borer as well as heat island mitigation. This was an item discussed by the Tree Advisory Committee to look to planting trees in areas where there are heat islands as a way of reducing the heat in those areas, and it allows the Highway Department to allocate up to 20 percent of tree replanting inventory for these purposes. It encourages tree species diversity to enhance resilience against diseases and invasive insects, and it specifies limits on the percentage of different types of trees that can be planted through town. What we don't want is to plant, you know, one type of tree in one area and have a blight come through like the Emerald Ash Borer and wipe out all the trees, and we also don't want to plant, you know, trees like the Bartlett pears and have a storm come in and then take them all down. So we want diversity and we want the right tree in the right place. The Town will focus on planting native trees and maintain an official street tree planting list with updates as needed. The revised policy grants the Highway Department flexibility in managing tree work prioritizing public safety and property protection while authorizing limited use of tree

cabling and bracing under professional recommendation and contractor availability. So it just provides that there -- that Highway Department to the Town could, if there is a tree that is a particular historic or botanical interest to use cabling or tree bracing to prevent damage to the tree. So all in all, these updates aim to improve the tree policy based on feedback from the community, the departments and experts ensuring a comprehensive and effective approach to tree management in our Town.

MR. MOTT: Two comments. I never heard about it before about getting some people from the community's opinion because I have a lot of opinions about that. I'd like a copy of that, whatever you're proposing tonight.

COUNCILWOMAN LURVEY: Absolutely.

MR. MOTT: Thank you.

COUNCILWOMAN LURVEY: So this has been several months in the making. I will send you the final comment. You might also, if you're interested, the Tree Advisory Committee, you can attend the Tree Advisory Committee meetings. They're posted on the Town website.

MS. SRIVASTAVA: Tom McDonough.

MR. McDONOUGH: Good evening, Supervisor, Council people.

SUPERVISOR DESENA: Good evening.

MR. McDONOUGH: Tom McDonough, Town of North Hempstead CSEA President, I represent the union employees of the Town. I appreciate the changes that were put into the tree code but it's not over, it needs a lot more work, and I just hope that we will continue to work on that tree code but right now that's the only thing I can say. Thank you.

COUNCILWOMAN LURVEY: Thank you, Mr. McDonough, I appreciate your input, I appreciate working with you, and the whole purpose behind having these ongoing meetings and Tree Advisory Committee meetings and all of that is to continue this as a living document. So I agree with you, it's not the end.

CLERK SRIVASTAVA: No additional cards on this Item. We're done.

COUNCILWOMAN LURVEY: Seeing nobody else wants to be heard, I'd like to close the public hearing, offer the resolution --

COUNCILMAN WALSH: Somebody has --

COUNCILWOMAN LURVEY: Mr. Drago?

SUPERVISOR DESENA: Come up to the microphone.

MR. DRAGO: Good evening, Supervisor and Council people. My name is Richard Drago, I've lived in Manhasset most of -- you know me, I've lived here for 38 years. I will implore all of you, again. I know there's a million things on the agenda, I know there's a lot of things the Town is going through, I know the sewers are important. But these two crosswalks where they cross over near Villa Milano and over near Raindeew are incredibly dangerous. If you stood there for ten minutes in one day, you would be shocked at how many, the cars speeding down, 35, 40 miles -- don't shake your head.

COUNCILWOMAN LURVEY: Mr. Drago, this is an Item on the tree policy.

MR. DRAGO: Okay, well I wanted to just say one other thing. The tree I have no issue. I asked if I could speak on something else.

SUPERVISOR DESENA: We have to move forward forward on this Item.

MR. DRAGO: Okay, so I'll end with, can I ask you people? Gaynor Avenue. The new person who gives out tickets gave out 14 illegitimate tickets in the last week. She didn't realize you weren't allowed to park on that side of the street. I live here for 38 years, I live in a co-op. Why don't I have a residents sticker like Great Neck?

COUNCILMAN WALSH: Excuse me, sir, excuse me, excuse me.

SUPERVISOR DESENA: We have to take care of that outside of this.

MR. DRAGO: Can you put that on the next agenda?

COUNCILMAN WALSH: No, no, no, no, you can't continue. This is a public hearing, you know.

CLERK SRIVASTAVA: Thank you.

MR. DRAGO: I'm sorry.

COUNCILMAN WALSH: You know, you were notified. Thank you.

MR. DRAGO: Okay.

CLERK SRIVASTAVA: Please give your name, yes.

COUNCILWOMAN LURVEY: All right. I'd 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: Okay, I would like to say that this was first voted on and put into place November, 2021, and there is so much legal work that went into this and so much money spent on this legal document that mentions the word arborist way too much for me. I think that this is not -- it's just too restrictive for certain neighborhoods, and I just think that a lot more work needs to go into this, and I vote no.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami?

COUNCILMAN ADHAMI: I agree that this is somewhat of a start but there is a lot of room for improvement in this tree code. Nevertheless, I don't want to vote no because it is somewhat of an improvement, but I'm hopeful that my fellow Town Board members will push this legislation along and make the proper amendments that it does need. I vote aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: I think that the tree policy is very complicated. There have been a lot of changes over the past year, and I think its unnecessarily bureaucratic and in a lot of cases you say a lot of things and then say that the Highway Superintendent has discretion or can make a decision, you know, as practicable. So I think that -- I think that has --is going to be confusing, and it's going to need more work to, you know, simplify to get to, you know, a few things that we need. But a lot of this is very cumbersome. So I'm going to vote aye but I think that we need to continue to work and simplify it and make sure we preserve common sense for our Highway Department.

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. 393 - 2023

A PUBLIC HEARING TO CONSIDER AMENDMENTS TO THE TOWN'S TREE POLICY PURSUANT TO SECTION 20A-4 OF THE TOWN CODE.

WHEREAS, pursuant to Section 20A-4(C) of the Code of the Town of North Hempstead (the "Town Code"), the Town Board is authorized to adopt and amend the Town's policy governing the removal of trees from a public right-of-way and Town-owned public places following a public hearing; and

WHEREAS, pursuant to duly adopted resolutions the Town Board adopted and amended a Tree Policy governing the planting and removal of trees and saplings in a public right-of-way and Town-owned public places (the "Tree Policy"); and

WHEREAS, the Town Board wishes to amend the Tree Policy; and

WHEREAS, due notice has been heretofore given of a public hearing to be held on August 4, 2022, which hearing was continued to September 1, 2022, September 22, 2022, October 27, 2022, November 17, 2022, December 15, 2022, February 7, 2023, March 14, 2023, May 2, 2023, June 6, 2023 and July 11, 2023 at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, for the purpose of considering amendments to the Tree Policy; and

WHEREAS, the Town Board has carefully considered the proposed amended Tree Policy and conducted said hearing on July 11, 2023 with respect to said policy, and has afforded all interested persons an opportunity to be heard at the public hearing; and

WHEREAS, the Town Board finds it is in the best interests of the Town to adopt the amended Tree Policy governing the removal of trees from a public right-of-way and Town-owned public places pursuant to Section 20A-4 of the Town Code.

NOW, THEREFORE, BE IT

RESOLVED that the Town Board does hereby adopts the amended Tree Policy governing the removal of trees from a public right-of-way and Town-owned public places pursuant to Section 20A-4 of the Town Code, which shall read as follows:

Town of North Hempstead Tree Policy

The Town Board is authorized pursuant to Section 20A-4 of the Town Code to adopt and amend the Town's Tree Removal Policy, which governs the removal of trees and saplings from a public right-of-way, **the Tree Lawn** and **from** Town-owned public

places. This policy is intended to provide reasonable public notice of the removal of a tree(s), is designed to minimize the removal of trees other than for public safety or other public benefit and sets forth replanting requirements. For purposes of this policy, use of the term "tree" shall also include "sapling", as defined herein.

Under this policy, the Town has determined that it is necessary to have ~~[more than one]~~ **different processes** for tree removals **that are** undertaken by the Town, depending on the circumstances of the tree removal. A *Category 1 Tree Removal* ~~[will include]~~ **deals with** trees that are to be removed **by or on behalf of the Town** in conjunction with a sidewalk, curb or other right-of-way project, regardless of size or scope of the project. A *Category 2 Tree Removal* ~~[will]~~ **includes** all other tree removals by **or on behalf of** the Town from ~~[the]~~ **a** public right-of-way, ~~[as well as removals]~~ **or** from **Town** parks or other Town-owned property. Procedures related to a *Category 3 Tree Removal* or *Category 4 Tree Removal* shall be followed by the Town upon application from a private applicant seeking to remove a tree on a public right-of-way and/or private property pursuant to Town Code Chapter 20A.

As defined by the Town Code, a tree is "Any woody plant, dead or alive, which is six inches or more in diameter at a height of 4 1/2 feet above the base of the trunk, including its root system and the environment within the area defined by the outermost limits of its branches."

A sapling is "Any woody plant, dead or alive, which is three inches or more in diameter at a height of three feet above the base of the trunk, including its root system and the environment within the area defined by the outermost limits of its branches." **The Tree Lawn is "the portion of a public right-of-way not covered by pavement which lies between the border and the portion of the public right-of-way used for vehicular traffic."**

I. **CATEGORY 1 TREE REMOVAL** **Sidewalk, Curb Cut or Other Right-of-Way Work**

The Town is cognizant of the ~~[importance of trees for the]~~ **significant** environmental, health and aesthetic role that ~~[they]~~ **trees** play in our Township. ~~[As a matter of policy,]~~ **It is the Town's policy** ~~[is committed]~~ to preserve~~[ing]~~ existing trees when feasible during sidewalk projects.

The Town is aware **that** ~~[of the]~~ sometimes ~~[inherent]~~ **there will be a** conflict ~~[in]~~ **between** its efforts to preserve existing trees and **its efforts to** maintain safe sidewalks and curbs. The Town further recognizes that ~~[during certain projects]~~ tree roots **will sometimes** ~~[have]~~ cause~~[d]~~ uplifting and/or damage to sidewalks and/or roadside curbs. Trees will be removed only when necessary to ensure **the** ~~[public]~~ health, safety and welfare of the **general public** ~~[constituents of the]~~

~~Town~~. **When [T]trees are removed they** will be re-planted in accordance with the Tree Planting/Replanting Policy set forth in Section V below.

For these reasons the Town has established the following policy to address these ongoing conflicts:

1. Inspection of work

The Sidewalk District will inspect work areas to determine the following:

- (a) If a repair of the sidewalk(s) is necessary;
- (b) If a replacement of the sidewalk(s) is necessary;
- (c) If the sidewalk work can be completed without removal of the tree while maintaining safety standards;
- (d) If the sidewalk work requires the removal of a tree(s); **and**
- (e) If a section(s) of curb needs to be replaced or repaired due to the sidewalk work[; and].

The inspection in this section (1) is referred to as the “initial assessment”.

~~[Items (c), (d) and (e) will be determined with the input of an arborist, either under the Town’s employ or by a contractor procured by the Town through its procurement process and approved by the Town Board. The arborist shall also make recommendations about feasibility and location for tree re-plantings, which recommendation shall be set forth in a report. The Sidewalk District shall be guided by the arborist report. No action with respect to any tree, except in emergency circumstances, shall be taken until such arborist report is obtained.]~~

2. Determination of final scope of work

Upon the completion of the ~~[inspection specified in Section 1]~~ **initial assessment**, a final scope of work will be developed. **The Sidewalk District should use best efforts to repair sidewalks without removing trees where appropriate. If feasible, the Sidewalk District should reposition new sidewalk sections to be routed farther from the tree trunk and exposed roots by moving part of the sidewalk closer to the adjacent property or the adjacent road as long as such area is within the Town’s right-of-way. When the Sidewalk District determines based on its initial assessment that work can be completed without removing a tree or cutting tree roots, the Sidewalk District [shall] will create a final scope of work without the need for input from an arborist.**

If the Sidewalk District determines following its initial assessment that a tree must be removed, or tree roots need to be cut, then a further evaluation is required, which will require the input of an arborist, either under the Town’s

employ or by a contractor procured by the Town through its procurement process and approved by the Town Board. The Highway Department shall be responsible for obtaining input from an arborist upon a request or referral from the Sidewalk District.

No action with respect to any tree, except when such tree constitutes a hazard as described herein and in Town Code Section 20A-6(A), shall be taken except as informed by the arborist report.

~~[Any action with respect to a tree proposed to be removed or included in the]~~ The final scope of work shall ~~[be informed by the arborist report. Any tree removal recommendations contained in the final scope of work must]~~ specify, based on the arborist report, if applicable, whether the tree must be removed or roots cut, or in the alternative, can be safely left as is, or whether other steps ~~[, such as repositioning of the sidewalk, among other remedies,]~~ can be taken that will allow the tree to remain.

3. Notification of work

The ~~[Sidewalk District]~~ Highway Department shall be responsible for providing notification of work to be undertaken when done in connection with a tree removal, to the following:

(a) The Supervisor, the Councilmember for the area in which the work is to be undertaken and their legislative aide prior to the start of work.

(b) For any tree to be removed pursuant to the final scope of work, the following notice(s) shall be conspicuously posted on the tree for, when practicable, no less than 7 calendar days prior to the removal of the tree. The notice(s) shall be oriented towards pedestrian and vehicular traffic wherever possible. The text of the notice shall be black lettering on a bright orange or similar color background:

NOTICE OF INTENT TO REMOVE THIS TREE

Service Request: No. _____

Posted Date: _____, 202--, **AM/PM**

Location: _____

This tree shall be removed under the authority of the Town of North Hempstead in connection with a right-of-way project. An arborist report has been obtained by the Town with respect to this tree. A copy of the arborist report can be obtained by visiting

northhempsteadny.gov/arborist-reports [XXXXXXXXXX] OR by contacting 311 or (516) 869-6311.

(c) The Highway Department, in conjunction with the IT Department or other relevant department, shall cause a copy of each tree removal notice to be placed on the Town's website.

(d) A copy of the arborist report, subject to any required redactions, shall be placed on the Town's website within 3 business days of its receipt by the Highway Department. Except in cases [~~of an emergency~~] **where a tree constitutes a hazard as described herein and in Town Code Section 20A-6(A)**, the arborist report shall remain available on the website for at least 7 calendar days [~~prior to the removal of the tree~~] **after its posting**.

(e) If a tree on a public right-of-way or Town-owned public place constitutes a hazard to adjoining public rights-of-way or to persons using the adjoining public rights-of-way and if such hazard cannot be effectively eliminated by trimming the tree or taking other precautionary steps available to the Town that will allow the tree to remain, the tree may be removed without public notice **by the Highway Department**.

(f) Whenever possible, the Highway Department shall take photographs prior to the tree being removed, records of which shall be retained in accordance with applicable law.

4. Performance of work

When necessary, the Sidewalk District shall coordinate sidewalk repair and/or replacement with Highway Department activity, including but not limited to tree and stump removal, etc. Both the tree removal and stump removal must occur prior to any sidewalk work occurring. The Town, its authorized contractor(s), or electrical utility (if the removal involves electrical wires) will complete the work identified.

5. Completion of work

The Sidewalk District will complete their work and notify the Highway Department of the property or properties that require tree plantings. The Highway Department will follow the replanting policy set forth in the Tree Planting/Replanting Policy (see Section V).

II. CATEGORY 2 TREE REMOVAL

All other tree removals performed by the Town

A. Pursuant to Town Code Section 20A-4, the Highway Superintendent has authority if the tree sought to be removed is in the public right-of-way and the Commissioner of Parks and Recreation has authority if the tree sought to be removed is in a Town-owned public place. The phrase “the Department having jurisdiction” shall refer to the referenced authority of the Highway Superintendent or Commissioner of Parks, as the case may be.

B. When the Superintendent of Highways, the Commissioner of Parks and Recreation, [~~the Executive Director of SWMA~~] **the** Commissioner of Solid Waste, the Commissioner of Administrative Services, or the Port Washington Public Parking District intends to have a Town tree removed from a public right of way, park or other Town owned property^[1], or if the Executive Director of the Community Development Agency (CDA) intends to have a tree removed from CDA owned or administered property where a license agreement exists between the CDA and the Town establishing the property for public use, when such work is not done in conjunction with a *Category 1 Tree Removal* project referenced above, the following steps shall be taken:

1) An inspection of the tree at issue shall take place by the Department having jurisdiction to determine that removal is required pursuant Town Code Section 20A-4. The Department or entity seeking to remove a tree, if different than the Department having jurisdiction, shall request an inspection from the appropriate Department having jurisdiction. Following the inspection, [A]a notice of intent to remove such tree shall be prepared by the Department having jurisdiction and shall specify the reason for the removal. The notice shall be conspicuously posted on the tree for a period of not less than 7 calendar days. The notice(s) shall be oriented towards pedestrian and vehicular traffic wherever possible. The text of the notice shall be black lettering on a bright orange or similar color background;

a. The [~~Highway~~] Department **having jurisdiction** [~~or other relevant Town-department~~], in conjunction with the IT Department or other relevant department, shall cause a copy of each tree removal notice to be placed on the Town’s website.

b. The text of the notice placed on the proposed tree to be removed and on the website shall be, in sum and substance, consistent with the following, except

that nothing herein shall preclude the Department having jurisdiction from filling in spaces left blank in the notice:

NOTICE OF INTENT TO REMOVE THIS TREE

Service Request: No. _____

Posted Date: _____, 202--, _____ AM/PM

Request Received: _____, 202--, _____ AM/PM

Location: _____

A tree located in the right-of-way at/near the above address has been requested to be removed. The Town has inspected the tree and has recommended removal based on the following reason: _____.

PLEASE TAKE NOTICE that pursuant to Chapter 20A of the Town Code entitled "Environmental Planning, Conservation and Care of Trees", the removal of this tree will commence no sooner than 7 calendar days from date of posting of this notice. However, the tree removal schedule is prioritized by the Town (Highway Department) and is subject to weather conditions and emergencies, as applicable.

If you object to the removal of this tree, please call 311 or (516) 869-6311, or email feedback@northhempsteadny.gov within 7 days of this posting. Please refer to this Service Request number and the location of the tree. You will be required to provide your name, address, telephone number and email address when you call 311.

2) Simultaneously with the posting of such notice, notice by e-mail shall be given to the Supervisor, the Council Member in whose district the tree is located and 311;

a. Any resident may submit their email address and contact information to 311 and request that they be notified of a tree to be removed in their zip code.

3) The notice posted on the tree shall include the statement that any resident who would like to object to the removal of the tree shall call 311 on or before a date certain, which in no case shall be less than 7 calendar days from the date of posting;

4) 311 shall immediately notify both the Supervisor and the appropriate Council Member when an objection is received, including the name, address, telephone number and e-mail address of each such resident calling to object;

5) If an objection is received, either the Supervisor or the Council Member, following consultation with the relevant Town department, may request that an independent arborist be retained to inspect the tree and make recommendations as to whether the tree must be removed or, in the alternative, can be safely left as is, or whether trimming or other precautionary steps that are available to the Town can be taken that will allow the tree to remain;

6) If an independent arborist report is requested by either the Supervisor or Council Member, no action shall be taken until such report is provided to both. Following receipt of the report, unless the Supervisor and/or Council Member direct otherwise, the recommendation of the arborist shall be followed to the extent possible by the Department having jurisdiction;

(a) A copy of the arborist report, subject to any required redactions, shall be placed on the Town's website within 3 business days of its receipt by the Highway Department. **The Highway Department shall provide a copy of the arborist report to the Parks Department if that department is the Department having jurisdiction.** However, once a final determination is made with respect to the subject tree pursuant to Subsection 6 above, the [Highway] Department **having jurisdiction** [or other relevant Town department] shall act accordingly, and if removal is recommended, the [Highway] Department **having jurisdiction** may proceed with such action.

7) The Town shall maintain a list of independent arborists who are approved by the Town Board and qualified to make a report when one is requested. In no event shall such arborist be hired to remove the tree;

8) If no objection is received, then the Department having jurisdiction shall be authorized to proceed with the tree removal;

9) If a tree on a public right-of-way or Town-owned public place constitutes a hazard to adjoining public rights-of-way or to persons using the adjoining public rights-of-way and if such hazard cannot be effectively eliminated by trimming the tree or taking other precautionary steps available to the Town that will allow the tree to remain, the tree may be removed without public notice **by the Department having jurisdiction**. In such a case, the Supervisor and Council Member shall be notified in advance by e-mail or telephone, if possible. Whenever possible, photographs shall be taken by the [Highway Department] **Department having jurisdiction** prior to the tree being removed; and

10) The [~~Highway Department~~] **Department having jurisdiction** will follow the replanting policy set forth in the Tree Planting/Replanting Policy (see Section V).

III. **CATEGORY 3 TREE REMOVAL**

By a private applicant for tree removal on a public right-of-way pursuant to Town Code § 20A-5.1

A. When the Superintendent of Highways receives a permit application seeking to have a Town tree removed from a public right of way (not done in conjunction with a *Category 1 or Category 2 Tree Removal* and not related to a curb cut application), the following steps shall be taken:

(1) **An inspection of the tree at issue shall take place by the Highway Department to determine whether removal is appropriate. If the Highway Department determines that removal is required, [Simultaneously with] the Superintendent of Highways will provide[ing] the applicant with a notice of intent to remove such tree. Simultaneously with the Superintendent providing the applicant with the notice,** the Superintendent of Highways shall notify by e-mail the Supervisor, the Council Member in whose district the tree is located and 311;

a. Any resident may submit their email address and contact information to 311 and request that they be notified of a tree to be removed in their zip code.

(2) The notice posted on the tree shall include the statement that any resident who would like to object to the removal of the tree shall call 311 on or before a date certain, which in no case shall be less than 7 calendar days from the date of posting. The notice(s) shall be oriented towards pedestrian and vehicular traffic wherever possible. The text of the notice shall be black lettering on a bright orange or similar color background;

a. The Highway Department, in conjunction with the IT Department or other relevant department, shall cause a copy of each tree removal notice to be placed on the Town's website.

b. The text of the notice placed on the proposed tree to be removed and on the website shall be, in sum and substance, consistent with the following, except

that nothing herein shall preclude the Highway Department from filling in spaces left blank in the notice:

NOTICE OF INTENT TO REMOVE THIS TREE

Service Request: No. _____

Posted Date: _____, 202--, _____ AM/PM

Request Received: _____, 202--, _____ AM/PM

Location: _____

The Town has received a tree removal permit application seeking removal of a tree located in the right-of-way at/near the above address. The Town has inspected the tree and has recommended issuing the tree removal permit based on the following reason: _____.

PLEASE TAKE NOTICE that pursuant to Chapter 20A of the Town Code entitled "Environmental Planning, Conservation and Care of Trees", the removal of this tree will commence no sooner than 7 calendar days from date of posting of this notice.

If you object to the removal of this tree, please call 311 or (516) 869-6311, or email feedback@northhempsteadny.gov within 7 days of this posting. Please refer to this Service Request number and the location of the tree. You will be required to provide your name, address, telephone number and email address when you call 311.

(3) 311 shall immediately notify both the Supervisor and the appropriate Council Member when an objection is received, including the name, address, telephone number and e-mail address of each such resident calling to object;

(4) If an objection is received, either the Supervisor or the Council Member may request that an independent arborist be retained by the Town to inspect the tree and make recommendations as to whether the tree must be removed or, in the alternative, can be safely left as is, or whether trimming or other precautionary steps that are available to the Town can be taken that will allow the tree to remain;

(5) If an independent arborist report is requested by either the Supervisor or Council Member, no permit shall be issued by the Highway Department until such report is provided to both. Following receipt of the report, unless the Supervisor and/or Council Member direct otherwise, the recommendation of the arborist shall be followed by the Highway Department;

a. A copy of the arborist report, subject to any required redactions, shall be placed on the Town's website within 3 business days of its receipt by the Highway Department. However, once a final determination is made with respect to the subject tree pursuant to Subsection 5 above, the Highway Department shall act accordingly, and if removal is recommended, the Highway Department may proceed with issuing such tree removal permit.

(6) The Town shall maintain a list of independent arborists who are approved by the Town Board and qualified to make a report when one is requested. In no event shall the Town retain an arborist who has also been hired by the applicant to remove the tree;

(7) If no objection is received, then the Highway Department shall be authorized to proceed with issuing the tree removal permit; and

(8) The Highway Department will follow the replanting policy set forth in the Tree Planting/Replanting Policy (see Section V).

B. When the Superintendent of Highways receives a permit application seeking to have a Town tree removed from a public right of way in conjunction with a curb cut application, the Superintendent of Highways shall be guided by the following criteria in making the determination to grant or deny the application:

(1) The ability of the applicant to rearrange the layout of the proposed curb cut to minimize the removal of trees.

(2) The necessity of removal of the tree in question.

(3) The condition of the tree with respect to disease and danger of falling. In the event that the diseased condition of the tree is not evident, the Superintendent of Highways maintains the right to require the applicant to submit proof from a New York State certified arborist.

(4) The proximity of the tree to proposed or existing curb cut.

(5) The significance of the tree in regard to:

[a] The size of the tree.

[b] The rarity of the species.

[c] The historical value of the tree.

(6) The effect of removal on:

[a] The character of the location with respect to vegetation management practices.

[b] Ecological systems.

[c] The existing screening of any road or highway bordering the location in question.

[d] Erosion control from the location on which the tree is to be removed and its impact on adjacent parcels.

(7) Whether a denial of the permit will result in unnecessary hardship or severe financial loss to the applicant.

IV. CATEGORY 4 TREE REMOVAL

By a private applicant for tree removal on a public right-of-way or private property pursuant to Town Code Chapter 20A, when tree roots infiltrate the house sewer connection.

In reviewing an application for tree removal from a public right-of-way or private property in connection with an application for removal based on tree roots interfering with a house sewer connection, the Superintendent of Highways or the Commissioner of Buildings shall require the following prior to issuing a tree removal permit:

1) **An original** paid invoice from a **licensed** plumber or other drain cleaning service professional for work performed on the house sewer connection at the property resulting from damage caused by tree roots (from the tree sought to be removed) having infiltrated the house sewer connection causing damage. **The Highway Department shall return the original paid invoice upon request of the submitter.**

If the tree at issue is in the public right-of-way, the Highway Department shall utilize the tree removal notice and procedure set forth in Category III.

V. PLANTING/REPLANTING POLICY

A. Any tree removed by the Town in the right-of-way or other Town property shall require the [Highway] Department **having jurisdiction** [~~or other relevant Town department~~] to replant a tree in accordance with the following:

1) Town Property (not within the right-of-way)

To the extent practicable, any tree removed on Town property (not within the right-of-way) shall be replanted by the **Parks** Department [~~having jurisdiction~~] within one year from the date of removal.

2) Right-of-Way (adjacent to private property)

The properties requiring a replacement tree(s) will be included in the nearest available scheduled planting schedule. The Highway Department will be responsible for maintaining a list of properties requiring tree(s) planting in the right-of-way. Properties requiring a tree planting shall not be removed from the list until such tree planting has occurred. The Highway Department shall keep a record confirming the date when such plantings occur. Such information for the preceding year shall be provided to the Tree Advisory Committee on or before May 1 of each year.

The Town shall procure replacement trees in accordance with its purchasing policy, consistent with the Tree Standards and Specifications to be approved by the Town Board, subject to the advice of the Tree Advisory Committee. [~~Effective January 1, 2022, r~~] Replacement tree(s) shall **generally** be a minimum diameter of 3 inches, measured at 4 1/2 feet in height. **However, if an arborist under the Town's employ or a contractor procured by the Town determines that the Tree Lawn in a particular location is insufficient to accommodate the root ball of a 3-inch diameter tree, the arborist may approve the planting of the maximum allowable tree for the planting area but in no case shall such tree be less than 2 inches in diameter, measured at 4 1/2 feet in height.**

Use of root barriers will be implemented where possible. Replacement tree(s) will be based on available stock and the most appropriate tree species for the location(s) with a focus on native, disease resistant, drought resistant, deep rooted species to ensure a long life and avoid future sidewalk lifts, if applicable. **The Highway Department shall continue to be responsible for planting replacement trees in the right-of-way. The Highway Department shall determine the location of where tree replacements shall be planted based on site conditions and the physical layout of the right-of-way in the area of replanting.**

Prior to ordering replacement trees to be planted in the right-of-way, the Highway Department shall have an arborist assess each proposed site to determine that the appropriate type of tree will be planted in the proposed location. The arborist may be either under the Town’s employ or a contractor procured by the Town. The arborist’s assessment of “right tree, right place” shall be followed when the tree order is placed. The Highway Department shall develop a plan to ensure that the type of tree recommended by the arborist is planted at the particular site.

Best efforts should be made by the Highway Department to replace each tree that is removed with a new tree planting. This may include the removal of tree stumps for removed trees and existing root systems where necessary. If, based on the recommendation of ~~[an arborist]~~ **the Highway Superintendent**, a replacement tree is unable to be planted at said property due to physical restrictions or other site considerations in the utility strip/right-of way area, the Highway Department will review the Tree Planting Service Requests and choose the next-in-line service request (based on creation date) and plant the replacement tree at that location (if suitable for tree planting).

Educational material will be provided to the property owner(s) on tree watering and maintenance when the replacement tree(s) is planted. **The Highway Department, with input from the Tree Advisory Committee, will assist in the preparation of this educational material.**

3) Right-of-Way (adjacent to Town property)

If a tree is removed from a right-of-way adjacent to Town property, to the extent practicable, the tree shall be replaced in the right-of-way near the same location as the removed tree. If a replacement tree is unable to be planted in the right-of-way, then the replacement tree shall be planted, to the extent practicable, on the adjacent Town property. If a replacement tree is unable to be planted on the adjacent Town property, then the Town shall plant the replacement trees at another suitable location.

- B. The above provisions notwithstanding, in any case where a property owner or utility (See Chapter 20A) seeks to plant or replant a tree in the Town’s right-of-way, or is required to replant a tree in the Town’s right-of-way pursuant to a tree removal permit, the following process shall be complied with:

- 1) The property owner or utility shall file a tree planting permit application with the Highway Department together with the requisite permit fee, prior to undertaking any tree planting.
- 2) If a property owner or utility procures a tree [meeting] **satisfying** the Town's tree planting specifications, the property owner or utility may arrange with the Highway Department for the planting of the tree in the adjacent right-of-way. No permit is required if the Town plants the tree.

C. Request a Tree Program

In addition to trees removed by the Town that require a tree replanting, the Town will also plant trees in the Town's right-of-way upon request from property owners. The Highway Department will determine the sufficiency of the location requested for the tree planting. Locations that are approved for a Town tree planting will be included on the replanting schedule and be handled in the same manner as the replanting policy described above.

D. Emerald Ash Borer (EAB) and other invasive insects/diseases; Heat island mitigation and tree canopy deficient locations.

(1) In recent years, the Town has observed an increase in trees requiring removal because of EAB infestations or as a result of other invasive insects or diseases. EAB is an invasive wood boring beetle that has killed hundreds of millions of ash trees. Absent extraordinary circumstances such as a heritage tree, the Town will not utilize chemical treatment/insecticide options to treat ash trees.

The Town recognizes how the landscape of a particular block or community can suddenly change when any tree is removed. When groupings of trees are removed, as may be the case with EAB or as a result of other invasive insects or diseases, the change in landscape may be even more noticeable.

It is the policy of the Town of North Hempstead to implement a strategic removal and replanting program to mitigate the spread of invasive insects or diseases and the resulting impact of tree canopy loss.

(2) The Town is aware that some streets or neighborhoods that once had trees planted in the right-of-way area have few trees remaining or are simply tree canopy deficient. The lack of trees may create or contribute to the "heat island effect", which the United States Environmental Protection Agency (EPA) describes as "urbanized areas that experience higher temperatures than outlying areas"^[2]. This effect leads to extreme heat conditions and other negative impacts of climate change.

It is the policy of the Town of North Hempstead to mitigate the heat island effect or address canopy deficient locations by planting trees and/or replanting trees in areas where trees are lacking.

(3) The Highway Department is authorized to utilize up to 20% of its tree replanting inventory to replace trees that were removed due to EAB or other invasive insects/diseases or to plant and/or replant trees in areas that would mitigate the heat island effect or canopy deficient areas, irrespective of the properties order on the tree planting list.

E. Tree Diversity

The Town is committed to achieving street tree species diversity in its tree planting program. The purpose of species diversity is to increase resiliency in case of tree disease or invasive insects.

When ordering trees for planting, the Town will strive for compliance with the following:

- No more than 10 percent of one species.
- No more than 20 percent of one genus.
- No more than 30 percent of one family.

VI. TREE STANDARDS AND SPECIFICATION; Preferred Street Trees and Prohibited Street Tree Species

~~[(INTENTIONALLY OMITTED— TO BE INCLUDED ONCE ADOPTED BY TOWN BOARD, SUBJECT TO THE ADVICE OF THE TREE ADVISORY COMMITTEE ESTABLISHED PURSUANT TO CHAPTER 20A)]~~

~~[***This will include a]~~ It is the policy of the Town to: (a) plant the right tree in the right place, taking into consideration site conditions and/or other relevant factors in or near the proposed tree planting area; [“Right Tree, Right Place” policy] and (b) focus on planting native trees with a goal towards diversity of species.

In furtherance of this policy, the attached preferred street tree list, dated June 6, 2023, shall be the official street tree planting list used under Section V of this policy. For purposes of Town initiated plantings, the preferred street tree list shall be effective January 1, 2024. The Town shall update the approved list as necessary. Requests to add additional tree species to the preferred street tree list may be submitted to the Tree Advisory Committee on a form provided by the committee for that purpose.

VII. ~~[Effective Date]~~ TREE MANAGEMENT PRACTICES

~~[This policy shall become effective on January 1, 2022.]~~

1. The Highway Department will continue to respond to tree related service requests received through the 311 system and undertake routine tree

maintenance based on observations. To help keep the Town's tree canopy healthy and safe, the Highway Department is authorized to address tree related conditions that present the highest risk to public safety and property before other work. The Highway Department will set priorities for each tree based upon the results of inspections, including those made from service requests.

2. The Town currently utilizes tree pruning and tree removal as tree management practices. Under limited circumstances, when recommended by an arborist, and subject to the availability of an outside contractor to perform the work, the Town may utilize tree cabling and bracing. If the Highway Superintendent determines that cabling and bracing is necessary, all work must follow the standards established by the International Society of Arboriculture.

[1] The provisions of this category shall not apply to the Town[/SWMA] landfill properties in Port Washington. Maintenance of the landfill is governed by a 1992 consent decree as well as a Town[/SWMA] DEC agreement. Lands surrounding the transfer station and around the retention basins, as well as Town[/SWMA] administration property remain subject to the provisions of this category.

[2] **Source: www.epa.gov/heatislands**

RESOLVED that a copy of the Tree Policy shall be on file in the Office of the Town Clerk.

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: Councilperson Walsh.

NEWSDAY AFFIDAVIT OF PUBLICATION

TOWN OF NORTH HEMPSTEAD (GEN ACCT)
200 PLANDOME ROAD
TOWN CLERK
MANHASSET, NY 11030-2326
STATE OF NEW YORK)

Legal Notice No. 0021735172

: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:

Tuesday July 19, 2022 Nassau

By: *Ciara Woodin*

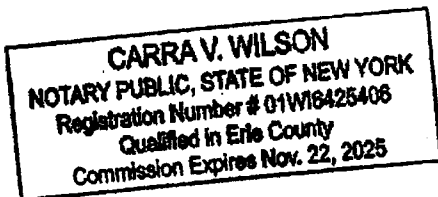
Print Name: Ciara Woodin

Authorized Designer of Newsday LLC, Publisher of Newsday

SWORN to before me this
20 Day of July, 2022.

Cara Wilson

Notary Public



Ad Content

Legal Notice # 21735172
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 4th day of August, 2022, at 7:00 P.M. to consider amendments to the Town's Tree Policy.
PLEASE TAKE FURTHER NOTICE that all interested persons shall have an opportunity to be heard concerning the proposed policy at the time and place advertised.
PLEASE TAKE FURTHER NOTICE that the full text of the proposed policy 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 July 7, 2022
BY ORDER OF THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD
RAGINI SRIVASTAVA
TOWN CLERK

NEWSDAY PROOF

Ad Number: 0021735172

Advertiser: TOWN OF NORTH HEMPSTEAD (GEN ACCT)

CLERK SRIVASTAVA: Thank you. Item number 5. A public hearing to --

COUNCILWOMAN LURVEY: I forgot, I did have -- no? Okay, forget it.

COUNCILMAN WALSH: Madam Clerk, can you read 5 and 6 together; please?

CLERK SRIVASTAVA: Yeah, I'm going to read 5 and 6 together, yes. A public hearing to consider the application of Bolla Em Realty, LLC and Willis Avenue Properties East, LLC, for a Special-Use Permit for the premises located at 225-255 Willis Avenue, Roslyn Heights and designated on the Nassau County Land and Tax Map as Section 7, Block M, Lots 757 and 758.

COUNCILMAN ZUKERMAN: The proposed action is for the redevelopment of a 55,733 square foot parcel with a new 4,175 square foot convenience store with a drive-through gasoline service station canopy including improvements to drainage, lighting and landscaping. Counsel for the applicant; please?

MR. ALTMAN: Yes, for the record, David Altman, law office of Brown, Altman and DiLeo, 538 Broadhollow Road, Suite 301, Melville New York, excuse me, Melville, New York for the applicant.

SUPERVISOR DESENA: Are we calling five and six together?

CLERK SRIVASTAVA: Yes, let me read Item number 6 --

SUPERVISOR DESENA: Okay.

CLERK SRIVASTAVA: -- as well. Item number 6. A public hearing to consider the application of Bolla Em Realty, LLC, and Willis Avenue Properties East, LLC, for site plan review for the premises located at 225-255 Willis Avenue, Roslyn Heights and designated on the Nassau County Land and Tax Map as Section 7, Block M, Lots 757 and 758.

MR. ALTMAN: Angle towards the audience or do what's best for everybody.

SUPERVISOR DESENA: Keep it towards us.

MR. ALTMAN: Where's Chris? Where did he go? Oh, you got your pointer? Madam Supervisor, do you want us to angle this towards the audience or to you; what's best for everybody?

SUPERVISOR DESENA: Let's keep it towards us.

MR. ALTMAN: We got it, thank you. So before I start my presentation, and given the hour, I will try and be succinct. There are some documents I do want to submit into the record, many of which you folks already have, one of which includes -- many of which -- let me rephrase, most of which you have, one of which you have not received yet which is a real estate report prepared by Breslin Appraisals. I think the Board is familiar with John Breslin. John could not be here tonight, he just got out of the hospital. So I'm going to include that and various resumes, as well as a copy of the traffic report which was already previously submitted to the Board. There's a copy for everybody. I apologize for the weight of the submission, literally.

COUNCILMAN ZUCKERMAN: Thank you.

MR. ALTMAN: As mentioned, the property consists of two parcels, 225 Willis Avenue, which is currently a gasoline service station branded Mobil, 255 Willis Avenue, the parcel immediately adjacent to and south of a --formerly a retail restaurant use. To my knowledge, that has been vacant for the better part of three to four-plus years now. The property is known as Nassau

County Tax Map number Section 7, Block M, Lots 757 which is the gas station and 758 which is the former restaurants site. Both parcels are zoned Business A. The combined parcels are situated at the southwest corner of the Expressway South Drive off Horace Harding Extension and Willis Avenue. This is a fairly unique parcel when it comes to Nassau County as it relates to gas stations in that you don't often come across lots of this particular size. Most lots, again, particularly in Nassau, are what I always refer to as legacy parcels. Typically, lots somewhere in the 12, 15, 20,000 square foot, were built, typically, in the late '30s, early '40s into the '50s, and that's sort of indicative of what you see with the existing Mobil but the ability here to redevelop this site with the gas station presents a great opportunity and a very reasonable and modest use considering the the size of the lot. The size of the lot itself is 55,733 square feet or 1.28 acres. That's pretty substantial. There will be a small dedication at the corner to Nassau County, should the project be approved, of 98 square feet. The lot also has fairly significant frontage on the South Service Road of approximately 190 feet, and on Willis Avenue of 380 feet. Currently, as I mentioned, on the gasoline parcel, we have an 1,800 square foot building. So on the aerial photo to my right on the easel you have an 1,800 square foot building with two repair bays and a small snack shop. The site currently has three multi-product gasoline service dispensers, one closest to the building and two proximate to Willis Avenue. A little difficult to see on the aerial because they are underneath a pump island canopy which Chris was just highlighting with the laser pointer. I will note right now that there are two curb cuts on Willis Avenue that presently serve the gasoline service station. The curb cuts on Willis Avenue right now have no -- bear no restrictions, they are full movement curb cuts. The plan that's before this Board tonight modifies that and improves upon it, and what's going to happen, and we'll get to the new plan in a few minutes, but the curb cuts that are now full movement, meaning you can make left in, you can make left out, we're going to be right in, right out only reducing the number of turning movements making the site much safer for ingress and egress. The restaurant parcel, which is due south and adjacent to -- and I'll just note right now that the parcels are separated by a metal guardrail, not very attractive, and that's going to go away should this project get approved, is improved with a former retail restaurant building of approximately 5,052 square feet. As I mentioned, that building now sits vacant. There is onsite parking associated with the former restaurant site to the west and to the south, and there are two curb cuts that service that parcel right now. The northerly curb cut on that parcel used for ingress, the southerly parcel used for egress. With respect to the zoning history and permitting history for the respective parcels as to the gas station at 225 Willis, this has historically been a gas station for the better part of, now, 74 years having received a C of O on November 9th, 1949, and that's C of O number 491323. Subsequent relevant modifications date to July 21, of '86 where a Certificate of Completion was issued, number 86-588, to modify the pumps and erect the canopy which currently exists onsite today.

COUNCILMAN WALSH: Thank God some things are older than me, 1949.

