

Town Board Meeting – August 8, 2023

Item

Page #

<p><u>CONTINUATIONS:</u></p> <p>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 & 13.</p>	<p>3</p>
<p>2. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 70 OF THE TOWN CODE ENTITLED "ZONING."</p>	<p>36</p>
<p>3. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING ELM DRIVE AND PINEWOOD LANE IN NEW HYDE PARK, NEW YORK.</p>	<p>37</p>
<p><u>PUBLIC HEARINGS:</u></p> <p>4. 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.</p>	<p>46</p>
<p>5. 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.</p>	<p>52</p>
<p>6. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 24 OF THE TOWN CODE ENTITLED "GOVERNMENTAL OPERATIONS."</p>	<p>52</p>
<p>7. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 38A OF THE TOWN CODE ENTITLED "LANDSCAPING AND GARDENING."</p>	<p>53</p>

Town Board Meeting – August 8, 2023

Item

Page #

8. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 18 OF THE TOWN CODE ENTITLED "HIGHWAY EXCAVATIONS AND CURB CUTS."	59
9. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 24 OF THE TOWN CODE ENTITLED "GOVERNMENTAL OPERATIONS."	59
10. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING CHESTNUT STREET IN GREENVALE, NEW YORK.	60
11. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING WASHINGTON PLACE IN PORT WASHINGTON, NEW YORK.	64
12. A PUBLIC HEARING TO CONSIDER THE RESCISSION OF ORDINANCES AFFECTING MONITOR STREET IN NEW CASSEL, NEW YORK.	67
13. A PUBLIC HEARING TO CONSIDER THE RESCISSION OF ORDINANCES AFFECTING WESTBURY AVENUE IN CARLE PLACE, NEW YORK.	70
14. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING PARK AVENUE IN WESTBURY, NEW YORK.	74
<u>RESOLUTIONS:</u>	78
15. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 24 OF THE TOWN CODE ENTITLED "GOVERNMENTAL OPERATIONS."	
16. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 19 OF THE TOWN CODE ENTITLED "EXPLOSIVES".	81

Town Board Meeting – August 8, 2023

Item

Page #

17. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING DENTON AVENUE IN NEW HYDE PARK, NEW YORK.	84
18. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF ORDINANCES AFFECTING GUILFORD ROAD IN PORT WASHINGTON, NEW YORK.	86
19. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING SEAVIEW BOULEVARD IN PORT WASHINGTON, NEW YORK.	89
20. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE RESCISSION OF AN ORDINANCE AFFECTING CLAUDY LANE IN NEW HYDE PARK, NEW YORK.	92
21. A RESOLUTION AUTHORIZING THE TOWN BOARD TO ACCEPT GIFTS TO THE TOWN PURSUANT TO TOWN LAW SECTION 64.	98
22. A RESOLUTION AUTHORIZING A SUPPLEMENTAL BUDGET APPROPRIATION PURSUANT TO TOWN LAW SECTION 112.	96
23. A RESOLUTION AUTHORIZING A SUPPLEMENTAL APPROPRIATION/TRANSFER OF FUNDS.	102
24. A RESOLUTION AUTHORIZING THE AWARD OF A MINIBID FOR THE PURCHASE OF VEHICLES PURSUANT TO A NEW YORK STATE OFFICE OF GENERAL SERVICES CONTRACT.	113
25. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION FOR MALLARD BANDING AT GERRY POND PARK, ROSLYN.	116