MR. ALTMAN: By the way, I too, saw Richie Havens. Different venue. It should also be noted, and this is important, in that where Bolla proposes to introduce a new convenience store here, that the recognition and establishment of convenience store use, particularly at the site, is not new, it has already been approved in that on August 15th 2011, the Certificate of Compliance was issued for a convenience store and in the current gas station, and that is C of C 20112430. A similar, excuse me, Certificate of Completion was issued a couple of days earlier on August 13th, 2011, for interior alterations for the convenience store. That's number 20112419. With respect to the former restaurants parcel that's at 255 Willis, on January 16th of '51, a C of O was

issued for a diner and that's C of O number was 51-67. Subsequent redevelopment of the site resulted in a C of O dated June 1 of '64 for the restaurant use, and that's number 64-105. A few years later, September 24th of '68, a Certificate of Completion number 68341 was issued for an addition to the restaurant. With regard to the location of the site itself, the character of the area is generally commercial, and I'll describe in some detail. To the north we have the LIE South Service Road, as previously mentioned, or Horace Harding Expressway Extension, the LIE proper itself, due north of the LIE is the North Service Road or Powerhouse Road, and then you have commercial development along Powerhouse Road. Interestingly, at the -- both the northeast and northwest corners of Powerhouse Road, we have a BP and Shell station, respectively, both with accessory convenience store components to them. To the east we have Willis Avenue, then we have the substantial National Grid complex including their office on Willis, and as you head further east, the substation itself with a large parking facility. To the southeast, we do have single-family homes zoned Residence B off of Gateway Drive as you can see in the lower corner of the aerial photograph itself. Access to Gateway Drive is through a controlled means of egress and ingress. There is a traffic signal, and that is approximately 200 feet or so south of the southern boundary line of the subject property. Due south of us, we have the Roslyn Synagogue and then due south of them, at 277 Willis, we have a multi-tenanted office building followed by the on/off ramp to the Northern State Expressway (sic). To the immediate west we have a three-story office building and then additional commercial uses within a complex due west of the site including SoulCycle and Truth + Beauty, Drybar and a ProHealth facility. There is, again, a single-family residential development to the southwest although it does not directly abut our site. There will be no change to the character of the area. The character of the area is already well established. As I mentioned, the gasoline station and convenience store has been on this property for the better part of 74 years now. What you'll see, should this project be approved and we hope it will be, will be a brand new facility. What's there today, obviously, is dated, tired and with respect to the restaurant, it has long since been abandoned. One thing I will note for the record and with regard to the existing gas station use, currently there are two repair bays, as I mentioned. We will not have any automotive repair use on the site, it will strictly be convenience, so we'll be discontinuing the repair use, and we will be removing and razing the retail building, meaning the former restaurant site. Now if you look on the colored site plan to my immediate right there, I'll note a couple of other changes which are worth mentioning. Currently, between the gas station building and the accessory, the restaurant building, the combined square footage of those two buildings is 6,852 square feet. The size of the proposed convenience store in gold color, as Mr. Tartaglia is highlighting, is 4,175 square feet. As such, there will be a reduction in terms of the square footage or GFA of buildings on site of 2,677 square feet. The new build itself will consist of a 4,170 square foot convenience store. There is proposed an accessory drive-through for the Tim Hortons coffee use on the west side circling around to the south. Cars exiting the queue will exit through the southernmost curb cut which is right out only. The stacking capacity, I believe, is nine cars, if I'm correct for the drive-through queue. In terms of determining stacking capacity and adequacy, we have met with and spoken with the Town on a number of occasions prior to being heard this evening, including discussions with Planning Commissioner Levine, and I believe we didn't receive any adverse comment as it related to the capacity of the stacking queue. We are proposing six multi-product dispensers. They will be located southerly on the site. Originally, the Board may recall, and if it's not aware, and I know the Commissioner's aware, Commissioner Levine is aware, when we originally submitted this application about two years ago, the site called for a little different

development. I believe at the time we had proposed nine MPDs. Following our submission to the Board of Appeals last year, we had received comments subsequent to a meeting with Councilman Zuckerman and the Commissioner based upon community feedback, and subsequent to receiving that community feedback, we pared down the number of gas pumps on the site originally from nine down to six. The six MPDs that you see on the plan today provide for much better traffic flow and circulation onsite. One of the benefits of having a site this large is that we actually have pass-by room in between the pumps. That is not typical on, again, the smaller legacy sites of 10 to 15, 20,000 square feet, things are too condensed. Here you actually have the ability, given the number of vehicles fueling at the pumps, to actually pass in between, as well as circulate around the cars.

COUNCILMAN TROIANO: So am I right that you changed the orientation of the pumps because I think now they, I don't know how to say it, they go this way. They go, I don't know --

MR. ALTMAN: So right now --

COUNCILMAN TROIANO: North to south?

MR. ALTMAN: So right now the pumps, which are right about here, are actually parallel to Willis. These will remain, they are parallel. So it's the same orientation.

COUNCILMAN TROIANO: Well, it seems like you're pushing them back.

MR. ALTMAN: Yes, right.

COUNCILMAN TROIANO: Right, and so now there's more room for cars to go further down the lot.

MR. ALTMAN: Absolutely, and one of the other things we did subsequent to our meeting last August with Councilman Zuckerman and the Commissioner is to also push the site a little more northerly, closer to the Expressway Drive, and to reorient, I believe, the curb, the middle curb cut with the entrance/exit way for the National Grid facility.

COUNCILMAN ZUCKERMAN: Counsel, I don't mean to interrupt, but could you discuss the diesel pump and its location as it relates to Powerhouse Road?

MR. ALTMAN: Sure.

COUNCILMAN WALSH: Well, I'd like to ask a question that's maybe simpler than that. Do you have any one --do you have -- are they all self pumping or do you, if somebody's handicapped, do you have the ability to pump gas?

MR. ALTMAN: So the proposal is for self-serve. We have a will call button for anyone who wants full-serve, and of course, we will comply with the requirement under the Town code as it relates to full-service, but yes.

COUNCILMAN ZUCKERMAN: No, but if you could answer my question regarding the diesel pump.

MR. ALTMAN: Yeah, go ahead.

MR. TARTAGLIA: Good evening, Madam Chair, members of the Board. For the record, Chris Tartaglia, High Point Engineering, appearing on behalf of the applicant. With regard to the question, Councilman Zuckerman, the diesel pump is going to be located here along the westerly portion, westerly portion of the site, and just for the Board's edification, so north is to the right on

this plan and the west is up. So the west side of the pump islands would be the innermost pump islands here on the plan, and that provides about 40 feet of clearance area from those pump islands to the curb line that's along the westerly portion which would allow the greatest swing room for trucks, and we have done truck runs and truck analysis, and the trucks can access those pumps without any conflicts with anything on site.

COUNCILWOMAN LURVEY: They're not on the -- but they're not on the schematic, the diesel pump.

MR. TARTAGLIA: No, the diesel pumps are actually built into the gasoline pumps, they're what are called three plus one dispensers. So there's two nozzles, one dispenses gasoline, the other dispenses diesel.

SUPERVISOR DESENA: I saw that the other day. I went to the gas station, and I tried to put the thing in my car and then I said, well, it doesn't work. You have to pay attention. The diesel one is on one side, and the regular is on the other side. Two pumps in each station.

MR. TARTAGLIA: Thanks, I'm glad I was able to clarify that. I guess it's not common knowledge.

COUNCILWOMAN DALIMONTE: It just doesn't come out.

COUNCILMAN TROIANO: This is going to be self-serve; is that correct?

MR. ALTMAN: It is.

COUNCILMAN TROIANO: What's there currently? Is it self-serve or --

MR. ALTMAN: It does, it's self-serve right now. It's in the prior approval. In addition, other improvements to the site will include a 42-by-96 canopy or approximately 4,032 square feet. One nice feature on the site, and one of the things that Bolla absolutely prides itself on is there will be over 18,000 square feet of landscaping on this site. Thirty-two plus percent of this site is going to be landscaped, and you can see from the green space on the colored site plan, one of the great things that Bolla, and to its benefit and I think to the community's benefit is, they provide seasonal landscaping at pretty significant expense, and so you will see seasonal landscape replacement on site. There will be adequate irrigation to maintain the planting, as well. So Bolla sites always, you know, top of the line in terms of aesthetic appearance and nationally recognized as such. As I mentioned, the curb cut on the LIE South Service Road, as you can see on the site plan, is going to be consolidated from two curb cuts where there's one on the extreme west and one close to the intersection, we're going to consolidate that sort of mid-block, and obviously, one of the benefits of that is pulling -- closing that easterly curb cut and pulling it away from the intersection, a much safer point of ingress and egress. The two curb cuts on Willis, the northerly most and the mid-block will be right in/right out where, what, as I mentioned today, what's there is full movement. So again, much safer, fewer turning movements, and then the final curb cut or the southerly curb cut on Willis at the exit of the drive-through queue will be right out only. We are providing 14 onsite parking spaces including one ADA stall that is code compliant. There will be one loading stall on the site, as well. One of the things that should be noted about this application is that with the exception of sign variances, there are no bulk variances required for this site. This site is code compliant in terms of its design, so that's a key factor to note, and then, of course, we'll -- I said the site itself will have -- require no bulk variances which is a key point to note. There will be some sign variances that will need to be obtained through the Board of Zoning Appeals but in terms of the site layout and

design itself, no variances, and finally, we have a small trash enclosure at the southwest corner of the site. With me here this evening, Chris has testified a little bit, is Chris Tartaglia from High Point Engineering. Chris, if you want to take them through some of the finer points on the site plan? It would be most appreciated.

MR. TARTAGLIA: Thank you, I will be brief because Mr. Altman has stolen my thunder, once again, in terms of my testimony but a few points I just want to reiterate relative to the property. Mr. Altman indicated that one third of this property will be landscaped. I think that's a significant point, especially in that the size of the property, while it is large, 30 percent of it, 18,000 square feet, is set aside for green space. That has, in my opinion, nothing but significant benefit to the community from both an aesthetic perspective, and as well as from an environmental perspective, especially when compared to what's out there today with the restaurant and the gas station, you know. The sloped area to the west side of the property has some dead trees and some overgrown vegetation to it, and you know, if we could call that landscaping, it's certainly less than what's proposed, and another point I just wanted to reiterate about the exit curb cut which is southerly most on Willis Avenue. Again, this access scheme has been very heavily worked and vetted. We have had significant discussions with both the State DOT and with the Nassau County Department of Public Works, and we have an agreement, in concept, on the access scheme. We will continue with their reviews, obviously, after the Town makes additional decisions on the property. But we essentially have an agreement, in concept, on the access as proposed from both the County and the DOT but this southerly curb cut here on Willis, one of the nice features of the way this site lays out, and again, it's just a function of the site size, is that if there's concern about congestion at the pump islands and at the front of the building where the parking stalls are, we've got a nice little safety valve here, and what that is is an exit lane that would bypass also the drive-through lane that anybody can use and head southbound on Willis. So that's going to take a lot of the pressure and a lot of the traffic off of the Willis Avenue curb cuts for those folks who want to continue southbound on Willis. Again, this is a -- I would call it a dream site for an engineer to work with because we've got more than enough space here to ensure that we've got the proper design, and again, as Mr. Altman indicated, a lot of the existing gas station site, which is actually the one that's there today at the corner, are in the 15 to 18,000 square foot total range, and they don't offer a lot of latitude for laying out and designing a facility properly. This one, indeed, does allow for that proper design, and we believe it's a superior layout. If there's any questions, I'll be happy to answer them. I guess, yeah, I will. Excuse me, I'm sorry. So there was some discussion prior, and we've seen some interviews on the news today and understanding that there's concern over the size of the property and the gas station. So one of the studies that we did is, we looked at another parcel, and I'll just put a graphic up here on the board so I can reference it.

COUNCILWOMAN DALIMONTE: Sir, can you tilt that a little? I can't see what you're going to show. We're the ones that have to vote on it, that's why I just --

MR. TARTAGLIA: So what we're looking at here is a Cumberland gas station at 2201 New Hyde Park Road. It's on the southwest corner of Marcus Avenue and New Hyde Park Road. Of specific mention in terms of the scale and the scope of this development which I believe was approved four, yeah, five years ago or so by this Board and the other Town agencies because it is located in the Town of North Hempstead. So this one has a property area of about 48,000 square feet, so that's a little bit smaller than ours. However, the landscaping percentage that's on this site is -- if it's 2,000 square feet, it's a lot. So in terms of paved area and site area, ours is

roughly similar. I think one of the more key elements here, though, is that the building itself, the convenience store building, is 4,600 square feet based on our estimation and our field measurements. So this building is actually significantly larger than the one that we propose. So there were some discussions, at least in the news media, that this is the largest gas station ever proposed or realized in the Town of Hempstead, and it's simply just not true. This station predated this application that we're here before you tonight by about four or five years, and this facility does exist in the Town of Hempstead, and quite frankly, on a significantly more complicated intersection in that it is at the intersection of three roads, it's bounded by three roadways and has access along all three roads. So by comparison, again, the simple fact is that this is not the first this Town or this Board has seen a gas station proposal of this size.

COUNCILMAN ZUCKERMAN: Gentlemen, could you talk about the traffic study that you --

MR. ALTMAN: Yep, we'll get to that in a second.

COUNCILMAN WALSH: Can I ask you how wide that -- I wanted to ask you a question. How wide is that safety valve that you referred to that road that's in the back?

MR. TARTAGLIA: So the safety valve we're talking about is the bypass lane that goes around the outside of the drive-through lane. So that's 11.3 feet wide. So it's about .3 feet wider than a typical lane width, and it only gets significantly wider as you continue around the site.

COUNCILMAN TROIANO: Can you speak to the purpose of the County dedication of land and where that's going to be?

MR. TARTAGLIA: Certainly. So at the corner of the property which would be the north, the northeast corner right here, there's a small dedication of property there, a couple of hundred square feet, and that's a common occurrence on both DPW and DOT roadways when they're looking to make maybe future improvements for either handicap ramps or utility poles or things of that nature. So as part of that DPW review, they're looking for that dedication at the corner. But again, it's an insignificant amount of land. It's shown here, it's hard to see, sorry, 96 square feet, so against the 50,000 square foot plus, it's insignificant but significant in terms of the ability to provide the ADA access ramps.

COUNCILMAN TROIANO: But until the County wants to do something with this, it's going to be landscaped area?

MR. TARTAGLIA: Either that or they might actually make us make -- do the improvements, which again, would probably be either a wider sidewalk or a handicapped ramp. They tend to like us to pay for the infrastructure when they can.

COUNCILMAN TROIANO: And what is the white area, that white boxed --

MR. TARTAGLIA: This area here?

COUNCILMAN TROIANO: Yes.

MR. TARTAGLIA: Yes, that's the underground storage tanks. They are existing to remain, they're below ground, they are double wall fiberglass and they exceed current requirements from State, Federal and County regulations. They're tested tight, and they were installed, I think, relatively recently. In fact my firm, the plans in permitting for it, I believe it's less than 10 years ago.

COUNCILMAN TROIANO: And then there's -- is there parking just to the -- what is that;

would that be the north of the building?

MR. TARTAGLIA: Yes, sir. So I'll walk you through the parking just so it's clear. So we do have stalls located in front of the building. Those are, of course, the most valuable for our customers, and additionally, there's no seating proposed in this building which is something we didn't add but I think that's another important point because that means the trips in and out of the building are very quick, nobody's lingering around to sit down, they're getting their convenience items or their food items and they're leaving. There's no additional stalls located up here in the northwest corner. Those would -- we would think would probably be either employees or folks who are just wishing to maybe stop, take a quick break on their trip along the expressway, maybe get -- answer some phone calls or what have you, and then we have the balance of the parking behind the property, which again, these would probably be utilized, again, for those employees that are going to be parking longer term or folks that want to spend a little bit longer on the property, again, maybe just to cool their heels a little bit and relax or check something on their vehicle. Notably, as -- and as Mr. Altman mentioned, there is no parking relief required. We are on the parking number here with required number of stalls.

COUNCILWOMAN DALIMONTE: I have a question. You talked about these parking spots and then you went up there. What did you call them, you called those employee? Because it says here it's a vacuum station.

MR. TARTAGLIA: Yeah, there are parking stalls there for customers, and they could be for employees or they could be for people that are vacuuming their cars. They said they're --they're multiple use. They could be used by anybody. So probably not the employees if they're going to use the vacuum.

COUNCILWOMAN DALIMONTE: I would think if they're vacuuming it would be for vacuuming.

MR. TARTAGLIA: Indeed.

COUNCILWOMAN DALIMONTE: Also, I have a question. If I am -- the expressway where the trucks are. So you come off -- you're coming off the expressway, you're going down the expressway extension, you turn in and now the diesel truck is in -- the diesel is in the back; correct?

MR. TARTAGLIA: Correct.

COUNCILWOMAN DALIMONTE: So now is that enough room for then a large truck to fill up and then make it out, like, isn't that going to cause, like, a huge traffic jam? Oh, I guess I touched a nerve on something.

MR. TARTAGLIA: No, it is not.

COUNCILWOMAN DALIMONTE: And I don't understand how it's going to happen because I see a truck causing a lot of traffic in that area. I just -- I don't know how that -- I'm not an engineer, I don't understand how that's going to work.

MR. TARTAGLIA: Right, and the engineer will answer the question. We have thought about that.

COUNCILWOMAN DALIMONTE: Okay.

MR. TARTAGLIA: Again, we have significant room, as I indicated earlier. So the way we

envision truck traffic, and let me just back up a moment by saying, and the Supervisor asked a great question. So we are not providing truck diesel, we are not providing separate standalone, meaning we are not providing separate standalone, what are called high speed diesel pumps. Now tractor-trailers, which are the big trucks, which is what Councilwoman is asking about --

COUNCILWOMAN DALIMONTE: Yes.

MR. TARTAGLIA: -- they have anywhere from 50 to 100 gallon saddle tanks on either side of their truck. When they fill up, they don't come to car gas stations to fill up. They tend to fill up at truck stops, they tend to not -- sometimes, certainly, if they're running low, and they haven't planned their route properly, but most truck drivers do plan their routes properly, and they know where to fill up. So we're not marketing this station as a truck stop. However, that said, we have designed the property such that when a truck pulls into this curb cut, he'll make his right-hand turn, sit in this area under the canopy. Again, as indicated, we've got 85 or 90 feet from the pump island to the curb. The biggest tractor-trailers are only 65 feet. After he fills up, he can make -- come out and make a left turn out and head southbound on Willis. If he wants to go to the expressway, he'll realize quickly that if he comes in through that curb cut and fuels there, he can't get there. We'll never get him as a customer again.

COUNCILWOMAN DALIMONTE: I would like to -- excuse me, excuse me, excuse me. Since I brought this up, obviously, my question, you know, I heard applause, so obviously, there's people thinking about this. What about not having diesel and that then a truck cannot stop there. If you're saying you're not going to be a truck stop then why don't you just get rid of the diesel?

MR. TARTAGLIA: There's a good answer to that and the answer to that is diesel fuel is not only used in trucks, as I'm sure you're aware. There's Mercedes-Benz, there are many Audis, there are many German automakers including American automakers as well that use diesel, and we don't want to turn any of our customers away. Now that said, let's say we have a box truck which is one third the size at 30 feet long -- - sorry, one half the size. Those will fit on this site very easily, and those are landscapers, they're also diesel trucks. We don't want to turn them away, and we are not advertising this as a truck stop. I wish to repeat, I know there was some discussions from the crowd but I want to make sure that I'm clear on this point, Councilwoman, because I want to make sure that you understand it because you asked a good question. So we are not advertising this site as a truck stop. If we were, we would have separate standalone diesel trucks with high speed diesel pumps that could fill those 100 gallon tanks quickly. This diesel's not going to be dispensed quickly. It's going to take them 20 to 30 minutes to fill that truck up. We will see that large truck driver once and then the next time he'll realize, I'm not going there for diesel anymore, I'm going to go to the place that I normally go for my diesel fuel because it's just not convenient for them. However, the site can accommodate that truck as I just indicated. Now if we do have a truck that's heading southbound on Willis, there's 50 feet between the pump islands and the parking stalls. That truck can make a right turn in heading southbound, and he can rotate clockwise and get to that same pump island here on the west side, and then if he wants, he can rotate back out to Willis Avenue or come out and make a right turn on the expressway. So we've thought about this, we've modeled it, and we've engineered it to work. Again, not making a truck stop here, this is not what this is. We can accommodate it because we have the size.

MR. SINGH: Harry Singh, president and CEO of Bolla Oil. I just want to address --Harry

Singh, Bolla CEO, President, Bolla Oil and Bolla Em Realty and Bolla Markets. I want to be very clear about the concern from the neighbors about the diesel. We have almost 99 percent of our sites that have gas only offer a diesel nozzle for the cars used only. We have multiple sites in Town of North Hempstead, number 3 Jericho; 449 Jericho; 550 Old Country Road; 2200 Hillside Avenue; 901 Hillside Avenue; I can name multiple sites. We do not attract tractor-trailer. Tractor-trailer do not come to these sites, and we have sites that's designed for a truck diesel between long on in exit 57, exit 64, exit 58, exit 53. We have separate truck islands, separate lane for tractor-trailer. They come behind the buildings and leave the trucks of the dot even getting under the gas pump canopies. This is absolutely not attracting any truck with a tractor-trailer combined together like the --Chris and David said both. Most likely you'll see the small cars and you see local landscapers, they need diesel for their equipment and their tractors, lawn mowers, and that is the only the purpose for --we don't want to be chasing those local customers away when they need us. So I want to put that on record. You can go visit any one of our sites, these gas pumps with two nozzles, diesel and gas together, they only pump at 7.6 gallons per minute. The diesel high speed pump to the tractor-trailer fuels pump 40 gallons per minute. So there's no attraction to the trucks whatsoever. Can somebody actually end up in a station? I can't prevent that, but it's definitely not designed for, it's not meant for, we're not marketing for diesel, whatsoever. Thank you.

COUNCILMAN ZUCKERMAN: Gentlemen, could you discuss the traffic study that I asked you about ?

MR. ALTMAN: Absolutely, Mr. Zuckerman. I'm going to ask Amanda LaRosa, our traffic expert from Stonefield Engineering, the folks who prepared the traffic study, to come up. Amanda ?

COUNCILMAN ZUCKERMAN: Thank you.

MS. LAROSA: Good evening, I'm Amanda LaRosa, for the record that L-A-R-O-S-A, I'm the traffic engineer with Stonefield Engineering and Design. My office is at 584 Broadway, Suite 310, New York, New York. In connection with this application, we prepared a traffic impact study that was submitted to this Board, and we've also done some coordination with the County DPW as well as the New York State Department of Transportation. Today I'll walk you through the findings of my study briefly and then I'm happy to take any questions that you have. You've already heard the site's at the intersection of the South Service Road and Willis Avenue. The site has been operating as a gas station for 70 plus years, and this application proposes to expand the site into the restaurant property just to the south which is really going to improve onsite circulation by virtue of expanding the size of the site. Access along the South Service Road is going to be significantly improved. We have made applications to the New York City DOT, we've been working with them for just over a year and based on the materials we've submitted thus far, they are satisfied with the location and configuration of that driveway in addition to some other off-site improvements in their right-of-way like sidewalk, curb and ramps. In addition to consolidating the driveways which is going to reduce the number of conflict points on the South Service Road, you're also going to see that there's some improved grading and alignment as compared to that western driveway and the existing configuration. That existing western driveway is pretty steep. There's that guardrail, it jogs pretty significantly into the site, and there are essentially parking spaces that back directly into that drive aisle. All of those conditions are going to be significantly improved by the site plan you're looking at. In addition to these improvements, you're also going to see improved spacing from the stop bar at the

intersection. The current eastern intersection is only about 20 feet from the stop bar. This proposed consolidated driveway is going to provide about 70 feet from the stop bar, so more than tripling the existing spacing. You've heard that along Willis Avenue we're proposing right turns only. This is in close coordination with the DPW. We do feel that it's the safest and quickest way to get vehicles into and out of the site, so we are really happy to be offering that to you guys tonight. As far as the overall traffic volumes, we're expecting a very low net increment of traffic associated with the site. As I've mentioned, it is already a gas station. We're proposing it to be a nicer gas station. So as far as the actual increment of cars visiting the site, we're forecasting somewhere between 30 to 40 additional cars in a single peak hour, and I want to clarify that that's a total number of cars, but gas stations attract a significant portion of their traffic from cars that are already on the roadway. It's really uncommon to leave your house, go get gas and return home. It's way more likely that you're stopping for gas or a cup of coffee on your way to work, a snack on the way to soccer practice, and because all of this traffic is already on the roadway, motorists aren't going to see any perceptible impacts to how long they're waiting at the light, how long it's yellow, green, red. All of those changes, you're not going to be able to tell if you were on the road the day before this was constructed and the day after it was opened. You're not going to be able to tell anything. The traffic impact study that we've submitted provides some extremely conservative analysis. Those projections look at the site as if it's a virgin site, as if there's nothing that has ever generated traffic on the site. So we've provided that as a way for you guys to feel comfortable with what we're doing here. It was also reviewed by the County and the State. So we want to make sure that you guys feel comfortable with what we're proposing, but in reality, the traffic is going to the site now, so it's really a pretty minor net increment that we're expecting. So to conclude, between the minor increment that we're expecting to go visit the site in the proposed condition, the composition of traffic being passed by cars that are already on the roadway, not people who are leaving their house to go to a new restaurant and then going home, we are expecting almost no impacts to traffic on the adjacent roadway that any motorist could perceive.

COUNCILMAN ZUCKERMAN: Now when you did your study, did you look at traffic during rush hour times because that particular --

MS. LAROSA: We did.

COUNCILMAN ZUCKERMAN: -- that particular spot just before the Long Island Expressway, it's pretty jammed up due to backups. If you're proceeding on Willis Avenue and you are proceeding north, so coming from the -- coming from where the entrance to the parkway is.

MS. LAROSA: Mm-hmm.

COUNCILMAN ZUCKERMAN: Okay, as you approach that corner, the road gets very jammed up due to the left turn access under the overpass of the Long Island Expressway going back in front of the site. Did you look, specifically, at traffic at peak hours? I'm talking about six o'clock, 8:30 in the morning, even four o'clock.

MS. LAROSA: Yes, we did study traffic volumes during the peak hours. We actually went out and did our first set of counts in 2021 which was still slightly impacted by work from home. We went out again in 2023. We did a substantial collection effort, weekday morning, weekday evening and Saturday midday peak hours. These studies have been reviewed by traffic engineers at both the State and County agencies but I will add that we're actually not impacting any

northbound flow due to the nature of the access plan. We are not allowing left turns into or out of the site, and that has been vetted by the DPW.

COUNCILMAN ZUCKERMAN: So it's my understanding from the residents here that now with the site in its current condition, that the traffic backs up from the corner where the underpass or overpass of the Long Island Expressway is, back south towards the far end of the restaurants site. Even now --

SUPERVISOR DESENA: Wait, I'm sorry, Councilman, hold on. When you -- I know that you all want to speak but if you speak at the same time, we're not able to process it. It's just, you know so --

COUNCILMAN ZUCKERMAN: No problem.

SUPERVISOR DESENA: -- let's just finish the presentation. Everyone in the audience who wants to make a comment will be able to make a comment. We can focus on you.

COUNCILMAN ZUCKERMAN: The area that I'm concerned -- I appreciate your answering the questions, and everyone, please allow them to make their presentation, and I promise that everyone will have a chance to speak but this a very important point because now the traffic is backing up in front of the entrance to these --to this development, and so I'm curious, because your study shows no -- little to no impact. I'm curious what your study says now about the blocking of the entrance of the development which has only one way in or out, and if you talk about in an emergency situation that a fire truck or an ambulance needs to get in, do you -- even now the traffic is backed up to the entrance to the site. If you could discuss that, please.

MS. LAROSA: Sure. The way we're very confidently able to say that we won't impact that is that there is no traffic to or from the northbound flow that's going to be able to access this site.

COUNCILMAN ZUCKERMAN: From the north, so --

COUNCILMAN WALSH: I missed that.

COUNCILMAN ZUCKERMAN: Could you show that to me on the document?

MS. LAROSA: These driveways are right in and right turn out. These two are in and out. This is turn right turn out only so the flow is coming from the southbound only.

COUNCILMAN ZUCKERMAN: And then what would you say to the backup that starts in front of the parkway going north back to where the entrance to the Long Island Expressway is sort of the opposite of what you just described. So would you talk about the backup there? Because even now, the backup starts on that side of the street by the parkway in front of this development. Again, that has only one way in and one way out. If you could discuss that.

MR. TARTAGLIA: Councilman Zuckerman, I think maybe when she went over to speak to the board that you couldn't see what she was pointing to. So I'll do it here with the laser.

COUNCILMAN ZUCKERMAN: Thank you.

MR. TARTAGLIA: And again, it's a really simple concept. So you're talking about traffic backups from the Northern State north, northbound on Willis; right?.

COUNCILMAN ZUCKERMAN: Yes.

MR. TARTAGLIA: Okay. There's no left turns into or out of our property in the proposed conditions. We'll have no impact whatsoever.

COUNCILMAN TROIANO: So how do you structure the driveway to make that --

MR. TARTAGLIA: The DPW will mandate signage on both sides of the street, signs in -- an unbelievable amount of signs, and you know, can we stop that one illegal person who wants to make the illegal move? Absolutely not, but again --

COUNCILMAN TROIANO: But can you curve the driveway?

MR. TARTAGLIA: We can certainly review that with DPW but they don't like us to do that, they're not big fans of doing that because of the potential accidents that can occur. People misnegotiate that turn heading -- and again, another key point. So these curb cuts and access points have been vetted by the DPW. DPW has jurisdiction over Willis Avenue. State DOT has jurisdiction over the LIE Service Road. They both vetted and approved this access. So they spent a long time looking at this, we're two years with this application. We didn't just walk in here with a plan that has not been vetted, and again, I just want to reiterate, because I don't think everybody in the audience understands because I know that the existing condition, this is a busy roadway, there's no doubt. Anybody who lives on Long Island knows this roadway. However, we're not going to impact that, we're only going to improve that because there are no left turns in and out of our driveway. Not one person can make a legal left turn heading northbound on Willis Avenue. Not one car.

COUNCILMAN ZUCKERMAN: Okay.

MR. TARTAGLIA: Again, I'll address the Board.

COUNCILMAN ZUCKERMAN: No problem. If you would, when you're talking now about the drive-through, okay, when someone enters the drive-through, and as they proceed on to exit the property onto Willis, could you walk us through where it will go so that we can understand that as it applies to potential traffic and backups as they exit the drive-through, as the drive-through vehicle that goes through the drive-through and then enters the roadway?

MR. TARTAGLIA: Certainly, and I think before a discussion of how that movement takes place, a discussion of how often that movement takes place is very important. So that's roughly one to two minutes per transaction. So there's a vehicle heading out of that curb cut roughly on average one to two minutes. That's a long time in traffic speak. However, they too, are only making right turns southbound onto Willis and headed southbound on their journey. They cannot make a left.

COUNCILWOMAN DALIMONTE: Wait, are you saying that to go into --

SUPERVISOR DESENA: Mariann, microphone.

COUNCILWOMAN DALIMONTE: Are you stating that -- you said one to two minute transaction. You're saying to go into the store?

MR. TARTAGLIA: The question was regarding the drive-through.

COUNCILMAN ZUCKERMAN: The drive-through.

COUNCILWOMAN DALIMONTE: One to two minutes in a drive-through?

MR. TARTAGLIA: No, at the window itself.

COUNCILWOMAN DALIMONTE: Oh.

MR. TARTAGLIA: So in other words, the drive-through window is feeding cars out at a rate of

one to two minutes per transaction.

COUNCILMAN ZUCKERMAN: And could you -- what is the width of the drive-through lane?

MR. TARTAGLIA: They're 11 feet, and the pass-by lane, as requested earlier, is a minimum of 11 --

COUNCILMAN ZUCKERMAN: Eleven.

MR. TARTAGLIA: -- 11.3, and it grows to over 13 feet wide.

COUNCILMAN ZUCKERMAN: Now the --what you're describing now, as someone goes through the drive-through and exits southward onto Willis, okay, just adjacent to the property, there's that temple, and this is drive, this is temple where there's no parking, there are worshipers who, walk, and we've heard commentary from the community that they have concerns about their safety as it relates to entering and exiting the temple property due to increased traffic. If you could you discuss that, please.

MR. TARTAGLIA: I can Councilman Zuckerman. As I believe you're aware in our prior meeting we discussed. We actually met with a representative of the temple very early on

COUNCILMAN ZUCKERMAN: That's what I wanted you to discuss.

MR. TARTAGLIA: So one of the key issues that we have right now is that the -- there is a curb cut that exits the property very close to their driveway. We are moving our new curb cut 50 feet further north. So in terms of impacting folks that might be leaving the temple and walking, we are 50 feet further away. That give 50 feet more time for the pedestrian to notice to the vehicle and the vehicle to notice the pedestrian, and one of the other things that the folks at the temple asked for, which we gladly agreed to because they do walk often, is we have ADA accessible pedestrian access from the sidewalk into the site that avoids all curb cuts and all access points. So we did do reach out with them and from my recollection, after we left, they were quite satisfied with our proposal.

COUNCILMAN WALSH: You know, however, the southernmost curb cut is now an abandoned restaurant, a restaurant that's been abandoned for a long time. So it would be, naturally, more cars coming out than there is now no matter what the location of that driveway is.

MR. TARTAGLIA: Agreed, and that's why it's great that we're moving it 50 feet further north.

MR. SINGH: I wanted to add clarifications. As they already told you that we are taking six driveway to four. They're all right in and they're all right out. If someone makes the illegal movement to come to the stations, jumps the curb, I can't put somebody on the street but this side is designed to come in right and leave right. Today, six curb cuts you have now, regardless the restaurant is not in business but that could be in business. You have to count for the traffic if that restaurant existed and operating. If you calculate the traffic, the 5,000 the restaurant will bring in, which is considered a destination site. The gas station is not a destination site. When you're ready to buy -- very fill up a gas on your car, you look at gas station going to work, coming to homes or where you drive regularly and every Board member, I'm sure, drive car, that fuels cars that could probably agree with me that you don't take a car because the new Bolla Markets are open up three miles away, and I'm going to take three mile ride to go to Bolla Market store. These cars are taken from the just existing traffic. We're not adding any more

cars into the traffic. We are not a destination used business. We are not a restaurant. We are not seating. We don't have people sitting and waiting and just to go inside the restaurant and have a coffee, donut because this is on the run. This is about convenience for someone that was fueling up at the car and that might have to go to a local Starbucks, and maybe there's a 50-deep car are backing into Jericho Turnpike, the one of the idle and which has been approved by the Town before, and this is not the case. I have six stations currently and this size or larger have drive-through. Two in the Town of Hempstead, two in the Town of Islip, two in the Town of Smithtown. We are averaging anywhere about 70 to 100 highest amount of projections through a drive-through versus the 70 percent of the business in Starbucks, Dunkin' Donuts are done through a drive-through. That's equivalent to about three to four cars per hour. That's how many cars you're going to put on through the drive-through back to Willis Avenue which is 90 percent of the time will come out from the pumps. Thirty-five percent of the customers, the fuel cars, are shop at the store. That's in approximately industrial numbers, and that's what I do for a living, I've been doing for 34 years. So when we design sites, we don't design site that make traffic nightmare because it doesn't help me. Locking up a station, people not able to move, people flying from different direction, hearing people on the station, getting a lawsuit and accidents, we do not seek. This site is designed by professionals, they've been working with us 20 plus years. This is being approved by DPW, New York State DOT. There's no curb cut that I am allowed to install without the approval of those entities. So if we weren't trying to become a traffic expert, I'm not sure. I'm definitely not one. I can only tell you what I deal with it, I can only tell you how to design with it, and often if I speak in front of the Boards and then I go, usually I don't have to go because most of the people know the Board does not develop properties that not community-friendly, not traffic-friendly, not service-friendly, 18,000 square foot of site being landscaped. We just had an application for Great Neck Park. They are paying \$3.2 million for 3/4 of an acre to add into a parkland. I'm giving 18,000 square feet for free of landscaping to this Town, and so when you talk about career passion --

COUNCILMAN ZUCKERMAN: Please, please, everyone, let Mr. Singh speak.

MR. SINGH: I started from one station in Brooklyn, five employees, landed here 83 years, 1983, 40 years ago, and I've lived an American dream, and I lived everything and done everything and I'm the neighbor, I'm a resident of the Town of North Hempstead, and Mr. Bob who's our Councilman from our area. We stand for the quality department, most friendly, most safety where we have some station or consider a safe zone for small younger kids that goes on a night, gets in trouble, they get brought into a station just for safekeeping so the parent can go get them. We take great pride support present facilities that doesn't create mess, that doesn't create a liability, doesn't create a safety issue, doesn't create a mess. We make no money doing that. We have to pay for the project. I seen that Howard Johnson for God knows, 30, 40, 50 years ago, I seen the Chinese place for last five years close, the landlords and us, we're paying \$135,000 in real estate taxes, which is about \$100,000 goes to local school taxes where my kids don't go. We are contributors. We support the neighbors. We support the residents that are complaining today because our real estate taxes, probably, after we do develop the site and we do get approved, probably another \$200,000. All that is going into the factors of the local resident that will enjoy the facility, and I'll share my experience with you. Every time we had an opposition on our project, which very rarely happens, the people will come to us and thank what we developed. It might not sound like that today because people on the TVs and people complaining, we brought Judy White to her out for two years, listen to the community, listen to the people in the temple. We want about property that people want to use. We -- it doesn't do

us any good to build a station, build a beautiful property and nobody comes. So this property been designed, safety in mind, communities in mind, service in mind, because at the end of the day we provide essential services. If everyone knows what went through COVID-19, we were the only one open, we were the only one serving cup of coffee. When those first responders had to get to the scene, our doctors, firefighters, cops, we were there for them 24-hours a day. You appreciate me more when you have Superstorm Sandy. People have -- people call me friend, people call me uncle, people tell me they known me for years just to get a gallon of gas. Trust me, there's a facility being put on that's very well thought of and engineered by the most experienced engineers in this room, and that they've been doing this for 30 plus years on hand. This is absolutely not creating any safety mess for anyone that's sitting in this room. I couldn't say any more than that but if you need me to come back, answer more questions. Thank you.

COUNCILMAN ZUCKERMAN: Thank you. Mr. Singh. Do you have more to your presentation? I know we've interrupted.

COUNCILMAN TROIANO: I have some questions about the traffic study. So I went to the site just before I came here, and I intentionally went at rush hour. I wanted to see just how bad it was, it was about 5:40, and I just want to confirm for all the residents that are here, it's awful, it's really awful. Well, just wait a minute, though, okay, let me finish. It's really awful, and I went into your neighborhood and came out, and so I don't believe -- the traffic was bad, and you said it backs up to the parkway. It did just about do that, but fortunately, there was a light that, you know, that breaks the traffic up and enables you to go right or go left, and so I -- as bad as that is and because it is so bad, I don't believe that this station, and you're not going to -- and you're going to take back those applause now, I don't believe this station will add to the traffic because I wanted to turn right but I decided not to turn right because the traffic was so bad, and you're not going to plan your trip to get gas at rush hour to go into that. Making a left was really easy once the light turned green. So that's just my observation from my site plan review today but I wanted to ask you, are you saying that based on your traffic study that there'll be some increase in the amount of traffic. But that's relative to what's there today; is that right?

MS. LAROSA: Yes, so taking into account --

COUNCILMAN TROIANO: Which does not include the vacant former restaurant.

MS. LAROSA: Yeah, so if the restaurant was reactivated, it would undoubtedly generate traffic during the exact --

COUNCILMAN TROIANO: Well, that's my point.

MS. LAROSA: -- that you were talking about.

COUNCILMAN TROIANO: Work with me here; okay?

MS. LAROSA: Yeah.

COUNCILMAN TROIANO: So my point is, there's nothing there today; right?

MS. LAROSA: Yup.

COUNCILMAN TROIANO: And everybody, all the residents here, are used to there being nothing because it's been four, five years I think we heard. But something is going there someday. There will come a price break point where whoever owns it today will find somebody to buy that land, and they are going to put in an establishment. We don't know what it is, that's

going to increase the traffic; correct?

MS. LAROSA: Yes.

COUNCILMAN TROIANO: All right, SO have you done any studies to compare the traffic that you say maybe the slight traffic increase versus not a site with an empty lot but versus what's the potential to go there someday.

MS. LAROSA: Yeah, so even -- aside from just the volume of trips going into each of the driveways, to your point, any use other than a gas station is going to generate more new trips. People who are leaving their house with the sole intention of going to the site, and those are trips that aren't already on the roadway, and those are trips that you're going to see some impact to the level of service which is actually average time of delay that a car is waiting to either make an unsignalized left across Willis Avenue, to make any sort of turn movement at a signalized intersection where your ability to turn is actually regulated by the green time that you're given. So any use that's generating now traffic is going to be far more impactful than a gas station that is only pulling from the traffic that's already immediately next to the site.

COUNCILMAN TROIANO: Thank you, and Mr. Levine, do you know, the site where the restaurants is; do you have any idea --do you know what the type of -- what types of establishments our code allows to go into that site?

MR. LEVINE: In the Business A zone it can be a wide variety of retail, restaurant, office, medical office, gym, health club, a fairly wide variety of commercial businesses. No, nothing industrial but the whole range of commercial uses would be allowed.

COUNCILMAN TROIANO: But all of those sound like they could bring a lot of traffic into that area.

MR. LEVINE: Potentially, I mean, you have to assume that the restaurant could reactivate if it wanted to, and you know, the gas station continue indefinitely. The basis for comparison is the entire site. So yeah, the fact that the restaurant has been vacant doesn't mean that their burden is to compare it with an empty site. Their burden is actually to compare it to a restaurant reopening or another store opening on that site.

COUNCILMAN TROIANO: Thank you.

COUNCILMAN WALSH: You know, I can say something here, you know, I drive past there every day of my life just about, and there has been traffic backed up from the south heading north on Willis Avenue for many, many years, you know. At a previous Bolla hearing in Mineola, the people in the neighborhood, this took many years, Mr. Singh might remember that, and people, it was on Jericho Turnpike between White Road, and so people in the neighborhood were very, very concerned that there would be cars traveling through the neighborhood to get to this location or leaving the location, and the traffic expert, at the time, said that there would be about 90 percent of the cars would enter from Jericho Turnpike and exit back onto Jericho Turnpike, and I was a little skeptical of that at the time, but in reality, there's probably 95 percent or more of the cars that enter from Jericho Turnpike and go back onto Jericho Turnpike. Now, what we're looking at here is, for the most part, people that are going to gas up their car, are going to be heading south on Willis Avenue, and gas stations sometimes are designed to catch people going one direction and a gas station on the other side catching people going in the other direction. So I believe that probably close to 100 percent of the cars that enter the gas station from either Willis Avenue or the expressway will be either exiting south on Willis Avenue or

going back onto the expressway, and I don't think that anything on that side of the road is ever going to alleviate the amount of traffic that is heading north on Willis Avenue because of the expressway, because of the left-hand turn on the expressway, and you know, there's not a tremendous amount of cars that go in and out of the electrical company over there, you know, but there are some, and sometimes I see people have to wait to make a left turn to go in there but very infrequently. So I believe that the majority of the traffic will be heading southbound, and you'll be picking those people up, and they will continue to head southbound, and I don't believe that the northbound is going to be affected by this location.

COUNCILMAN ZUCKERMAN: Go ahead.

COUNCILMAN TROIANO: So I'm not sure who to ask this of, but I think today, when you are on the Service Road and want to turn into the gas station, do you have to -- is there like an incline in the road? I'm not sure what it --there is; right?

MR. ALTMAN: There is definitely a

COUNCILMAN TROIANO: It seems unsafe; right?

MS. LAROSA: Yeah, that western driveway is pretty steep. There's actually a guardrail there in the existing condition, and on top of just how steep it is, the parking spaces that are right against the Service Road essentially back right into that. So it's a pretty congested condition which.

COUNCILMAN TROIANO: But it looks like in the rendering that you're going to level that out?

MS. LAROSA: Yes.

COUNCILMAN TROIANO: Thank you.

COUNCILMAN ZUCKERMAN: Do you have any more?

MR. ALTMAN: With that, and I think she did a very eloquent job, I'd like to submit an affidavit to the record from Judy White.

SUPERVISOR DESENA: Can you talk in the microphone because we're being recorded

MR. ALTMAN: Sure, yup. We had engaged Judy a couple of years ago, her company is CJ2 Communications, to engage in community outreach over -- and she had done so quite extensively over a two year span. So I just want to submit her affidavit into the record to the extent, of course, the Board has any questions of Miss White. She is here with us this evening to answer those questions, and I will reserve any further comments until after the residents have their say.

COUNCILMAN TROIANO: You know, I would just like to affirm Mr. Singh's comments. I've been to many Bolla Markets, they're all over, Mr. Singh, and they are just remarkably well kept outside and inside, you know. If you go and use bathrooms, you already know, yeah, I mean, there's somebody there to clean the bathrooms, it's -- and you know, you don't see, you don't see -- you know this is a strange conversation; right? Talking about gas station bathrooms, but --

MR. ALTMAN: I'm sorry for interrupting, Mr. Troiano, I think this is something Mr. Singh should be proud of, so much so that in the Village of Islandia, several years ago, we redeveloped a station which is now, I believe, at exit 57. The Village was so taken by the work, and so

impressed with the quality, including the bathrooms, that Mr. Singh actually tasked and donated brand new bathrooms to the Village's 9-11 Memorial Ball Field at a pretty substantial cost to the company. So that's how highly thought of the facilities are.

COUNCILMAN TROIANO: So, but you know, I did want to mention that because the residents here, you're here because you're opposed to this but should it get approved, I do want you to know that Mr. Singh is a really good neighbor to have and I am -- I feel very confident that the property will be well kept.

COUNCILMAN ZUCKERMAN: Okay, so, you know, there's a lot of residents here who'd like to speak. Madam Clerk?

CLERK SRIVASTAVA: Yes?

COUNCILMAN ZUCKERMAN: Call the first card.

CLERK SRIVASTAVA: Yes, Michael Alper.

MR. ALPER: My name is Michael Alper, I live at 74 Rushmore Avenue. I've been here for 43 years. Before I begin -- in Roslyn Heights, New York. I was told by Councilman Zuckerman's aide to bring my documents and hand a packet to each Councilman. Should I hand them out now or put them on the desk over there?

COUNCILMAN ZUCKERMAN: Just bring them to the desk.

MR. ALPER: Okay, thank you.

COUNCILMAN ZUCKERMAN: Thank you.

MR. ALPER: Did somebody say make it brief? Oh, I'm here to speak in opposition to the Bolla Market here. My remarks cover two areas. One is the increased traffic that will accrue if this plan is approved, and the other is regarding the hazardous and safety conditioning that will accrue if this application is approved. Last night on TV, the News 12 reporter said that this station is one of the largest stations in North Hempstead.

COUNCILWOMAN DALIMONTE: Can you just back up a little so you're not --

MR. ALPER: Sure, okay.

COUNCILWOMAN DALIMONTE: Thank you.

MR. ALPER: In fact, it is not one of the largest, it is the largest, and because of that, I feel that will aid in increasing an already abhorrent traffic condition. It will be two times more than the current gas station and this will increase traffic. It is one third larger than the size of the current largest gas station in the Town of North Hempstead, and this will increase traffic. The new station will have twice as many gas pumps as the current station, and this will increase traffic. Regarding the proposed convenience store, that's the second largest convenience store in the Town of North Hempstead. Now I want to get a picture for you. This is a picture of the largest convenience center store, and it doesn't even have a drive-through. This -- the one the Bolla company is proposing is just 420 square feet smaller than this one but it has a drive-through and that should increase traffic. One more thing, you had mentioned about some other institution would go into where that restaurant is causing additional traffic. However, a restaurant is such or a building or an office building which was suggested, people go in there, and they can be there an hour and a half or two hours. A convenience store, they're in and out, in and out, in and out,

and this particular causing more traffic, and this location, the largest one currently in North Hempstead, it's only one-story. It may look bigger, it's only one-story just like this property's going to be one-story, and I was -- I visited this a few times, and there's a tremendous amount of in and out. I bought my sandwiches there myself a few times, and it does add to the traffic. Also, the additional lighting at the proposed enormous gas station will cause our neighbors even more bright light intrusion than they currently have with the existing station and with the huge convenience store, additional noise pollution, trucks going in and out to service this convenience store. As to the temple, it was mentioned a few minutes ago by the Bolla people that the temple was in accordance with this station. That's not my belief, I spoke to Steve a few times, the president of the temple. He mentioned he was going to try and be here, he had conflicting appointments. But as far as I know, the temple president and their members are against it, at least the temple president is against it, and that temple is only 12 feet from the proposed new station, and it's members, the Jewish people, they -- especially religious people, they walk to temple, and there's no parking even if they wanted to drive, and that was a concern of the president of the temple, that it would be unsafe. Now, one more picture, and I'll end up almost there. In some of the Bolla, current Bolla stations where they have convenience stores smaller than the one that's proposed, all of the ones that I've seen, the smaller ones, they have a Burger King location in the convenience center, and I was told by -- I'm not going mention names, one of the Councilmen sitting up here now, told me that if the criteria were met, theoretically, they could have a Burger King in this location. Right now they do propose another fast food restaurant, Tim Hortons restaurant, and you can imagine with a drive-through, such an establishment of fast food, either Burger King or Tim Hortons, that is definitely going to increase traffic.

CLERK SRIVASTAVA: Thank you.

MR. ALPER: May I continue?

COUNCILMAN ZUCKERMAN: Mr. Alper is the --

MR. ALPER: The last --

COUNCILMAN ZUCKERMAN: -- he's speaking on behalf of several members of the community, and I think several members would cede their time to allow Mr. Alper to speak, so --

MR. ALPER: My last point.

COUNCILMAN ZUCKERMAN: If we could allow Mr. Alper --

CLERK SRIVASTAVA: Thank you.

COUNCILMAN WALSH: I think we should --

MR. ALPER: There's a safety --

COUNCILMAN WALSH: --we weren't allowed to pass time back and forth. Please speak, I want to hear what you have to say. Thank you.

MR. ALPER: The Nassau County Police did two reports. One, a 10 year study that they did which just ended the end of December 31st, 2022, 10 year study, and they showed -- I have documentation, I left it with you on those papers that I left, that show that there's an accident per week, a little bit more than one accident per week. That's over a 10 year period, 617 at this location. Then they did another study, a two year study by quarter, and they showed almost two

accident in the last two years per week at this location. That's a bad thing to happen in our community, and now, in closing, I want to state this to the Board on a personal note. I'm about to say something but I want to tell you that I have a heartfelt admiration for the members of the Board, but I'm going to say this with all due respect. If I've not been eloquent enough or persuasive enough and this application is approved and someone is hurt in an accident here, or God forbid, killed, I'll be terribly filled with guilt that I have not done enough, that maybe I should have worked a little harder. But you folks on the Board would feel worse because you could have stopped it. Thank you.

CLERK SRIVASTAVA: Sharon, Sharon, Sharon? Pamela Keshishian?

MS. KESHISHIAN: Good evening. I had written something, put it on my phone, but after three hours my phone is dead, so I'm just going to speak from my mind. I'm a working mom, so you know, I obviously drive out northbound, come back southbound, there's traffic. There's traffic leaving to work, there's traffic coming back to work, and an additional traffic load, the anxiety that I'm going to have because I'm thinking, oh, my God, I have to go home, I have to make dinner, you know, I have to, you know, I have three kids to attend to. There is going to be traffic. There's traffic now. You've said it, you've said it, there's going to be a lot of traffic, and I don't feel that, you know, an additional Bolla is going to benefit our community in any way, shape or form. There's three gas stations on, you know, Powerhouse Road on the, you know, on the other side. Why do we need a Bolla? You know, landscaping? I don't need landscaping. I'd rather have the eyesore of this building that is useless at the moment and get home faster, and you know, avoid this unnecessary traffic. If it were something that would benefit the community, that would benefit the residents, I would say, okay, this is a great project. I don't see how adding a Bolla station to our community is helping at all. So that's what I just wanted to say. Thank you.

CLERK SRIVASTAVA: Thank you. Gloria, Gloria.

MS. CIOLLI: Hi, I'm Gloria Ciolli, my address is 119 Pine Tree Lane in Roslyn Heights. I'm in South Park. I'm south of the Bolla. I have to tell you, Mr. Bolla (sic), you put on a fantastic presentation. He put on a fantastic presentation. If I was sitting on the Board, I would vote for you, but as a resident, I can't; all right? To bring in the Cumberland, I don't know if you guys have been there but if you come out of the residential area to make a left to go on -- what is it, Hillside Avenue, to go to Lake Success to the shopping, you can't get across, and that's my concern because what's happening now is the cars that come out of the service station, they don't make a right, they ignore it. There's a sign that says "no right turn," they ignore it. They go over four lanes and make a right-hand turn. In the past six months, I've been hit twice, and I only live, what is it, a half a mile from the expressway, and I can't get by. These people are in such a rush to get out of the gas station and get to work, to get to soccer games, whatever you want to call it, you know, that they don't look where they're going, and it's extremely dangerous, and I agree with the woman who spoke to us before. I would also feel guilty if I didn't come tonight from seven o'clock to after 10 to give my piece of advice. So I ask you not to pass this resolution, and Mr. Bolla (sic), you know, your stuff is great. You're trying to put a 10 bag of service station in a one pound bag area, and that's what I have to say.

MR. SINGH: That's not true.

CLERK SRIVASTAVA: Matthew Broncato? Matthew? Steven Cahn?

MR. CAHN: I'm Steven Cahn at 136 Drowers Lane in Roslyn Heights. I'm in West Park which is just west of this site. I had written out, like, a full three minutes, but given the time, and given what else has been said previously, I'm going to just address three or four points that I think are salient. First of all, I believe the traffic study, that there's not going to be a whole lot more cars on the road because of these two -- of the gas station and of the Tim Hortons, but I need to make -- I need draw the distinction between additional traffic and additional congestion, and if you look at the office building and the temple and a restaurant, they have a business model that draws cars in, that stay as long as possible, as long as they can stay, that's what those businesses like. But a gas station and a drive-through have a completely different business model. It's in and out as many as you can as quickly as you can, and that's when you have the congestion heading south. I get the whole no left turn thing heading north but heading south on Willis Avenue, the problem isn't just going straight, it's waiting for the cars to come in and out. It's having people allowing cars to come in and out, and as it is right now, it's difficult enough in the mornings and in late afternoons just having people allow you to come in and out instead of plowing straight ahead because they become so frustrated. I also wanted to address the northbound traffic, and whereas, there wouldn't be any left turns allowed, right now, people get so frustrated at spending so much time in traffic that they make a left turn against the light, across traffic, to get to the Northern State entrance ramp. They also make left turns to go into the back driveway, to the SoulCycle, even though the signage is very clear, "do not enter," and they cross the traffic illegally because they can, and they start their turn, and they cause more congestion trying to fight their way through to a place where they wouldn't be. So imagine people getting stuck in traffic for the 15 or 20 minutes it takes to get from the Food Emporium, let's say, to the LIE, and now they've been in traffic for 15 or 20 minutes, and they see one last chance for a donut or coffee or one last chance for gas. So they're going to do the same thing that people do now, which is, cut across, even though it says, "no left turn" because now there's a place that's one more destination, and the other thing I want to say, and I'll just take another moment is, I agree with the light and the noise pollution. I live just west of there, and it may not exactly abut on the property, but you can't stop the light and the noise pollution from leaving the bounds of the property. After Sandy, we had all of the trees taken down which served as the buffer, and the light and the noise --

CLERK SRIVASTAVA: Thank you.

MR. CAHN: -- and the noise pollution now is already unbearable, and this is only going to add to it.

CLERK SRIVASTAVA: Thank you. Marni Rush? Next one, Marni Rush?

Matthew?

MR. BRONCATO: I stepped out for one minute, the three hours 15 minutes. My name is Matthew Broncato, I have a bachelor's degree in civil engineering, and I've professionally worked as a traffic engineer in the past. So hopefully, this holds a bit more weight. I received -- I've FOIL'd for the traffic study by Stonefield and received it today. It's from July 29th, 2022, and I also received site plans from High Point Engineering at which were revised in May of 2023, so recently, and I don't know if you just received a new traffic study but the traffic study that I received today does not reflect the current site plan. So there's a discrepancy between the current plans, which -- and the previous traffic study which calls for 18 pumps but I have just a few concerns or inaccuracies and flaws in this study that I want to point out. Does the Town have

a traffic engineer that reviews, like, a third party traffic engineer?

COUNCILMAN ZUCKERMAN: The Town has a traffic engineer.

MR. BRONCATO: Okay, that's good. So my first concern was the land usage. What's proposed is a convenience store, gas station with a coffee shop and drive-through. But in the traffic study, it uses the ITE, which is the Institute of Transportation Engineers, and it's a national standard for determining projected traffic for developments, and so this traffic study says what's going in is a convenience store/gas station but that's not accurate. It actually -- we're putting in a convenience store/gas station, and also, a coffee shop drive-through. So the traffic that's going to be imposed, the traffic that's imposed on the study does not reflect what's actually being constructed. So it's not accounting for the drive-through coffee shop traffic that is being proposed on the site plan. So that's one inaccuracy. Also, the traffic study indicates that the worst level of service is --

COUNCILMAN ZUCKERMAN: I'm sorry to interrupt. Counsel, counsel for the applicant, could you address Mr. Broncato's question? All right, finish.

MR. BRONCATO: Sure, sure. So my concern is that the land usage is inaccurate in the traffic study because it's not accounting for a coffee shop drive-through. That's -- okay, level of service is stated as -- so level of service is how we measure, as traffic engineers, measure the time at particular intersections, and how long it takes to clear them and level of service "D" was the low, the worst condition which is 35 to 55 seconds in all directions which is -- doesn't accurately reflect the conditions out there now. So Willis Avenue is a minor arterial through roadway in Nassau County but what makes it unique is that it's not just another busy road, it's actually the on ramp from the eastbound Northern State to the eastbound LIE. So people, just as you exit exit 38 on the LIE going east to get to the Northern State, to the -- from the Northern State to the LIE in the opposite direction you have to exit through Willis Avenue. Same thing going westbound. You have to exit the LIE onto Willis Avenue to get to the Northern State, so it acts as an on-ramp, essentially, on a local road. That's why the traffic is always backed up to the Northern State. So that's why -- so the level of service stated in the study isn't particularly accurate to reflect the conditions. My main concern really is, I don't know how I could potentially stop something as powerful as Bolla Market but the Town really does need to do a comprehensive -- hire a third party engineer to consider the impacts of this, particularly, if you ultimately have the approval for this site, to look at the entire intersection, and the traffic of the intersection, especially at -- there's a missed timing between the northbound Service Road and Mineola Avenue and then the southbound Service Road and Mineola Avenue, there's just a total blockage and gridlock there. So if you're going to approve this project, which I'm not in favor of, you should really consider a large mitigation to be implemented of some sort. Some kind of comprehensive mitigation to this intersection because if your concern is the welfare of North Hempstead residents, not just my community, North Park, and I think, particularly, I'm going to add one more point, our concern is that although everything is forced southbound not everyone wants to be forced southbound. Realistically, there's a novelty to having a Tim Hortons drive-through in our vicinity. People will be turning left into our community to go back north to the LIE or turning right into the law firm to catch a light to go back north. So it could potentially add -- although the study doesn't indicate there's going to be northbound traffic --

CLERK SRIVASTAVA: Thank you.

MR. BRONCATO: -- they're going to be turning into our community.

CLERK SRIVASTAVA: Thank you,.

MR. BRONCATO: Yeah.

CLERK SRIVASTAVA: Adam?

COUNCILMAN ZUCKERMAN: Excuse me, excuse me, counsel? Could you address his concerns about the traffic study, and that it's not accurate based on the inclusion of all of the drive-through --

CLERK SRIVASTAVA: Your name; please?

COUNCILMAN ZUCKERMAN: -- the convenience store and --

MS. LAROSA: Amanda LaRosa with Stonefield Engineering, preparer of the traffic study. The version that you have is an older version based on an older site plan. It has been updated based on the reduced number of pumps. Also, the DPW had a similar comment where they asked us to look at the land uses separately, although the land use code does have a qualifier that they are allowed to serve counter service, food and beverages, so it was a defensible use of the land use code but it has since been updated, and that's in the report that's before you today.

COUNCILMAN ZUCKERMAN: Thank you.

COUNCILMAN WALSH: Do you think you could take that Burger King sign down and put the picture of the side note there? I appreciate it, but thank you, and out up --

SUPERVISOR DESENA: If you could put the other one back up?

MS. SRIVASTAVA: Adam?

SUPERVISOR DESENA: The one that we're mostly looking at with the driveways. No, no, no, yes, that one.

COUNCILMAN WALSH: Yes, that's it, thank you.

CLERK SRIVASTAVA: Thank you. Adam - -

COUNCILMAN TROIANO: I'm sorry, can I just ask because the last speaker and the speaker before --go ahead, no, no, you can stay there. The last speaker and the speaker before him mentioned a concern about light pollution, so I don't know if one of you could address that?

MR. TARTAGLIA: Yeah, the -- so we have prepared a lighting plan and the lighting that's on the site now is old, 20, 30, 40, year old lights, they didn't have any consideration of dark sky compliance or even LED at that point. They're sodium halide, light trespass is their specialty, the lights that are out there now. The new lighting will be fully recessed, 100 percent dark sky compliant. We have prepared a lighting plan, and there is zero light trespass beyond all of the property lines. I hope that helps.

COUNCILMAN TROIANO: Thank you.

CLERK SRIVASTAVA: Next card is Adam Shallot? Do we have someone like that? All right, we're done with our cards on this item.

COUNCILMAN ZUCKERMAN: Is there anyone else from the public who would like to be heard? Mr. Mott? Please come to the podium.

CLERK SRIVASTAVA: Please.

MR. MOTT: The operation on this station, whatever you want to call it, it's 24 hours, 24 hours.

COUNCILMAN ZUCKERMAN: Gentlemen, gentlemen, excuse me. Counsel? I'm sorry just hold on one second. The -- Mr. Mott, just add, the gentleman just asked about the hours of operation. Could you discuss that?

MR. ALTMAN: It's 24/7 now, and it will be 24/7 going forward.

COUNCILMAN ZUCKERMAN: Please state your name for the record.

MS. RUSH: Marni Rush, I just want to say thank you to everyone for being here for five hours, I really appreciate the time.

COUNCILMAN WALSH: Oh, it's just the beginning.

MS. RUSH: Counsel -- great. I'm not going to talk about the traffic because we've been talking about the traffic. This will destroy a neighborhood and a town. It's not Roslyn, it's not Roslyn Heights. It's going to have people coming off the LIE for the drive-through, this, that, the traffic will happen but the riffraff will be worse than the traffic, and coming --

COUNCILMAN TROIANO: I'm sorry, can you explain that?

MS. RUSH: People are going to be coming and going out of this drive-through --

COUNCILMAN TROIANO: The riffraff.

MS. RUSH: Not only teenagers, but there's enough crime that, I mean, my car's been stolen in front of my house numerous times. There'll be crime.

COUNCILMAN TROIANO: I'm sorry, what were you referring to when you said riffraff?

MS. RUSH: Crime.

COUNCILMAN TROIANO: You're referring to crime.

MS. RUSH: I'm referring to crime, yes, because we live right off the expressway, so it's very easy for people to drive in and break into our homes, steal our cars and do -- and

COUNCILMAN TROIANO: There's a gas station there today.

MS. RUSH: There is.

COUNCILMAN TROIANO: Is riffraff coming in today?

MS. RUSH: It does, but now there's going to be more.

COUNCILMAN TROIANO: Why is that?

MS. RUSH: Because there's going to be more people coming in and out of the gas station.

COUNCILMAN TROIANO: Why is that?

MS. RUSH: Because now we have a drive-through with food and a bigger gas station. I'm not comfortable with that.

COUNCILMAN WALSH: I wonder if I could add something to that. There was a hearing --

MS. RUSH: Yes, sir.

COUNCILMAN WALSH: -- hearing on --I referred to before in Mineola, and many, many, many people thought that people would be parking behind the gas station and drinking beer and

hanging around --

MS. RUSH: And they don't?

COUNCILMAN WALSH: -- hold on, and hanging around in cars and everything else. This was on Jericho Turnpike, right next to Harry Katz if you're familiar with the rug store there, and none of that came to pass, none of that ever came to pass. All the concerns of the people, which they have a right to have concerns, it's human nature, but there's no people hanging around behind the place drinking or anything else, and I just -- the use of the word ruffraff is kind of a little different thing.

MS. RUSH: I'm sorry, that was really -- it's not -- apologize using -- really eloquent, I apologize.

COUNCILMAN WALSH: I don't think that that is relevant at all as a comment but thank you.

MS. RUSH: Okay, I didn't mean to not -- it's just my opinion to not be. Good-bye.

COUNCILMAN ZUCKERMAN: Yes, Mr. Singh?

MR. SINGH: Just to tell you, I appreciate it, Dennis Walsh. We're talking about 449 Jericho Turnpike in Mineola Village where 300 people showed up which is probably five, six, seven years ago, and we have done everything to, again, accommodate their community and build a 200-foot wall, a brick wall just to separate, so these people don't hear the sounds. We bent the neighbors house and installed 8-foot arborvitaes to give them the sound barriers, the true ace, none of those concerns, the people yelled and screamed for seven hours, been true, not one, and people talk about tractor-trailers and gas pumps, people talk about everything that they can think. It's not about beating a project or approving a project, it is about talking about facts. The facts are what I stated before. The facility do not create a nuisance because we are 24-hour monitoring CCTV system. We are law enforcement, retired police officers, on the staff, on call 24 hours a day, any of our facility that deal with any kids hanging out, doing drugs, doing needles. There are more people than abandoned properties coming to hang out in the back, and the drugs, and the needles than the property open 24-hours. There's more robberies and burglaries when the station closed in the night because there's things, too, stolen from inside. So there's a lot of assumptions. I understand, you know, they live in the community, and I respect what they say, I don't have anything hard feelings about what they say but it's my job to explain it, that no misjudgment of anyone should determine this application to approval tonight, and I'm standing here, four hour ride to Boston meetings, I delayed just to make sure that I speak my mind, and I get heard as equally as every resident have the right to, and we equally have the right to have service station, and the property will be pay massive amount of taxes and other rights not be overlooked either. It should be right. If the Jewish people are talking about restaurant people sit two hours, one hour, they will put the cars back. What about Starbucks and Dunkin' Donuts? They're going to go as of right there, right now. The property of land use allows that. How many times can we misuse the information to determine this great application. We love to build in this Town, like we built it before. I would appreciate the Board and paying close attention. I thank you so much for the Board and knowing the project. We have built a beautiful project, we have built a history and nuisance and hangout and drug addict, people hanging on our places, not absolutely true. We do not add any nuisance to the community, at all. We only rely on the traffic that is in the traffic already there. I didn't create it, existing traffic nightmare. I didn't build LIE, I didn't build the Northern State. It's already there. I'm

only taking people from that traffic that needs service, that need gas. If they don't get it from me, they're going to get it from another station. We not selling additional gas. It's people are coming from the community, the people are traveling everyday. We're trying to give them the most convenient and most beautiful site and the brand of products that we can deliver with a smile, and I thank you so much for your time.

SUPERVISOR DESENA: Wait, wait, wait, stop. If you want to speak, you have to come up and say your name. Come, please. You can't yell from there because we won't have it recorded. No, you --anybody who's here to speak can speak. We do it orderly.

MS. HURWITZ: My name is Sherry Hurwitz, I live on North Court. My concern -- I hear what everybody's saying. We're just -- we live in a beautiful community. Yes, things have changed. The traffic is crazy. For example, I teach, and I try, I try to get into the block going in or out. Even though we have the traffic light, and we have those where you can go in. People block it. Yesterday I was trying to get into the block, I had the green light to go. A black car was standing there, and he's laughing, thinks it's funny, giving me the finger. I couldn't even get into the block. I understand it's all over, but it's a problem in going to Gateway. We can never get in and out of our block even with the light because people don't care, they block. We don't have the cops helping us out. My question is, how do we -- how do we correct this so we can get in and out of our block without waiting 20 minutes, you know, the traffic is so bad. I know you have no control of that, but how can we help this situation if you're going to build this big gas station. It's going to get worse, people are going to make the U-turns. It's happening now. Could you imagine when that is there how many people are going to come in, make a U-turn and go right into our driveway, and how many accidents are there everyday? I see cops constantly. It's just a danger zone. So how are you going to help us? That's my question. Thank you.

MS. SHAMSDIBA: Hello, my name is Narges Shamsdiba, I live in One Gateway, it's right, the gateway to the community. This beautiful community. I bought my house for a reason, because I love this community. I already have a lot of problems backing up on my driveway, going out and going out of the neighborhood. There were two recent accidents because people are trying to make left to come to my community, and when there are cars coming north toward Willis Avenue, towards the Service Road, and we already had two accidents. If there wasn't a column at my neighborhood and at the entrance, my husband would be killed because he's always in the yard cleaning or the car would come into my garage. So I know it's a beautiful, you know, gas station or -- it's beautiful with the --he wants to make money, he wants to promote his business but we live in this neighborhood for a reason and already it's going to bring the value of our property down, and also, when the bus for the school comes into our neighborhoods, a lot of times they have to back up or we have to back up because of the traffic. So we don't need more traffic, we don't need more pollution, and this is for the safety reason for the people living in this neighborhood. Thank you.

COUNCILMAN ZUCKERMAN: Thank you. Mr. Alper?

MR. ALPER: I forgot to mention one thing. That largest convenience store currently is in one direction 400 feet from the nearest home and in another direction, 500 feet from the nearest home. In this case, it's across the street, 70 feet, not 400, 500 feet. So that's certainly not helpful. Thank you.

COUNCILMAN ZUCKERMAN: Thank you, Mr. Alper. Is there any -- thank you, everybody. Anyone else who would like to be heard? Yes, sir?

MR. AMIN: Good evening, everybody. My name is Chabin Amin, I live in North Park. I just want to ask two questions. If it's only southbound, is the traffic going to be able to make a left turn to go north? If so, is it a jughandle so you can only go right, and you can only go south?

MR. ALTMAN: No, no.

SUPERVISOR DESENA: We can't hear you.

MR. AMIN: So is it a jughandle turn here after you're leaving you can only go that way, and you cannot make a left.

MR. ALTMAN: I'll show you on the board. Only making a right onto Willis.

COUNCILMAN WALSH: Can you speak into the mic?

CLERK SRIVASTAVA: Can you please come to the podium?

SUPERVISOR DESENA: Can you have the conversation in the microphone?

MR. ALTMAN: As was explained earlier, the exits on Willis Avenue will be right in, right out only. There will be "no left turn" signs posted for traffic facing on the site, as well as facing towards Willis Avenue. So it'll be no left turns in either, and by the way, this traffic plan, as was mentioned several times has been reviewed and vetted and conceptually approved both by DPW and DOT.

MR. AMIN: So let me just ask this. Is there any way that you could make this only a jughandle turn where you cannot make a left at all. Over here, you can. They can do it now. If this is going to go to fruition and it's going to be built, it's better if you force everybody to go south.

COUNCILWOMAN LURVEY: Can you, for the benefit of the Town Board, can you explain what a jughandle turn is?

MR. TARTAGLIA: I know what he's talking about, I'll take the question. So I believe what he means is directionalize the curb cut so that anybody who tried to make a left would pop their tire, get into an accident, et cetera, so to discourage the turn. So as I indicated earlier, we're starting to repeat questions and answers here, but I will say, again, that DPW does not do that. They don't allow those curb cuts. The State does, State DOT does do that but the DPW does not, and this is their roadway. Folks, we can certainly ask. We'll be happy to ask. We only want right turns in and right turns out, that's fine, we've resigned ourselves to that, but it's a DPW roadway. The DPW roadway is not a Town roadway, it's not a State roadway. We have to do what the DPW tells us, and they've told us this is the access they want.

COUNCILMAN TROIANO: County?

MR. TARTAGLIA: I'm sorry?

COUNCILMAN TROIANO: You're saying County DPW?

MR. TARTAGLIA: County DPW, yes, sir.

MR. AMIN: Okay, just lastly. The convenience store, are you selling alcohol there?

MR. SINGH: Yes.

MR. AMIN: Is that going to be stopped or is that going to be 24/7? 24/7? So you could go through the drive-through and order?

MR. SINGH: No.

MR. AMIN: You have to walk in and be on camera.

COUNCILMAN WALSH: I think the responses need to be on the record.

COUNCILWOMAN DALIMONTE: Yeah, I can't hear, I'm sorry.

MR. SINGH: So the answer is, just the --

COUNCILWOMAN DALIMONTE: What was the question?

MR. SINGH: There was do we sell a -- there's not liquor, we only sell chilled beer, basically from the cooler but we do not sell them through the drive-through. The people have to come, show their I.D. and then they get sold. They're not allowed to consume on the site, so there's no permission for someone to grab a bottle of beer and sit in the car and drink. We enforce those rules very strongly. We have about 180 liquor and beer licenses at this moment. We do not have one single pending violation on hand. People know, people buy beer from convenience to take home, no different than going to 7-Eleven, no different than going to a supermarket. When you buy beer from us, you don't buy beer from us to drink and sit in a car neither on the facility. We do not allow consumption of liquor on site.

COUNCILWOMAN DALIMONTE: There's SO many -- Peter, do you mind if I --

COUNCILMAN ZUCKERMAN: No, go ahead.

COUNCILWOMAN DALIMONTE: There's just, there's so many residents here, so obviously, I mean, it's almost eleven o'clock at night. So obviously, this is a very, very touchy situation because I see the residents, I see fear in their eyes.

MR. SINGH: Right.

COUNCILWOMAN DALIMONTE: Are they -- but I'm not understanding. He has a -- everyone has a right to build on their property. So my question is, are the residents, are you asking, like, what are you really asking for? Are you asking for not that many guests, not that many pumps, and maybe Mr. Alper, you could answer this. Are you asking for no drive-through? You know, what could be the compromise here? That's what I just want to know. No, I really want to hear that from the residents.

MR. SINGH: Sure.

COUNCILWOMAN DALIMONTE: I want to hear from them.

MR. SINGH: Okay.

COUNCILWOMAN DALIMONTE: If Mr. Alper, if you could just explain to me --

SUPERVISOR DESENA: There's someone else who would like to be heard. Would you like to try?

COUNCILWOMAN DALIMONTE: I want someone to answer it.

SUPERVISOR DESENA: He had his hand up.

MR. ELKIND: Hi Council, Steve Elkind, resident. What we would prefer is a different use for the area. It's been a restaurant for many, many years. It doesn't work that way. A medical office, what I believe Matthew said, a business where people didn't come and go as fast. A

medical office, a religious institution of some kind somewhere that didn't add to the congestion because, invariably, what's also going to happen is, as it stands now, the reason it's on that part of the Service Road is because it attracts traffic traveling eastbound on the Long Island Expressway. They get off, they get gas and then they want to get back on the Long Island Expressway which is why they constantly make those illegal left turns. Your signs that say "right turn only" will not work, they're still going to make those left turns. The problem here also is that that Bolla Market is going to draw them further south. So the easiest place for them to make the U-turn to get back onto the LIE is going to be in our community. They're going to make U-turns right on Gateway.

COUNCIL WOMAN DALIMONTE: Thank you.

MR. ELKIND: On the station they'll make illegal left turns.

SUPERVISOR DESENA: We can't hear the conversation off the microphone

MR. SINGH: I am not quite, and I think that this long night is getting very long. We keep being asked repeated questions that I have answered multiple times. This traffic circulation is there for people to leave any direction legally. They don't have to make left on Willis Avenue because there is driving on the Service Road. The property is large enough to have circulation where the cars can get back to the Service Road which will legally allow them to make a left, right, east, west, and this is approved site plan and driveway by New York State DOT. I didn't approve this. I guess everybody trying to be an expert about everything but there's only so much explanation that we can provide. It seems like the answer is no for everything but we trying to be very polite, very respectfully saying this site's vetted through engineers, State DOT, County DPW, Department of Health, Town engineering, Planning Board, Planning Commissioners. I'm not quite sure -- I've been building these things for 30 years. This is the only town that I'm going through today that I have to stand up in 10 different times and explain what we are trying to propose. In most of the Towns, people will welcome this because it --

SUPERVISOR DESENA: Excuse me, we can't hear you when you're talking like that. It's just noise, it's not. If you want to speak in the microphone, you can.

MR. SINGH: Most of the Town, people would appreciate the size of the property you provide because you can easily circulate the traffic. That's the most safest site that you can design, and that's on the record I'm putting --because I'm not saying because I'm the owner, and talking about the other related property. People don't mind staying as many years. It is \$135,000 real estate tax, and I want to see how many people that are sitting in this room would be willing to write a check for \$135,000 to pay the real estate tax, so property could stay abandoned so they're happy with the traffic flow. You got to get realistic. Everybody went here. Every town, world I went, we understand these are elected officials sitting here, and you have town, you voice of these people, you voice of the community, but you also voice of mine. I have the right to say what's right for me, what's right for my investment as they have, and I'm not understanding. It's not permission I'm seeking. I'm asking for them to allow us to help design a site we can better serve, and we did very good job so far, and I appreciate all of your time. I don't think we need to take any more longer time. I would appreciate -- we do not need anymore comments and questions, I think we have enough for the night. I think we can all go home. I got a four hour drive to Boston, then I got a seven o'clock meeting in the morning. So hopefully, you appreciate that. Thank you.

COUNCILMAN ZUCKERMAN: Okay, I think everyone -- this is -- so everyone who had to --

SUPERVISOR DESENA: Wait, wait, wait. We have someone else wants to speak.

COUNCILMAN ZUCKERMAN: Yeah, we're going to have this gentleman, we're going to have him speak, and sir, you'll be the --

SUPERVISOR DESENA: Do you want to speak?

COUNCILMAN ZUCKERMAN: Do you want to speak if there's anything? No, no, sir, please. I think you're going to be the last speaker.

MR. RUSH: Real quick. My name's Robert Rush, I'm in North Court. The one thing that no one mentioned that all these Bolla Markets that are around everywhere, and I'm not knocking the Bolla Market, they're a nice market. Look at the intersection that every one of those are in. Willis Avenue is one lane going north, one lane going south. Bolla Markets, you're talking about Marcus Avenue, it's huge. Way, way more -- just a huge difference in the locations, and not one person mentioned the location difference, and this small one-way, one-lane going one way and one lane going the other way, and no one has even mentioned that, so --

COUNCILWOMAN LURVEY: It actually looks like it's two lanes both -- going both.

MR. RUSH: One lane.

COUNCILWOMAN LURVEY: No, it's two lanes both directions.

COUNCILWOMAN DALIMONTE: No, it's two .

MR. RUSH: And you know the congestion, everyone goes over there, you know the congestion over there, the people are going through red lights left and right. I mean, it's just -- it's not necessary, it's just not necessary, and I appreciate everyone's time. Good night.

COUNCILMAN ZUCKERMAN: Okay, all right.

SUPERVISOR DESENA: Can I ask a quick question of one of the -- either the traffic person or one of the applicants? If you enter the LIE, enter from the LIE Service Road --

MS. LAROSA: Yes.

SUPERVISOR DESENA: -- you can get your gas and then exit back on the LIE.

MS. LAROSA: Yes.

SUPERVISOR DESENA: You can exit back that way?

MS. LAROSA: Yes, that exit allows right turns in and right turns out.

SUPERVISOR DESENA: From the Service Road, you can enter into the gas station?

MS. LAROSA: Yes.

SUPERVISOR DESENA: And then you're allowed to turn around and go back out onto the LIE Service Road.

MS. LAROSA: Yes, to continue --

SUPERVISOR DESENA: That's a two-way driveway.

MS. LAROSA: Yes.

SUPERVISOR DESENA: Okay.

MS. LAROSA: Yes, right turns in and right turns out.

COUNCILWOMAN LURVEY: A follow up to that, we were thinking similar. I won't presume, maybe, but I think you moved the curb cut west a little bit from the intersection.

MS. LAROSA: There's currently two driveways on the Service Road. There's one at the very western extent of the property, that's the very steep one with the guardrail that kind of jogs into the property, and then there's one almost immediately at the intersection. So we're consolidating that access, and essentially, splitting the difference between the two locations.

COUNCILWOMAN LURVEY: But if somebody were to want to get back on the Service Road, they're further away from the intersection now. So there's --

MS. LAROSA: Yes.

COUNCILWOMAN LURVEY: --a slightly better chance that they might actually --

MS. LAROSA: We're more than tripling the space to the stop bar.

COUNCILWOMAN LURVEY: There's a better chance of using that exit.

MS. LAROSA: Yes.

COUNCILWOMAN LURVEY: Okay.

SUPERVISOR DESENA: And can a car fit around the gas station, the units there, can it --

MS. LAROSA: Yes.

SUPERVISOR DESENA: --go around that way, and the --

MS. LAROSA: Yes, the spacing is very, very generous there. You can have several cars circulate around it.

SUPERVISOR DESENA: You could get around by the Willis Avenue side and then keep going up that way, too?

MS. LAROSA: Yes, or you could even circulate between the pumps, the islands are set pretty far apart.

COUNCILWOMAN DALIMONTE: Am I reading it correctly? It's 15 feet clear from that pump to the landscaping?

MS. LAROSA: That's right.

COUNCILWOMAN DALIMONTE: So that you have 15 feet that you could go around; correct?

MS. LAROSA: That's right.

COUNCILWOMAN DALIMONTE: Okay.

COUNCILMAN ZUCKERMAN: Okay, seeing that there's no one, I'd like to close the public hearing, offer the resolution and move this for a vote of the Town Board.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: You know, I have listened to you very, very closely, and I hear

your complaints, but I must say that it's complaints I've heard on other applications that I've been involved with over a very long career in various governments. I have had the experience of working with, not a Bolla development, but another gas station in my district in Westbury on Old Country Road, a very -- a two lane, the gentleman left, a two lane road in each direction, and I can remember the community, like yours, very proud of their community, called Poet's Corner, and there was an old, dilapidated gas station on the corner for many, many years, and Bolero Markets came in, and they wanted to do an upgrade there, and the residents were upset. They complained about cars were going to come and make a left into their community. Those cars can make a left in their community at that point but it was something new so they didn't want it. They talked about light pollution but they weren't aware that the new technology of lighting retains the lights in the property. They talked about noise, but again, there was already a gas station, and it was just being replaced by a new, modern gas station that was aesthetically fitting for the neighborhood. But because there was change, they were against it, and so having seen this before, and I know you're not going to be happy with this, but I think when this project is done, you're going wind up saying, this is an improved use of land, my immediate community is, I exit, my community looks much better than what is looks like today, and I anticipate that you're going be happy when this is done, and I vote aye.

CLERK SRIVASTAVA: Councilman Zuckerman? Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: So this is -- so you -- this was a very long hearing, and I want to thank everyone for being here tonight and staying late. We really do appreciate that you're here, we do appreciate that everyone has expressed their feelings concerning this project. We also appreciate the applicant for coming here in person and being here for this time. This is a very difficult decision. We have a situation here where we have a community which is opposed to this project, and we have an applicant that's made a respectful and diligent application. That being said, I have concerns relating to additional traffic being generated and exacerbated and congestion in the area that this project will generate, and I vote no.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Yes.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: So the entire property today is in a Business A zone. We're not being asked to rezone, correct; Mr. Commissioner Levine? The issues we're hearing today are common issues when there's residential zones close to business or industrial zones. I see this as an improvement of the site, and I appreciate the pump compromise that the applicant has made with the number of the pumps and the site design. I believe the design is such that it won't be an attractive truck stop and that the majority of the flow should be south. While I empathize with the residents, I really do, but this applicant isn't the one that's causing the problems that you are experiencing now. We have to look at the application on it's merits, and we also have to be fair to our local small business owners, and we can't stop development. I vote aye.

CLERK SRIVASTAVA: Councilman Adhami?

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: No.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: You have described very bad traffic, and obviously, some of us even up here have witnessed it, and I wonder if you have asked for help changing the lights. Have you, you know, maybe through Councilman Zuckerman? We can't stop for that, but I think that you need help. I think that there are things that we need to do to address the traffic and whether it's changing the lights or signage or whether you can make a turn, you need the relief now. But that has nothing do with the applicant's proposal. So I hope that we can look for some changes in the traffic lights, there's a lot we can do, but we have a 24 hour gas station, and I have also seen the site, and it is not in good shape now. I do think that the improvements that are proposed will make this 24 hour gas station better, and I think that you need to keep coming to us with the traffic, and you know, it's the County and the State are involved, but those representatives also can be brought to help. So with that, I vote aye.

CLERK SRIVASTAVA: Thank you.

MR. ALTMAN: Thank you, everybody.

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. 394 - 2023

A PUBLIC HEARING TO CONSIDER THE APPLICATION OF BOLLA EM REALTY, LLC AND WILLIS AVENUE PROPERTIES EAST, LLC FOR A SPECIAL USE PERMIT FOR THE PREMISES LOCATED AT 225-255 WILLIS AVENUE, ROSLYN HEIGHTS AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 7, BLOCK M, LOTS 757 AND 758.

WHEREAS, Bolla EM Realty, LLC (“Bolla”) and Willis Avenue Properties East, LLC (“Willis Avenue Properties”) (together the “Applicants”) have applied to the Town Board of the Town of North Hempstead (the “Town”) to redevelop a 55,733 s.f. parcel (1.28 acres) with a new 4,175 s.f. convenience store with drive-thru and gasoline service station with canopy, including improvements to drainage, lighting, and landscaping located at 225-255 Willis Avenue, Roslyn Heights and identified on the Nassau County Land and Tax Map as Section 7, Block M, Lots 757 and 758 (the “Application” or “Action”); and

WHEREAS, it has been determined that the Application requires a special use permit approved by the Town Board pursuant to Town Code §70-203(P), §70-203(P)(1), §70-203(P)(2), and §70-203(T)(1) using the standards set forth in Town Code §70-225(B)(1) and §70-203(S) where applicable (the “Special Use Permit”); and

WHEREAS, all necessary reports, recommendations, and comments on the Project have been filed with this Board by the Commissioner of Planning and Environmental Protection (the “Planning Commissioner”) of the Town pursuant to Town Code § 70-219(A)(2); and

WHEREAS, the Town Clerk, pursuant to and in accordance with Town Code, has published notice of a public hearing scheduled for July 11, 2023 (the “Public Hearing”), as authorized and directed by the Town Board pursuant to Resolution No. 339-2023, adopted on June 6, 2023, to consider the Application; 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 Notice of Disapproval citing the following items requiring Town Board approval: (1) the proposed construction of a gasoline station pursuant to Town Code § 70-203(P); (2) the proposed construction of a self-service gasoline service station pursuant to § 70-203(P)(1); (3) the proposed construction of a gasoline service station with a convenience store pursuant to § 70-

203(P)(2); (4) the proposed construction of a drive-through facility in connection with a convenience store pursuant to § 70-203(T)(1); and (5) the application requires site plan review pursuant to Town Code § 70-219(A)(1)(a) for the construction of a new building greater than 750 square feet; 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 (the "FEAF"), and traffic impact study; and

WHEREAS, pursuant to Resolution No. 10533-23, adopted June 15, 2023, the Nassau County Planning Commission recommended local determination; and

WHEREAS, the Planning Department has reviewed the Application and recommends approval of same; 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, this Board, through action of the Planning Department pursuant to Town Code §20-4, has established itself as lead agency and wishes to render a determination of significance pursuant to the SEQRA regulations; and

WHEREAS, the Board has reviewed the determination of the Planning Department, dated July 11, 2023, and the 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 FEAF Parts 2 and 3, for the reasons that: (1) the proposed action is not anticipated to cause a substantial adverse change in existing air quality; (2) the proposed action will not result in a substantial increase in solid waste production; (3) the proposed action will not result in a substantial increase in the potential for erosion, flooding, leaching or drainage problems; (4) the proposed action will not cause significant impacts to vegetation or wildlife; (5) the proposed action will not adversely affect aesthetic resources; (6) the proposed action will not adversely impact the character of the community or neighborhood and will not create a hazard to human health; (7) the proposed action will not cause a major change in the use of either the quantity or type of energy; (8) the proposed action will not affect open space or recreational uses; (9) the proposed action will not have a significant adverse impact on groundwater because of the limited size of the two existing 20,000 gallon underground fuel storage tanks and institutional controls in place to maintain and monitor these tanks; and (10) the proposed action is not anticipated to have a significant adverse impact on local traffic conditions; and

WHEREAS, this Board has carefully considered the Application, testimony and other relevant evidence at the Public Hearing held on July 11, 2023, 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 declares itself “lead agency” under the SEQRA Regulations for the Action; and be it further

RESOLVED that this Board hereby adopts the Planning Department’s Determinations and Negative Declaration, finding that the Action is an “Unlisted Action” which will not result in any significant adverse impact on the environment, based upon the analysis set forth in the FEAF; and be it further

RESOLVED that, pursuant to Town Code §§ 70-203(P), 70-203(P)(1), 70-203(P)(2), 70-203(T)(1), and 70-225.B(1) and 70-203(S), the Application is hereby granted, and the Special Use Permit is hereby approved; and be it further

RESOLVED that a copy of this resolution shall be filed with the Town Clerk, and, pursuant to Town Code §§ 70-203(P), 70-203(T) and 70-225, the Building Commissioner 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

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Adhami, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: Councilperson Dalimonte, Councilperson Zuckerman.