Town Board Meeting – August 8, 2023

Item

Page #

<p>26. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH RAINBOW SOUND INC. FOR REPAIR OF THE PUBLIC ADDRESS SYSTEM AT MANORHAVEN BEACH PARK, PORT WASHINGTON.</p>	<p>119</p>
<p>27. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH MILBURN FLOORING FOR FLOOR REPAIRS AT THE TOWN OF NORTH HEMPSTEAD ANIMAL SHELTER.</p>	<p>122</p>
<p>28. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH ADJO CONTRACTING CORPORATION FOR DRAINAGE IMPROVEMENTS IN NEW CASSEL, NEW YORK.</p>	<p>125</p>
<p>29. A RESOLUTION AUTHORIZING THE USE OF AN AGREEMENT BETWEEN THE NEW YORK STATE OFFICE OF GENERAL SERVICES AND VARIOUS VENDORS FOR MICROSOFT SOFTWARE AND SERVICES.</p>	<p>128</p>
<p>30. A RESOLUTION AUTHORIZING THE USE OF AN AGREEMENT BETWEEN THE COUNTY OF NASSAU AND BARNWELL HOUSE OF TIRES, INC. FOR THE PURCHASE OF TIRES.</p>	<p>131</p>
<p>31. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH H2M ARCHITECTS & ENGINEERS FOR PROFESSIONAL ENGINEERING SERVICES RELATED TO TOWN HALL AND TOWN HALL II WINDOWS AND FAÇADE, MANHASSET, NY. DPW PROJECT NO. 18-14.</p>	<p>134</p>
<p>32. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH GLOBAL FUELING SYSTEMS INC. FOR FUEL MONITORING SERVICES AT VARIOUS TOWN FACILITIES.</p>	<p>137</p>
<p>33. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH FIDELITY INFORMATION SERVICES, LLC FOR LOCK BOX SERVICES (TNH063-2017).</p>	<p>140</p>
<p></p>	<p></p>

Town Board Meeting – August 8, 2023

Item

Page #

<p>34. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH MILLER ENVIRONMENTAL GROUP, INC. FOR EMERGENCY SPILL RESPONSE SERVICES.</p>	<p>143</p>
<p>35. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH APPELLATE INNOVATIONS LLC FOR APPELLATE PRINTING AND CONSULTING SERVICES.</p>	<p>146</p>
<p>36. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH PAYTRAC FOR AN ADDITIONAL MERCHANT ID.</p>	<p>149</p>
<p>37. A RESOLUTION AMENDING THE TOWN OF NORTH HEMPSTEAD EMPLOYEE POLICY MANUAL, THE PART-TIME/SEASONAL EMPLOYEE POLICY MANUAL, AND THE ORIENTATION TO EMPLOYMENT MANUAL.</p>	<p>152</p>
<p>38. A RESOLUTION AUTHORIZING AN AMENDMENT TO THE TOWN BOARD RULES OF PROCEDURE.</p>	<p>157</p>
<p>39. A RESOLUTION AMENDING RESOLUTION NO. 428-2023, ADOPTED JULY 11, 2023, AUTHORIZING THE USE OF CONTRACT BETWEEN THE TOWN OF ISLIP AND AMERICAN RECREATIONAL PRODUCTS, INC. FOR THE INSTALLATION OF A SHADE STRUCTURE AT WHITNEY POND PARK.</p>	<p>157</p>
<p>40. A RESOLUTION AUTHORIZING AMENDMENTS TO THE TOWN OF NORTH HEMPSTEAD EMPLOYEE REIMBURSEMENT AND TRAVEL POLICY.</p>	<p>160</p>
<p>41. A RESOLUTION APPROVING THE USE OF HARBOR LINKS GOLF COURSE FOR A GOLF OUTING TO BE HELD BY THE NASSAU COUNTY POLICE CONFERENCE.</p>	<p>162</p>
<p>42. A RESOLUTION AUTHORIZING AN AMENDMENT TO THE TOWN BOARD RULES OF PROCEDURE.</p>	<p>164</p>