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


Henry Krukowski, being duly sworn, deposes and says that on the 27th day of June, 2023, he posted the attached Notice of Hearing to consider the application for special use permit submitted by Bolla EM Realty, LLC and Willis Avenue Properties East, LLC to redevelop a 55,733 s.f. parcel (1.28 acres) with a new 4,175 s.f. convenience store with drive-thru and gasoline service station with canopy, including improvements to drainage, lighting, and landscaping, at the following locations:

- Town Clerk Bulletin Board
- Roslyn Heights Post Office
- Willis Ave & S. Service Rd
- In front of 225 Willis Ave
- Willis Ave, 300 feet south of S. Service Rd



Sworn to me this

28th day of June, 2023



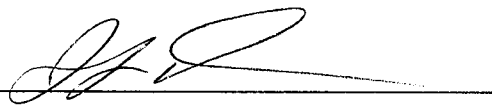
Notary Public
DONNA R. CURCI
NOTARY PUBLIC-STATE OF NEW YORK
No. 01CU6119852
Qualified in Nassau County *2024*
My Commission Expires December 06, *2024*

Affidavit of Publication

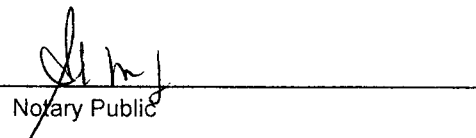
County of Nassau SS
State of New York,

Iris Picone, being duly sworn, deposes and says that she is the principal Clerk of the Publisher of
The ROSLYN 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: June 28, 2023



Sworn to me this 28 day of
June-2023



Notary Public

Shari M. Egnasko
Notary Public, State of New York
No. 01EG6119807
Qualified in Nassau County
Commission Expires Dec. 6, 2024

**LEGAL NOTICE
NOTICE OF HEARING
PLEASE TAKE NO-**
TICE that a public hearing will be held by the Town Board of the Town of North Hempstead on July 11, 2023, 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 Bolla EM Realty, LLC and Willis Avenue Properties East, LLC to redevelop a 55,733 s.f. parcel (1.28 acres) with a new 4,175 s.f. convenience store with drive-thru and gasoline service station with canopy, including improvements to drainage, lighting, and landscaping.
PLEASE TAKE FURTHER NOTICE that the property which is the subject of this application is located at 225-255 Willis Avenue, Roslyn Heights and identified on the Nassau County Land and Tax Map as Section 7, Block M, Lots 757 and 758.
Dated: Manhasset, New York June 6, 2023
**BY ORDER OF THE
TOWN BOARD OF
THE TOWN OF NORTH
HEMPSTEAD
RAGINI SRIVASTAVA
TOWN CLERK
6-28-2023-IT-#241581-ROS**

COUNCILMAN ZUCKERMAN: That was just on 5, we have to vote on 6.

CLERK SRIVASTAVA: One more. We'll go with the sixth one; right? Okay. Do we have a motion or I'll just call the room.

COUNCILWOMAN DALIMONTE: Six.

COUNCILMAN ZUCKERMAN: I'd like to close the public hearing, offer the resolution, and we can vote on Item number 6.

CLERK SRIVASTAVA: Thank you. Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: No.

CLERK SRIVASTAVA: Councilman ?

COUNCILMAN WALSH: Yes.

CLERK SRIVASTAVA: Councilwoman

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami?

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: No.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

CLERK SRIVASTAVA: Thank you.

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. 395 - 2023

A PUBLIC HEARING TO CONSIDER THE APPLICATION OF BOLLA EM REALTY, LLC AND WILLIS AVENUE PROPERTIES EAST, LLC FOR SITE PLAN REVIEW FOR THE PREMISES LOCATED AT 225-255 WILLIS AVENUE, ROSLYN HEIGHTS AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 7, BLOCK M, LOTS 757 AND 758.

WHEREAS, Bolla EM Realty, LLC (“Bolla”) and Willis Avenue Properties East, LLC (“Willis Avenue Properties” and, together, the “Applicants”) have applied (the “Application”) to the Town Board of the Town of North Hempstead (the “Town”) to redevelop a 55,733 s.f. parcel (1.28 acres) with a new 4,175 s.f. convenience store with drive-thru and gasoline service station with canopy, including improvements to drainage, lighting, and landscaping located at 225-255 Willis Avenue, Roslyn Heights and identified on the Nassau County Land and Tax Map as Section 7, Block M, Lots 757 and 758 (the “Premises”); and

WHEREAS, it has been determined that the Application is subject to site plan review pursuant to § 70-219(A)(1)(a) of the Code of the Town of North Hempstead (the “Town Code”) for the construction of a new building greater than 750 s.f. of gross floor area; and

WHEREAS, all necessary reports, recommendations, and comments on the Project have been filed with this Board by the Commissioner of Planning and Environmental Protection (the “Planning Commissioner”) of the Town pursuant to Town Code § 70-219(A)(2); and

WHEREAS, the Town Clerk, pursuant to and in accordance with Town Code §§ 70-219(F)(1), has published notice of a public hearing scheduled for July 11, 2023 for the site plan review (the “Public Hearing”), as authorized and directed by the Town Board pursuant to Resolution No. 339-2023, adopted on June 6, 2023; and

WHEREAS, the Applicant has furnished proof of service of notice of the Public Hearing to the affected property owners within a 300-foot radius of the Premises as required by § 70-219(F)(2) of the Town Code and has complied with the sign notice requirements of § 70-219(F)(3), and filed an affidavit as to the mailing of such notices and posting of a sign as required thereunder; and

WHEREAS, the Town’s Department of Building Safety, Inspection and Enforcement (the “Building Department”) issued a Notice of Disapproval citing the following items requiring Town Board approval: (1) the proposed construction of a gasoline station pursuant to Town Code § 70-203(P); (2) the proposed construction of a self-service gasoline service station pursuant to § 70-203(P)(1); (3) the proposed

construction of a gasoline service station with a convenience store pursuant to § 70-203(P)(2); (4) the proposed construction of a drive-through facility in connection with a convenience store pursuant to § 70-203(T)(1); and (5) the application requires site plan review pursuant to Town Code § 70-219(A)(1)(a) for the construction of a new building greater than 750 square feet; 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, and traffic impact study; and

WHEREAS, pursuant to Resolution No. 10533-23, adopted June 15, 2023, the Nassau County Planning Commission recommended local determination; and

WHEREAS, the Town Department of Planning and Environmental Protection (the "Planning Department") has reviewed the Application and recommends approval of same; and

WHEREAS, the Action includes an application for a special use permit pursuant to §70-203(P), §70-203(P)(1), §70-203(P)(2), and §70-203(T)(1) of the Code of the Town of North Hempstead, which special use permit was approved by this Board by Resolution dated July 11, 2023 (the "Special Use Permit Resolution"); and

WHEREAS, in the Special Use Permit Resolution the Board declared itself "lead agency" under 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 adopted the Planning Department's recommendation 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 for the reasons set forth in the Special Use Permit Resolution; and

WHEREAS, this Board has carefully considered the Application, testimony and other relevant evidence at the Public Hearing held on July 11, 2023, 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 this Board finds that the Application and site plan are in compliance with Chapter 70 of the Town Code, and this Board further finds that the site plan is consistent with the spirit and intent of Town Code § 70-219; and be it further

RESOLVED that, pursuant to Town Code § 70-219(B), the site plan is hereby approved; and be it further

RESOLVED that a copy of this approval shall be filed with the Commissioner of Building Safety, Inspection and Enforcement (the "Building Commissioner"), and the Building Commissioner is hereby authorized and directed to issue a building permit, upon compliance with the building permit application requirements as set forth in the Town Code, and any other conditions or requirements imposed by this Board or any other governmental entity having jurisdiction over the property, and to take such other action as may be necessary to effectuate the foregoing.

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Adhami, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: Councilperson Dalimonte, Councilperson Zuckerman.

CLERK SRIVASTATA: Item number 7. A public hearing to consider --

COUNCILMAN WALSH: I want to take a recess.

COUNCILMAN ZUCKERMAN: I'm requesting a five minute recess.

CLERK SRIVASTAVA: Recess?

COUNCILWOMAN LURVEY: Can we finish the public hearings? Why don't we finish the public hearings.

SUPERVISOR DESENA: We're going to finish the public hearings, and then we'll take a break.

COUNCILWOMAN LURVEY: Let's finish the public hearings. We need to finish the public hearings.

COUNCILMAN WALSH: We need to vote if there's going to be a recess.

SUPERVISOR DESENA: No, let's -- I, we vote no --

COUNCILMAN WALSH: Stay right there, don't go anywhere.

SUPERVISOR DESENA: I propose that we continue with the public hearings, and then we'll take a break.

CLERK SRIVASTAVA: Item number 7. A public hearing to consider the adoption of a local law amending Chapter 18 of the Town Code entitled "Highway Excavations and Curb Cuts."

COUNCILMAN TROIANO: Does anybody wish to be heard? Are there any cards?

CLERK SRIVASTAVA: Tom McDonough.

COUNCILMAN WALSH: Tom McDonough is not here.

SUPERVISOR DESENA: There he is.

COUNCILMAN WALSH: Oh, here he is, okay.

COUNCILWOMAN DALIMONTE: Item number 7

MR. McDONOUGH: Tom McDonough, CSEA, 7555. I understand what you're doing here but you also had a hearing back a little bit further that you're carrying for the same thing, and I apologize, my papers were in my book, and I was talking about what they could do to alleviate some of that traffic over there, but there's another.

COUNCILMAN TROIANO: Yeah, SO Tom? This one -- this one --

MR. McDONOUGH: I think it's on for August; right? August 18th?

COUNCILMAN TROIANO: There's a set date tonight, and then we'll have a hearing next week.

MR. McDONOUGH: This one's for a set date tonight?

COUNCILMAN TROIANO: No. So the difference between the two --

MR. McDONOUGH: Yeah.

COUNCILMAN TROIANO: --is that this one relates to paving that's been done the last three years.

MR. McDONOUGH: Right.

COUNCILMAN TROIANO: And so we currently prohibit any utilities from cutting a road that --

MR. McDONOUGH: Right. I think that my problem with this one tonight is that you leave too much to the Highway Superintendant instead of it being in law and prescribed. It's being left way too much to the Highway Superintendent, and I think that could become a problem. So that was the only thing that I wanted to comment about. I think that is going to leave way too much. It should be prescribed in the code itself.

COUNCILMAN TROIANO: Yeah, so the -- it was originally written that way, and I felt the same way that you did --

MR. McDONOUGH: Mm-hmm.

COUNCILMAN TROIANO: -- you know, after speaking with the Highway Superintendent, he explained some reasons where we would want to have somebody come in and exercise judgment rather than having it coded. But in addition to that, and for the next one, for next month, we'll consider that. But in this case, I'm not sure if you're familiar with a house that was recently built on Broadway in New Cassel?

MR. McDONOUGH: Yes, sir. I've got my own ideas about how things should be done with road openings and how they should be repaired but they go in one ear, out the other.

COUNCILMAN TROIANO: I'm saying in this case --

MR. McDONOUGH: Right, right.

COUNCILMAN TROIANO: So this gentlemen built a home --

MR. McDONOUGH: Mm-hmm.

COUNCILMAN TROIANO: -- wasn't familiar with our legislation that --

MR. McDONOUGH: Right.

COUNCILMAN TROIANO: -- prohibits cutting the road.

MR. McDONOUGH: Mm-hmm.

COUNCILMAN TROIANO: The house that he built, the water main is across Broadway.

MR. McDONOUGH: Mm-hmm.

COUNCILMAN TROIANO: So right now, because that road was paved a year ago --

MR. McDONOUGH: Mm-hmm.

COUNCILMAN TROIANO: --he has no way of getting water to that house, and so at least until August, this was meant to give him relief in the immediate, and we'll address the concern that you had in August.

MR. McDONOUGH: And the only reason why I said that, if it's more prescribed, is because that if you have the same situation. It could be the same Highway Superintendent, it could be a

different Highway Superintendent, and if they handle it wrong, we're opening ourselves up to an Article 78.

COUNCILMAN TROIANO: Right.

MR. McDONOUGH: So that's why if it's prescribed, right, listen, let the guy do it, but he's going to go from property line to property line, curb to curb. That's your repair.

COUNCILMAN TROIANO: Mm-hmm.

MR. McDONOUGH: That's what's going to be the relief, and that's where it should be.

COUNCILMAN TROIANO: That's what he is going to have.

MR. McDONOUGH: Yeah, all right, thank you.

COUNCILMAN TROIANO: And so for the next one, if it came up --

MR. McDONOUGH: Yeah.

COUNCILMAN TROIANO: -- I'm just going to do some advertising here. The next one came up, because in my district there's that --where National Grid --

MR. McDONOUGH: Mm-hmm.

COUNCILMAN TROIANO: -- they cut a good portion of the road, and they followed the code, and they repaved from curb to center line.

MR. McDONOUGH: Mm-hmm.

COUNCILMAN TROIANO: So now what you have is, one half of the road is a nice black asphalt, and the other is a dull gray. That road was done like 10 years ago. We want to fix that.

MR. McDONOUGH: But that -- that's better than the trench with an 8-by-8 or a 6-by-6 that are spotted out all over the place.

COUNCILMAN TROIANO: Mm-hmm.

MR. McDONOUGH: And I don't know if you remember --

COUNCILWOMAN LURVEY: And they're happening everywhere now.

MR. McDONOUGH: Well, I can tell you right now, when I was doing the road opening inspections for the Highway Department at one time, National Grid stopped working in the Town for a year. They refused, because they didn't like me --

COUNCILMAN TROIANO: Because of you?

MR. McDONOUGH: I told them they were going to fix the road the way I told them they were going to fix it or they weren't going to do any work. They didn't do any work. I was finally called into the Superintendent's office, and said, don't touch any more of the National Grid stuff. So I stayed away from it. But they should be doing from either the gutter slab or the curb line to the the center line, doing that repair, you know, we have to - - the next milling and paving job, we have to mill and pave the other side, that's fine, but at least they're doing, you know, the whole lift instead of piecemeal. So thank you.

COUNCILMAN TROIANO: Thank you.

COUNCILWOMAN LURVEY: Thank you.

CLERK SRIVASTAVA: We don't have any other cards on this Item number 7.

SUPERVISOR DESENA: I move to close the hearing and 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: Yes.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 396 - 2023

A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 18 OF THE TOWN CODE ENTITLED "HIGHWAY EXCAVATIONS AND CURB CUTS".

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 18 of the Town Code entitled "Highway Excavations and Curb Cuts" in order to modify the procedures for the opening of recently-paved roadways under certain circumstances; 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 11th day of July, 2023 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 July 11, 2023, 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 Office of the Town Attorney has recommended that the adoption of the Local Law be determined to be a Type II Action pursuant to Sections 617.5(c)(2), (5), (6), (13), (25) and (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 Sections 617.5(c)(2), (5), (6), (13), (25) and (33) of the SEQRA Regulations and, as such, no further environmental review is required; and be it further

RESOLVED that Local Law No. 15 of 2023 be and it hereby is adopted, which Local Law reads as follows:

**TOWN OF NORTH HEMPSTEAD
LOCAL LAW NO. 15 OF 2023**

**A LOCAL LAW AMENDING CHAPTER 18 OF THE TOWN CODE
ENTITLED "HIGHWAY EXCAVATIONS AND CURB CUTS"**

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

Section 1. Legislative Intent.

The Board finds it in the best interest of the Town of North Hempstead and its residents to make amendments to Chapter 18 of the Code of the Town of North Hempstead entitled "Highway Excavations and Curb Cuts" to allow the Superintendent of Highways to enter into repaving agreements requiring road restoration for any road opening permits which pertain to roads that have been repaved within the previous three (3) years or constructed or reconstructed within the past five (5) years, subject to certain exceptions. Additionally, the exemption has been expanded to include installation of all utilities for residential and commercial properties.

Section 2.

Section 18-2 of Chapter 18 of the Town Code is hereby amended to read as follows:

§ 18-2 Permit.

[Amended 1-29-1957; 6-27-2000 by L.L. No. 9-2000]

A. Upon application in writing filed with the Superintendent of Highways, stating the purpose, extent, location and nature of proposed curb cuts, road openings or excavations or other disturbance of a street or highway in the Town, the Town Superintendent of Highways may grant or refuse a permit therefor.

[Amended 4-22-2021 by L.L. No. 5-2021]

B. If the application for a permit is denied, the Highway Superintendent shall send the applicant written notification of the denial and shall state the reason for denial.

C. Except where such curb cut, road opening or excavation or disturbance shall be directly authorized by law, the Superintendent of Highways shall require the applicant to deposit with the Superintendent of Highways a sum of money or bond in a sum set by resolution of the Town Board, or which shall otherwise be deemed by him to be adequate to pay all of the expenses to which the town will be put to replace the street, highways or sidewalk, pavement, curb or gutter in proper condition, and the unexpended balance, if any, shall be refunded to the depositor. The depositor's unexpended balance shall be returned by the town 90 days after the excavation or other disturbance has been repaired to the satisfaction of the Superintendent of

Highways, regardless of whether the permittee or the town completes the restoration.
[Amended 4-22-2021 by L.L. No. 5-2021]

D. Each applicant must file an insurance policy or certificate with the Superintendent of Highways insuring the Town of North Hempstead in the sum of not less than \$1,000,000 combined single limit.

E. **(1)** No permit shall be issued for an opening on any roadway which has been resurfaced by the Town of North Hempstead during a period of three calendar years previous to the application date, except for permits for emergency openings as defined in § 18-14.1 below, **or as described in subsection E(2) below**. In the case of a newly constructed or reconstructed roadway, the time period shall be five years.

(2) Utility Exemption. The prohibitions stated in [this] subsection E(1) shall not apply to applications to install new **and rehabilitated utility service to a residential or commercial property, including but not limited to, water, gas, and sewer connections** [gas connections to residential properties]. **Any permit applicant submitting an application pursuant to the exemption stated in this subsection E(2) shall be required to repave and restore the roadway disturbed by such utility installation or rehabilitation, in a manner prescribed by the Town Superintendent of Highways and as stated in a Repaving Agreement entered into between the Superintendent of Highways and the applicant, the form of which shall be developed by the Town Attorney and maintained by the Superintendent of Highways.**

[Amended 12-18-2018 by L.L. No. 13-2018]

F. Any permit issued under this chapter may be revoked at any time by the Highway Superintendent.

G. Permits shall become null and void unless work is commenced within 30 days of the issuance of said permit, unless an extension of time is granted by the Highway Superintendent in writing.

H. The applicant shall give a forty-eight-hour notice to the Highway Superintendent or his duly authorized representative, prior to making any road openings, except in cases of emergency as provided for herein. No openings shall be commenced on a Saturday, Sunday or a holiday unless in cases of emergency.

I. Completion, reimbursement and assessment. Each application shall authorize the Highway Superintendent to complete the repair, construction or reconstruction of driveway entrances and curb cuts whenever the Superintendent finds reasonable cause to conclude that the applicant fails, refuses or neglects to complete such repair, construction or reconstruction. The Town shall be reimbursed for the cost of such repair, construction or reconstruction by assessment against and collection from the lots or parcels of land where such work was performed or services rendered for so

much of the actual and complete costs as incurred upon and from each lot or lots, in the manner provided for the cost of public improvements by Article 15 of the Town Law. [Added 4-22-2021 by L.L. No. 5-2021]

Section 3.

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this article or in its application to the person or circumstance directly involved in the controversy in which such judgment or order shall be rendered.

Section 4.

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

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 July 11, 2023, Local Law No. 15 of 2023 was adopted. The local law amends Chapter 18 of the Town Code entitled "Highway Excavations and Curb Cuts" in order to modify the procedures for the opening of recently-paved roadways under certain circumstances.

Dated: Manhasset, New York

July 11, 2023

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

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

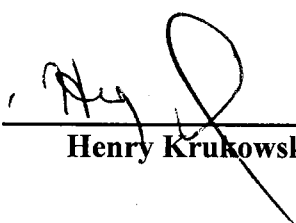
Nays: None.

cc: Town Attorney

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

Henry Krukowski, being duly sworn, deposes and says that on the 30th day of June, 2023, he posted the attached Notice of Hearing to consider the adoption of a Local Law amending Chapter 18 of the Town Code entitled "Highway Excavations and Curb Cuts" in order to modify the procedures for the opening of recently-paved roadways under certain circumstances, at the following locations:

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



Henry Krukowski

Sworn to me this
30th day of June, 2023



Notary Public

DONNA R. CURCI
NOTARY PUBLIC-STATE OF NEW YORK
No. 01CU6119852
Qualified in Nassau County
My Commission Expires December 06, 2024

NEWSDAY AFFIDAVIT OF PUBLICATION

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

STATE OF NEW YORK)

Legal Notice No.

0021798932

: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:

Friday

June 30, 2023

Nassau

By: Ciara Woodin

Ciara Woodin

Print Name: _____

Authorized Designee of Newsday LLC, Publisher of Newsday

SWORN to before me this
05 Day of July, 2023.

Sarah Perez
Notary Public

Sarah Perez
Notary Public - State of New York
No. 01PE0006459
Qualified in Erie County
Commission Expires 04/27/2027

Ad Content

Legal Notice # 21798932

NOTICE OF HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead, on July 11, 2023, 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 28 of the Town Code entitled "Highway Excavations and Curb Cuts" in order to modify the procedures for the opening of recently-paved roadways under certain circumstances.

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
June 6, 2023

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

NEWSDAY PROOF

Ad Number: 0021798932

Advertiser: TOWN OF NORTH HEMP TOWN CLERK

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

Henry Krukowski, being duly sworn, deposes and says that on the 13th day of July, 2023, he posted the attached Notice of Adoption of a Local Law amending Chapter 18 of the Town Code entitled "Highway Excavations and Curb Cuts" in order to modify the procedures for the opening of recently-paved roadways under certain circumstances, at the following locations:

Town Clerk Bulletin Board



Henry Krukowski

Sworn to me this

13th day of July, 2023



Notary Public

Adriana Demirciyan
NOTARY PUBLIC, STATE OF NEW YORK
Registration No. 02DE6370858
Qualified in Nassau County
Commission Expires February 12, 2026
s. Attelle

NEWSDAY AFFIDAVIT OF PUBLICATION

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

STATE OF NEW YORK)

Legal Notice No.

0021801436

:SS.:

COUNTY OF ERIE)

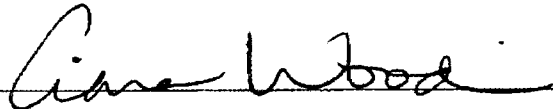
The undersigned, being duly sworn, says that such person is a duly authorized custodian of records of Newsday LLC, the publisher of Newsday, a daily newspaper published in Melville, County of Suffolk, State of New York, and circulated in Nassau, Suffolk, and Queens Counties, and that the Legal Notice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

Friday

July 14, 2023

Nassau

By:

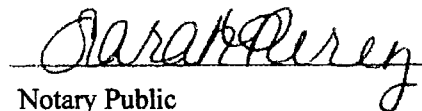


Ciara Woodin

Print Name:

Authorized Designee of Newsday LLC, Publisher of Newsday

SWORN to before me this
17 Day of July, 2023.



Notary Public

Sarah Perez
Notary Public - State of New York
No. 01PE0006459
Qualified in Erie County
Commission Expires 04/27/2027

Ad Content

Legal Notice # 21801436
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 July 11, 2023, Local Law No. 15 of 2023 was adopted. The local law amends Chapter 18 of the Town Code entitled "Highway Excavations and Curb Cuts" in order to modify the procedures for the opening of recently-paved roadways under certain circumstances.
Dated: Manhasset, New York
July 11, 2023
BY ORDER OF THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD
RAGINI SRIVASTAVA
TOWN CLERK

NEWSDAY PROOF

Ad Number: 0021801436

Advertiser: TOWN OF NORTH HEMP TOWN CLERK

CLERK SRIVASTAVA: Item number 8. A public hearing to consider the adoption of an ordinance affecting Elm Drive and Pinewood Lane in New Hyde Park, New York. We have a card on this.

SUPERVISOR DESENA: Who's -- who'?

COUNCILMAN ADHAMI: Is there a card?

CLERK SRIVASTAVA: Diane? Diane?

MS. BIANCULLI: Hi, I'm Diane Bianculli, I've been a resident of New Hyde Park most of my life. I'm with my husband, Anthony Bianculli, we live on Pinewood Lane. We live in a part of New Hyde Park that's considered The Oaks. So it's a beautiful area, it's a tree-lined -- you know, well with the storms, the trees, most of the trees came down but what makes that neighborhood beautiful is the roadways are just circular, and they don't really have stop signs. Recent -- in the past, stop signs have been added, but on our block, it just makes it so beautiful that adding a stop sign at the end of our block just isn't necessary. There have been no accidents, there have been no -- kids are up and down the blocks, they're riding around, little kids we have. You know, my girls, our girls are teenagers now, so there's really -- it would just really, I think make a really wrong impression on the street, just -- and even on Elm, which is around the corner. I grew upon Willow, that block is very long and it doesn't have a stop sign that comes, you just know when you come to the end of the block to stop because you're just going to go right or left, you can't, you know, you're just going to make the right right away or the left right away. So you know, we're just asking that -- and if you, if you come down -- if you come up our block, you're coming from Maple, and you're turning, I guess, coming from Maple and you're turning right onto Pinewood, there is a stop sign. Pinewood's divided into two parts, so there's a stop sign there. So then as you go further up, they want to put the stop sign, which is off the corner, off -- we're like a house or he, this gentleman here lives next door to me, he's the corner house, I'm next door to him. So it's really just a short distance. It's not necessary for a stop sign because you're just going to know to go right or left, and again, there's been no accidents, no -- the traffic pattern is fine, my daughter drives, she has no problem, her friends drive, there's never been a problem. So we're just asking that we -- the stop, the stop sign, I don't know whoever brought it up, not be added because it really takes away from the beauty of our neighborhood, and if you notice, if you go through that area, too, there's a lot of the blocks that don't have the stop signs, and it's just makes it so beautiful, it's just circular and patterns, the way you drive, and I just -- it'll take away from the beauty of our neighborhood. Thank you.

SUPERVISOR DESENA: Thank you.

CLERK SRIVASTAVA: Gregory?

MR. NERKO: Well, thank you guys for sticking around, appreciate it.

COUNCILMAN WALSH: We're just on number 8.

SUPERVISOR DESENA: We're sticking around for a long time.

MR. NERKO: I know, I appreciate your not taking a recess because we're sitting in the back, and you know what? It was entertaining, it was educational.

SUPERVISOR DESENA: Do you think so?

MR. NERKO: I have a new appreciation for what you guys do, I mean, there's a lot that goes

into it but what precipitated the stop sign was one young kid, 18 years old, New Hyde Park Memorial dropout, got a new red Charger, it's a Scat Pack, it's 500 horsepower, drives around our neighborhood doing 60 miles an hour, and we have kids in the neighborhood, so they call in thinking that stop signs are going to be a solution to this problem. They're not, and this may be hearsay, but I understand he's a police officer's son so when he gets pulled over da, da, da, da, da, and he's back to --

COUNCILMAN WALSH: What does da, da, da, da mean? I think you should leave that part out.

MR. NERKO: I don't know.

COUNCILMAN WALSH: You don't know, so I think you should leave that part out.

MR. NERKO: Okay, I retract that statement.

COUNCILMAN WALSH: It has nothing to do with it.

MR. NERKO: Maybe if you put an unmarked car in the neighborhood.

COUNCILMAN WALSH: Okay.

MR. NERKO: 11:30 every Saturday night to midnight he will come ripping down that street, and I caught him on my video because I have cameras, tailgating a car within 15, 20 feet. It's going to cause an accident, and I also believe that these stop signs are going to give a false sense of security, that people heading east and west on Magnolia thinking that the people come onto Pinewood are going to stop. Well, they're not going to stop because there's plenty of visibility when you're heading north on Pinewood when you reach Magnolia. I took all those bushes down so you have plenty of visibility that way, and looking westbound on Magnolia, you also have plenty of visibility there. I've been there 21 years, there hasn't been so much as an argument. Traffic comes in, it's nice, it flows. If these stop signs get put up there, what's going to happen is cars are going to stop, they're going to accelerate, it's going to cause a lot of noise. It's just -- it's going to be congested. It changes the charm. We were attracted to this area because of the charm, personality of The Oaks. I don't know if you're aware but The Oaks are The Oaks because all those trees were planted during World War II, and now they're 80, 90 years old, and it's a really, really lovely, lovely neighborhood where the streets don't go straight through, so there's no cut-throughs, you know, they wind, and let me see, I jotted down a few notes to see if there's anything I missed. Normally, when controls like this are presented to you for safety reasons, there's a study that's been done. I'm not sure if a study's been done, if it poses a safety issue. If it poses a safety issue, I wouldn't be here; right? But I don't believe it's going to pose a safety issue. Contrary to that, I think it would cause a false sense of security where people are going to approach and the people on -- heading east and west on Magnolia are just going to think these people stopping that have been just nicely driving, and you know, it might cause a little bit of an issue. Aside from that, I put up a beautiful cherry tree, a beautiful maple tree, and I don't know where the stop sign is going to go. Then you're going to paint the street; right? Because it's a stop sign, and then you're going to have to put another sign further back, perhaps on my property or their property saying "stop ahead," and then if you're lucky, you'll see the stop sign. So it's, you know --

CLERK SRIVASTAVA: Thank you.

MR. NERKO: What?

COUNCILMAN ZUCKERMAN: No, no, please finish.

MR. NERKO: Yeah, I'm here four hours, I got to. I saw you go longer than three minutes for a lot of the people that were upset back there. Okay, I think you understand how I feel.

COUNCILMAN WALSH: Yeah, but you could speak longer.

SUPERVISOR DESENA: I would like to ask a question, and Councilman Adhami, do you know, I mean, who requested the stop sign?

MR. NERKO: It was called into 311, I'm sure. In response --

SUPERVISOR DESENA: Do we know who?

MR. NERKO: I know who.

COUNCILMAN ADHAMI: The name of the person?

MR. NERKO: He's not here.

SUPERVISOR DESENA: No, no, no one is here who requested the stop sign.

MR. NERKO: Right, right, but he --

COUNCILMAN ADHAMI: But I do have a question.

MR. NERKO: He did it.

COUNCILMAN ADHAMI: Nobody's coming to the "T" and just going right or left without stopping; correct? So they stop?

MR. NERKO: No, no, no, it's a beautiful understanding.

COUNCILMAN ADHAMI: Okay.

MR. NERKO: Everyone approaches and everyone's --

COUNCILMAN ADHAMI: But everybody does come to the stop.

MR. NERKO: It's a very cohesive traffic pattern.

MS. BIANCULLI: Soft Stop it's, you know, it's not like a hard right or left.

SUPERVISOR DESENA: Wait, wait, let's --if she's going to continue, she should come back to the microphone.

COUNCILMAN ADHAMI: Yeah, you should come up to the microphone.

MR. NERKO: So I was just going to say that that's the reason called this person called in was because of this one red car who zips around going very, very fast in our neighborhood, Now, I could, you know.

COUNCILMAN TROIANO: I'm sorry, are you sure that they're -- I guess maybe you're asking us, where there -- are there any accidents there? You're saying it's just --

MR. NERKO: No accidents there, not in 21 years that I've been there. I looked it up.

COUNCILWOMAN DALIMONTE: I have a question.

MR. NERKO: Yeah.

COUNCILWOMAN DALIMONTE: So we have, the Town of North Hempstead has a traffic

engineer.

MR. NERKO: Yes.

COUNCILWOMAN DALIMONTE: The traffic engineer got the request from Councilman David Adhami's office.

MR. NERKO: Yes.

COUNCILWOMAN DALIMONT: So they go out and they research it. So by them doing their research, they are stating, for safety reasons, a stop sign needs to be added. Just so you know there is no, nothing in legislation that is stating a "stop sign ahead" sign. It's only a stop sign on the corners of Pinewood Lane and Elm Drive. So there is not going to be a "stop sign ahead" sign.

MR. NERKO: So are you suggesting I take my trees down.

COUNCILWOMAN DALIMONTE: No, I'm just telling you, well, they would put it in the right-of-way which would be -- which is Town property but what I'm trying to explain is the traffic engineer did go out there, and by him evaluating this situation, he is stating that a stop sign is needed at these two spots.

MR. NERKO: May I see that report.

COUNCILWOMAN DALIMONTE: You could FOIL it.

MR. NERKO: I could FOIL it. I would need to see that because I would dispute that.

COUNCILWOMAN DALIMONTE: So do you want to continue this?

MR. NERKO: 21 years, not a blemish.

COUNCILMAN TROIANO: I'm sorry, can you, again, this road takes you to a left or a right, you can't go straight; correct?

MR. NERKO: That's correct, you end at Magnolia. It's where Applebees is on Jericho Turnpike, that's Leonard. You take it past the high school and then it turns into Pinewood which ends at Magnolia and then you take a left or a right.

COUNCILMAN TROIANO: So I guess this red Charger, whatever car you said it was that speeds.

MR. NERKO: Yeah.

COUNCILMAN TROIANO: So what happens? It doesn't stop there, and it makes --

MR. NERKO: He doesn't stop, he does donuts in the street. His tire marks do this.

COUNCILMAN TROIANO: Well, I'm sure he --

SUPERVISOR DESENA: So perhaps the stop wouldn't stop --

MR. NERKO: A stop sign wouldn't stop it. He's not stopping it. He doesn't --

COUNCILMAN TROIANO: I'm sure if he's going 60 miles an hour he'll obey a stop sign now.

MR. NERKO: I'm an eyewitness. He doesn't stop at stop signs now.

SUPERVISOR DESENA: Right, so how do you --

MR. NERKO: He's a menace.

COUNCILMAN TROIANO: So I just -- I don't -- I hear your point about maybe it's not accomplishing a lot but I'm not really understanding -- I'm sorry, ma'am, I don't know your name -- the aesthetic argument.

MR. NERKO: Well, my wife wants me to cement the backyard, put up a stop sign; right? I mean, and then it's -- I grew up, I was born in Astoria, I grew up in Queens, that's what we had there. When we came to -- I moved to Mineola and then the, I don't know if you recall, but the busboy from, what was the name of it, T J Poole's was shot right in the chest right in front of my house.

COUNCILMAN WALSH: His name was Beato (phonetic). I know him, yes.

MR. NERKO: Yeah, so he was -- that was in front of my house --

COUNCILMAN WALSH: Over by --

MR. NERKO: Horton Highway.

COUNCILMAN WALSH: Horton Highway, down by the Jericho Terrace. So my wife wanted to get out of there, so we found this beautiful, charming area where it was just, you know, you don't have controls because you don't need the --in my opinion, you don't need the controls. It flows beautifully, and you know, my son, you know, I have to mention my son; right? This kid goes to Yale, he's a PhD student in biochemistry, and his room is right up there.

COUNCILMAN ZUCKERMAN: Congratulations.

MR. NERKO: Thank you, yeah, Chaminade graduate, and his room is right up there, and he does a lot of studying there. Cars are going to stop and go, and I know how to keep it quiet when he's home studying. So those accelerations off the stop sign, if anyone stops for them, that has yet to be seen, and anyone that runs a stop sign is not going to get a ticket because, you know, so --

COUNCILMAN WALSH: You know, I'm sorry you moved from Mineola for that incident. That guy was followed. I know the whole story. I know the guy.

MR. NERKO: Yeah, it was horrible.

COUNCILMAN WALSH: And he was followed by, actually, somebody from MS-13 --

MR. NERKO: That's right, jumped out of the --

COUNCILMAN WALSH: And shot him because he wore jewelry, and it was payday and --

MR. NERKO: Exactly right. He jumped out of a bush and shot the kid in the chest --

COUNCILMAN WALSH: I know him well.

MR. NERKO: -- and took his wallet.

COUNCILMAN WALSH: Right. I'm sorry that you moved from Mineola for that reason because he was targeted.

MR. NERKO: Well, it was the park section. It was a nice section.

COUNCILMAN WALSH: Yeah, yeah.

COUNCILMAN TROIANO: I don't have a

COUNCILWOMAN DESENA: It doesn't sound like it's going to --

COUNCILMAN TROIANO: --a traffic engineer study. Can somebody tell me when he surveyed the residents? How many --

MR. NERKO: Do you want to see a picture.

COUNCILMAN TROIANO: I'm sorry?

MR. NERKO: I have a picture of the intersection if you want to see it.

COUNCILWOMAN DALIMONTE: He's asking --

COUNCILMAN TROIANO: But you know, the traffic engineer should have done a survey of the residents in that area to see what they thought, and you're the only two that showed up. I'd like to see what other people thought.

COUNCILMAN ZUCKERMAN: Sometimes, you know, they knock on the doors of the, you know, the houses.

COUNCILWOMAN LURVEY: There's no indication of a survey.

COUNCILMAN TROIANO: There's no indication of a survey?

COUNCILWOMAN DALIMONTE: He went there but you would have to talk to the traffic engineer.

COUNCILMAN TROIANO: Give you the survey.

MR. NERKO: He went, and he saw no stop sign.

COUNCILMAN TROIANO: Well, David, he didn't give you the survey results? So -- I always get the survey results.

You have the picture?

MR. NERKO: I do.

SUPERVISOR DESENA: Oh, here's a drawing.

COUNCILWOMAN DALIMONTE: Here's a drawing.

(WHEREUPON, there was an off-the-record discussion.)

CLERK SRIVASTAVA: Please come to the podium.

SUPERVISOR DESENA: Please come to the microphone or I'll stop talking because we're not recording it. We're missing what you're saying. Thank you.

MR. NERKO: So the photo is of Pinewood Lane approaching Magnolia, and you see on the right-hand side, those are my trees right there. That's where the proposed stop sign is, proposed to be installed.

COUNCILMAN WALSH: It's going to be in the middle of the street?

MR. NERKO: I don't know where they're going to put it.

(WHEREUPON, there was an off-the-record discussion.)

MR. NERKO: I move to strike the proposal.

SUPERVISOR DESENA: Wow, I don't think you're allowed to. You have to run for Town Board before you can make that motion.

MR. NERKO: Listen, I don't know that I want to do what you guys do but very interesting.

SUPERVISOR DESENA: Sure.

MR. NERKO: I have a comment about every single ticket, the items on the docket.

SUPERVISOR DESENA: All right, let's not. We're not going to get into that.

COUNCILWOMAN DALIMONTE: We haven't eaten dinner yet.

MR. NERKO: Pick one.

SUPERVISOR DESENA: Yeah, okay.

COUNCILMAN ADHAMI: I'm going to move to continue the hearing to the next Town Board, so -- because there are -- okay, sir, you can get up and speak.

MR. NERKO: Okay, thank you for hearing me.

MR. BIANCULLI: Anthony Bianculli, Pinewood Lane. I live in this neighborhood since since 1979, I moved into The Oaks back 20 years ago. The area was built in 1941, the house is --there was always only one way in. They actually put barricades on Oak and New Hyde Park Road. There was only one way in off of Maple Drive. There's still only three ways into this area. It's not a high traffic area, and when you're turning the other block, Elm, that's being requesting, you're turning down because you live there. I have no idea who this traffic guy could even be or if he could even have a count of cars that's legitimately correct because we live there, we walk the dog, my daughters play, I'm an overprotective father of two daughters, I don't like my daughter driving. I don't worry about this area because there's just no volume of cars. You come into this area because you live here. I don't see the point of the tax dollars or, I mean, go put the two stop signs by the Bolla problem. I don't know but it's definitely not going to be helping us. When you have to you -- Pinewood and Elm go into Magnolia. You cannot go without yielding to traffic. There's a reason there's never been an accident. There's no proof of accidents or there's no count of -- I'd love to see the count of cars that would require a stop sign. I understand up at Atlantic Boulevard by the high school they put a stop sign every other block.

SUPERVISOR DESENA: Okay.

MR. BIANCULLI: Yeah, so I just want just to know, like, the way the area's built, as far as for traffic patterns, you're not coming through this area, and that's what my wife is saying, the curb, streets and everything to even put the stop sign. You don't have tight, square corners, they're curved, so the stop sign would have to be back. So basically it's going to be a pedestrian stop and then you're still going to have to do the traffic stop. You're not going to get the stop sign on the corner of a curve like that. So it's really a waste of a stop sign because you're still going to have to yield to traffic but I thank you.

CLERK SRIVASTAVA: Thank you.

COUNCILMAN ADHAMI: Thank you. At this time, I'd move to continue this hearing to the August 8th, 2023, Town Board meeting.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Yes.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami?

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

COUNCILMAN ADHAMI: And I would encourage both of you, if you want to --

CLERK SRIVASTAVA: Item number 9.

COUNCILMAN ADHAMI: -- reach out to my office I would get the additional information that you request.

CLERK SRIVASTAVA: Item number 9. A public hearing to consider the adoption of ordinances affecting Brook Lane in Great Neck, New York. Item number 9.

SUPERVISOR DESENA: Councilman, is this your item?

CLERK SRIVASTAVA: I read Item number 9.

COUNCILMAN ADHAMI: Madam Clerk, are there any cards on this item?

CLERK SRIVASTAVA: No.

COUNCILMAN ADHAMI: Being that there's no cards, 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.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami?

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

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

ORDINANCE NO. 12 - 2023

A PUBLIC HEARING TO CONSIDER THE ADOPTION OF ORDINANCES AFFECTING BROOK LANE IN GREAT NECK, NEW YORK.

NOTICE IS HEREBY GIVEN that, after a public hearing duly held by the Town Board of the Town of North Hempstead, the following ordinance was ordered adopted:

ORDINANCE NO. T.O. 12 - 2023

GREAT NECK, NEW YORK

Section 1. All motor or other vehicles of any kind shall comply with the following regulations:

PROPOSAL:

ADOPT:

- 1. **BROOK LANE – EAST SIDE – NO PARKING ANYTIME**
From the south curblin of Old Mill Road, south, to the north curblin of Road on the Hill.
- 2. **ROAD ON THE HILL – NORTH SIDE – NO PARKING ANYTIME**
From the east curblin of Brook Lane, east, to its terminus.
- 3. **ROAD ON THE HILL – SOUTH SIDE – NO PARKING HERE TO CORNER**
From the east curblin of Brook Lane, east, for a distance of 40 feet.

Section 2. All ordinances or regulations heretofore adopted in conflict with this ordinance are hereby repealed.

Section 3. PENALTIES: "A violation of this ordinance shall be punishable by a fine, or when applicable, by imprisonment, not in the excess of the amount set forth in the Vehicle and Traffic Law of the State of New York, or by both such fine and imprisonment, plus any surcharge payable to other governmental entities, and late payment, if applicable.

Section 4. This ordinance shall take effect ten days from the date of its publication and posting pursuant to Section 133 of the Town Law of the State of New York.

Section 5. This ordinance shall be incorporated in the Uniform Traffic Code of the Town of North Hempstead.

Dated: Manhasset, New York

July 11, 2023

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

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

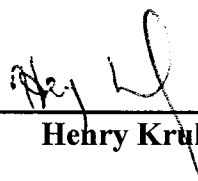
Henry Krukowski, being duly sworn, deposes and says that on the 27th
day of June, 2023, he posted the attached Notice of Hearing to consider the adoption of
ordinances affecting Brook Lane, Great Neck, New York, at the following locations:

Town Clerk Bulletin Board

Great Neck Post Office

Brook la & Road on the Hill

Brook La & Old Mill Rd



Henry Krukowski

Sworn to me this

28th day of June, 2023



Notary Public

**DONNA R. CURCI
NOTARY PUBLIC-STATE OF NEW YORK
No. 01CU6119852**

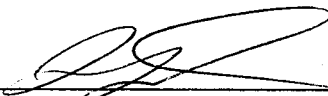
**Qualified in Nassau County
My Commission Expires December 06, 2024**

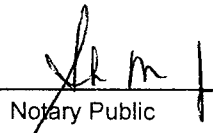
Affidavit of Publication

County of Nassau SS
State of New York,

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

1 weeks, viz: June 28, 2023


Sworn to me this 28 day of
June-2023


Notary Public
Shari M. Egnasko
Notary Public, State of New York
No. 01EG6119807
Qualified in Nassau County
Commission Expires Dec. 6, 2024

**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 the 11th day of July, 2023, at 7:00 o'clock in the evening for the purpose of considering the adoption of the following ordinance:

**BROOK LANE
GREAT NECK
NEW YORK**

1. All motor or other vehicles of any kind shall comply with the following:

PROPOSAL:

ADOPT:

1. BROOK LANE - EAST SIDE - NO PARKING ANYTIME

From the south curblin of Old Mill Road, south, to the north curblin of Road on the Hill.

2. ROAD ON THE HILL - NORTH SIDE - NO PARKING ANYTIME

From the east curblin of Brook Lane, east, to its terminus.

3. ROAD ON THE HILL - SOUTH SIDE - NO PARKING HERE TO CORNER

From the east curblin of Brook Lane, east, for a distance of 40 feet.

Section 2. All ordinances or regulations heretofore adopted in conflict with this ordinance are hereby repealed.

Section 3. PENALTIES: "A violation of this ordinance shall be punishable by a fine not in excess of Thirty (\$30.00) Dollars, plus any surcharge payable to other governmental entities."

Section 4. This ordinance shall take effect ten days from the date of its publication and posting pursuant to Section 133 of the Town

Law of the State of New York.

Section 5. This ordinance shall be incorporated in the Uniform Traffic Code of the Town of North Hempstead.

Dated: June 6, 2023

Manhasset, New York

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

6-28-2023-1T-#241579-GN

Affidavit of Publication

County of Nassau SS
State of New York,

SOUTH SIDE – NO PARKING HERE TO CORNER
From the east curblin of Brook Lane, east, for a distance of 40 feet.

Section 2. All ordinances or regulations heretofore adopted in conflict with this ordinance are hereby repealed.

Section 3. PENALTIES: "A violation of this ordinance shall be punishable by a fine, or when applicable, by imprisonment, not in the excess of the amount set forth in the Vehicle and Traffic Law of the State of New York, or by both such fine and imprisonment, plus any surcharge payable to other governmental entities, and late payment, if applicable.

Section 4. This ordinance shall take effect ten days from the date of its publication and posting pursuant to Section 133 of the Town Law of the State of New York.

Section 5. This ordinance shall be incorporated in the Uniform Traffic Code of the Town of North Hempstead. Dated: July 11, 2023 Manhasset, New York

**BY ORDER OF THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD
RAGINI SRIVASTAVA
TOWN CLERK
7-19-2023-1T-#241841-GN**

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

1 weeks, viz:

July 19, 2023

Sworn to me this 19 day of
July-2023

Notary Public

Shari M. Egnasko
Notary Public, State of New York
No. 01EG6119807
Qualified in Nassau County
Commission Expires Dec. 6, 2024

LEGAL NOTICE
NOTICE IS HEREBY GIVEN that, after a public hearing duly held by the Town Board of the Town of North Hempstead, the following ordinance was ordered adopted:

ORDINANCE NO. T.O.
12-2023
GREAT NECK,
NEW YORK

Section 1. All motor or other vehicles of any kind shall comply with the following regulations:

PROPOSAL:

ADOPT:
1. BROOK LANE – EAST SIDE – NO PARKING ANYTIME

From the south curblin of Old Mill Road, south, to the north curblin of Road on the Hill.

2. ROAD ON THE HILL – NORTH SIDE – NO PARKING ANYTIME

From the east curblin of Brook Lane, east, to its terminus.

3. ROAD ON THE HILL –

CLERK SRIVASTAVA: Item number 10. A public --

SUPERVISOR DESENA: Go ahead, sorry.

CLERK SRIVASTAVA: Just one more public hearing is left and then we have resolution.

SUPERVISOR DESENA: That's fine, I thought we

CLERK SRIVASTAVA: Item number 10. A public hearing to consider the adoption of an ordinance affecting Swalm Street in Westbury, New York.

COUNCILMAN TROIANO: Do we have any cards; Clerk?

CLERK SRIVASTAVA: No.

COUNCILMAN TROIANO: Does anybody wish to be heard?

(WHEREUPON, no response was heard.)

COUNCILMAN TROIANO: No? Seeing no one, 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: Councilman Adhami?

COUNCILMAN ADHAMI: 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:

ORDINANCE NO. 397 - 2023

A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING SWALM STREET IN WESTBURY, NEW YORK.

WHEREAS, the Town Board (the "Board") of the Town of North Hempstead has held a public hearing to consider enacting an ordinance (the "Ordinance"), pursuant to Section 1660 of the Vehicle and Traffic Law, to establish a reserved parking space on the east side of Swalm Street, Westbury, New York, from a point 248 feet north from the north curblin of Broadway, north, for a distance of 20 feet; ,and

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

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

NOW, THEREFORE, BE IT

RESOLVED that the ordinance establishing a reserved parking space on the east side of Swalm Street, Westbury, New York, from a point 248 feet north from the north curblin of Broadway, north, for a distance of 20 feet, pursuant to Section 1660 of the Vehicle and Traffic Law of the State of New York is adopted by this Board, the Ordinance being more particularly described in the Notice of Adoption (the "Notice"); and be it further

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

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that the Town Board of the Town of North Hempstead at a regular public meeting of the Board held on the 11th day of July, 2023 at 7:00 P.M. in the Town Board Room at Town Hall, 220 Plandome Road, Manhasset, New York, duly adopted an ordinance establishing a reserved parking space, pursuant to the authority contained in Section 1660 of the Vehicle and Traffic Law.

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

ORDINANCE AFFECTING SWALM STREET IN WESTBURY

1. Section 5 of the ordinance establishing handicapped spaces adopted July 21, 1987 and amended September 15, 1987, February 7, 1989, April 3, 1990,

July 17, 1990, November 20, 1990, December 4, 1990, February 19, 1991, October 8, 1991, April 29, 1992, August 11, 1992, April 13, 1993, May 3, 1994, November 22, 1994, April 25, 1995, August 29, 1995, August 27, 1996, November 12, 1996, December 17, 1996, March 4, 1997, May 6, 1997, June 10, 1997, July 15, 1997, March 24, 1998, November 17, 1998, March 2, 1999, June 8, 1999, October 20, 1999, June 27, 2000, August 29, 2000, September 19, 2000, November 14, 2000, February 13, 2001, March 6, 2001, March 27, 2001, May 15, 2001, August 21, 2001, October 16, 2001, November 13, 2001, January 29, 2002, March 12, 2002, April 2, 2002, June 4, 2002, October 1, 2002, November 19, 2002, December 10, 2002, February 11, 2003, April 22, 2003, October 21, 2003, January 6, 2004, March 9, 2004, May 11, 2004, June 29, 2004, August 31, 2004, January 25, 2005, June 14, 2005, July 19, 2005, October 18, 2005, November 15, 2005, January 3, 2006, January 24, 2006, March 21, 2006, May 2, 2006, January 2, 2007, March 6, 2007, April 17, 2007, June 19, 2007, August 14, 2007, September 25, 2007, December 11, 2007, January 29, 2008, May 6, 2008, June 17, 2008, July 29, 2008, August 19, 2008, September 9, 2008, January 6, 2009, January 27, 2009, May 19, 2009, June 23, 2009, July 14, 2009, August 4, 2009, August 25, 2009, October 20, 2009, December 8, 2009, January 26, 2010, October 5, 2010 and December 14, 2010, January 25, 2011, March 8, 2011, June 14, 2011, July 12, 2011, September 27, 2011, December 13, 2011, May 8, 2012, June 19, 2012, July 10, 2012 August 21, 2012, November 20, 2012, December 11, 2012, January 8, 2013, February 19, 2013, March 12, 2013, April 23, 2013, May 14, 2013, June 4, 2013, September 10, 2013, December 10, 2013, February 25, 2014, April 1, 2014, June 10, 2014, December 9, 2014, March 31, 2015, May 12, 2015, July 14, 2015, August 25, 2015, October 20, 2015, November 17, 2015, November 17, 2015, December 15, 2015 and January 26, 2016, February 23, 2016, April 19, 2016, May 10, 2016, June 7, 2016, July 12, 2016, August 9, 2016, September 13, 2016, September 27, 2016, October 25, 2016 and December 13, 2016, January 31, 2017, February 28, 2017, April 4, 2017, April 25, 2017, and July 18, 2017, September 7, 2017, September 26, 2017, November 14, 2017, January 30, 2018, February 27, 2018, September 6, 2018, September 27, 2018, October 25, 2018, November 20, 2018, December 18, 2018, January 29, 2019, February 28, 2019, March 19, 2019, April 30, 2019, June 18, 2019, September 5, 2019, November 19, 2019, July 23, 2020, September 3, 2020, September 24, October 22, 2020, May 20, 2021 and August 5, 2021 October 21, 2021, November 18, 2021 and September 1, 2022, April 4, 2023 and June 6, 2023 is further amended by adding thereto a new subdivision as follows:

“129” A reserved parking space on the east side of Swalm Street, Westbury, New York, from a point 248 feet north from the north curblineline of Broadway, north, for a distance of 20 feet;

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

Dated: Manhasset, New York

July 11, 2023

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

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

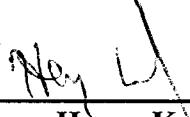
Nays: None.

cc: Town Attorney Comptroller Traffic Safety Public Safety

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

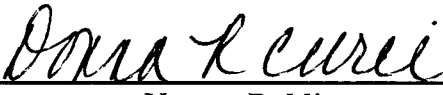
Henry Krukowski, being duly sworn, deposes and says that on the 27th
day of June, 2023, he posted the attached Notice of Hearing to consider the adoption of
ordinances affecting Swalm Street, Westbury , New York, at the following locations:

- Town Clerk Bulletin Board
- Westbury Post Office
- Swalm Street & Broadway
- Swalm Street, 200 feet north of Broadway



Henry Krukowski

Sworn to me this
28th day of June, 2023



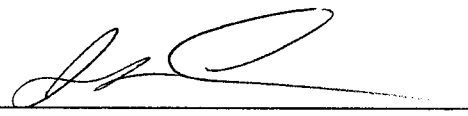
Notary Public
DONNA R. CURCI
NOTARY PUBLIC-STATE OF NEW YORK
No. 01CU6119852
Qualified in Nassau County
My Commission Expires December 06, 2024

Affidavit of Publication

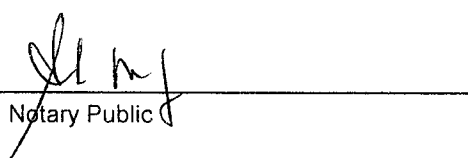
County of Nassau SS
State of New York,

Iris Picone, being duly sworn, deposes and says that she is the principal Clerk of the Publisher of
The NASSAU 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: June 28, 2023



Sworn to me this 28 day of
June-2023



Notary Public

Shari M. Egnasko
Notary Public, State of New York
No. 01EG6119807
Qualified in Nassau County
Commission Expires Dec. 6, 2024

**LEGAL NOTICE
NOTICE OF HEARING
PLEASE TAKE NO-**
TICE that a public hearing will be held by the Town Board of the Town of North Hempstead on July 11, 2023, at 7:00 P.M. in the Town Board Room at Town Hall, 220 Plandome Road, Manhasset, New York, to consider the enactment of an ordinance establishing a reserved parking space, pursuant to the authority contained in Section 1660 of the Vehicle and Traffic Law.

PLEASE TAKE FURTHER NOTICE that the proposed ordinance would establish a reserved parking space on the east side of Swalm Street, Westbury, New York, from a point 248 feet north from the north curblineline of Broadway, north, for a distance of 20 feet; and

PLEASE TAKE FURTHER NOTICE that a copy of the proposed ordinance is posted on the Town's website and on file in the Office of the Town Clerk where it may be viewed during regular business hours, Monday through Friday.

Dated: Manhasset, New York
June 6, 2023

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

6-28-2023-1T-#251578-NIN/
WBV

**LEGAL NOTICE
NOTICE OF ADOPTION
PLEASE TAKE NO-**
TICE that the Town Board of
the Town of North Hempstead
at a regular public meeting of
the Board held on the 11th
day of July, 2023 at 7:00 P.M.
in the Town Board Room at
Town Hall, 220 Plandome
Road, Manhasset, New York,

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

PLEASE TAKE FUR-
THER NOTICE that the
ordinance shall read as
follows:

**ORDINANCE
AFFECTING
SWALM STREET IN
WESTBURY**

1. Section 5 of the
ordinance establishing
handicapped spaces adopted
July 21, 1987 and amended
September 15, 1987, February
7, 1989, April 3, 1990, July
17, 1990, November 20,
1990, December 4, 1990,
February 19, 1991, October 8,
1991, April 29, 1992, August
11, 1992, April 13, 1993,
May 3, 1994, November
22, 1994, April 25, 1995,
August 29, 1995, August 27,
1996, November 12, 1996,
December 17, 1996, March
4, 1997, May 6, 1997, June
10, 1997, July 15, 1997,
March 24, 1998, November
17, 1998, March 2, 1999,
June 8, 1999, October 20,
1999, June 27, 2000, August
29, 2000, September 19,
2000, November 14, 2000,
February 13, 2001, March 6,
2001, March 27, 2001, May
15, 2001, August 21, 2001,
October 16, 2001, November
13, 2001, January 29, 2002,
March 12, 2002, April 2,
2002, June 4, 2002, October
1, 2002, November 19, 2002,
December 10, 2002, February
11, 2003, April 22, 2003,
October 21, 2003, January 6,
2004, March 9, 2004, May 11,
2004, June 29, 2004, August
31, 2004, January 25, 2005,
June 14, 2005, July 19, 2005,
October 18, 2005, November
15, 2005, January 3, 2006,
January 24, 2006, March 21,
2006, May 2, 2006, January
2, 2007, March 6, 2007, April
17, 2007, June 19, 2007,
August 14, 2007, September
25, 2007, December 11,
2007, January 29, 2008, May
6, 2008, June 17, 2008, July
29, 2008, August 19, 2008,
September 9, 2008, January 6,
2009, January 27, 2009, May
19, 2009, June 23, 2009, July
14, 2009, August 4, 2009.

13, 2016, September 27,
2016, October 25, 2016 and
December 13, 2016, January
31, 2017, February 28, 2017,
April 4, 2017, April 25, 2017,
and July 18, 2017, September
7, 2017, September 26, 2017,
November 14, 2017, January
30, 2018, February 27, 2018,
September 6, 2018, Septem-
ber 27, 2018, October 25,
2018, November 20, 2018,
December 18, 2018, January
29, 2019, February 28, 2019,
March 19, 2019, April 30,
2019, June 18, 2019, Septem-
ber 5, 2019, November 19,
2019, July 23, 2020, Septem-
ber 3, 2020, September 24,
October 22, 2020, May 20,
2021 and August 5, 2021 Oc-
tober 21, 2021, November
18, 2021 and September 1,
2022, April 4, 2023 and June
6, 2023 is further amended by
adding thereto a new subdivi-
sion as follows:

"129" A reserved parking
space on the east side of
Swalm Street, Westbury, New
York, from a point 248 feet
north from the north curbline
of Broadway, north, for a dis-
tance of 20 feet;

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

Dated: Manhasset, New York
July 11, 2023

**BY ORDER OF THE
TOWN BOARD OF
THE TOWN OF
NORTH HEMPSTEAD
RAGINI SRIVASTAVA
TOWN CLERK
7-19-2023-1T-#241843-NIN/
WBY**

Affidavit of Publication

County of Nassau SS
State of New York,



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

The NASSAU ILLUSTRATED NEWS FKA WESTBURY TIMES
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: July 19, 2023

Sworn to me this 19 day of
July-2023

Notary Public
Shari M. Egnasko
Notary Public, State of New York
No. 01EG6119807
Qualified in Nassau County
Commission Expires Dec. 6, 2024



**TO 5PM -
KWAY, HIC**

COUNCILWOMAN LURVEY: I move to recess.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: No.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Yes.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: This is exactly why we need a separate hearing date. Yes.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami?

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

CLERK SRIVASTAVA: Five minutes.

SUPERVISOR DESENA: Ten minutes.

(WHEREUPON, a 25 minute recess ensued.)

SUPERVISOR DESENA: Okay, move to resume.

CLERK SRIVASTAVA: Motion to resume.

SUPERVISOR DESENA: Do I have to move to resume?

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: Councilman Adhami?

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

CLERK SRIVASTAVA: Thank you.

CLERK SRIVASTAVA: Item number 13. A resolution setting a date for a public hearing to consider the application of Sterling Astoria, LLC, for a Special-Use Permit for the premises located at 114 Northern Boulevard, Greenvale and designated on the Nassau County Land and Tax Map as Section 7, Block D, Lots 2 and 3.

COUNCILMAN ZUCKERMAN: I'd like to offer the resolution setting a tentative hearing date of August 8th, 2023.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 398 - 2023

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE APPLICATION OF STERLING ASTORIA LLC FOR A SPECIAL USE PERMIT FOR THE PREMISES LOCATED AT 114 NORTHERN BOULEVARD, GREENVALE AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 7, BLOCK D, LOTS 2 AND 3.

WHEREAS, Sterling Astoria, LLC (the "Applicant") is seeking to construct a 1,325 s.f. one-story drive-through coffee shop on a 19,560 s.f. (0.45 acre) parcel at the property located at 114 Northern Boulevard, Greenvale, New York, and identified on the Nassau County Land and Tax Map as Section 7, Block D, Lots 2 and 3 (the "Application"); 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(T) for drive-through facilities, using the standards set forth in Town Code §70-225(B)(1) and §70-203(S) (the "Special Use Permit"); and

WHEREAS, this Board wishes to set a date for a public hearing to consider the Application, affording all interested parties the opportunity to be heard.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing shall be held on August 8, 2023 at 7:00 P.M. in the Town Board Room at Town Hall, 220 Plandome Road, Manhasset, New York to consider the Application for the issuance of a Special Use Permit; and be it further

RESOLVED that the Department of Planning and Environmental Protection shall immediately notify the Applicant of the date and time of said hearing and the Applicant shall notify certain property owners of the hearing date and time pursuant to Town Code § 70-240(C); and be it further

RESOLVED that the Town Clerk be and is hereby authorized and directed to publish a notice of hearing as required by Town Code §§ 70-240(A), 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 August 8, 2023, at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, on the application for a special use permit submitted by Sterling Astoria, LLC to construct a 1,325 s.f. one-story drive-through coffee shop on a 19,560 s.f. (0.45 acre) parcel.

PLEASE TAKE FURTHER NOTICE that the property which is the subject of this application is located at 114 Northern Boulevard, Greenvale, New York, and identified on the Nassau County Land and Tax Map as Section 7, Block D, Lots 2 and 3.

Dated: Manhasset, New York

July 11, 2023

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

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Planning Building

CLERK SRIVASTAVA: Item number 14. A resolution setting a date for a public hearing to consider the application of SCI Management for site plan review for the premises located at 2000 Hillside Avenue, New Hyde Park and designated on the Nassau County Land and Tax Map as Section 8, Block 211-14, Lot 607. That was Item number 14.

SUPERVISOR DESENA: Who's resolution is this?

COUNCILWOMAN LURVEY: Fourteen.

COUNCILMAN ZUCKERMAN: Dave, Dave.

CLERK SRIVASTAVA: We have a card on this.

SUPERVISOR DESENA: We have a card?

COUNCILMAN ADHAMI: Is there any cards?

SUPERVISOR DESENA: We have a card.

CLERK SRIVASTAVA: Yeah, yeah, yeah, yeah. Michael O'Donnell?

MR. O'DONNELL: Michael O'Donnell, New Hyde Park. What type of religious institution is going in there?

SUPERVISOR DESENA: This is a set date for a hearing on August 8th.

MR. O'DONNELL: I gather that but I'd like to know in advance. I'm sure you do, the Board is presently cognizant of what type of institutions is going in there. It's a religious institution of some sort.

COUNCILMAN ADHAMI: Why do you ask, Mr. O'Donnell? Does it matter?

MR. O'DONNELL: No, because I'm nosy.

COUNCILMAN ADHAMI: Oh.

MR. O'DONNELL: And I will report it accordingly.

SUPERVISOR DESENA: Come back for the hearing.

MR. O'DONNELL: I might not be able to, my 3,000 homeowners would like to know in advance what's going on. That's why I'm hanging around this late. No one's going to answer.

COUNCILWOMAN DALIMONTE: What number; 14?

MR. O'DONNELL: Yes, ma'am.

COUNCILWOMAN DALIMONTE: It says the proposed action is construction of a 3,058 square foot second and third floor addition to a single story former funeral home --

MR. O'DONNELL: Right.

COUNCILWOMAN DALIMONTE: -- for conversion to a house of worship.

MR. O'DONNELL: That's right. What type?

SUPERVISOR DESENA: He wants to know what kind of worship.

MR. O'DONNELL: A multitude of sins.

SUPERVISOR DESENA: I don't know.

COUNCILMAN WALSH: I don't know either, so that makes a few of us up here that don't know the denomination of the faith. I didn't -- I wouldn't use that.

COUNCILWOMAN DALIMONTE: If Michael Levine's around he might know.

COUNCILMAN TROIANO: Michael, what's the point of your question?

MR. O'DONNELL: Why?

COUNCILWOMAN DALIMONTE: It doesn't matter.

MR. O'DONNELL: Besides from being nosy.

COUNCILMAN TROIANO: I'm sorry?

MR. O'DONNELL: Besides from being nosy.

COUNCILMAN TROIANO: Yeah.

MR. O'DONNELL: We've got to find out eventually. So what's the state secret?

COUNCILMAN WALSH: There's no secret. I personally don't know.

COUNCILMAN TROIANO: I'm just hoping that you weren't suggesting that if it was a particular house of worship, a particular denomination, that you wouldn't support it because of that denomination.

MR. O'DONNELL: Well, it could be an Episcopalian church.

COUNCILMAN TROIANO: My people.

MR. O'DONNELL: My people.

COUNCILMAN TROIANO: I knew I liked you.

CLERK SRIVASTAVA: No more cards on the item.

SUPERVISOR DESENA: Did you offer it?

COUNCILMAN ADHAMI: No. I offer the resolution and move for it's adoption --

SUPERVISOR DESENA: Move to set the date for August 8th.

COUNCILMAN ADHAMI: Set the hearing date for August 8th, 2023.

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: Councilman Adhami?

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

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

RESOLUTION NO. 399 - 2023

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE APPLICATION OF SCI MANAGEMENT FOR SITE PLAN REVIEW FOR THE PREMISES LOCATED AT 2000 HILLSIDE AVENUE, NEW HYDE PARK AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 8, BLOCK 211-14, LOT 607.

WHEREAS, SCI Management (the "Applicant") has applied to the Town Board of the Town of North Hempstead (the "Town") to construct a second- and third-floor addition of 6,116 s.f. to an existing single story former funeral home for conversion to a house of worship on a 0.6 acre lot located at 2000 Hillside Avenue, New Hyde Park and identified on the Nassau County Land and Tax Map as Section 8, Block 211-14, Lot 607 (the "Application"); and

WHEREAS, it has been determined that the Application requires site plan review pursuant to §§ 70-219(A)(1)(a) and (e) of the Code of the Town of North Hempstead for the construction of a building addition greater than 750 s.f. of gross floor area and a modification to site access and circulation; and

WHEREAS, this Board wishes to set a date for a public hearing to review the Amended Site Plan.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing shall be held on August 8, 2023 at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York to consider the Application for Site Plan Review; and be it further

RESOLVED that the Department of Planning and Environmental Protection shall immediately notify the Applicant of the date and time of the hearing so that the Applicant may provide notice of the hearing for the Site Plan Review to certain property owners pursuant to Sections 70-219(F)(2) and 70-240 of the Town Code; and be it further

RESOLVED that the Applicant shall also comply with the sign notice requirements pursuant to Town Code § 70-219(F)(3); and be it further

RESOLVED that the Town Clerk be and hereby is authorized and directed to publish a notice of hearing as required by § 70-219(F)(1) of the Town Code, 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 August 8, 2023, at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, on the application for site plan review submitted by SCI Management to construct a second- and third-floor addition of 6,116 s.f. to an existing single story former funeral home for conversion to a house of worship on a 0.6 acre lot.

PLEASE TAKE FURTHER NOTICE that the property which is the subject of this application is located at 2000 Hillside Avenue, New Hyde Park and identified on the Nassau County Land and Tax Map as Section 8, Block 211-14, Lot 607.

Dated: Manhasset, New York

July 11, 2023

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

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Planning Building

CLERK SRIVASTAVA: Item number 15. A public hearing to consider the adoption of a local law amending Chapter 24 of the Town Code entitled "Governmental Operations."

SUPERVISOR DESENA: The purpose is to add a local law, new article requiring a fiscal impact of a resolution or action taken by the Town Board be known in advance of decision making. I offer the resolution setting a hearing date of August 8th, 2023.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: No.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: No.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Yes.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: So my legislation which will be called next designates the Town's Comptroller, whose office oversees audits, the annual comprehensive financial report and other financial matters as the authority responsible for reviewing the budgetary impact of each resolution. This decision ensures an independent and impartial assessment of the fiscal impact safeguarding the interest of our community in promoting good government practices. I vote no.

SUPERVISOR DESENA: So you're voting no on a hearing? No on having a public hearing about a fiscal impact statement?

COUNCILWOMAN LURVEY: We'll vote yes --

SUPERVISOR DESENA: Oh, you'll only vote yes on your hearing, you're going to vote no on my hearing to have a public hearing on fiscal impact.

COUNCILWOMAN DALIMONTE: Didn't we have a hearing on this last month?

COUNCILWOMAN LURVEY: We had a hearing last month, and you refused to continue it, and there was no discussion, you took none of my comments, so I am bringing my own resolution.

SUPERVISOR DESENA: I just want to make it clear you're against having a public hearing on my proposition for a fiscal impact statement.

CLERK SRIVASTAVA: Councilman Adhami?

COUNCILMAN ADHAMI: It seems somewhat similar but for some reason you're voting no on the Supervisor's and voting yes on your own. It seems somewhat self-serving. I vote aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: I want to explain my vote. My vote is no but because last month we had this hearing, we asked for it to be changed to the Comptroller and we were told no. So I don't want to have the hearing again. We already had the hearing. So we're going to move forward where it should be the Comptroller, and I vote no.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: At a minimum, I would think that you all would be willing to have a public hearing on both so that we could talk about it. What you're proposing is transferring -- you're transferring what, under law, is the responsibility of the Supervisor to an appointee of the Town Board.

COUNCILWOMAN LURVEY: False.

SUPERVISOR DESENA: And, no, well, read the law. So I vote yes.

CLERK SRIVASTAVA: Item number 16.

SUPERVISOR DESENA: Unbelievable.

CLERK SRIVASTAVA: A resolution setting a date for a public hearing to consider the adoption of a local law amending Chapter 24 of the Town Code entitled "Governmental Operations."

COUNCILWOMAN LURVEY: The purpose of the local law is to require that fiscal impact statements for certain actions by the Town Board be approved in advance of decision making. I offer the resolution setting a hearing date of August 8th, 2023.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Yes.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Yes.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: No.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye. Adhami?

CLERK SRIVASTAVA: Councilman

COUNCILMAN ADHAMI: No.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: I vote no because what you are proposing to do is transferring the rights of the Supervisor to the Town Board majority and your appointee. Yes, it is.

COUNCILWOMAN DALIMONTE: That's not accurate.

COUNCILMAN WALSH: Listen, please, let her speak. Who's cutting you off? You can never stop.

COUNCILWOMAN DALIMONTE: The problem --

COUNCILMAN WALSH: You never stop, just stop, you already voted, you already voted, you already voted, you already voted, you already voted.

COUNCILWOMAN DALIMONTE: You already voted.

COUNCILMAN WALSH: Yeah, but I'm not the one who disturbed the Supervisor's comment so I'm going to speak over you. If you want to keep going, I'll speak over you all night.

COUNCILWOMAN LURVEY: Councilman Walsh, this is not behavior befitting a Council person or a Town Board member.

COUNCILMAN WALSH: Speaking of behaviors, you people do every single thing you could do to make sure the Supervisor doesn't doesn't even -- doesn't even have chance to breathe around here, and I think it's very obvious.

COUNCILWOMAN LURVEY: Based on who gets the credit for what I vote on good government.

COUNCILWOMAN DALIMONTE: Correct.

COUNCILWOMAN LURVEY: And I will not move the responsibility of financial decisions and Town Board matters to the Supervisor's handpicked designee.

SUPERVISOR DESENA: The law requires it. The law requires the Supervisor to place the budget.

COUNCILWOMAN LURVEY: I would like you to show me the law.

SUPERVISOR DESENA: For now, let's move on to the next.

COUNCILWOMAN LURVEY: Oh, now that I'm asking you about the law we can move on.

SUPERVISOR DESENA: I'm not going to show it to you right now, this is a set date, in case you forgot.

COUNCILWOMAN LURVEY: Now when I'm making -- when I'm points, all of a sudden we should move on.

COUNCILMAN WALSH: No, no, how about doing what you told me and act responsible. Next item.

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. 400 - 2023

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 24 OF THE TOWN CODE ENTITLED "GOVERNMENTAL OPERATIONS."

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 24 of the Town Code entitled "Governmental Operations" in order to require that fiscal impact statements for certain actions by the Town Board be provided in advance of decision making.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on August 8, 2023, 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 the Local Law amending Chapter 24 of the Town Code entitled "Governmental Operations" in order to require that fiscal impact statements for certain actions by the Town Board be provided in advance of decision making; 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 August 8, 2023, 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 24 of the Town Code entitled "Governmental Operations" in order to require that fiscal impact statements for certain actions by the Town Board be provided in advance of decision making.

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

July 11, 2023

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

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Zuckerman.

Nays: Councilperson Adhami, Councilperson Walsh, Supervisor DeSena.

cc: Town Attorney Town Clerk

CLERK SRIVASTAVA: Item number 17. A resolution setting a date for a public hearing to consider the adoption of a local law amending Chapter 3 8A of the Town Code entitled "Landscaping and Gardening."

COUNCILWOMAN DALIMONTE: I offer the resolution and set a hearing date for August 8th, 2023.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Abstain.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 401 - 2023

RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 38A OF THE TOWN CODE ENTITLED "LANDSCAPING AND GARDENING."

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 38A of the Town Code entitled "Landscaping and Gardening" in order to require the posting of a list of landscaping companies licensed by the Town of North Hempstead on the Town's website.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on August 8, 2023, 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 the Local Law amending Chapter 38A of the Town Code entitled "Landscaping and Gardening" in order to require the posting of a list of landscaping companies licensed by the Town of North Hempstead on the Town's website; 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 August 8, 2023, 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 38A of the Town Code entitled "Landscaping and Gardening" in order to require the posting of a list of landscaping companies licensed by the Town of North Hempstead on the Town's website.

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

July 11, 2023

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

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Abstain: Councilperson Walsh.

cc: Town Attorney Town Clerk

CLERK SRIVASTAVA: Item number 18. A resolution setting a date for a public hearing to consider the adoption of a local law amending Chapter 18 of the Town Code entitled "Highway Excavations and Curb Cuts."

COUNCILMAN TROIANO: I offer the resolution setting a date for August 8th for a public hearing.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 402 - 2023

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 18 OF THE TOWN CODE ENTITLED "HIGHWAY EXCAVATIONS AND CURB CUTS."

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 18 of the Town Code entitled "Highway Excavations and Curb Cuts" in order to provide modified procedures and restoration standards for road openings under certain circumstances.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on August 8, 2023, 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 the Local Law amending Chapter 18 of the Town Code entitled "Highway Excavations and Curb Cuts" in order to provide modified procedures and restoration standards for road openings under certain circumstances; 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 August 8, 2023, 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 18 of the Town Code entitled "Highway Excavations and Curb Cuts" in order to provide modified procedures and restoration standards for road openings under certain circumstances.

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

July 11, 2023

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

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Town Clerk

CLERK SRIVASTAVA: Item number 19. A resolution setting a date for a public hearing to consider the adoption of a local law amending Chapter 24 of the Town Code entitled "Governmental Operations."

SUPERVISOR DESENA: I offer the resolution setting a hearing date of August 8th, 2023.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 403 - 2023

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 24 OF THE TOWN CODE ENTITLED "GOVERNMENTAL OPERATIONS."

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 24 of the Town Code entitled "Governmental Operations" in order to prohibit an elected official, any employee of his or hers, or any person appointed to or employed by any public office or agency from the use or authorization of the use of any facilities of a public office or agency, directly or indirectly, for the purpose of assisting a campaign for election of any person to any office or for the promotion of or opposition to any ballot proposition.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on August 8, 2023, 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 the Local Law amending Chapter 24 of the Town Code entitled "Governmental Operations" in order to prohibit an elected official, any employee of his or hers, or any person appointed to or employed by any public office or agency from the use or authorization of the use of any facilities of a public office or agency, directly or indirectly, for the purpose of assisting a campaign for election of any person to any office or for the promotion of or opposition to any ballot proposition; 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 August 8, 2023, 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 24 of the Town Code entitled "Governmental Operations" in order to prohibit an elected official, any employee of his or hers, or any person appointed to or employed by any public office or agency from the use or authorization of the use of any facilities of a public office or agency, directly

or indirectly, for the purpose of assisting a campaign for election of any person to any office or for the promotion of or opposition to any ballot proposition.

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

July 11, 2023

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

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Town Clerk

CLERK SRIVASTAVA: Item number 20. A resolution setting a date for a public hearing to consider the adoption of an ordinance affecting Chestnut Street in Greenvale, New York.

COUNCILMAN ZUCKERMAN: I offer the resolution setting a tentative hearing date of August 8th, 2023.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 404 - 2023

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING CHESTNUT STREET IN GREENVALE, NEW YORK.

WHEREAS, a recommendation has been made for the adoption of an ordinance affecting Chestnut Street, Greenvale, 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 8th day of August, 2023, at 7:00 o'clock in the evening for the purpose of considering the adoption of the following ordinance:

PROPOSAL:

ADOPT:

1. LOCUST STREET – NORTH AND SOUTH SIDE- SCHOOL SPEED ZONE – 20 MPH – 8:00 A.M. TO 4:00 PM - SCHOOL DAYS
From the east curbline of Glen Cove Road, east to its terminus.
2. WALNUT STREET – EAST AND WEST SIDE- SCHOOL SPEED ZONE – 20 MPH – 8:00 A.M. TO 4:00 PM - SCHOOL DAYS
From the south curbline of Locust Street, south, to the north curbline of Northern Boulevard.
3. CHESTNUT STREET – NORTH AND SOUTH SIDE- SCHOOL SPEED ZONE – 20 MPH – 8:00 A.M. TO 4:00 PM - SCHOOL DAYS
From the west curbline of Walnut Street, west, to the east curbline of Glen Cove Road.
4. WALNUT STREET – WEST SIDE- NO STOPPING – 8:00 A.M. TO 4:00 PM - SCHOOL DAYS
From a point 33 feet from the north curbline of Chestnut Street, north, for a distance of 195 feet.
5. LOCUST STREET – SOUTH SIDE- NO STOPPING – 8:00 A.M. TO 4:00 PM - SCHOOL DAYS
From a point 136 feet from the west curbline of Walnut Street, west, for a distance of 25 feet.

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

July 11, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Public Safety Comptroller Traffic Safety

CLERK SRIVASTAVA: Item number 21. A resolution setting a date for a public hearing to consider the adoption of an ordinance affecting Washington Place in Port Washington.

COUNCILWOMAN DALIMONTE: I offer the resolution and set the hearing date for August 8th, 2023.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 405 - 2023

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

WHEREAS, a recommendation has been made for the adoption of an ordinance affecting Washington Place, 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 8th day of August, 2023, at 7:00 o'clock in the evening for the purpose of considering the adoption of the following ordinance:

ADOPT:

1. WASHINGTON PLACE – MURRAY AVENUE – FULL STOP
All Traffic northbound on Washington Place shall come to a Full Stop at its intersection with Murray Avenue.

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

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Public Safety Comptroller Traffic Safety

CLERK SRIVASTAVA: Item number 22. A resolution setting a date for a public hearing to consider the rescission of ordinances affecting Monitor Street in New Cassel, New York.

COUNCILMAN TROIANO: I offer the resolution setting a hearing date of August 8th.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 406 - 2023

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE RESCISSION OF ORDINANCES AFFECTING MONITOR STREET IN NEW CASSEL, NEW YORK.

WHEREAS, a recommendation has been made for the rescission of an ordinance affecting Monitor Street, New Cassel, 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 8th day of August, 2023, at 7:00 o'clock in the evening for the purpose of considering the rescission of the following ordinance:

PROPOSAL:

RESCIND:

1. T.O. #42-1984

Adopted November 28, 1984

MONITOR STREET – WEST SIDE – TWO HOUR PARKING - 7 A.M. TO 7 P.M. – EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS

From a point 60 feet north of Grand Boulevard, north to Broadway.

2. T.O. #42-1984

Adopted November 28, 1984

MONITOR STREET – EAST SIDE – TWO HOUR PARKING - 7 A.M. TO 7 P.M. – EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS

From a point 60 feet north of Grand Boulevard, north to Broadway.

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

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Public Safety Comptroller Traffic Safety

CLERK SRIVASTAVA: Item number 23. A resolution authorizing the Town Board to accept gifts to the Town pursuant to Town Law Section 64.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 407 - 2023

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

WHEREAS, Marissa Welner has generously offered, as a gift, \$100 for the purchase of a paver through the Animal Shelter Paver Program; and

WHEREAS, the Roslyn Little League has generously offered, as a gift, \$35,290 for the installation of a batting cage at North Hempstead Beach Park; and

WHEREAS, the Lakeville Estates Civic Association has generously offered, as a gift, \$1,650 for two concerts to be held at Clinton G. Martin Park; and

WHEREAS, the Lakeville Estates Civic Association has generously offered, as a gift, five Crepe Myrtle trees to be planted on Leonard Boulevard in New Hyde Park; and

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

NOW, THEREFORE, BE IT

RESOLVED that this Board hereby gratefully accepts the Gifts.

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Comptroller Parks and Recreation

CLERK SRIVASTAVA: Item number 24. A resolution authorizing supplemental budget appropriations pursuant to Town Law Section 112.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 408 - 2023

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

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

WHEREAS, the Office of the Comptroller has requested that the Board authorize supplemental appropriations in year 2023 (the "Supplemental Appropriation") as follows:

1. \$100.00 to be recorded to revenue line A.2705 with the corresponding increase in expense for this appropriation to be recorded to expense code A.06.3510.4970 which will be used for the purpose of procuring a new paver on behalf of Marissa Welner as part of the Animal Shelter Paver Program; and

2. \$49,359 to be recorded to revenue line A.3910 with the corresponding increase in expense for this appropriation to be recorded to expense code A.05.7110.4930.005 which will be used for the betterment of Clark Botanic Garden; and

3. \$35,290 to be recorded to revenue line A.2705 with the corresponding increase in expense for this appropriation to be recorded to expense code A.05.7183.4930 which will be used for the installation of a batting cage at North Hempstead Beach Park; and

4. \$1,650 to be recorded to revenue line A.2705 with the corresponding increase in expense for this appropriation to be recorded to expense code A.05.7111.4890 which will be used for two concerts to be held at Clinton G. Martin Park; and

WHEREAS, the Board wishes to authorize the Supplemental Appropriations.

NOW, THEREFORE, BE IT

RESOLVED that the Board hereby authorizes the Supplemental Appropriations in year 2023 as requested by the Comptroller; and be it further

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

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Comptroller Clerk

CLERK SRIVASTAVA: Item number 25. A resolution authorizing the preparation and submission of a grant application to the New York State Department of Environmental Conservation and the taking of related action.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 409 - 2023

A RESOLUTION AUTHORIZING THE PREPARATION AND SUBMISSION OF A GRANT APPLICATION TO THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION AND THE TAKING OF RELATED ACTION.

WHEREAS, the Town of North Hempstead (the "Town") hereby requests financial assistance from the New York State Climate Smart Communities Grant Program (the "Grant") pursuant to Environmental Conservation Law Article 54, Title 15; and

WHEREAS, the Town certifies that it has identified One Hundred Thousand and 00/100 Dollars (\$100,000) of matching funds from general funds for contractual services, personnel services, materials, equipment and volunteer time pursuant to the requirements of Environmental Conservation Law Article 54 Title 15; and

WHEREAS, the Grants Coordinator has recommended that the Town submit a grant application for the Grant to hire a consultant to perform a Climate Vulnerability Assessment and create a Climate Adaption Plan to help the Town determine the best ways to adapt to climate change and build resilience in our community.

NOW, THEREFORE, BE IT

RESOLVED that the Town Board hereby authorizes the Grants Coordinator, an official or employee, to act on its behalf in submittal of an application through the Consolidated Funding Application for One Hundred Thousand and 00/100 Dollars (\$100,000), to be matched by the Town in the amount of One Hundred Thousand and 00/100 Dollars (\$100,000) as described in this Resolution, to be used to hire a consultant to perform a Climate Vulnerability Assessment and create a Climate Adaption Plan to help the Town determine the best ways to adapt to climate change and build resilience in our community; and be it further

RESOLVED that the Supervisor or her designee be and hereby is authorized 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 documentation, and take such other action as may be reasonably required to undertake and complete the Project 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 Project and the Grant.

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

CLERK SRIVASTAVA: Item number 26. A resolution authorizing the award of a bid for a new 600 square foot building addition and pool filter room improvements at Martin "Bunky" Reid Park, New Cassel, DPW Project Number 23-09.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 410 - 2023

A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR NEW 600 SF BUILDING ADDITION AND POOL FILTER ROOM IMPROVEMENTS AT MARTIN "BUNKY" REID PARK, NEW CASSEL, DPW PROJECT NO. 23-09.

WHEREAS, the Town Clerk solicited bids for a New 600 SF Building Addition and Pool Filter Room Improvements at Martin "Bunky" Reid Park, New Cassel, DPW Project No. 23-09 (the "Project"); and

WHEREAS, bids in response to the solicitation (the "Bids") were received and were opened, which Bids are as follows; and

Bidder	Price
East End Group 31 Old Dock Road Yaphank, NY 11980	Total Bid (Items 1-3): \$1,653,000 Add Alt 1: \$24,000[AC1] [YS2]
Philip Ross Industries, Inc. 88 Duryea Road, Suite 204 Melville, NY 11747	Total Bid (Items 1-3): \$1,425,000 Add Alt 1: \$25,000
Stalco Construction, Inc. 1316 Motor Parkway Islandia, NY 11749	Total Bid (Items 1-3): \$1,710,000 Add Alt 1: \$23,000

WHEREAS, after a review of the bids, the Town's Department of Public Works has recommended that the contract for the Project be awarded to Philip Ross Industries, Inc., 88 Duryea Road, Suite 204, Melville, NY 11747 (the "Contractor") as the lowest responsible bidder at its total gross bid, inclusive of the add alternate, of One Million Four Hundred Fifty Thousand and 00/100 Dollars (\$1,450,000.00); and

WHEREAS, the Town Board desires to authorize the award of a contract to the Contractor as recommended by the Town's Department of Public Works.

NOW, THEREFORE, BE IT

RESOLVED that a Contract for the Project is hereby awarded to the Contractor, as the lowest responsible bidder, at its total gross bid, inclusive of the add alternate, of One Million Four Hundred Fifty Thousand and 00/100 Dollars (\$1,450,000.00), as more particularly set forth in an agreement which will be filed in the Office of the Town Clerk (the "Award"); and be it further

RESOLVED that the Supervisor or her designee is hereby authorized and directed to execute the contract documents, 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 is hereby authorized and directed to supervise the execution of the contract documents to effectuate the Award; and be it further

RESOLVED that the Comptroller is hereby authorized and directed to pay the cost thereof upon receipt of a duly executed contract and certified claims therefor.

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Comptroller DPW

CLERK SRIVASTAVA: Item number 27. A resolution authorizing the award of a bid for printing and mailing.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 411 - 2023

A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR PRINTING AND MAILING (TNH023-2023).

WHEREAS, the Director of Purchasing (the "Director") has solicited bids for printing and mailing; and

WHEREAS, bids 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

July 11, 2023

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

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

Nays: None.

cc: Town Attorney Comptroller Purchasing

TNH023-2023 Printing & Mailing		Graphic Image Inc.					Premium Productions, Inc.				
		561 Boston Post Road					6 Lincoln Ave.				
		Milford, CT 06460					Pleasantville, NY 10570				
		Randy Danenberg					Thomas Johnson				
		randy@graphicimage.net					GSA@Premium123.com				
		203-877-8787					914-769-2305				
Item	Description	A	B	C	D	E	A	B	C	D	E
		Printing Cost per piece for up to 1,000 pieces	Printing Cost per piece for up to 5,000 pieces	Printing Cost per piece for up to 10,000 pieces	Printing Cost per piece for up to 20,000 pieces	Printing Cost per piece for up to 40,000+ pieces	Printing Cost per piece for up to 1,000 pieces	Printing Cost per piece for up to 5,000 pieces	Printing Cost per piece for up to 10,000 pieces	Printing Cost per piece for up to 20,000 pieces	Printing Cost per piece for up to 40,000+ pieces
A	POST CARDS										
1	4x6 Post Cards – Double-sided, color, glossy	\$0.5557	\$0.3172	\$0.1939	\$0.1594	\$0.1235	0.245¢	0.155¢	0.115¢	0.10¢	0.08¢
2	5x7 Post Cards – Double-sided, color, glossy	\$0.6053	\$0.3696	\$0.2587	\$0.1493	\$0.1143	0.265¢	0.175¢	0.135¢	0.11¢	0.09¢
3	6x9 Post Cards – Double-sided, color, glossy	\$0.6053	\$0.3696	\$0.2587	\$0.1493	\$0.1143	0.26¢	0.18¢	0.14¢	0.115¢	0.095¢
4	8.5x11 Post Cards – Double-sided, color, glossy	\$0.7042	\$0.4858	\$0.3318	\$0.2692	\$0.2370	0.345¢	0.225¢	0.165¢	0.145¢	0.125¢
B	BROCHURES										
5	65 LB. Glossy 3 1/2 x 8 1/2 double sided 3-4 Panels	\$0.9756	\$0.5815	\$0.2791	\$0.2122	\$0.1750	0.315¢	0.195¢	0.145¢	0.12¢	0.105¢
6	65 LB. Glossy 3 1/2 x 8 1/2 double sided 5-6 Panels	\$0.9945	\$0.5910	\$0.2956	\$0.2345	\$0.2008	0.335¢	0.215¢	0.155¢	0.14¢	0.125¢
7	65 LB. Glossy 3 1/2 x 8 1/2 double sided 7-8 Panels	\$1.1488	\$0.6979	\$0.3687	\$0.3014	\$0.2647	0.495¢	0.335¢	0.255¢	0.22¢	0.205¢
C	Booklets - 110 lb Cover Card Stock with 65lb glossy paper inside booklet – 8 1/2 x 11										
8	4 Page Booklet	\$1.0173	\$0.6375	\$0.3368	\$0.2779	\$0.2418	/	/	/	/	/
9	8 Page Booklet	\$1.7423	\$1.3140	\$0.6126	\$0.5109	\$0.4540	/	/	/	/	/
10	10 Page - Booklet	\$2.3879	\$2.3879	\$0.9564	\$0.7930	\$0.6994	/	/	/	/	/
D	Lawn Signs – Double-sided corrugated plastic with protective glossy coating – up to four colors – with stakes										
11	24" x 18"	\$20.00	\$10.00	\$8.63	\$8.63	\$8.63	/	/	/	/	/
12	30" x 24"	\$40.00	\$20.00	\$19.00	\$19.00	\$19.00	/	/	/	/	/
Flat Rate for Post Office Drop Mailing. (drop price per post office)		Bridgeport, CT Mail Drop = \$40 1st Long Island DDU = \$200 each additional DDU = \$50/drop					\$210 first, \$60 per additional				
Flat Rate for Mail merge and address printing (Flat Rate for Mail Merge)		\$200.00					0.01¢ per piece				
		Notes: We are unaware of 65# Glossy Paper Currently on the market. For B Brochures we quoted 70# Gloss Text. For C we quoted 70# Gloss Text 4 Page Brochure & 70# Gloss Text 8 Page and 12 Page Self Cover Books. For Signs 24" x 18" Minimum 10 signs, Signs Quoted Landscape Orientation For Signs 30" x 24" Minimum 4 signs, Signs Quotes Landscape Orientation									

TNH023-2023-Printing and Mailing	
Winning Vendor	Items Won
Graphic Image Inc.	Items C and D
561 Boston Post Road	Post office drop and mail merge
Milford, CT 06460	
Randy Danenberg	
randy@graphicimage.net	
203-877-8787	
Premium Productions, Inc.	Items A and B
6 Lincoln Ave.	Post office drop and mail merge
Pleasantville, NY 10570	
Thomas Johnson	
GSA@Premium123.com	
914-769-2305	

CLERK SRIVASTAVA: Item number 28. A resolution authorizing the award of a bid for barracuda support and maintenance.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 412 - 2023

A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR BARRACUDA SUPPORT AND MAINTENANCE (TNH078-2023).

WHEREAS, the Director of Purchasing (the "Director") has solicited bids for Barracuda support and maintenance; 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

July 11, 2023

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

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

Nays: None.

cc: Town Attorney Comptroller Purchasing

Item		Description	Core BTS, Inc 1393 Veterans Memorial Highway, Suite 408N Hauppauge, NY 11788 Matthew.vetro@corebts.com Matthew Vetro (516)647-5056				Vprime Tech 1400 Broadfield Boulevard Suite 200 Houston, TX 77084-5162 vprime@vprimetech.com Jan Ghalib (833)333-1314			
			2023-2024	2024-2025	2025-2026	Line Total	2023-2024	2024-2025	2025-2026	Line Total
1		Barracuda Backup Server 990 1 Year Unlimited Cloud Storage BBS990A-B	\$26,700.00	\$28,569.00	\$31,425.90	\$86,694.90	\$27,144.48			
2		Barracuda Backup Server 990 1 Year Energize Updates Subscription BBS990A-E	\$8,864.40	\$9,484.91	\$10,433.41	\$28,782.72	\$9,012.00			
3		Barracuda Backup Server 990 1 Year Instant Replacement Subscription BBS990A-H	\$11,748.00	\$12,570.36	\$13,827.40	\$38,145.76	\$11,943.60			
4		Barracuda Data Protection Cloud to Cloud Backup 1 year Subscription for 500 users DP-CCB-USR-IM	\$18,540.00	\$19,837.80	\$21,821.58	\$60,199.38	\$21,720.00			
COLUMN TOTAL			\$65,852.40	\$70,462.07	\$77,508.29	\$213,822.76	\$69,820.08			

**** Please Note-Only year one 2023-2024 is being awarded**

*** Please note that all prices must include freight, shipping delivery and any additional costs or fees. The Town will not pay for additional items over and above the per item price bid
Where the Total price and the unit prices do not match, the unit price will prevail.

TNH078-2023	
Barracuda Support and Maintenance	
Winning Vendor	Items Won
Core BTS, Inc	
1393 Veterans Memorial Highway, Suite 408N	
Hauppauge, NY 11788	Year One of Maintenance
Matthew.vetro@corebts.com	Year 2023-2024
Matthew Vetro	
(516)647-5056	

CLERK SRIVASTAVA: Item number 29. A resolution authorizing the award of a mini-bid for the purchase of vehicles pursuant to a New York State Office of General Services contract.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 413 - 2023

A RESOLUTION AUTHORIZING THE AWARD OF A MINIBID FOR THE PURCHASE OF VEHICLES PURSUANT TO A NEW YORK STATE OFFICE OF GENERAL SERVICES CONTRACT.

WHEREAS, the Director of Purchasing (the "Director") has solicited a Request for Quotes for various vehicles pursuant to the New York State Office of General Services Vehicles, Class 1-8 Contract, Group, 40440, Award 23166; and

WHEREAS, quotes were received as forth in Exhibit A attached hereto (the "Quotes"); and

WHEREAS, following a review of the Quotes, 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

July 11, 2023

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

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

Nays: None.

cc: Town Attorney Comptroller Purchasing

OGS		Description	PRICE	VENDOR
Bid Number	Units to be purchased			
13776	1	2023 FORD F250 XL (PWPD)	\$ 59,985.00	Hempstead Lincoln Mercury Motors (dba Hempstead Ford)
13775	1	2023 Ford Bronco Sport Base 4WD (Public Safety PE/CE)	\$ 36,234.21	Nielsen Ford of Morristown Inc

Vehicles Mini Bid - OGS

Bid Number	Winning Vendor	Item
13776	Hempstead Ford Lincoln Mercury 301 North Franklin Street Hempstead, NY 11550 John D' Alessandro Johndtower@aol.com (516)587-3073	2023 FORD F250 XL (PWPD)
13775	Nielsen Ford of Morristown Inc. 31 Williams Parkway East Hanover, NJ 07936 Jim Longobardi JimL@nielsenfleet.com (973)319-7006	2023 Ford Bronco Sport Base 4WD (Public Safety PE/CE)

CLERK SRIVASTAVA: Item number 30. A resolution authorizing the execution of a license agreement with Chaminade to construct a building at North Hempstead Beach Park, Port Washington.

SUPERVISOR DESENA: I move to amend number 30. I was speaking first, I did not recognize you Councilman Troiano. I moved to amend it. Let's offer all the information for the public.

COUNCILWOMAN DALIMONTE: Okay.

SUPERVISOR DESENA: I move to amend number 30 because the amount was carried over from an older agreement drafted by a prior Town Attorney and was not corrected to be consistent with several other agreements that were entered into. It is a very small amount. We're talking about the difference of \$250 to \$500. So I am --I'm happy to move to amend that to be consistent with what we are doing. Please call the motion.

COUNCILWOMAN DALIMONTE: No, no, no, I have questions. So Supervisor DeSena, you're amending the amount but in the legislation it reads "see Exhibit A." There is no Exhibit A. So I'd like to know where -- where's Exhibit A?

SUPERVISOR DESENA: Exhibit A, you're looking -- are you looking at that on the NovusAGENDA, Councilwoman?

COUNCILWOMAN DALIMONTE: I'm looking at it right now on the NovusAGENDA. I'm just going to pull it up.

SUPERVISOR DESENA: Excuse me.

COUNCILMAN WALSH: Yeah.

SUPERVISOR DESENA: Why are you talking --

COUNCILMAN TROIANO: Because I wanted to ask him some questions. I'm allowed to do that.

SUPERVISOR DESENA: You're consulting your attorney on how to handle this?

COUNCILMAN TROIANO: I'm consulting a Town employee.

SUPERVISOR DESENA: Yeah -- what?

COUNCILMAN TROIANO: -- that wants the facts.

COUNCILMAN WALSH: Who only represents you, he doesn't represent me.

COUNCILMAN TROIANO: It's not unusual for your aide --

SUPERVISOR DESENA: I don't usually have attorneys running up to the bench.

COUNCILMAN WALSH: He's not your aide, he's not your aide.

COUNCILMAN TROIANO: I can stop and talk to anybody I want.

COUNCILMAN WALSH: He's not your aide. He's an attorney that works for you. He's not your aide, you just said my aide. He's not your aide.

SUPERVISOR DESENA: Is he your attorney?

COUNCILMAN TROIANO: -- Town employee --

COUNCILMAN WALSH: Well, you said your aide.

SUPERVISOR DESENA: Is he your attorney?

COUNCILMAN WALSH: He's your attorney. That's what they're whispering about over there. Here's the shadow government in action.

COUNCILMAN ZUCKERMAN: You know, I have a question. Who wrote this, was it your attorney or the Town Attorney who wrote this particular --

SUPERVISOR DESENA: I think it was the Town Attorney.

COUNCILMAN ZUCKERMAN: Are you sure about that?

COUNCILWOMAN LURVEY: Town Attorney, did you write this?

MR. CHIARA: No, the Town Attorney's office didn't write it.

COUNCILMAN ZUCKERMAN: So who would that have been? Was it Mr. McQuaire (phonetic)?

COUNCILMAN WALSH: Are we asking the Town Attorney to testify?

SUPERVISOR DESENA: Shall I have her run up here to help me speak?

MR. CHIARA: I don't know, I don't know who wrote it, I mean, I don't who wrote it.

SUPERVISOR DESENA: Well, the amount was carried over from an earlier contract. We have updated the amounts that we are charging and so with that amendment --

COUNCILWOMAN DALIMONTE: Right, but

COUNCILMAN WALSH: It's \$250.

COUNCILWOMAN DALIMONTE: No, no, no, it's not about that, Dennis.

COUNCILMAN WALSH: Oh, not at all.

COUNCILWOMAN DALIMONTE: Dennis, it's not.

COUNCILMAN WALSH: I'll say whatever I want because I know what you're doing, and so does everybody else. Go ahead, talk.

COUNCILWOMAN LURVEY: What is she doing?

COUNCILWOMAN DALIMONTE: What am I doing?

COUNCILMAN WALSH: You don't want to vote on this, that's what you're doing.

COUNCILWOMAN DALIMONTE: No, what I would like to do is, I would like --

SUPERVISOR DESENA: Do you have Exhibit A there; is that what you brought here?

UNKNOWN: No, Exhibit A wasn't included in the documents which I think is --

COUNCILWOMAN DALIMONTE: Yeah.

COUNCILWOMAN LURVEY: So the second whereas clause says, the licensee desires to obtain a license to use a certain portion of the park, and this is referring to North Hempstead Beach Park as such portion is shown on Exhibit A attached hereto to construct, use and maintain a structure to house equipment of the licensee and to otherwise conduct the business of the

licensee. So how can we vote on an agreement that approves the building or placement of a structure in North Hempstead Beach Park when we don't know where it's going to be placed?

SUPERVISOR DESENA: I would suggest -- the Chaminade Boathouse has been there for 40 years. I think it's pretty likely that it's the exact same spot where they have been for 40 years until the Building Department condemned their boathouse at the end of this spring.

COUNCILWOMAN LURVEY: So what is the plan going to be? To demolish the current boathouse, and who's going to do that demolishing?

SUPERVISOR DESENA: The plan is for Chaminade to build a new boathouse.

COUNCILWOMAN LURVEY: On exactly the same --

SUPERVISOR DESENA: Yes.

COUNCILWOMAN LURVEY: -- parcel of land?

SUPERVISOR DESENA: Yes.

COUNCILWOMAN LURVEY: So can we amend the document to state that so that we're actually approving --

COUNCILWOMAN DALIMONTE: Right, but also --

COUNCILWOMAN LURVEY: --we know what we're approving.

COUNCILWOMAN DALIMONTE: Right. The three things that need to be changed is the amount which was done, the Exhibit A --

MR. CHIARA: It wasn't done. It wasn't done yet.

COUNCILWOMAN DALIMONTE: Okay, the Exhibit --

COUNCILMAN WALSH: I'm sorry, could you speak louder?

SUPERVISOR DESENA: He said it wasn't done yet. We haven't voted on it.

COUNCILMAN WALSH: Right, that's what I'm saying.

COUNCILWOMAN DALIMONTE: So there's three changes that we need to do before we vote on it. One, increase the amount to 500 which the Supervisor said to amend. The second --

COUNCILWOMAN LURVEY: Why 500?

COUNCILMAN WALSH: That's what we're voting on now.

SUPERVISOR DESENA: Because that's what all the --

COUNCILWOMAN LURVEY: That's what all the 500?

COUNCILWOMAN DALIMONTE: Per year, per year.

COUNCILWOMAN LURVEY: That's what the others have? Okay.

COUNCILWOMAN DALIMONTE: That's what Manhasset, that's what Port's going to be charged.

SUPERVISOR DESENA: Okay.

COUNCILWOMAN DALIMONTE: Then the third thing is the termination of the agreement.

Their termination is completely different than Port Rowing, and I am, by reading this, I am worried about parkland alienation. So I just want to make sure that this termination is not going to get us in trouble because it's completely different than Port Rowing.

COUNCILMAN TROIANO: In regard to the location, the document does not say that the building is going in the same location as where the Chaminade house has been, so -- and we don't know because the Exhibit that it refers to in the document isn't attached to the document. So all we have is an assertion, not from someone from Chaminade, that it's going back into the same location where the current house is. But that's not in here, and so we've got to, you know, we don't know where it's going to go, we don't know that we're not violating the State's alienation of parkland, and so I don't know why you are objecting to my motion to postpone so we can figure that out which, by the way, has precedence to a motion to amend.

COUNCILMAN WALSH: But you didn't make a motion to postpone. You tried to.

SUPERVISOR DESENA: I made my motion first.

COUNCILWOMAN DALIMONTE: We all want Chaminade to have a boathouse.

SUPERVISOR DESENA: Then why don't you show it by voting?

COUNCILMAN WALSH: I don't believe that.

COUNCILWOMAN DALIMONTE: We can't because of the way you wrote it.

COUNCILMAN WALSH: Baloney.

COUNCILWOMAN DALIMONTE: If this was written --

COUNCILMAN WALSH: That's baloney.

SUPERVISOR DESENA: This was written by the Town Attorney's office, not Mr. Chiara, the prior Town Attorney.

COUNCILMAN TROIANO: If you hadn't listened to your attorney and had gotten the Town Attorney who's actually supposed to do this, we wouldn't be in this spot.

COUNCILWOMAN DALIMONTE: Correct.

COUNCILMAN WALSH: We're only in this bind because you don't want, you don't want to vote against Chaminade tonight.

COUNCILWOMAN DALIMONTE: No, that's not it.

COUNCILMAN WALSH: Well, say what you want. You said what you, I'll say what I want.

COUNCILWOMAN DALIMONTE: Excuse me, I'm speaking.

COUNCILMAN WALSH: They don't want to vote against Chaminade.

SUPERVISOR DESENA: This agreement was written by our former Town Attorney. So for you all to sit here now and say this is not, this is not allowed, and the prior Board approved it.

COUNCILMAN TROIANO: The former Town Attorney wrote termination language that provided for the Town to take possession with 30 days notice. This document, which does that have that --

COUNCILWOMAN DALIMONTE: Right.

COUNCILMAN TROIANO: So this document could not have been written by the former Town Attorney because this one relates to relating to Port Rowing.

COUNCILWOMAN DALIMONTE: Right.

COUNCILMAN TROIANO: So don't make false assertions.

SUPERVISOR DESENA: Obviously, we have updated. The document was written by the former Town Attorney, and it has been updated for the current situation which is that Chaminade is going to have to invest over a million dollars in this new house, and so the new language is simply that they cannot be terminated without cause. This is not an alienation issue.

COUNCILMAN TROIANO: Okay, so that would be -- the concern would be that we would violate New York State law about alienation of parkland. I don't care how much money Chaminade might be investing but you cannot, in your position, willfully allow anybody to alienate parkland.

SUPERVISOR DESENA: Please don't lecture me. Mr. Chiara, can you tell me, can you tell us if this is -- if you believe this is a risk of alienation of parkland?

MR. CHIARA: I mean, I haven't had time to look at it but I, you know, I'm not comfortable with that, with the -- I'm not comfortable with making it -- taking a position on that unless I do more research because it is not normal termination language that we normally use in our contracts.

COUNCILMAN ZUCKERMAN: Could you discuss what normal termination language would be?

MR. CHIARA: Well it, you can't, you can't --so under park alienation, and I've spoken about this at length over the last year, so I'm pretty familiar with it but under park alienation you can't give property rights to anybody; okay? Because by giving property rights or giving interest in property, you're taking away the rights of the park to be a park; right? So the problem with not having termination language that simply states, you know, at the will or 30 days is that whether or not that is a property right that you're granting to them.

SUPERVISOR DESENA: Under this agreement, doesn't the Town retain ownership of the building at the end of the agreement?

MR. CHIARA: Well, first of all, I'm not sure, what is the term of the agreement; actually? I don't even --

SUPERVISOR DESENA: 20 years.

MR. CHIARA: Twenty years, so the -

SUPERVISOR DESENA: And the Town would own the building.

MR. CHIARA: Right, so but in 10 years, the issue, the hypothetical issue for alienation rights is that in 10 years, if the Town decides it wants to do something different with that property, like, for instance, decided to build playground for recreational purposes which is the Town purpose, the Town would be prohibited from doing that. That's the issue that we needed to do more research on.

SUPERVISOR DESENA: But we're allowing this to happen for two other rowing groups.

MR. CHIARA: We're not, because they -- their contracts don't allow for a probable -- for cause

terminations.

COUNCILWOMAN DALIMONTE: So Port Washington and Manhasset have a stricter contract. They have a contract that does not allow alienation of parkland, so that's why I'm asking. We want Chaminade to have a boathouse, we just --

SUPERVISOR DESENA: You want to be able to throw them out with no cause.

COUNCILWOMAN DALIMONTE: That --

COUNCILWOMAN LURVEY: You want to treat them --

SUPERVISOR DESENA: But they didn't invest a million dollars in a new boathouse.

COUNCILWOMAN DALIMONTE: Excuse me, years ago, it was \$800,000. If now Port Rowing was to build their boathouse, it'd be over a million dollars. So yes --

SUPERVISOR DESENA: And I believe that Chaminade one will be over a million dollars. It's a substantial amount of money.

COUNCILWOMAN DALIMONTE: All the same.

COUNCILWOMAN LURVEY: They have to be treated the same.

COUNCILWOMAN DALIMONTE: They have to be treated the same.

SUPERVISOR DESENA: You have to recognize that these are different houses than -- this Town condemned the Chaminade Boathouse this year, and now they have nothing after 40 years of being allowed and using our beach very well. You are not going to let them use it.

COUNCILWOMAN DALIMONTE: No.

COUNCILMAN TROIANO: No, that's not true.

COUNCILWOMAN DALIMONTE: We're saying that they can --we need these -- if you make these three changes, that's why we could even hold --we could even have a special meeting and just approve this at a Town Board meeting or we can wait till August 8th. Those three things need to be changed in order for us, as a Town Board, to vote on it. I don't think it's fair to Manhasset or Port Washington to -- -

SUPERVISOR DESENA: What do they have to do with it? They're very happy with their agreements. They --we had negotiations with them, why are you saying it's not fair to them?

COUNCILWOMAN DALIMONTE: But you're

COUNCILMAN TROIANO: Because the previous Town Attorney wrote the following: "If the Town decides to revoke this agreement, the Town shall notify licensee of its intent to revoke, in writing, at least 30 days before the date of revocation."

COUNCILWOMAN DALIMONTE: That's to present us.

COUNCILMAN TROIANO: And that's Port Rowing and Manhasset have to deal with that.

COUNCILWOMAN DALIMONTE: To protect the Town.

COUNCILMAN TROIANO: That's right.

COUNCILMAN ZUCKERMAN: That language needs to be changed --

COUNCILMAN ADHAMI: So why don't we move to amend it right now and then vote on it?

COUNCILMAN TROIANO: Because it's a material, I believe --

COUNCILMAN ADHAMI: And we can --

COUNCILMAN ADHAMI: And we can do it --

COUNCILMAN TROIANO: It'S a material --

COUNCILMAN WALSH: David never speaks, let him speak.

SUPERVISOR DESENA: You're not the Town Attorney, so --

COUNCILMAN WALSH: Let David speak, please.

COUNCILMAN ADHAMI: Town Attorney, can we move to amend all the other items that the other Council members are concerned about tonight and then vote on it?

MR. CHIARA: I mean, it would be a material change which is --

COUNCILMAN WALSH: What did he say? I missed it.

MR. CHIARA: It would be a material change to it which needs 24 hours of notice.

SUPERVISOR DESENA: You have approved, I actually have language here from the Town Attorney's office saying that I can amend Item number 64, and it's -- their much bigger changes that what I've proposed for the Chaminade Boathouse.

MR. CHIARA: And we posted that on the website 26 hours ago.

COUNCILMAN WALSH: It sounds like you're picking and choosing.

COUNCILWOMAN LURVEY: It sounds like he was just very consistent. He said 24 hours, and that was posted 26 hours ago. So I don't know where the picking and choosing, I mean, it sounds pretty consistent me.

COUNCILMAN WALSH: That doesn't sound it to me.

COUNCILWOMAN DALIMONTE: I mean, we could have a special meeting if it needs to be approved.

COUNCILMAN TROIANO: Why not just do it right?

COUNCILWOMAN LURVEY: Is time of the essence?

SUPERVISOR DESENA: Well, what do you think? School starts in September, and they're -- they have no house.

COUNCILWOMAN LURVEY: Are they going to demolish the building by September?

COUNCILWOMAN DALIMONTE: They have their permits.

SUPERVISOR DESENA: They need to get started.

COUNCILWOMAN DALIMONTE: They have their permits. They have the permits.

SUPERVISOR DESENA: I don't know if they have permits.

COUNCILWOMAN DALIMONTE: So I'm just wondering if between now and August 8th which is less than a month, if that is an issue we can hold a special hearing; correct?

COUNCILWOMAN LURVEY: I will agree to a special hearing.

COUNCILWOMAN DALIMONTE: I'll --

COUNCILMAN TROIANO: I mean, we have to notice it so you can't just do it tomorrow.

COUNCILWOMAN DALIMONTE: Yeah, no, no, no, but we could pick a day, we could all look at our calendars right now and pick a day.

MR. McDONOUGH: They have the demolition permit.

COUNCILWOMAN DALIMONTE: But they don't have a building to build it yet.

COUNCILWOMAN LURVEY: So they're taking it down --we are?

MR. CHIARA: It's our building --

COUNCILMAN TROIANO: Yeah, so --

MR. CHAIRA: The current building is our -- is Town property. It's not -- it was Town, it was always a Town property.

SUPERVISOR DESENA: And there's the big difference is they will build the next building and that is why they need the protection of -- no, no --

COUNCILMAN TROIANO: We don't --that's fine --

SUPERVISOR DESENA: --no ending without cause.

COUNCILMAN TROIANO: We can -- the Town can go forward with demolishing the building.

COUNCILWOMAN DALIMONTE: Yes.

COUNCILMAN TROIANO: Whether or not we pass this. What we're concerned with is not doing this improperly. I'm not quite sure why there's an objection to that. We can -- we're not looking to say no, Dennis.

SUPERVISOR DESENA: Well, the objection is that you always find a reason to vote no.

COUNCILWOMAN DALIMONTE: No, no, no.

SUPERVISOR DESENA: You always find a reason, you find it with the attorney --

COUNCILMAN TROIANO: Because somehow you always manage to get the laws wrong.

COUNCILMAN WALSH: Oh, everything's wrong up here. You see that, everything is wrong.

SUPERVISOR DESENA: You started out saying you, you couldn't --

COUNCILMAN TROIANO: Had you simply

COUNCILMAN WALSH: Everything is wrong.

COUNCILMAN TROIANO: Had you simply done what - -

COUNCILMAN WALSH: What you wanted them to do with it, if she only would have done what you wanted to do.

COUNCILMAN TROIANO: The Town Attorney's responsible for this, not your personal

attorney.

SUPERVISOR DESENA: You started saying it was because it was the Catholic school, so --

COUNCILMAN TROIANO: I never said that, oh, don't even go there.

SUPERVISOR DESENA: You said it would look, you said it would look bad because --

COUNCILMAN TROIANO: What I said to you, Jen, get this straight.

SUPERVISOR DESENA: Yeah, I know what you said to me.

COUNCILMAN TROIANO: That you didn't want to be in a position, that I said you would not want to be in a position of having a lower fee for a Catholic school than Manhasset public schools are paying. That's what I said.

SUPERVISOR DESENA: And that's why I evened the fees.

COUNCILMAN WALSH: How about Port Washington, that's not a public school, that's a private --

COUNCILMAN TROIANO: You wouldn't want to give any institution, Dennis, a favorable rate compared to other institutions, that's my point.

COUNCILMAN WALSH: There's no favorable rate. Listen, if Chaminade wants to build a building, they have to have some type of guarantee, otherwise they can get thrown right out by the majority or whoever is around here, and they just don't want to vote on this tonight.

COUNCILMAN TROIANO: Dennis, that's the import of the alienation language. Why can't you understand that?

COUNCILWOMAN DALIMONTE: So you would rather us get in trouble with the State.

COUNCILMAN WALSH: Because I'm not as smart as you, I'm not as smart as you but I'm smart enough to understand what you guys are up to.

COUNCILMAN TROIANO: Okay.

COUNCILMAN WALSH: How about that?

COUNCILWOMAN DALIMONTE: You know what we're up to? We're up to being elected officials who follow the law, who do the right thing. That's what we're up to. We are asking for the three changes. We have to protect the 240,000 residents. If you're not going to protect them, then we need to protect them.

COUNCILMAN WALSH: Baloney.

COUNCILWOMAN LURVEY: Well said, Mariann.

COUNCILMAN WALSH: Baloney. Oh, we have to protect the 240,000 people. Who are you kidding? People see what you're up to. People see --

COUNCILWOMAN DALIMONTE: It's not -- this is not a political thing, Dennis.

COUNCILMAN WALSH: People see what's going on here.

COUNCILWOMAN DALIMONTE: This is not political.

COUNCILMAN WALSH: People see what's going on here.

COUNCILWOMAN DALIMONTE: You turn everything into being political.

COUNCILMAN WALSH: No, you turn everything into political. Anything that the Supervisor tries to do, you people squash. So don't say you don't do it.

COUNCILWOMAN DALIMONTE: Supervisor, if you change these three things, we will have a special meeting. I will vote yes. I am telling you, I can't vote for this the way it's written because of parkland alienation. We need to protect our property. Chaminade deserves to have a boathouse. So all I'm asking you is, I will look, everyone is right here, we can look at our calendars, we can create a special meeting right now. We can notice it, we can have it on Monday. We could have it on Friday.

COUNCILWOMAN LURVEY: But that would require working together, Mariann.

COUNCILWOMAN DALIMONTE: Oh, that's right.

COUNCILMAN WALSH: Which you never do.

COUNCILWOMAN DALIMONTE: Well, I'm trying to do it right now.

COUNCILMAN WALSH: No, you're not.

COUNCILWOMAN DALIMONTE: Okay.

COUNCILMAN WALSH: No, you're not.

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

COUNCILWOMAN DALIMONTE: See?

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILWOMAN DALIMONTE: She doesn't want to work together.

CLERK SRIVASTAVA: Councilman Troiano?

SUPERVISOR DESENA: Here we go, again.

COUNCILMAN WALSH: You mean the dictator, the dictator doesn't want to work together; right? Who are you kidding, next week.

SUPERVISOR DESENA: We could still call a special meeting, and we'll do it next week.

COUNCILWOMAN DALIMONTE: But I think -- but I --

SUPERVISOR DESENA: You just agreed to it, so what --

COUNCILWOMAN DALIMONTE: No, I do have -- you have to give --

CLERK SRIVASTAVA: We have a motion.

COUNCILWOMAN DALIMONTE: I think you might have to give the date today; right?

SUPERVISOR DESENA: Town Attorney, what do I have to do to preserve this motion until I can correct, until I can amend it as you've stated?

MR. CHIARA: I'm sorry, can you repeat?

SUPERVISOR DESENA: What do I have to do to preserve the motion until we can have another meeting to vote on it?

COUNCILWOMAN DALIMONTE: Does she have to give the date now for a special meeting?

COUNCILMAN TROIANO: Wait a minute, wait a minute. The motion that she gave only has do with the fee. The motion that she gave does not have to do with the major issue which is the termination language. So we'd have to vote down her motion, and I will then make a motion to postpone, and we can postpone it to the date that the clerk thinks she can get the notice out.

MR. CHIARA: We need to set, we need -- let me just confirm.

COUNCILMAN WALSH: Could you come to the microphone, Mr. Chiara, because I can't hear you.

MR. CHIARA: We don't have a date on the calendar to set it to.

COUNCILMAN TROIANO: No, but I can make a motion to -- I'll shut up.

(WHEREUPON, there was an off-the-record discussion.)

SUPERVISOR DESENA: Is what?

MR. CHIARA: You should table it so it can appear on the next calendar.

COUNCILMAN TROIANO: Is what?

COUNCILMAN WALSH: I can't hear you.

MR. CHIARA: If you table the item tonight then two members request the Supervisor to set a hearing, a meeting date. The Supervisor can set a meeting date but how many days; 14 days? What's the seven days notice; 72 hours notice, and then you could untable it because it will appear on that calendar.

COUNCILMAN TROIANO: But John, what item gets tabled? The one that's here tonight? The one that's on our agenda tonight?

MR. CHIARA: The one that's on our agenda tonight. So it'll appear, it'll be tabled on the next date that's set.

COUNCILMAN TROIANO: Right, but there won't have been the opportunity to amend it for the item for the issues that we're discussing now.

MR. CHIARA: You have -- you can amend it because you can just post a new amended version as long as you meet the 24 hour rule.

COUNCILMAN TROIANO: Okay.

SUPERVISOR DESENA: Okay.

COUNCILMAN TROIANO: Okay, SO let's do that.

SUPERVISOR DESENA: But it would require four votes to untable it.

COUNCILWOMAN DALIMONTE: I am going on the record, I want Chaminade to have -- - I mean, if four people

COUNCILMAN TROIANO: Yeah, we're agreeable to that, we just want to fix it.

COUNCILMAN DALIMONTE: We just want to fix those three things.

COUNCILMAN ZUCKERMAN: We're agreeable.

COUNCILWOMAN DALIMONTE: I mean, if you want me to sign, I'll sign something. Just fix those three things --

SUPERVISOR DESENA: What's the --

COUNCILWOMAN DALIMONTE: -- and I'll vote for it.

MR. CHIARA: So the key is to pick a date that's, I would say, one week out probably. Because there's no public hearings, you know.

COUNCILWOMAN DALIMONTE: Is everyone free --

SUPERVISOR DESENA: I'm not, I'm not here on Tuesday.

COUNCILWOMAN DALIMONTE: We just need four people.

SUPERVISOR DESENA: Yeah.

COUNCILWOMAN DALIMONTE: We just need four people.

SUPERVISOR DESENA: Yes.

COUNCILWOMAN DALIMONTE: Not everyone has to be here. We need four people for a vote. Tuesday July, 18th at 10:00 a.m. or even 9:00 a.m.

COUNCILMAN ADHAMI: 9:00 a.m.

COUNCILWOMAN DALIMONTE: 9:00 a.m., you could be here, I could be here, she can be here, Supervisor can you be here?

COUNCILMAN ZUCKERMAN: I could do 9:00 a.m.

MR. CHIARA: You can direct the setting of the meeting right now on the record.

COUNCILMAN ZUCKERMAN: I can do the 18th at 9:00; right?

COUNCILWOMAN DALIMONTE: Yeah, 7/18 at 9:00 a.m.

COUNCILMAN WALSH: Say the date again?

COUNCILWOMAN DALIMONTE: Tuesday, July 18th at 9:00 a.m.

COUNCILMAN WALSH: I'm good.

SUPERVISOR DESENA: Okay, so I have to --

COUNCILMAN WALSH: First of all, we have something open.

SUPERVISOR DESENA: Am I moving to continue until July 18th?

MR. CHIARA: No, you should move to table it and then we'll-- because when you table it, then it will appear -- it'll be on the --

SUPERVISOR DESENA: Mm-hmm.

MR. CHIARA: -- agenda to untable it on that date.

COUNCILMAN WALSH: Aren't we in the middle of a vote right now?

COUNCILMAN TROIANO: Yes, yes.

MR. CHIARA: You should handle this, you should handle this issue first which is the Item

before us and then you should set the date.

COUNCILMAN TROIANO: We should vote down the motion to amend, and then come back and vote.

COUNCILWOMAN DALIMONTE: Just amend the --

COUNCILMAN TROIANO: --a motion to table the Item that's before us.

MR. CHIARA: I think that makes the most sense.

CLERK SRIVASTAVA: Okay, working on the motion and whatever she has; right?

MR. CHIARA: I think -- well, I think -- was the motion before us the motion to amend?

COUNCILMAN TROIANO: It was.

COUNCILMAN WALSH: Yes.

MR. CHIARA: I guess --

CLERK SRIVASTAVA: Councilman Troiano? Let's just vote on it. Councilman Troiano?

COUNCILMAN TROIANO: Mr. Chiara --

CLERK SRIVASTAVA: Mm-hmm.

COUNCILMAN TROIANO: Good? I vote no.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN TROIANO: We're voting down the motion to amend.

COUNCILMAN ZUCKERMAN: Okay, that's okay. So I vote no.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: I vote yes.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: No.

CLERK SRIVASTAVA: Councilman Adhami?

COUNCILMAN ADHAMI: No.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: No.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Yes.

CLERK SRIVASTAVA: Now we can have the second motion.

SUPERVISOR DESENA: Now I have to move to table?

CLERK SRIVASTAVA: Mm-hmm.

SUPERVISOR DESENA: I move to table Item number --

COUNCILMAN TROIANO: Does she need to mention a date; John? Table to a date?

MR. CHIARA: No, because it's just tabled. It's no date.

CLERK SRIVASTAVA: Okay.

SUPERVISOR DESENA: I move --

COUNCILWOMAN DALIMONTE: So we all voted no except for Dennis and the Supervisor.

SUPERVISOR DESENA: Two no votes.

COUNCILWOMAN DALIMONTE: Two yes votes.

COUNCILMAN ZUCKERMAN: Two yes votes.

SUPERVISOR DESENA: Sorry.

CLERK SRIVASTAVA: Okay, now the motion to table this, we are voting on that. You're good, Maggie?

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: I just want to be clear.

CLERK SRIVASTAVA: Yes.

COUNCILMAN TROIANO: Jen made the motion to table; right?

CLERK SRIVASTAVA: Right.

COUNCILMAN TROIANO: That's what we're voting on?

CLERK SRIVASTAVA: Right.

COUNCILMAN TROIANO: I vote aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami?

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: I'm voting aye with the assumption that everybody's going to vote to untable it.

COUNCILWOMAN DALIMONTE: Yes.

MR. CHIARA: Yes, but --

COUNCILWOMAN DALIMONTE: July 18th.

SUPERVISOR DESENA: What? You want me to move to set a hearing date?

MR. CHIARA: Yeah.

SUPERVISOR DESENA: Okay.

MR. CHIARA: I mean, you can just say it.

SUPERVISOR DESENA: Okay.

MR. CHIARA: You don't have to have a vote.

SUPERVISOR DESENA: I call for a hearing date of --

COUNCILWOMAN DALIMONTE: Tuesday, July 18th.

SUPERVISOR DESENA: Tuesday, July 18th at 9:00 a.m.

COUNCILWOMAN LURVEY: Everybody knows I can't be here; right?

COUNCILMAN TROIANO: John, don't two Board members have to ask her to do that?

MR. CHIARA: Two Board members can ask or she can do it herself.

COUNCILMAN TROIANO: Okay.

CLERK SRIVASTAVA: Okay, next Item. Item number 31.

COUNCILWOMAN DALIMONTE: So everyone, I just want to make sure everyone has it in their calendar so we can make sure there's four people here for Tuesday, July 18th at 9:00 a.m. Thank you.

CLERK SRIVASTAVA: Item number 31. A resolution authorizing the execution of an agreement with John Michael Marino Lodge for their annual Italian Feast to be held at North Hempstead Beach Park, Port Washington.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 414 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH JOHN MICHAEL MARINO LODGE FOR THEIR ANNUAL ITALIAN FEAST TO BE HELD AT NORTH HEMPSTEAD BEACH PARK, PORT WASHINGTON.

WHEREAS, John Michael Marino Lodge #1389, P.O. Box 403, Port Washington, New York 11050 (the "Licensee"), has requested a license to use a portion of North Hempstead Beach Park, located at 175 West Shore Road, Port Washington, New York (the "Licensed Premises") for the purposes of hosting its Annual Italian Feast (the "Feast"), including the service of alcohol and a fireworks display, beginning September 7, 2023 and ending September 10, 2023, along with additional dates for set-up and break-down (the "License"); and

WHEREAS, the Town of North Hempstead (the "Town") owns and operates the Licensed Premises for the use and enjoyment of Town residents; and **WHEREAS**, the Board wishes to grant a License (the "License") to the Licensee to hold the Feast on the Licensed Premises in consideration of payment to the Town in an amount of Nine Thousand Two Hundred Twenty Five and 00/100 Dollars (\$9,225.00) and to authorize the Town to execute an agreement with the Licensee for the License (the "Agreement").

NOW, THEREFORE, BE IT

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

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, 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

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Comptroller Parks

CLERK SRIVASTAVA: Item number 32. A resolution authorizing the execution of a license agreement with Four Wheel Feasts for a festival at North Hempstead Beach Park, Port Washington.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 415 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT WITH FOUR WHEEL FEASTS FOR A FESTIVAL AT NORTH HEMPSTEAD BEACH PARK, PORT WASHINGTON.

WHEREAS, Four Wheel Feasts (the "Licensee") has requested a license to use a portion of North Hempstead Beach Park, located at 175 West Shore Road, Port Washington, for the purposes of hosting a Food Truck Festival, including the service of alcohol, on Saturday, August 12th, in consideration of payment to the Town in an amount of Two Thousand Three Hundred Twenty-Five and 00/100 Dollars (\$2,325.00) (the "Use"); and

WHEREAS, the Commissioner of the Town of North Hempstead's Department of Parks and Recreation 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 hereby is authorized and directed to execute the License 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 License Agreement, and to take such other action as may be necessary to effectuate the foregoing.

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Comptroller Public Safety

CLERK SRIVASTAVA: Item number 33. A resolution authorizing the execution of an agreement with Keeper of the Brand, LLC, for the dinner at North Hempstead Beach Park, Port Washington.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 416 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH KEEPER OF THE BRAND LLC FOR A DINNER AT NORTH HEMPSTEAD BEACH PARK, PORT WASHINGTON.

WHEREAS, Keeper of the Brand LLC (the "Licensee") has requested a license to use a portion of North Hempstead Beach Park, located at 175 West Shore Road, Port Washington, for the purposes of hosting a dinner, including the service of alcohol (the "Event"), on Thursday, August 24, 2023, from 4:00 pm until 10:00 pm, with set up for the Event to be completed between 6:00am and 12:00pm, in consideration of payment to the Town in an amount of Two Thousand Three Hundred Twenty-Five and 00/100 Dollars (\$2,325.00) (the "Use"); and

WHEREAS, the Commissioner of the Town of North Hempstead's Department of Parks and Recreation 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 hereby is authorized and directed to execute the License 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 License Agreement, and to take such other action as may be necessary to effectuate the foregoing.

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Comptroller Public Safety

CLERK SRIVASTAVA: Item number 34. A resolution authorizing the execution of an agreement with the Crohn's and Colitis Foundation for a walk at North Hempstead Beach Park, Port Washington.

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

CLERK SRIVASTAVA: Councilman Zuckerman -- 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: Councilman Adhami?

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Which number is this?

CLERK SRIVASTAVA: That was 34.

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. 417 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE CROHN'S AND COLITIS FOUNDATION FOR A WALK AT NORTH HEMPSTEAD BEACH PARK, PORT WASHINGTON.

WHEREAS, the Crohn's and Colitis Foundation (the "Licensee") has requested a license to use a portion of North Hempstead Beach Park, Port Washington, for the purposes of hosting a charity event known as "Gold Coast Take Steps" on Sunday, October 22, 2023 from 7:00 A.M. through 5:00 P.M., with site preparation and set up to take place on Saturday, October 21, 2023 from 4:00 P.M. thorough 8:00 P.M. and overnight storage, in consideration of payment to the Town in the amount of Six Hundred and 00/100 Dollars (\$600.00) (the "Use"); and

WHEREAS, the Commissioner of the Town of North Hempstead's Department of Parks and Recreation 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 hereby is authorized and directed to execute the License 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 License Agreement, and to take such other action as may be necessary to effectuate the foregoing.

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Comptroller Public Safety

CLERK SRIVASTAVA: Now 35, Item number 35. A resolution authorizing the execution of an agreement with the Port Washington Youth Activities, Inc., for the use of Lions Field for the Town's National Night Out event on August 1st, 2023.

COUNCILWOMAN DALIMONTE: So last year, I brought National Night Out to Port Washington and have it at -- we had it at Alvan Petrus Park, and the Police Department and the Fire Department were in a separate area. So the -- it's all about community, and you know, for the kids to see the police, to see the Fire Department. So the Police Department has asked us if we could move it, and we wanted the camp from the Littig House to be able to walk over to Lions Field, and there's a path. So that's why this year it's being changed to Lions Field for it to accommodate the police and the Fire Department to make sure that kids can see the ambulance, they can see the fire truck, they can see all the vehicles that the police have, as well. So we're doing this to accommodate the police and make it really more about what National Night Out is. So 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: Councilman Adhami?

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Before I vote, I just want to say that I was there last year, and I didn't see any problem or separation from the police with everyone else. I thought it was a very successful event and well attended, everybody enjoyed it, couldn't believe it was the first time. So I was surprised to find out that we're not doing this at a Town park. I don't know how this agreement came to be because I wasn't included in any discussions about moving it to another park and switching some activities, and I'm going vote yes for it because National Night Out is a fantastic event, and it's wonderful to partner with our police and to have our Fire Departments there but it just seems strange to me that this was done like this. I vote aye.

CLERK SRIVASTAVA: Thank you.

COUNCILWOMAN DALIMONTE: I just want to say, Supervisor, I'm very sorry that you didn't know about this. Last year, no one from your staff was on the committee. If you would like to be on the committee this year, I'll be more than happy to include your staff.

SUPERVISOR DESENA: Well, it's funny you say that because we were invited to a meeting

about Whitney Pond Park, and I did attend a meeting about the -- in Westbury, the National Night Out there. So I do think it was strange that I was not invited to this meeting, and --

COUNCILWOMAN DALIMONTE: I would be more than happy --

SUPERVISOR DESENA: I also thought it was strange that the Nassau County legislator wasn't invited to our Whitney Pond Park meeting because I did see Nassau County legislators there at the Westbury and Port Washington meetings. So I'm not sure why we're including some Nassau County legislators and not others in our Town event. This is supposed to be a Town event. I mean, we can go directly to the Police Commissioner if we need contact with the police. So I just -- I just found it strange these negotiations and the decision to not use a Town park for a Town event. We're done.

COUNCILWOMAN DALIMONTE: Right, so if you -- I know you were there last year, the Fire Department, the Police Department, were completely in a separate area, and I received phone calls from the Police Department and the Fire Department asking if it could be all together. The police, Port Washington Police suggested Lions Field. We reached out to them, they are more than happy to accommodate us, and so this is, you know, about the community, and these kids are going to walk down after camp. So but you just let me know from your office who you would like, just send me an e-mail, and I will make sure that that person is included.

COUNCILWOMAN LURVEY: And I did extend an invitation to you, and I think it was an oversight that we didn't extend an invitation to Legislator Pilip, but I know that she is participating, and we're more than happy to have her participate in National Night Out at Whitney Pond Park. I think it's going to be great.

SUPERVISOR DESENA: Okay, please call the next Item.

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. 418 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE PORT WASHINGTON YOUTH ACTIVITIES, INC. FOR THE USE OF LIONS FIELD FOR THE TOWN'S NATIONAL NIGHT OUT EVENT ON AUGUST 1, 2023.

WHEREAS, the Port Washington Youth Activities, Inc. (the "PYA") leases certain real property owned by the Port Washington Water Pollution Control District (the "District") known as Lions Field (the "Field") located at 25 Glen Lane in Port Washington, New York; and

WHEREAS, the Town wishes to use the Field for a National Night Out event (the "Event") on Tuesday, August 1, 2023, with access to the Field on Monday, July 31, 2023 as needed for the delivery of tents and other equipment to be used for the Event (the "Use"); and

WHEREAS, the Town has requested a license from the PYA for use of the Field (the "License") in consideration of which the PYA will use the fields at Manorhaven Beach Park and North Hempstead Beach Park for its activities on July, 31, 2023 and August 1, 2023 and the Town will waive any fees associated with PYA's use of the Town fields (the "License Agreement"); and

WHEREAS, this Board finds it in the best interests of the Town to enter into the License Agreement for the License.

NOW, THEREFORE, BE IT

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

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Comptroller Parks

CLERK SRIVASTAVA: Item number 36. A resolution authorizing the execution of an agreement with The Community Chest of Port Washington to co-sponsor their annual Paddle for Port-Kayak Run.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 419 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE COMMUNITY CHEST OF PORT WASHINGTON TO CO-SPONSOR THEIR ANNUAL PADDLE FOR PORT-KAYAK RUN.

WHEREAS, the Community Chest of Port Washington, N.Y., Inc., 382 Main Street, Port Washington, New York 11050 (the "CCPW") provides activities and services to residents of the Town of North Hempstead (the "Town"); and

WHEREAS, the CCPW has asked the Town to co-sponsor its annual Paddle for Port-Kayak Run (the "Event") on Saturday, July 22, 2023, with a rain date of Sunday, June 23, 2023, by allowing the CCPW to use the Town Dock for its Event and waiving any fees associated with CCPW's use of the Dock (the "Town Sponsorship"); and

WHEREAS, this Board wishes to authorize the Town to enter into an agreement with CCPW to provide the Town Sponsorship in exchange for recognition as a co-sponsor of the Event (the "Agreement").

NOW, THEREFORE, BE IT

RESOLVED that the Town shall co-sponsor the Event and provide the Town Sponsorship; and be it further

RESOLVED that the Supervisor or her designee be and hereby is authorized to execute the Agreement on behalf of the Town, 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 Agreement.

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Comptroller

CLERK SRIVASTAVA: Item number 37. A resolution authorizing the execution of a license agreement with Macy's Retail Holdings, LLC, for overflow parking.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 420 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT WITH MACY'S RETAIL HOLDINGS, LLC. FOR OVERFLOW PARKING.

WHEREAS, Macy's Retail Holdings LLC (the "Licensor") owns certain real property located at 1100 Northern Boulevard, Manhasset (the "Premises") adjacent to Whitney Pond Park (the "Park"); and

WHEREAS, the Town of North Hempstead (the "Town") is planning to hold a National Night Out event at the Park on August 1, 2023 (the "Event"); and

WHEREAS, the Town has requested a license permitting the Town to use the Licensor's parking lot for overflow parking (the "Licensed Use") for the Event; and

WHEREAS, the Licensor has agreed to the Licensed Use and has requested that the Town execute an agreement (the "Agreement") to use the Premises for the Licensed Use; and

WHEREAS, this Board wishes to authorize 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.

RESOLVED that the Comptroller be and hereby is authorized to issue payment, if required, to the Licensee in accordance with the foregoing.

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Admin Services Comptroller Purchasing

CLERK SRIVASTAVA: Item number 38. A resolution authorizing the execution of an agreement with Salerno Brokerage for insurance broker 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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 421 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH SALERNO BROKERAGE FOR INSURANCE BROKER SERVICES (TNH302-2023).

WHEREAS, the Town of North Hempstead requires insurance broker services (TNH302-2023) (the "Services"); and

WHEREAS, the Director of Purchasing (the "Director") issued a Request for Proposals (the "RFP") for the Services, in accordance with the Town's Procurement Policy; and

WHEREAS, following the review and analysis of proposals submitted in response to the RFP, a Town review committee has recommended the retention of Salerno Brokerage Corp., 117 Oak Drive, Syosset, New York 11791 (the "Contractor") to provide the Services for a term of five (5) years (the "Agreement"); and

WHEREAS, the Director 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 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 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

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Comptroller Parks

CLERK SRIVASTAVA: Item number 39. A resolution authorizing the execution of an agreement with Revize, LLC, d/b/a Revize Software Systems for website development services.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 422 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH REVIZE LLC D/B/A REVIZE SOFTWARE SYSTEMS FOR WEBSITE DEVELOPMENT SERVICES.

WHEREAS, the Town of North Hempstead (the "Town") requires the services of a contractor for website development, hosting and maintenance (the "Services"); and

WHEREAS, the Director of Purchasing (the "Director") has requested that the Board authorize the Town to enter into an agreement with Revize LLC d/b/a Revize Software Systems, 150 Kirts Boulevard, Troy, Michigan 48084 (the "Contractor"), to perform the Services in 8 Phases for a one-year term, in consideration of an amount not to exceed Seventeen Thousand Seven Hundred and 00/100 Dollars (\$17,700.00), payable in the amount of Seven Thousand Three Hundred and 00/100 Dollars (\$7,300.00) upon the completion of HTML Development and CMS Integration (Phase 4 of the Services) and the balance of Ten Thousand Four Hundred and 00/100 Dollars (\$10,400.00) upon completion of Content Editing Training (Phase 7 of the Services) and the website going live, with an option to renew for three additional one-year terms at a rate of Three Thousand Nine Hundred and 00/100 Dollars (\$3,900.00) per year for Hosting and Maintenance (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

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Comptroller Purchasing IT

CLERK SRIVASTAVA: Item number 40. A resolution authorizing the execution of an agreement with the Port Washington Water District for a feasibility study for a tank and booster pump station.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 423 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE PORT WASHINGTON WATER DISTRICT FOR A FEASIBILITY STUDY FOR A TANK AND BOOSTER PUMP STATION.

WHEREAS, the Town of North Hempstead (the "Town"), on behalf of the Town's Department of Solid Waste Management (the "Department"), owns certain property and facilities at 802 West Shore Road, Port Washington, New York consisting of a decommissioned leachate tank and surrounding property and access roads (the "Premises"); and

WHEREAS, the Port Washington Water District, as well as its contractors DT Tanks Inc. and D&B Architects and Engineers (together, the "Prospect") have requested that the Prospect be provided access to the Premises to conduct such customary tests and inspections of the Premises in furtherance of their review into whether to lease or otherwise obtain privileges to the Premises for Port Washington Water District purposes (the "Due Diligence Review"); and

WHEREAS, the Prospect and the Commissioner of the Department have agreed upon the terms and conditions under which the Prospect will conduct the Due Diligence Review at the Premises (the "Agreement"); and

WHEREAS, the 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

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: SWM, Town Attorney

CLERK SRIVASTAVA: Item number 41. A resolution authorizing the execution of an agreement with the New York State Office of Parks, Recreation and Historic Preservation, Bureau of Marine Services for the lease of marine equipment.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 424 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE NEW YORK STATE OFFICE OF PARKS, RECREATION & HISTORIC PRESERVATION, BUREAU OF MARINE SERVICES FOR THE LEASE OF MARINE EQUIPMENT.

WHEREAS, the State of New York Department of Parks, Recreation and Historic Preservation (the "State") has offered to lease the Town one (1) Brunswick Boston Whaler 240 Justice rescue boat and two (2) Seadoo personal jet ski watercraft (the "Equipment") to be used by the Town's Department of Public Safety (the "Department"); and

WHEREAS, the Department has recommended that the Town enter into an agreement with State to lease the Equipment from the State at no cost to the Town for a term ending at such time as the State requires the return of the Equipment for State purposes (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

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Comptroller Public Safety

CLERK SRIVASTAVA: Item number 42. A resolution ratifying the execution of an agreement with Table Turn TV, Inc., for the use of a Port Washington public parking district lot.

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: Councilman Adhami?

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: I would like to thank Commissioner Brown for helping me with this project. I vote 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. 425 - 2023

A RESOLUTION RATIFYING THE EXECUTION OF AN AGREEMENT WITH TABLE TURN TV, INC. FOR THE USE OF A PORT WASHINGTON PUBLIC PARKING DISTRICT LOT.

WHEREAS, the Town of North Hempstead (the "Town") owns certain real property known as Lot 6 within the Port Washington Parking District (the "District") located on Shore Road in Port Washington, New York (the "Premises"); and

WHEREAS, the Table Turn TV, Inc., 520 W. Summit Hill Drive, Suite 903, Knoxville, Tennessee 37929 (the "Licensee") requested a license to use a portion of the Premises consisting of sixty (60) parking spaces on Wednesday, June 14, 2023, Thursday, June 15, 2023 and Friday, June 16, 2023 from 7:00 AM until 9:00 PM for overflow parking for guests at Diwan Restaurant in connection with filming conducted in an adjacent Village (the "Licensed Use"); and

WHEREAS, the Town granted the Licensee a license for the Use (the "License") and executed a license agreement with the Licensee for the License in consideration of payment to the Town in an amount of One Thousand Two Hundred Seventy-Five and 00/100 Dollars (\$1,275.00) (the "License Agreement"); and

WHEREAS, this Board wishes to ratify the grant of the License and the execution of the License Agreement.

NOW, THEREFORE, BE IT

RESOLVED that the grant of the License be and is hereby ratified; and be it further

RESOLVED that the execution of the License Agreement be and hereby is ratified, a copy of which will be on file in the Office of the Town Clerk; and be it further

RESOLVED that the Comptroller be and hereby is authorized to accept funds in accordance with the foregoing.

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Comptroller Public Safety

CLERK SRIVASTAVA: Item number 43. A resolution authorizing the execution of an agreement with Baseline Health for the use of Town-owned property.

SUPERVISOR DESENA: I offer the --

CLERK SRIVASTAVA: Tom McDonough, he wants to say something.

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: Councilman Adhami?

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

MR. McDONOUGH: Just if I can say, I'd like to thank the Board for voting on this. This is something that we worked on, labor management, and we can offer health screenings to the -- all the employees of the Town, not just the union employees.

SUPERVISOR DESENA: Mm-hmm.

MR. McDONOUGH: But I was talking to a union employee and asked him if he went to the doctor because we wasn't really feeling well, and he said, Tom, I don't go to doctors, and that just kind of threw me off the edge, and I said, we got to do something, and this company's done it for the County, they've done it for the Town of Hempstead, they've done it for the Town of Oyster Bay, Village of Hempstead had them over there, too. So it's going to be good that we can offer this to the employees and they don't charge co-pay or anything like that. So they can just go get a full screening, and I just want to thank the Board. Thank you.

SUPERVISOR DESENA: Great, thank you.

CLERK SRIVASTAVA: Thank you.

COUNCILWOMAN DALIMONTE: Thank you for advocating for them.

MR. CHIARA: We need dates.

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. 426 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH BASELINE HEALTH FOR THE USE OF TOWN OWNED PROPERTY.

WHEREAS, CSEA Local 1000, Town of North Hempstead Unit No. 7555 has requested that the Town allow Baseline Health, PO Box 742, Smithtown, New York 11787, to provide medical screening events through its mobile healthcare unit on Town-owned properties for the benefit of employees of the Town (the "Screening Events"); and

WHEREAS, the Screening Events will be provided on such dates and at such Town facilities as may be agreed to between the Town and Baseline Health; and

WHEREAS, this Board wishes to authorize the Screening Events by granting a license to Baseline to host the Screening Events at Town facilities (the "License").

NOW, THEREFORE, BE IT

RESOLVED that the Supervisor or her designee be and hereby is authorized and directed to grant the License to, and execute an agreement with, Baseline Health for the Screening Events (the "Agreement"), a copy of which will be on file in the Office of the Town Clerk, 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 negotiate and supervise the execution of the Agreement and to take such further action as may be necessary to effectuate the foregoing.

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Comptroller DOSA

CLERK SRIVASTAVA: Item number 44. A resolution authorizing the execution of an agreement with the Roslyn Union Free School District for the use of parking spaces at North Hempstead Beach Park, Port Washington.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 427 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE ROSLYN UNION FREE SCHOOL DISTRICT FOR THE USE OF PARKING SPACES AT NORTH HEMPSTEAD BEACH PARK, PORT WASHINGTON.

WHEREAS, pursuant to Article 8, Sections 1 and 2-a of the New York State Constitution, as effectuated by General Municipal Law §§ 119-n and 119-o, the Town is authorized to enter into cooperative service agreements with other governmental entities; and

WHEREAS, the Roslyn Union Free School District (the "District") currently stores its school buses on private property on Harbor Park Drive in Port Washington (the "Bus Storage Facility"); and

WHEREAS, though drivers of the District's buses are required to park at the Bus Storage Facility, due to space limitations at the Bus Storage Facility, drivers often park on Harbor Park Drive and receive parking violations from the Town; and

WHEREAS, the District has requested that the Town permit the District to allow drivers of its buses to utilize fifteen (15) spaces at North Hempstead Beach Park in Port Washington to park during their shifts between August 25, 2023 and June 30, 2024 in consideration of a fee to the Town of Five Hundred and 00/100 Dollars (\$500.00) (the "Agreement"); and

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

NOW THEREFORE, BE IT

RESOLVED that the action contemplated by this resolution constitute a Type II Action pursuant to 6 N.Y.C.R.R. § 617.5(c)(10) and (21) for purposes of the State Environmental Quality Review Act and its implementing regulations and, therefore, no further environmental review is required; and be it further

RESOLVED that the Supervisor is hereby authorized and directed to execute the Agreement on behalf of the Town, and to execute such documents and take such related action as may be necessary to effectuate the foregoing; and be it further

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

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney, Comptroller, Sustainability

CLERK SRIVASTAVA: Item number 45. A resolution authorizing the use of a contract between the Town of Islip and American Recreational Products, Inc., for the installation of a shade structure at Whitney Pond Park.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 428 - 2023

A RESOLUTION AUTHORIZING THE USE OF A CONTRACT BETWEEN THE TOWN OF ISLIP AND AMERICAN RECREATIONAL PRODUCTS, INC. FOR THE INSTALLATION OF A SHADE STRUCTURE AT WHITNEY POND PARK.

WHEREAS, the Town of North Hempstead (the "Town") requires the purchase and installation of a shade structure at Whitney Pond Park in Manhasset (the "Purchase and Services"); and

WHEREAS, the Town of Islip awarded Contract #0223-52 entitled "Playground/Play Equipment & Site Amenities Catalogs Playworld Systems; Little Tikes; Mid-Atlantic Products; Burke Premier Play Environments [or equal]" (the "Agreement") to American Recreational Products, Inc., 144-1 Remington Blvd., Ronkonkoma, NY 11779 (the "Contractor"); and

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

WHEREAS, the Director of Purchasing (the "Director") has recommended that the Town utilize the Agreement for the Purchase and Services in consideration of an amount not to exceed Twenty-Four Thousand Four Hundred Eighty-Six and 60/100 Dollars (\$24,486.60); and

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

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor 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 and Services upon receipt of the Agreement and certified claims therefore.

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Admin Services Parks Comptroller

CLERK SRIVASTAVA: Item number 46. A resolution authorizing the use of an agreement between the Town of Islip and Integrated Wireless Technologies, LLC, for two-way radio systems.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 429 - 2023

A RESOLUTION AUTHORIZING THE USE OF AN AGREEMENT BETWEEN THE TOWN OF ISLIP AND INTEGRATED WIRELESS TECHNOLOGIES, LLC FOR TWO-WAY RADIO SYSTEMS.

WHEREAS, the Town of North Hempstead (the "Town") requires the purchase of, and maintenance for, two-way radio equipment (the "Purchase"); and

WHEREAS, the Town of Islip awarded Contract #520-84 entitled "Two-Way Radio System Maintenance & Equipment" (the "Agreement") to Integrated Wireless Technologies, LLC, 101-1 Colin Drive Holbrook, NY 11741 (the "Contractor"); and

WHEREAS, under New York General Municipal Law §103(16), the Town is authorized to contract for purchases 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 Agreement for its duration, inclusive of any extensions.

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor 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

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Admin Services Parks Comptroller

CLERK SRIVASTAVA: Item number 47. A resolution authorizing the use of an agreement between Sourcewell and Navistar, Inc., d/b/a International Truck for the purchase of trucks.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 430 - 2023

A RESOLUTION AUTHORIZING THE USE OF AN AGREEMENT BETWEEN SOURCEWELL AND NAVISTAR, INC. D/B/A INTERNATIONAL TRUCK FOR THE PURCHASE OF TRUCKS.

WHEREAS, the Town of North Hempstead is seeking to purchase heavy equipment trucks for the Department of Public Works, Division of Highways (the "Purchase"); and

WHEREAS, Sourcewell awarded contract #060920-NVS entitled "Class 4-8 Chassis with Related Equipment, Accessories, and Services" (the "Agreement") to Navistar, Inc. d/b/a International Truck, 2701 Navistar Drive, Lisle, IL 60532 (the "Vendor"); and

WHEREAS, the utilization of certain public entity contracts in lieu of competitive bidding is permitted by New York General Municipal Law Section 103(16); and

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

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor 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

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Purchasing Comptroller

CLERK SRIVASTAVA: Item number 48. A resolution authorizing the execution of an amendment to an agreement with NVS New York - Engineers, Architects, Landscape Architects and Surveyors for engineering services related to improvements to Fuschillo Park in Carle Place, New York, DPW Project Number 19-15.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 431 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH NV5 NEW YORK - ENGINEERS, ARCHITECTS, LANDSCAPE ARCHITECTS AND SURVEYORS FOR ENGINEERING SERVICES RELATED TO IMPROVEMENTS TO FUSCHILLO PARK IN CARLE PLACE, NY. DPW PROJECT NO. 19-15.

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with NV5 New York – Engineers, Architects, Landscape Architects and Surveyors, 40 Marcus Drive, Suite 201, Melville, New York 11747 (the “Consultant”), to provide professional engineering services related to improvements to Fuschillo Park, DPW Project No. 19-15, in consideration of an amount not to exceed One Hundred Ninety-Nine Thousand Thirty and 00/100 Dollars (\$199,030.00) (the “Original Agreement”); and

WHEREAS, the Department of Public Works has recommended that the Town amend the Original Agreement to account for additional hours being incurred by the Consultant during the construction administration phase of the project as a result of progress meetings, shop drawing/submittals review for quality control, field change sketches, lighting repairs and on-going construction support thereby necessitating an increase in the contract amount by an amount not to exceed Thirty-Five Thousand Three Hundred Seventy and 00/100 dollars (\$35,370.00) (the “Amendment”) to be billed on an hourly basis; 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

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney DPW Comptroller

CLERK SRIVASTAVA: Item number 49. A resolution authorizing the execution of an amendment to an agreement with Friends of Port Rowing for the use of North Hempstead Beach Park, Port Washington.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 432 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH FRIENDS OF PORT ROWING FOR THE USE OF NORTH HEMPSTEAD BEACH PARK, PORT WASHINGTON.

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into a license agreement, as amended, with Friends of Port Rowing, Inc., 666 Old Country Road, Suite 300, Garden City, NY 11530 ("Port Rowing" or "Licensee") granting Port Rowing a License to use and occupy a boat house on a portion of North Hempstead Beach Park in Port Washington, New York (the "Park") to support its rowing programs (the "Original Agreement"); and

WHEREAS, the Commissioner of the Department of Parks and Recreation has recommended that the Town amend the Original Agreement to (1) allow Port Rowing to place an additional storage container at the Park adjacent to the boat house; (2) provide that Port Rowing shall pay the Town the sum of Five Hundred and 00/100 Dollars (\$500.00) per year for each year of the term of the License; and (3) update the insurance provisions to conform with standard Town language (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.

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney DPW Comptroller

CLERK SRIVASTAVA: Item number 50. A resolution authorizing the execution of an amendment to an agreement with Ear Works Audiology for audiological testing.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 433 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH EAR WORKS AUDIOLOGY FOR AUDIOLOGICAL TESTING.

WHEREAS, the Town of North Hempstead (the "Town") entered into an agreement with Ear Works Audiology, 225 Community Drive, Suite 120, Great Neck, New York 11021 to provide hearing screenings for employees who are exposed to the usage of certain high decibel machinery (the "Original Agreement"); and

WHEREAS, the Original Agreement provided for the option to renew the Original Agreement for two (2) additional one (1) year period with the same terms and conditions (the "Option"); and

WHEREAS, the Director of Purchasing (the "Director") has recommended that the Town exercise the Option to extend the term of the Agreement, commencing retroactively on March 31, 2023 and ending March 30, 2024 (the "Amendment"); and

WHEREAS, this Board wishes to authorize the execution of the Amendment.

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee is authorized and directed to execute the Amendment, and a copy of the Amendment 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 Amendment, and take such further action as may be necessary to effectuate the foregoing; and be it further

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

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Admin Services Comptroller Purchasing

CLERK SRIVASTAVA: Item number 51. A resolution authorizing the execution of an amendment to an agreement with American Recreational Products for a pour-in-place surface at Blumenfeld Family Park.

COUNCIL WOMAN 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?

COUNCIL WOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami?

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCIL WOMAN 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. 434 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH AMERICAN RECREATIONAL PRODUCTS FOR A POUR IN PLACE SURFACE AT BLUMENFELD FAMILY PARK.

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with American Recreational Products, Inc., 144-1 Remington Blvd., Ronkonkoma, NY 11779 (the "Contractor"), to install a pour in place rubber surface at Blumenfeld Family Park in Port Washington, in consideration of an amount not to exceed Ten Thousand Five Hundred Sixty-Two and 00/100 Dollars (\$10,562.00) (the "Contract Amount"); and

WHEREAS, the Department of Parks and Recreation has recommended that the Town amend the Original Agreement to account for the pouring of additional square footage of the rubber surface, thereby increasing the contract amount under the Original Agreement by an amount not to exceed Nine Hundred Seventy-Two and 00/100 Dollars (\$972.00) (the "Amendment"); and

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

NOW, THEREFORE, BE IT

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

RESOLVED the Supervisor 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

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney DPW Comptroller

CLERK SRIVASTAVA: Item number 52. A resolution authorizing the execution of an amendment to an agreement with United Steel Products for door repairs, maintenance and replacement.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 435 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH UNITED STEEL PRODUCTS FOR DOOR REPAIRS, MAINTENANCE AND REPLACEMENT (TNH022R-2021).

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with United Steel Products, 33-40 127th Place, Flushing, NY 11368 (the "Contractor") for door repairs, maintenance and replacement (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") on the same terms and conditions, including price, and

WHEREAS, the Director of Purchasing (the "Director") has recommended that the Town exercise the Option to amend the Original Agreement to extend the term of the Original Agreement for an additional one (1) year period commencing on July 23, 2023 and ending July 22, 2024 (the "Amendment"); and

WHEREAS, this Board wishes to authorize the Amendment as requested by the Director.

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee is authorized 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

July 11, 2023

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

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

Nays: None.

cc: Town Attorney Purchasing Administrative Services

CLERK SRIVASTAVA: Item number 53. A resolution authorizing the execution of an amendment to an agreement with Gershow Recycling for removal and recycling of scrap metal.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 436 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH GERSHOW RECYCLING FOR REMOVAL AND RECYCLING OF SCRAP METAL (TNH291-2022).

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with Gershow Recycling, 71 Peconic Avenue, Medford, NY 11763 (the "Contractor") for the removal and recycling of scrap metal (the "Original Agreement"); and

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

WHEREAS, the Director of Purchasing (the "Director") has recommended that the Town exercise the first Option to amend the Original Agreement to extend the term of the Original Agreement for an additional one (1) year period commencing on September 1, 2023 and ending August 31, 2024 (the "Amendment"); and

WHEREAS, this Board wishes to authorize the Amendment as requested by the Director.

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee is authorized 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

July 11, 2023

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

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

Nays: None.

cc: Town Attorney Purchasing Administrative Services

CLERK SRIVASTAVA: Item number 54. A resolution authorizing the execution of an amendment to an agreement with AC Schultes for landfill groundwater pumps annual inspection, maintenance, repair and replacement.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 437 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH AC SCHULTES FOR LANDFILL GROUNDWATER PUMPS ANNUAL INSPECTION, MAINTENANCE, REPAIR AND REPLACEMENT(TNH148-2018).

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with AC Schultes, Inc., 664 S. Evergreen Avenue, Woodbury Heights, NJ 08097 (the "Contractor") for landfill groundwater pump and treat system pump maintenance and repair (the "Original Agreement"); and

WHEREAS, the Original Agreement contained the option to renew the Original Agreement for one (1) additional five (5) year period (the "Option"), and

WHEREAS, the Director of Purchasing (the "Director") has recommended that the Town exercise the Option to amend the Original Agreement to extend the term of the Original Agreement for an additional five (5) year period commencing on July 17, 2023 and ending July 16, 2028 (the "Amendment"); and

WHEREAS, this Board wishes to authorize the Amendment as requested by the Director.

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee is authorized 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

July 11, 2023

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

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

Nays: None.

cc: Town Attorney Purchasing Administrative Services

CLERK SRIVASTAVA: Item number 55. A resolution authorizing the execution of an amendment to an agreement with Drew and Rogers, Inc., for tax forms.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 438 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH DREW AND ROGERS, INC. FOR TAX FORMS (TNH081-2021).

WHEREAS, pursuant to a resolution duly adopted by this Board, the Town of North Hempstead (the "Town") entered into an agreement with Drew & Rogers, Inc., 30 Plymouth Street, Fairfield New Jersey 07004 for tax forms and envelopes (the "Original Agreement"); and

WHEREAS, the Original Agreement contained an option to renew the Original Agreement for one additional one (1) year period, on the same terms and conditions (the "Option"); and

WHEREAS, the Director of Purchasing (the "Director"), has recommended that the Town exercise the Option to extend the term of the Original Agreement for a period of one (1) year to begin on August 6, 2023, and to terminate on August 5, 2024 (the "Amendment"); and

WHEREAS, this Board wishes to authorize the Amendment as requested by the Director.

NOW, THEREFORE, BE IT

RESOLVED that the Amendment is hereby 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 copies 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.

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Purchasing

CLERK SRIVASTAVA: Item number 56. A resolution authorizing the execution of amendment to an agreement with Clear River Environmental Service Corp., for cesspool cleaning 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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 439 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF 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., 847 11th Street, Ronkonkoma, NY 11779 (the "Contractor") for cesspool cleaning services on the same terms and conditions, including price (the "Original Agreement"); and

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

WHEREAS, the Director of Purchasing (the "Director") has recommended that the Town exercise the first Option to amend the Original Agreement to extend the term of the Original Agreement for an additional one (1) year period commencing on September 2, 2023, and ending September 1, 2024 (the "Amendment"); and

WHEREAS, this Board wishes to authorize the Amendment as requested by the Director.

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee is authorized 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

July 11, 2023

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

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

Nays: None.

cc: Town Attorney Purchasing Administrative Services

CLERK SRIVASTAVA: Item number 57. A resolution authorizing the execution of an amendment to an agreement with Bill's Towing Service Inc., for towing 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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 440 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH BILLS TOWING SERVICE INC. FOR TOWING SERVICES (TNH271-2021).

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with Bills Towing Service Inc., 13 Midland Avenue, Hicksville, NY 11801 (the "Contractor") for towing services (the "Original Agreement"); and

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

WHEREAS, the Director of Purchasing (the "Director") has recommended that the Town exercise the first Option to amend the Original Agreement to extend the term of the Original Agreement for an additional one (1) year period commencing on September 30, 2023, and ending September 29, 2024 (the "Amendment"); and

WHEREAS, this Board wishes to authorize the Amendment as requested by the Director.

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee is authorized 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

July 11, 2023

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

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

Nays: None.

cc: Town Attorney Purchasing Administrative Services

CLERK SRIVASTAVA: Item number 58. A resolution authorizing the purchase of software maintenance and technical support services for the Department of Information, Technology and Telecommunications.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 441 - 2023

A RESOLUTION AUTHORIZING THE PURCHASE OF SOFTWARE MAINTENANCE AND TECHNICAL SUPPORT SERVICES FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS.

WHEREAS, the Town Department of Information Technology and Telecommunications (the "Department") requires annual software maintenance and technical support services for the Town's permitting software (the "GTechna Support"), the Town's Microsoft Dynamics System for the Office of the Receiver of Taxes (the "MicroForce Support"), the Town's Eaton Equipment (the "US Tech Support"), hosting of the Town's website (the "QScend Support") and for the Town's fuel management software (the "Fuel Management Support"); and

WHEREAS, the Commissioner of the Department has recommended that the Town purchase the GTechna Support from GTechna USA Corporation, 2429 Military Road, Suite #300, Niagara Falls, New York 14304 for a term of one (1) year in consideration of an amount not to exceed Twenty-Three Thousand Four Hundred and 59/100 Dollars (\$23,400.59) (the "GTechna Purchase"); and

WHEREAS, the Commissioner of the Department has recommended that the Town purchase the MicroForce Support from MicroForce, 1177 Avenue of the Americas, 5th Floor, New York, New York 10036 for a term of one (1) year in consideration of an amount not to exceed Three Thousand One Hundred Seventy-Eight and 15/100 Dollars (\$3,178.15) (the "MicroForce Purchase"); and

WHEREAS, the Commissioner of the Department has recommended that the Town purchase the US Tech Support from US Tech Incorporated, P.O. Box 152, Franklin Lakes, New Jersey 07417 for a term of one (1) year in consideration of an amount not to exceed Six Thousand Six Hundred Fifty-Three and 00/100 Dollars (\$6,653.00) (the "US Tech Purchase"); and

WHEREAS, the Commissioner of the Department has recommended that the Town purchase the QScend Support from QScend Technologies, Inc., 231 Bank Street, 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 Fuel Management Support from EJ Ward, Inc., 12621 Silicon Drive, #113, San Antonio, Texas 78249 for a term of one (1) year in consideration of an amount not to exceed Fifteen Thousand One Hundred Eight and 00/100 Dollars (\$15,108.00) (the "EJ Ward Purchase"); and

WHEREAS, this Board finds it to be in the best interest of the Town to authorize the GTechna Purchase, the MicroForce Purchase, the US Tech Purchase, the QScend Purchase and the EJ Ward 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.

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Comptroller DOITT

CLERK SRIVASTAVA: Item number 59. A resolution authorizing the purchase of software, parts and equipment from POM, Incorporated, for parking meter upgrades.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 442 - 2023

A RESOLUTION AUTHORIZING THE PURCHASE OF SOFTWARE, PARTS AND EQUIPMENT FROM POM INCORPORATED FOR PARKING METER UPGRADES.

WHEREAS, the Department of Public Safety (the “Department”) requires the purchase of equipment to repair the Town’s parking meters as well as software and equipment to audit deposits (the “Purchase”); and

WHEREAS, the Director has recommended that the Town purchase the equipment and software from POM Incorporated, 200 South Elmira Avenue, Russellville, Arkansas 72811-0430 (the “Contractor”), the sole source for the equipment and software for the Town’s parking meters, in consideration of an amount not to exceed Six Thousand Five Hundred Fifty-Six and 70/100 Dollars (\$6,556.70), payable in an amount not to exceed Four Thousand Four Hundred Eighty-Eight and 00/100 Dollars (\$4,488.00) for the equipment to repair the Town’s meters and an amount not to exceed Two Thousand Sixty-Eight and 70/100 Dollars (\$2,068.70) for the software and equipment to audit deposits; and

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

NOW, THEREFORE, BE IT

RESOLVED that the Purchase be and is hereby authorized; 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 certified claims therefore.

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Comptroller DOITT Purchasing

CLERK SRIVASTAVA: Item number 60. A resolution authorizing payment to the Village of Old Westbury Police Department in connection with the Town's Stop Throwing Out Pollutants 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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 443 - 2023

A RESOLUTION AUTHORIZING PAYMENT TO THE VILLAGE OF OLD WESTBURY POLICE DEPARTMENT IN CONNECTION WITH THE TOWN'S STOP THROWING OUT POLLUTANTS PROGRAM.

WHEREAS, the Town of North Hempstead Department of Solid Waste Management (the "Department") required an police officer to perform traffic management and keep general vehicular order for the Town's Stop Throwing Out Pollutants event at Westbury High School on June 24, 2023 during the hours of 8:30am to 3:00pm (the "Services"); and

WHEREAS, the Commissioner of the Department retained an officer from the Village of Old Westbury Police Department, 1 Store Hill Road, Old Westbury, New York 11568 (the "Officer") to perform the Services; and

WHEREAS, it has been recommended that the Town Board ratify the Department's actions in using the Officer to provide the Services and to further authorize payment for the Services for an amount not to exceed One Thousand Six Hundred Forty and 61/100 Dollars (\$1,640.61) (the "Payment"); and

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

NOW, THEREFORE, BE IT

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

RESOLVED that the Payment be and is hereby authorized; and be it further

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

Dated: Manhasset, New York

July 11, 2023

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

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

Nays: None.

cc: Town Attorney Comptroller Solid Waste Management

CLERK SRIVASTAVA: Item number 62. A resolution amending resolution number 383-2023, adopted June 6th, 2023, authorizing the execution of a wholesale waiver agreement with the New York State Workers Compensation Board.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 444 - 2023

A RESOLUTION AMENDING RESOLUTION NO. 383-2023, ADOPTED JUNE 6, 2023, AUTHORIZING THE EXECUTION OF A WHOLESALE WAIVER AGREEMENT WITH THE NEW YORK STATE WORKERS COMPENSATION BOARD.

WHEREAS, pursuant to Resolution No. 383-2023, duly adopted on June 6, 2023, the Town Board authorized the execution of a Wholesale Waiver Agreement with the New York State Workers Compensation Board (the "Board") to accept a settlement payment in consideration of waiving future indemnity payments for a former Town employee (the "Resolution"); and

WHEREAS, subsequent to the adoption of the Resolution, the Board provided the Town with a draft agreement that included the waiver of certain past claims (represented by Claim Nos. 29507728, 29609655, 20100076, 00053369 and 29607578) in addition to the claim approved to be settled in the Resolution (the "Additional Claims"); and

WHEREAS, the Board has no liability on these claims to the Town, and the Town has no expectation of indemnity on the Additional Claims, since the Additional Claims were never approved and the Second Injury Fund on which the Additional Claims were based had closed in 2007; and

WHEREAS, this Board has been requested to amend the Resolution to include the Additional Claims within the Wholesale Waiver Settlement (as such term is defined in the Resolution) (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

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney

CLERK SRIVASTAVA: Item number 63. A resolution ratifying the volunteer firefighters benefit law 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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 445 - 2023

A RESOLUTION RATIFYING THE PLACEMENT OF A VOLUNTEER FIREFIGHTERS BENEFIT LAW POLICY FOR THE TOWN OF NORTH HEMPSTEAD.

WHEREAS, pursuant to the Volunteer Firefighters' Benefit Law, the Town provides coverage to certain volunteer firefighters that become injured during the line of duty; and

WHEREAS, the Town of North Hempstead's current insurance policy for Volunteer Firefighter Benefit Law coverage expired on July 1, 2023; and

WHEREAS, the Town received favorable pricing and coverage quotations for a Volunteer Firefighter Benefit Law policy from Fire Districts Mutual for the period of July 1, 2023 through June 30, 2024; and

WHEREAS, the Town's insurance broker has recommended placement of the policy as quoted; and

WHEREAS, the Town's insurance broker has placed the policy.

NOW, THEREFORE, BE IT

RESOLVED that the Town Board ratifies the placement of the Volunteer Firefighter Benefit Law policy with Fire Districts Mutual for the period of July 1, 2023 through June 30, 2024; and be it further

RESOLVED that the Supervisor, Comptroller, Commissioner of Human Resources and Town Attorney are hereby authorized 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 hereof upon receipt of duly executed and certified claims therefor.

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Supervisor Comptroller

CLERK SRIVASTAVA: Item number 64.

SUPERVISOR DESENA: Okay, hold on. I move to amend -- oh, you -- all right, read it first, go ahead, sorry.

CLERK SRIVASTAVA: A resolution authorizing budgetary transfers for the fiscal year of 2022.

SUPERVISOR DESENA: I move to amend Item 64 to replace to the spreadsheet attached to the the proposed resolution with the spreadsheet of budget transfers distributed to the members of the Board and the Town Clerk posted on the Town's website on July 10th, 2023.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Well, we have no problem with this transfer.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhmi?

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye. Now I offer the resolution as amended 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: Councilman Adhmi?

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCIL WOMAN 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. 446 - 2023

A RESOLUTION AUTHORIZING BUDGETARY TRANSFERS FOR THE FISCAL YEAR OF 2022.

WHEREAS, the Town Board has previously adopted the Budget for the Town of North Hempstead for the fiscal year 2022; and

WHEREAS, the Comptroller has requested budgetary transfers from budget lines where appropriations are available to budget lines where funds are required for fiscal year 2022; and

WHEREAS, this Board wishes to approve the requested budgetary transfers.

NOW, THEREFORE BE IT

RESOLVED that the Comptroller be and hereby is authorized to make budgetary transfers, set forth in the reports annexed hereto as Exhibit A, from budget lines where appropriations are available to budget lines where funds are required.

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Comptroller

Town of North Hempstead
Budget Eliminations GASB Entry
December 31, 2022

Fund	Division	Department	Account Code	Adopted Budget	Budget Amendments	Amended Budget	YTD Transactions	Budget - YTD Transactions	Adjustment Needed	Account
A	0	8760	2000	-	-	-	(486,555.60)	486,555.60	(486,556.00)	A.00.8760.2000
A	1	1628	4743	-	-	-	(109.98)	109.98	(110.00)	A.01.1628.4743
A	4	9030	1980	(45,000.00)	-	(45,000.00)	(49,262.16)	4,262.16	(4,262.00)	A.04.9030.1980.4
A	4	9030	8030	(1,639,714.00)	(26,881.00)	(1,666,595.00)	(1,706,653.57)	40,058.57	(40,059.00)	A.04.9030.8030
A	4	9040	8040	(363,442.00)	(113,629.00)	(477,071.00)	(589,971.88)	112,900.88	(112,901.00)	A.04.9040.8040
A	4	9050	8050	(15,000.00)	(131.00)	(15,131.00)	(46,522.89)	31,391.89	(31,392.00)	A.04.9050.8050
A	4	9060	8061	(6,862,503.00)	236,859.00	(6,625,644.00)	(6,887,157.09)	261,513.09	(261,513.00)	A.04.9060.8061
A	4	9060	8063	(21,348.00)	-	(21,348.00)	(22,635.11)	1,287.11	(1,287.00)	A.04.9060.8063
A	4	9089	4525	(16,256.00)	-	(16,256.00)	(16,257.00)	1.00	(1.00)	A.04.9089.4525
A	4	9089	8064	(95,750.00)	-	(95,750.00)	(107,670.90)	11,920.90	(11,921.00)	A.04.9089.8064
A	5	5142	1300	-	(13,249.00)	(13,249.00)	(42,945.55)	29,696.55	(29,697.00)	A.05.5142.1300
A	5	7020	1000	(1,081,629.00)	(40,686.00)	(1,122,315.00)	(1,131,604.47)	9,289.47	(9,289.00)	A.05.7020.1000
A	5	7020	1300	(8,500.00)	(25,439.00)	(33,939.00)	(39,136.13)	5,197.13	(5,197.00)	A.05.7020.1300
A	5	7020	1400	(3,000.00)	(1,000.00)	(4,000.00)	(4,358.18)	358.18	(358.00)	A.05.7020.1400
A	5	7020	4670	(69,000.00)	-	(69,000.00)	(135,622.53)	66,622.53	(66,623.00)	A.05.7020.4670
A	5	7110	1000	(388,520.00)	-	(388,520.00)	(390,648.90)	2,128.90	(2,129.00)	A.05.7110.1000
A	5	7110	1200	(35,441.00)	-	(35,441.00)	(81,459.83)	46,018.83	(46,019.00)	A.05.7110.1200
A	5	7110	1300	(8,000.00)	-	(8,000.00)	(20,132.09)	12,132.09	(12,132.00)	A.05.7110.1300
A	5	7110	1400	(4,000.00)	-	(4,000.00)	(2,037.81)	1,037.81	(1,038.00)	A.05.7110.1400
A	5	7110	4210	(4,000.00)	(21,707.00)	(25,707.00)	(25,794.56)	87.56	(88.00)	A.05.7110.4210
A	5	7110	4220	(16,500.00)	(897.00)	(17,397.00)	(22,048.85)	4,651.85	(4,652.00)	A.05.7110.4220
A	5	7110	4930	(25,000.00)	(3,400.00)	(28,400.00)	(28,656.21)	256.21	(256.00)	A.05.7110.4930
A	5	7110	8410	(17,000.00)	(1,007.00)	(18,007.00)	(29,540.34)	11,533.34	(11,533.00)	A.05.7110.8410
A	5	7111	1200	(109,917.00)	(17,150.00)	(127,067.00)	(132,190.04)	5,123.04	(5,123.00)	A.05.7111.1200
A	5	7111	1300	(45,000.00)	-	(45,000.00)	(72,550.88)	27,550.88	(27,551.00)	A.05.7111.1300
A	5	7111	1400	(1,500.00)	-	(1,500.00)	(2,359.45)	859.45	(859.00)	A.05.7111.1400
A	5	7111	4210	(50,000.00)	(12,376.00)	(62,376.00)	(62,600.82)	224.82	(225.00)	A.05.7111.4210
A	5	7111	4220	(30,000.00)	-	(30,000.00)	(35,305.64)	5,305.64	(5,306.00)	A.05.7111.4220
A	5	7111	4715	(79,000.00)	30,990.00	(48,010.00)	(52,504.66)	4,494.66	(4,495.00)	A.05.7111.4715
A	5	7111	4890	(154,000.00)	(23,616.00)	(177,616.00)	(185,224.75)	7,608.75	(7,609.00)	A.05.7111.4890
A	5	7112	1000	(409,717.00)	-	(409,717.00)	(417,813.43)	8,096.43	(8,096.00)	A.05.7112.1000
A	5	7112	1300	(23,000.00)	-	(23,000.00)	(55,495.52)	32,495.52	(32,496.00)	A.05.7112.1300
A	5	7136	1000	(158,131.00)	-	(158,131.00)	(189,910.88)	31,779.88	(31,780.00)	A.05.7136.1000
A	5	7136	1300	(25,000.00)	-	(25,000.00)	(61,188.77)	36,188.77	(36,189.00)	A.05.7136.1300
A	5	7136	4930	(6,000.00)	(7,127.00)	(13,127.00)	(17,161.22)	4,034.22	(4,034.00)	A.05.7136.4930
A	5	7181	1000	(933,967.00)	122,048.00	(811,919.00)	(816,065.41)	4,146.41	(4,146.00)	A.10.1341.1000
A	5	7181	1200	500,251.00	(33,612.00)	(533,863.00)	(535,570.44)	1,707.44	(1,707.00)	A.05.7181.1200
A	5	7181	1200	(500,251.00)	(33,612.00)	(533,863.00)	(535,570.44)	1,707.44	(1,707.00)	A.10.1341.1300
A	5	7181	1300	(30,000.00)	(29,948.00)	(59,948.00)	(61,642.63)	1,694.63	(1,695.00)	A.09.1330.1000
A	5	7182	1000	(368,596.00)	(43,208.00)	(411,804.00)	(412,947.43)	1,143.43	(1,143.00)	A.11.1420.1000
A	5	7182	1400	(1,500.00)	-	(1,500.00)	(2,422.98)	922.98	(923.00)	A.11.1420.1200
A	5	7183	1000	(688,771.00)	-	(688,771.00)	(751,175.70)	62,404.70	(62,405.00)	A.30.1480.1000
A	5	7183	1300	(75,000.00)	-	(75,000.00)	(126,736.60)	51,736.60	(51,737.00)	A.01.1628.4743

Town of North Hempstead
Budget Eliminations GASB Entry
December 31, 2022

Fund	Division	Department	Account Code	Adopted Budget	Budget Amendments	Amended Budget	YTD Transactions	Budget - YTD Transactions	Adjustment Needed	Account
A	5	7183	4210	(24,000.00)	(26,024.00)	(50,024.00)	(61,993.10)	11,969.10	(11,969.00)	A.06.3010.1000
A	5	7183	8410	(100,000.00)	-	(100,000.00)	(100,969.48)	969.48	(969.00)	A.05.5142.1300
A	5	7185	1300	(20,000.00)	-	(20,000.00)	(64,072.74)	44,072.74	(44,073.00)	A.08.5142.1300
A	5	7185	1400	(500.00)	-	(500.00)	(616.39)	116.39	(116.00)	A.05.7020.1000
A	5	7185	4210	(6,500.00)	(285.00)	(6,785.00)	(7,667.52)	882.52	(883.00)	A.05.7020.1300
A	5	7185	4220	(4,500.00)	-	(4,500.00)	(8,002.67)	3,502.67	(3,503.00)	A.05.7020.1400
A	5	7185	8410	(65,000.00)	-	(65,000.00)	(80,182.72)	15,182.72	(15,183.00)	A.05.7020.4670
A	5	7200	1200	(133,290.00)	-	(133,290.00)	(154,100.79)	20,810.79	(20,811.00)	A.05.7110.1000
A	5	7200	1300	(60,000.00)	-	(60,000.00)	(71,902.32)	11,902.32	(11,902.00)	A.05.7110.1200
A	6	3010	1000	(283,524.00)	1.00	(283,523.00)	(305,774.19)	22,251.19	(22,251.00)	A.06.3010.1000
A	8	5142	1300	-	-	-	(8,449.10)	8,449.10	(8,449.00)	A.08.5142.1300
A	9	1330	1000	(1,089,332.00)	84,499.00	(1,004,833.00)	(1,078,466.92)	73,633.92	(73,634.00)	A.09.1330.1000
A	10	1341	1000	(216,287.00)	-	(216,287.00)	(222,519.37)	6,232.37	(6,232.00)	A.10.1341.1000
A	10	1341	1300	-	(1,566.00)	(1,566.00)	(2,750.47)	1,184.47	(1,184.00)	A.10.1341.1300
A	11	1420	1000	(941,295.00)	(16,300.00)	(957,595.00)	(1,034,331.92)	76,736.92	(76,737.00)	A.11.1420.1000
A	11	1420	1200	(13,000.00)	-	(13,000.00)	(25,900.71)	12,900.71	(12,901.00)	A.11.1420.1200
A	30	1480	1000	(315,063.00)	-	(315,063.00)	(336,684.50)	21,621.50	(21,622.00)	A.30.1480.1000
A			4089	-	-	-	1,059,714.00	(1,059,714.00)	1,059,714.00	A.4089
A			9901	-	-	-	1,055,284.00	(1,055,284.00)	1,055,284.00	A.9901
A			9901	-	-	-	113,652.50	(113,652.50)	113,652.50	A.9901.200
A			9901	1,139,000.00	-	(1,139,000.00)	(3,486,000.00)	2,347,000.00	(2,347,000.00)	A.9901.736
B	4	9030	1980	14,000.00	140.00	(13,860.00)	(14,078.95)	218.95	(219.00)	B.04.9030.1980.4
B	4	9030	8030	450,000.00	-	(450,000.00)	(489,831.56)	39,831.56	(39,832.00)	B.04.9030.8030
B	4	9060	8061	1,693,093.00	-	(1,693,093.00)	(1,725,000.49)	31,907.49	(31,907.00)	B.04.9060.8061
B	4	9089	8064	40,000.00	-	(40,000.00)	(51,475.00)	11,475.00	(11,475.00)	B.04.9089.8064
B	31	8030	1000	(95,137.00)	-	(95,137.00)	(95,441.05)	304.05	(304.00)	A.05.7110.1300
DA	4	9060	8061	3,357,626.00	350,000.00	(3,007,626.00)	(3,059,184.77)	51,558.77	(51,559.00)	DA.04.9060.8061
DA	4	9089	8064	18,000.00	-	(18,000.00)	(19,037.50)	1,037.50	(1,038.00)	DA.04.9089.8064
DA	7	5223	1000	73,984.00	-	(73,984.00)	(76,021.85)	2,037.85	(2,038.00)	DA.07.5223.1000
DA	7	5223	1000	(73,984.00)	-	(73,984.00)	(76,021.85)	2,037.85	(2,038.00)	A.05.7110.1400
SL014			1000	45,114.00	-	(45,114.00)	(46,759.74)	1,645.74	(1,646.00)	SL014.1000
SL014			1000	(45,114.00)	-	(45,114.00)	(46,759.74)	1,645.74	(1,646.00)	A.05.7110.4210
SL014			8030	3,200.00	-	(3,200.00)	(3,368.81)	168.81	(169.00)	SL014.8030
SL014			8061	11,753.00	-	(11,753.00)	(11,815.17)	62.17	(62.00)	SL014.8061
SL014			8410	(1,100,000.00)	-	(1,100,000.00)	(1,263,601.85)	163,601.85	(163,602.00)	A.05.7110.4220
SM017			9901	164,806.00	-	(164,806.00)	(167,594.11)	2,788.11	(2,788.00)	SM017.9901.716
SM017			9901	97,244.00	-	(97,244.00)	(99,173.77)	1,929.77	(1,930.00)	SM017.9901.717
SP152			4440	100.00	(145.00)	(45.00)	(283.42)	38.42	(38.00)	SP152.4440
SP152			8010	6,328.00	-	(6,328.00)	(9,474.00)	3,146.00	(3,146.00)	SP152.8010
SP152			8035	300.00	-	(300.00)	(311.09)	11.09	(11.00)	SP152.8035
SP152			9901	16,575.00	-	(16,575.00)	(43,000.00)	26,425.00	(26,425.00)	SP152.9901.736
SP152			9901	8,000.00	-	(8,000.00)	(16,575.00)	8,575.00	(8,575.00)	SP152.9901.737
SP154	0	5142	1300	-	-	-	(3,456.62)	3,456.62	(3,457.00)	A.05.7110.4930

Town of North Hempstead
Budget Eliminations GASB Entry
December 31, 2022

Fund	Division	Department	Account Code	Adopted Budget	Budget Amendments	Amended Budget	YTD Transactions	Budget - YTD Transactions	Adjustment Needed	Account
SP154			1000	(350,865.00)	-	(350,865.00)	(407,422.38)	56,557.38	(56,557.00)	A.05.7110.8410
SP154			1200	(332,583.00)	1,240.00	(331,343.00)	(369,464.70)	38,121.70	(38,122.00)	A.05.7111.1200
SP154			1300	(25,000.00)	-	(25,000.00)	(40,047.79)	15,047.79	(15,048.00)	A.05.7111.1400
SP154			1400	(4,000.00)	-	(4,000.00)	(5,510.65)	1,510.65	(1,511.00)	A.05.7111.4210
SP154			4210	(7,500.00)	-	(7,500.00)	(19,619.75)	12,119.75	(12,120.00)	A.05.7111.4220
SP154			4440	4,000.00	(1,240.00)	(5,240.00)	(6,529.53)	1,289.53	(1,290.00)	SP154.4440
SP154			8010	65,430.00	-	(65,430.00)	(75,037.00)	9,607.00	(9,607.00)	SP154.8010
SP154			8030	49,275.00	-	(49,275.00)	(61,634.09)	12,359.09	(12,359.00)	SP154.8030
SP154			8035	1,038.00	(441.00)	(1,479.00)	(1,751.09)	272.09	(272.00)	SP154.8035
SP154			8040	-	-	-	(11.28)	11.28	(11.00)	SP154.8040.002
SP154			8061	100,046.00	-	(100,046.00)	(145,711.58)	45,665.58	(45,666.00)	SP154.8061
SP154			8062	7,918.00	-	(7,918.00)	(8,670.48)	752.48	(752.00)	SP154.8062
SP154			8410	(45,000.00)	(1,164.00)	(46,164.00)	(56,949.46)	10,785.46	(10,785.00)	A.05.7111.4715
SP155			4715	-	(5,088.00)	(5,088.00)	(8,589.90)	3,501.90	(3,502.00)	SP155.4715
SP155			4753	5,000.00	1,587.00	(3,413.00)	(6,234.55)	2,821.55	(2,822.00)	SP155.4753
ST016			8061	136,446.00	-	(136,446.00)	(143,883.00)	7,437.00	(7,437.00)	ST016.8061
ST016			8064	-	-	-	(750.00)	750.00	(750.00)	ST016.8064

CLERK SRIVASTAVA: Item number 65. A resolution declaring July, 2023, as Parks and Recreation Month.

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: Councilman Adhami?

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: I would like to thank Commissioner Gillen and her staff for everything that they do for the residents, the concerts, the Shakespeare in the Park they just have been doing. Today I attended the do's and the don't's of voting. I just missed the Supervisor, and it really -- I would like to thank them for putting all these programs together. I know it's not easy. I vote aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Thank you to all our Parks and Recreation staff. I vote 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. 447 - 2023

A RESOLUTION DECLARING JULY 2023 AS PARKS AND RECREATION MONTH.

WHEREAS, parks and recreation are an integral part of communities throughout this country, including the Town of North Hempstead; and

WHEREAS, parks and recreation promote health and wellness, improving the physical and mental health of people who live near parks; and

WHEREAS, parks and recreation promote time spent in nature, which positively impacts mental health by increasing cognitive performance and well-being, and alleviating illnesses such as depression, attention deficit disorders, and Alzheimers; and

WHEREAS, parks and recreation encourage physical activities by providing space for popular sports, hiking trails, swimming pools and many other activities designed to promote active lifestyles; and

WHEREAS, parks and recreation are leading providers of healthy meals, nutrition services and education; and

WHEREAS, park and recreation programming and education activities, such as out-of-school time programming, youth sports and environmental education, are critical to childhood development; and

WHEREAS, parks and recreation increase a community's economic prosperity through increased property values, expansion of the local tax base, increased tourism, the attraction and retention of businesses, and crime reduction; and

WHEREAS, parks and recreation are fundamental to the environmental well-being of our community; and

WHEREAS, parks and recreation are essential and adaptable infrastructure that makes our communities resilient in the face of natural disasters and climate change; and

WHEREAS, our parks and natural recreation areas ensure the ecological beauty of our community and provide a place for children and adults to connect with nature and recreate outdoors; and

WHEREAS, the U.S. House of Representatives has designated July as Parks and Recreation Month; and

WHEREAS, the Town of North Hempstead recognizes the benefits derived from parks and recreation resources.

NOW, THEREFORE, BE IT

RESOLVED, that the Town of North Hempstead recognizes the month of July 2023 as Parks and Recreation Month.

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Town Clerk Parks

CLERK SRIVASTAVA: Item number 66. A resolution authorizing the transfer of funds from the General Fund and Part Town Capital Projects Reserve Fund.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 448 - 2023

A RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FROM THE GENERAL FUND AND PART TOWN CAPITAL PROJECTS RESERVE FUND.

WHEREAS, the Town Board (the "Board") of the Town of North Hempstead (the "Town") has heretofore established a General Fund Capital Projects Reserve Fund and a Part Town Capital Projects Reserve Fund, pursuant to applicable law, for payment on various projects and related expenses; and

WHEREAS, the Town has available funds in the General Fund Capital Projects Reserve Fund (the "Fund"); and

WHEREAS, the Board desires to transfer monies from the Fund, in the amount of \$41,341.00, to various capital accounts in order to procure wireless access points for the Department of Information Technology and Telecommunications; and

WHEREAS, the Town has available funds in the Part Town Capital Projects Reserve Fund (the "Part Town Reserve Fund"); and

WHEREAS, the Board desires to transfer monies from the Part Town Reserve Fund in the amount of \$36,234.21 to various capital accounts to procure a vehicle for the Department of Public Safety; and

WHEREAS, after careful consideration, the Board finds it in the best interests of the Town to transfer monies from the Fund and the Part Town Reserve Fund to the accounts as outlined above (the "Transfers").

NOW, THEREFORE, BE IT

RESOLVED that the Board hereby authorizes the Transfers as outlined above; and be it further

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

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Comptroller

CLERK SRIVASTAVA: Item number 67. A resolution authorizing the North Shore Audubon Society to include Hempstead Harbor Trail, Gerry Pond Park, and Clark Garden Trail on the DEC I Love NY Bird Trail.

COUNCILWOMAN DALIMONTE: So this is the North Shore Audubon Society, they reached out to me about doing this at Hempstead Harbor Trail and then Commissioner Gillen added these other parks to it which is great. So I'd like to thank Peggy Maslow for wanting to do this. Each location will have a small 8-by-10 sign on the site which will be maintained by the Town and it's great, it's a DEC I Love New York bird trail map. So 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: Maybe your contact can tell me if the yellow bird that I saw there this weekend, what it was.

COUNCILWOMAN DALIMONTE: She could.

COUNCILWOMAN LURVEY: I vote aye.

CLERK SRIVASTAVA: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 449 - 2023

A RESOLUTION AUTHORIZING THE NORTH SHORE AUDUBON SOCIETY TO INCLUDE HEMPSTEAD HARBOR TRAIL, GERRY POND PARK, AND CLARK GARDEN TRAIL ON THE DEC I LOVE NY BIRD TRAIL MAP.

WHEREAS, the Town of North Hempstead (the "Town") owns certain real properties known as the Hempstead Harbor Shoreline Trail in Port Washington, Gerry Pond Park in Roslyn, and the Clark Garden Trail in Albertson (the "Parks") which are abundant with wildlife, including birds; and

WHEREAS, the North Shore Audubon Society (the "Society") aims to promote, protect and preserve the environment and the birds that inhabit it through education, advocacy and leadership; and

WHEREAS, in furtherance of the Society's mission, the Society would like to include the Parks on the New York State Department of Environmental Conservation I Love New York bird trail map (the "Trail Map"); and

WHEREAS, the New York State Department of Environmental Conservation will provide the Town with signs to be placed at the Parks indicating the stop on the Trail Map; and

WHEREAS, the Town will install the signs at the Parks; and

WHEREAS, the Town Board deems it in the best interest of the Town to include the Parks on the Trail Map and allow the placement of signs thereon.

NOW, THEREFORE, BE IT

RESOLVED that the inclusion of the Parks on the Trail Map and the placement of signs at the Parks so indicating be and hereby is authorized.

Dated: Manhasset, New York

July 11, 2023

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

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

Nays: None.

cc: Town Attorney Comptroller Parks and Recreation

CLERK SRIVASTAVA: Item number 68. 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.

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

COUNCILWOMAN DALIMONTE: I think we have a card.

COUNCILWOMAN LURVEY: There's a card.

MR. McDONOUGH: Tom McDonough, CSEA president.

SUPERVISOR DESENA: Tom, good to see you.

MR. McDONOUGH: Again, I'm very appreciative for all the -- well, the few full-timers that we've hired, take away the lifeguards and the part-time summer help for the parks, we're still hiring way too many part-timers, and I'd love to see us change that and hire some more full-timers, so -- but thank you.

CLERK SRIVASTAVA: Thank you.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: So I vote aye on this item with the exception of Item 49 that was stricken by the Supervisor at the start of the meeting.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: I vote aye on the Item with the exception of number 49 that was stricken previously.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: I vote aye with the exception of 49.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: I vote aye with the exception of 49.

CLERK SRIVASTAVA: Councilman Adhami?

COUNCILMAN ADHAMI: I vote aye with the exception of Item number 49.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: I vote aye except for Item 49.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: I vote aye with the exception of Item number 49.

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. 450 - 2023

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: 451 -1

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the full-time hire of Victor DeLuca to the title of Bus Driver in the amount of \$26.18 hourly / \$54,455 annually in the Department of Services for the Aging effective 08/05/23.

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

Nays: None.

RESOLUTION NO: 451 -2

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the full-time hire of Marianne Meyer to the title of Tax Cashier 1 in the amount of \$2,026.50 bi-weekly / \$52,689 annually in the Office of the Receiver of Taxes effective 07/17/23.

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

Nays: None.

RESOLUTION NO: 451 -3

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the full-time hire of Luigi Ciotoli to the title of Laborer 1 in the amount of \$22.82 hourly / \$47,471 annually in the Sidewalk District effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -4

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time to full-time hiring of Erik Paterson to the title of Public Safety Officer I in the amount of \$23.41 hourly / \$48,684 annually in the Department of Parks & Recreation - Parks Public Safety effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -5

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Leslie Ibanez to the title of Clerk Typist in the amount of \$17.00 hourly in the Human Resources effective 07/12/23.

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

Nays: None.

RESOLUTION NO: 451 -6

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Jade Wilkes to the title of Attendant in the amount of \$16.00 hourly in the Department of Parks & Recreation - YWC effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -7

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Tiaquan Bethea to the title of Attendant in the amount of \$16.00 hourly in the Department of Parks & Recreation - YWC effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -8

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Cedric Lausane to the title of Laborer I in the amount of \$15.00 hourly in the Department of Parks & Recreation - Whitney effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -9

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Nyle Farooqi to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Whitney effective Retro to 6/17/2023.

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

Nays: None.

RESOLUTION NO: 451 -10

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Torsten Gliszczynski to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Tully Park effective Retro to 6/17/2023.

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

Nays: None.

RESOLUTION NO: 451 -11

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Andrew Morrissey to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Whitney effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -12

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Olivia Quintanilla to the title of Lifeguard Trainee in the amount of \$18.00 hourly in the Department of Parks & Recreation - Martin "Bunky" Reid Park effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -13

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Miles Francisque to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Martin "Bunky" Reid Park effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -14

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Noah Ganjian to the title of Lifeguard Trainee in the amount of \$18.00 hourly in the Department of Parks & Recreation - Harbor Hills effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -15

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Carly Fitzgerald to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Tully Park effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -16

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Jason Bremer to the title of Lifeguard Trainee in the amount of \$18.00 hourly in the Department of Parks & Recreation - Whitney effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -17

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Aiden Lao to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Tully Park effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -18

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Michael Chao to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Tully Park effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -19

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Michael Judge to the title of Lifeguard Trainee in the amount of \$18.00 hourly in the Department of Parks & Recreation - Whitney effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -20

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Samuel Leung to the title of Lifeguard Trainee in the amount of \$18.00 hourly in the Department of Parks & Recreation - Whitney effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -21

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Henry Babaian to the title of Lifeguard Trainee in the amount of \$18.00 hourly in the Department of Parks & Recreation - Manorhaven effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -22

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Caroline Williams to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Whitney effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -23

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Luke Stevens to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Manorhaven effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -24

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Charles Paredes to the title of Lifeguard Trainee in the amount of \$18.00 hourly in the Department of Parks & Recreation - Manorhaven effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -25

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Victoria Sanger to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Manorhaven effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -26

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Jonathan Chiu to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - CGM effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -27

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Caitlin Nell to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - CGM effective Retro to 6/27/2023.

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

Nays: None.

RESOLUTION NO: 451 -28

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Jake Murray to the title of Public Safety Officer I in the amount of \$17.50 hourly in the Department of Parks & Recreation - Parks Public Safety effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -29

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Chole Katchis to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Harbor Hills effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -30

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Joel Thevarajah to the title of Lifeguard Trainee in the amount of \$18.00 hourly in the Department of Parks & Recreation - CGM effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -31

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Grace Prado to the title of Attendant in the amount of \$15.00 hourly in the Department of Parks & Recreation - CGM effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -32

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of John Thomson to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Whitney effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -33

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Jacob Malekan to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Harbor Hills effective Retro to 6/17/2023.

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

Nays: None.

RESOLUTION NO: 451 -34

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Evan Molloy to the title of Attendant in the amount of \$15.00 hourly in the Department of Parks & Recreation - NHBP effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -35

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Adrita Arif to the title of Attendant in the amount of \$15.00 hourly in the Department of Parks & Recreation - CGM effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -36

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Logan Perry to the title of Attendant in the amount of \$15.00 hourly in the Department of Parks & Recreation - CGM effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -37

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Thomas Kucz waj to the title of Attendant in the amount of \$15.00 hourly in the Department of Parks & Recreation - CGM effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -38

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Ethan Chun to the title of Attendant in the amount of \$15.00 hourly in the Department of Parks & Recreation - CGM effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -39

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Destiny Gillespie to the title of Attendant in the amount of \$15.00 hourly in the Department of Parks & Recreation - CGM effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -40

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Ari Siegel to the title of Recreational Aide in the amount of \$17.00 hourly in the Town Board - Council District 2 effective 07/12/23.

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

Nays: None.

RESOLUTION NO: 451 -41

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Jaden Wong to the title of Clerk Typist 1 in the amount of \$17.00 hourly in the Town Board - Council District 2 effective 07/12/23.

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

Nays: None.

RESOLUTION NO: 451 -42

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Jaylin Man to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Tully Park effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -43

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Lucas Campuzano to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Tully Park effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -44

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Abhijeet Chopra to the title of Lifeguard Trainee in the amount of \$18.00 hourly in the Department of Parks & Recreation - Tully Park effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -45

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Leo DiCostonzo to the title of Lifeguard Trainee in the amount of \$18.00 hourly in the Department of Parks & Recreation - Manorhaven effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -46

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Matthew Preston to the title of Attendant in the amount of \$15.00 hourly in the Department of Parks & Recreation - CGM effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -47

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Matthew Barletta to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Martin "Bunky" Reid Park effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -48

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the new seasonal hire of Tejus Bhalla to the title of Clerk Typist 1 in the amount of \$16.00 hourly in the Office of the Town Clerk effective 07/12/23.

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

Nays: None.

RESOLUTION NO: STRIKE -49

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the title, grade, step and salary change of Christopher Lopes to the title of Laborer 1 in the amount of \$27.35 hourly / \$56,880 annually in the Department of Administrative Services effective 07/22/23.

Ayes:
Nays: None.

RESOLUTION NO: 451 -50

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the title, grade, step and salary change of Jonathan Deutsch to the title of Automotive Mechanic's Aide in the amount of \$26.94 hourly / \$56,030 annually in the Highways Department effective 07/22/23.

Ayes: Councilperson Adhami, Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.
Nays: None.

RESOLUTION NO: 451 -51

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the title, grade, step and salary change of Patrick Fullshire to the title of Automotive Mechanic's Aide in the amount of \$26.94 hourly / \$56,030 annually in the Highways Department effective 07/22/23.

Ayes: Councilperson Adhami, Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.
Nays: None.

RESOLUTION NO: 451 -52

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the title, grade, step and salary change of Andrew Auer to the title of Equipment Operator 2 in the amount of \$26.94 hourly / \$56,030 annually in the Sidewalk District effective 07/22/23.

Ayes: Councilperson Adhami, Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.
Nays: None.

RESOLUTION NO: 451 -53

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the title status change of Elizabeth Hicks to the title of Animal Warden Permanent in the amount of \$36.57 hourly / \$76,058 annually in the Department of Public Safety - Animal Shelter effective 06/10/23.

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

Nays: None.

RESOLUTION NO: 451 -54

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time to seasonal status change of Erica Lazo in the title of Attendant / 311 Call Rep in the amount of \$18.00 hourly in the 311 Call Center effective 06/01/23.

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

Nays: None.

RESOLUTION NO: 451 -55

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the returning seasonal hire of Dylan Strang in the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Manorhaven effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -56

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the returning seasonal hire of Melissa Bilge in the title of Lifeguard I in the amount of \$18.25 hourly in the Department of Parks & Recreation - Manorhaven effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -57

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the returning seasonal hire of Sean McClellan in the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Manorhaven effective Retro to 6/17/2023.

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

Nays: None.

RESOLUTION NO: 451 -58

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the returning seasonal hire of Selina Polisi in the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - CGM effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -59

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the returning seasonal hire of Jayden Chow in the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Manorhaven effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -60

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal title change for Dylan Chaman to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Harbor Hills effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -61

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal location change for Austin Clerjeau in the title of Laborer I in the amount of \$15.00 hourly to the Department of Parks & Recreation - Tully Park effective Retro to 6/10/2023.

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

Nays: None.

RESOLUTION NO: 451 -62

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal location and hourly rate change for Jake Gruosso in the title of Lifeguard I to the amount of \$19.00 hourly to the Department of Parks & Recreation - NHBP effective Retro to 6/24/2023.

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

Nays: None.

RESOLUTION NO: 451 -63

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal title and hourly rate change for Arturo Campos to the title of Lifeguard II to the amount of \$21.00 hourly in the Department of Parks & Recreation - Manorhaven effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -64

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal title and location change for Cameron Murray to the title of Laborer I in the amount of \$15.00 hourly to the Department of Parks & Recreation - Whitney effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -65

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal location, title and hourly rate change for Katie Hopkins to the title of Recreation Aide to the amount of \$17.00 hourly to the Department of Parks & Recreation - NHBP effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -66

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time with seasonal hours title change for Arianna Sikiric to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - CGM effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -67

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time with seasonal hours location change for Christopher Fay in the title of Recreation Aide in the amount of \$19.00 hourly to the Department of Parks & Recreation - Tully Park effective Retro to 6/10/2023.

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

Nays: None.

RESOLUTION NO: 451 -68

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time with seasonal hours title change for Vincent Scalavino to the title of Laborer I in the amount of \$17.00 hourly in the Department of Parks & Recreation - Tully Park effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -69

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time with seasonal hours location change for Nicholas Treibman in the title of Recreation Aide in the amount of \$17.00 hourly to the Department of Parks & Recreation - NHBP effective Retro to 6/10/2023.

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

Nays: None.

RESOLUTION NO: 451 -70

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time with seasonal hours title and hourly rate change for Isabella Bigeni to the title of Recreation Aide to the amount of \$17.00 hourly in the Department of Parks & Recreation - Tully Park effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -71

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time with seasonal hours location change for Liam Flanagan in the title of Lifeguard I in the amount of \$18.00 hourly to the Department of Parks & Recreation - Whitney effective Retro to 6/24/2023.

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

Nays: None.

RESOLUTION NO: 451 -72

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time with seasonal hours location change for Nathan Gaysynsky in the title of Lifeguard I in the amount of \$18.00 hourly to the Department of Parks & Recreation - Whitney effective Retro to 6/24/2023.

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

Nays: None.

RESOLUTION NO: 451 -73

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time with seasonal hours location change for Kamran Qureshi in the title of Lifeguard Trainee in the amount of \$18.00 hourly to the Department of Parks & Recreation - Whitney effective Retro to 6/24/2023.

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

Nays: None.

RESOLUTION NO: 451 -74

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time with seasonal hours hourly rate change for Alexander Skeries in the title of Lifeguard I to the amount of \$19.75 hourly in the Department of Parks & Recreation - NHBP effective Retro to 5/27/2023.

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

Nays: None.

RESOLUTION NO: 451 -75

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time with seasonal hours hourly rate change for Christopher DiCanio in the title of Lifeguard I to the amount of \$19.00 hourly in the Department of Parks & Recreation - NHBP effective Retro to 5/27/2023.

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

Nays: None.

RESOLUTION NO: 451 -76

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time to seasonal hours status change for Kenneth Quinn in the title of Public Safety Officer I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Parks Public Safety effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -77

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hourly rate change for Luke Gruosso in the title of Lifeguard I to the amount of \$19.00 hourly in the Department of Parks & Recreation - NHBP effective Retro to 5/27/2023.

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

Nays: None.

RESOLUTION NO: 451 -78

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hourly rate change for Samuel Capuano in the title of Lifeguard I to the amount of \$19.00 hourly in the Department of Parks & Recreation - NHBP effective Retro to 5/27/2023.

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

Nays: None.

RESOLUTION NO: 451 -79

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hourly rate change for Shue-Uong Chu in the title of Lifeguard I to the amount of \$19.50 hourly in the Department of Parks & Recreation - NHBP effective Retro to 5/27/2023.

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

Nays: None.

RESOLUTION NO: 451 -80

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the resignation of part-time employee Richard Miller in the title of Attendant / 311 Call Rep in the amount of \$18.00 hourly in the 311 Call Center effective 06/15/23.

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

Nays: None.

RESOLUTION NO: 451 -81

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the resignation of full-time employee Vinu Varkey in the title of Accounting Assistant I in the amount of \$1,975.20 bi-weekly / \$51,356 annually in the Office of Town Clerk effective 07/05/23.

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

Nays: None.

RESOLUTION NO: 451 -82

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the resignation of full-time employee Chrissy West in the title of Executive Assistant to Town Board in the amount of \$2,270.88 bi-weekly / \$59,043 annually in the Town Board - Council District 1 effective 06/28/23.

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

Nays: None.

RESOLUTION NO: 451 -83

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the resignation of part-time employee Brian Kilgannon in the title of Parking meter Servicer P/T in the amount of \$19.00 hourly in the Department of Public Safety - Parking Enforcement effective 06/02/23.

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

Nays: None.

RESOLUTION NO: 451 -84

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the termination of full-time employee Joseph Kateridge in the title of Laborer I in the amount of \$22.82 hourly / \$47,471 annually in the Highways Department effective 07/12/23.

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

Nays: None.

RESOLUTION NO: 451 -85

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the termination of part-time employee Brian Cochran in the title of Recreation Aide in the amount of \$18.00 hourly in the Department of Parks & Recreation - YWC effective 05/17/23.

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

Nays: None.

RESOLUTION NO: 451 -86

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the full-time hire of Marcy Cohen to the title of Clerk Typist 1 in the amount of \$1,924.10 bi-weekly / \$50,026 annually in the Office of the Town Clerk effective 07/12/23.

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

Nays: None.

RESOLUTION NO: 451 -87

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the title and salary change of Raymond C. Jones to the title of Maintenance Mechanic Trainee in the amount of \$25.19 hourly / \$52,400 annually in the Department of Parks & Recreation - NHBP effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 451 -88

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the title and salary change of Joseph Brautigam to the title of Laborer II in the amount of \$24.05 hourly / \$50,026 annually in the Department of Parks & Recreation - Whitney effective 07/22/23.

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

Nays: None.

CLERK SRIVASTAVA: Item number 69. A resolution approving the action of the Fire-Medic Co., No. 1, Port Washington, New York, in adding Madison Mercante and Talya Pecullan to membership and removing Christian Athanasian 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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 451 - 2023

A RESOLUTION APPROVING THE ACTION OF THE FIRE-MEDIC CO., NO. 1, PORT WASHINGTON, NEW YORK, IN ADDING MADISON MERCANTE AND TALYA PECULLAN TO MEMBERSHIP AND REMOVING CHRISTIAN ATHANASIAN FROM MEMBERSHIP.

WHEREAS, the Fire-Medic Co. No. 1, Port Washington, New York, has advised of adding Madison Mercante and Talya Pecullan to membership and removing Christian Athanasian from membership.

NOW, THEREFORE, BE IT

RESOLVED that the action of the Fire-Medic Co. No. 1, 65 Harbor Rd, Port Washington, NY 11050, in adding Madison Mercante, 19 Glamford Avenue, Port Washington, NY, 11050 and Talya Pecullan, 33 Mitchell Road, Port Washington, NY 11050 to membership and removing Christian Athanasian from membership hereby is approved and the Town Clerk directed to record their names in the Minutes of the Town Board.

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Fire-Medic Co. No. 1

Town Attorney

Comptroller

CLERK SRIVASTAVA: Item number 70. A resolution approving the action of the Albertson Hook and Ladder, E and H, Co. 1, Inc. Albertson, New York, in removing Ka Kwe Lee and Ivan Anania from membership.

COUNCILMAN ZUCKERMAN: I offer the resolution an 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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 452 - 2023

A RESOLUTION APPROVING THE ACTION OF THE ALBERTSON HOOK & LADDER, E&H, CO. 1, INC, ALBERTSON, NEW YORK, IN REMOVING KA KWE LEE AND IVAN ANANIA FROM MEMBERSHIP.

WHEREAS, the Albertson Hook & Ladder, E&H, Co. 1, Inc, Albertson, New York, has advised of removing Ka Kwe Lee and Ivan Anania from membership.

NOW, THEREFORE, BE IT

RESOLVED that the action of the Albertson Hook & Ladder, E&H, Co. 1, Inc, 100 I U Willets Rd., Albertson NY 11507, in removing Ka Kwe Lee and Ivan Anania from membership hereby is approved and the Town Clerk is directed to record their names in the Minutes of the Town Board.

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Albertson Hook & Ladder

Town Attorney

Comptroller

CLERK SRIVASTAVA: Item number 71. A resolution setting a date for a public hearing to consider the rescission of ordinances affecting Westbury Avenue in Carle Place, New York.

COUNCILMAN TROIANO: I offer the resolution setting a hearing date of August 8th.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 453 - 2023

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE RESCISSION OF ORDINANCES AFFECTING WESTBURY AVENUE IN CARLE PLACE, NEW YORK.

WHEREAS, a recommendation has been made for the rescission of ordinances affecting Westbury Avenue, Carle Place, 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 8th day of August, 2023, at 7:00 o'clock in the evening for the purpose of considering the rescission of the following ordinance:

PROPOSAL:

RESCIND:

1. T.O. #2-2019

Adopted January 29, 2019

WESTBURY AVENUE – NORTH SIDE – 90 Minute Parking 6AM – 12 MIDNIGHT

From a point 92 feet west of the west curblineline of Carle Road, west to a point 28 feet east of the east curblineline of Koch Place.

2. T.O. #2-2019

Adopted January 29, 2019

WESTBURY AVENUE – NORTH SIDE – 90 Minute Parking 6AM – 12 MIDNIGHT

From a point 30 feet west of the west curblineline of Koch Place, west to a point 27 feet east of the east curblineline of Sicardi Place.

3. T.O. #2-2019

Adopted January 29, 2019

WESTBURY AVENUE – NORTH SIDE – 90 Minute Parking 6AM – 12 MIDNIGHT

From a point 71 feet west of the west curblineline of Sicardi Place, west for a distance of 30 feet.

4. T.O. #2-2019

Adopted January 29, 2019

WESTBURY AVENUE – SOUTH SIDE – 90 Minute Parking 6AM – 12 MIDNIGHT

From a point 512 feet east of the east curblineline of Stonehinge Lane, east for a distance of 129 feet.

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

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Public Safety Comptroller Traffic Safety

CLERK SRIVASTAVA: Item number 72. A resolution setting a date for a public hearing to consider the adoption of an ordinance affecting Park Avenue in Westbury, New York.

COUNCILMAN TROIANO: I offer the resolution setting a hearing date of August 8th.

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: Councilman Adhami?

COUNCILMAN ADHAMI: 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. 454 - 2023

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING PARK AVENUE IN WESTBURY, NEW YORK.

WHEREAS, it has been requested that the Town Board of the Town of North Hempstead (the "Town") enact an ordinance, pursuant to Section 1660 of the Vehicle and Traffic Law, to establish a reserved parking space on the south side of Park Avenue, Westbury, New York, from a point 93 feet east from the east curblineline of Urban Avenue, east, for a distance of 20 feet, and

WHEREAS, it is a requirement of law that a public hearing be held by the Board concerning the proposed ordinance.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on August 8, 2023, at 7:00 P.M., to consider an ordinance establishing a reserved parking space as described in the notice of hearing set forth below; and be it further

RESOLVED that the Town Clerk be and hereby is authorized and directed to publish a notice of the hearing, 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 August 8, 2023, at 7:00 P.M. in the Town Board Room at Town Hall, 220 Plandome Road, Manhasset, New York, to consider the enactment of an ordinance establishing a reserved parking space, pursuant to the authority contained in Section 1660 of the Vehicle and Traffic Law.

PLEASE TAKE FURTHER NOTICE that the proposed ordinance would establish a reserved parking space on the south side of Park Avenue, Westbury, New York, from a point 93 feet east from the east curblineline of Urban Avenue, east, for a distance of 20 feet; and

PLEASE TAKE FURTHER NOTICE that a copy of the proposed ordinance is posted on the Town's website and on file in the Office of the Town Clerk where it may be viewed during regular business hours, Monday through Friday.

Dated: Manhasset, New York

July 11, 2023

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

Dated: Manhasset, New York

July 11, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

**PROPOSED ORDINANCE AFFECTING
PARK AVENUE IN WESTBURY**

1. Section 5 of the ordinance establishing handicapped spaces adopted July 21, 1987 and amended September 15, 1987, February 7, 1989, April 3, 1990, July 17, 1990, November 20, 1990, December 4, 1990, February 19, 1991, October 8, 1991, April 29, 1992, August 11, 1992, April 13, 1993, May 3, 1994, November 22, 1994, April 25, 1995, August 29, 1995, August 27, 1996, November 12, 1996, December 17, 1996, March 4, 1997, May 6, 1997, June 10, 1997, July 15, 1997, March 24, 1998, November 17, 1998, March 2, 1999, June 8, 1999, October 20, 1999, June 27, 2000, August 29, 2000, September 19, 2000, November 14, 2000, February 13, 2001, March 6, 2001, March 27, 2001, May 15, 2001, August 21, 2001, October 16, 2001, November 13, 2001, January 29, 2002, March 12, 2002, April 2, 2002, June 4, 2002, October 1, 2002, November 19, 2002, December 10, 2002, February 11, 2003, April 22, 2003, October 21, 2003, January 6, 2004, March 9, 2004, May 11, 2004, June 29, 2004, August 31, 2004, January 25, 2005, June 14, 2005, July 19, 2005, October 18, 2005, November 15, 2005, January 3, 2006, January 24, 2006, March 21, 2006, May 2, 2006, January 2, 2007, March 6, 2007, April 17, 2007, June 19, 2007, August 14, 2007, September 25, 2007, December 11, 2007, January 29, 2008, May 6, 2008, June 17, 2008, July 29, 2008, August 19, 2008, September 9, 2008, January 6, 2009, January 27, 2009, May 19, 2009, June 23, 2009, July 14, 2009, August 4, 2009, August 25, 2009, October 20, 2009, December 8, 2009, January 26, 2010, October 5, 2010 and December 14, 2010, January 25, 2011, March 8, 2011, June 14, 2011, July 12, 2011, September 27, 2011, December 13, 2011, May 8, 2012, June 19, 2012, July 10, 2012 August 21, 2012, November 20, 2012, December 11, 2012,

January 8, 2013, February 19, 2013, March 12, 2013, April 23, 2013, May 14, 2013, June 4, 2013, September 10, 2013, December 10, 2013, February 25, 2014, April 1, 2014, June 10, 2014, December 9, 2014, March 31, 2015, May 12, 2015, July 14, 2015, August 25, 2015, October 20, 2015, November 17, 2015, November 17, 2015, December 15, 2015 and January 26, 2016, February 23, 2016, April 19, 2016, May 10, 2016, June 7, 2016, July 12, 2016, August 9, 2016, September 13, 2016, September 27, 2016, October 25, 2016 and

CLERK SRIVASTAVA: Item number 34. A resolution authorizing the execution of an agreement with the Crohn's and Colitis Foundation for a walk at North Hempstead Beach Park, Port Washington.

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

CLERK SRIVASTAVA: Councilman Zuckerman -- 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: Councilman Adhami?

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Which number is this?

CLERK SRIVASTAVA: That was 34.

SUPERVISOR DESENA: Aye.

SUPERVISOR DESENA: I move to adjourn/

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: Councilman Adhami?

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

CLERK SRIVASTAVA: Thank you and good night, everyone.

SUPERVISOR DESENA: Thank you, everybody.

(WHEREUPON, this meeting was concluded at 12:55 a.m. on Wednesday, July 12th, 2023.)



Town Clerk