Town Board Meeting – August 8, 2023

Item

Page #

<p>43. A RESOLUTION AUTHORIZING CERTAIN SUPERVISORY ARRANGEMENTS CONCERNING PERSONNEL OF THE DEPARTMENT OF PARKS AND RECREATION IN ACCORDANCE WITH CHAPTER 16B OF THE TOWN CODE.</p>	<p>172</p>
<p>44. A RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FROM THE PART TOWN CAPITAL PROJECTS RESERVE FUND.</p>	<p>175</p>
<p>45. A RESOLUTION CONSENTING TO THE ABANDONMENT OF A PORTION OF BREGMAN AVENUE IN NEW HYDE PARK PURSUANT TO SECTION 205 OF THE HIGHWAY LAW.</p>	<p>178</p>
<p>46. A RESOLUTION ESTABLISHING ADDITIONAL REQUIREMENTS RELATED TO FISCAL IMPACT STATEMENTS.</p>	<p>183</p>
<p>47. A RESOLUTION AUTHORIZING THE SETTLEMENT OF A CLAIM MADE BY THE TOWN OF NORTH HEMPSTEAD AND AUTHORIZING THE COMPTROLLER OR DEPUTY COMPTROLLER TO ACCEPT PAYMENT THEREOF.</p>	<p>183</p>
<p>48. 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.</p>	<p>187</p>
<p>49. A RESOLUTION APPROVING THE ACTION OF THE ATLANTIC HOOK & LADDER CO. NO. 1, PORT WASHINGTON, NEW YORK, IN ADDING ANDREW PIACQUADIO, ANTHONY CHERUBINO AND RYAN LIBRARO TO MEMBERSHIP.</p>	<p>190</p>
<p>50. A RESOLUTION APPROVING THE ACTION OF THE FLOWER HILL HOSE COMPANY, NO. 1, PORT WASHINGTON, NEW YORK, IN ADDING DANIEL GUZMAN, CHRISTIAN CORONEL AND ROBERT DANKER TO MEMBERSHIP.</p>	<p>192</p>
<p></p>	<p></p>

Town Board Meeting – August 8, 2023

Item

Page #

51. A RESOLUTION APPROVING THE ACTION OF THE ALBERTSON HOOK & LADDER, E&H, CO. 1, INC, ALBERTSON, NEW YORK, IN ADDING PAUL ROADEL, THAQIF KAMARUSZAMAN, KEVIN JIMENEZ, AND ALEXANDER JIMENEZ TO MEMBERSHIP AND REMOVING XIE L. ZHA FROM MEMBERSHIP.	194
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TOWN OF NORTH HEMPSTEAD
TOWN BOARD PUBLIC HEARING
August 8, 2023 7:00 P.M.

COUNCILMEMBERS PRESENT

JENNIFER DESENA	- Town Supervisor
ROBERT TROIANO	-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: Okay, good evening, everybody. Let's please get started with the Pledge of Allegiance.

(WHEREUPON, the Pledge of Allegiance was recited.)

SUPERVISOR DESENA: Okay, thank you. Madam Clerk, will you please call the roll.

CLERK SRIVASTAVA: Thank you, Supervisor. Good evening, everyone, Town of North Hempstead, Town Board meeting, August 8th, 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, before we get started on public comment, I just wanted to publicly recognize two individuals who are being recognized right now up in Port Washington by the Long Beach Reach, I mean, Long Island Reach Association for their work supporting mental health. These are two North Hempstead residents. One is Ellen Ritz of the National Alliance on Mental Illness, NAMI, who I've known for many years, who runs many support groups for parents, for teens. A great organization, look up NAMI, they're a wonderful resource, and the other is Gabby Sorin, (phonetic), a -- I believe she's a rising senior at Schreiber High School, and she's been doing a lot of work to support mental health among her peers. So I wasn't able to go give these to them, I'll just have to mail them, but I want to thank them publicly for supporting mental health. Thank you.

COUNCILWOMAN DALIMONTE: I would like to add that Gabby participated in a mental health event at the Landmark on Main Street, and I attended, and to see her interact with the audience, with fellow students, it was just remarkable, it really, really was. She happens to be a neighbor of mine, friends with her parents, I know more about her than the other honoree, but my office as well has proclamations that are being brought to them this evening. Thank you.

SUPERVISOR DESENA: Okay, so we have -- we'll have 30 minutes for public comment, and I ask that you please keep your comments to three minutes so as many people as possible have a chance to speak. Thank you.

(WHEREUPON, there was 41 minutes of public comment.)

SUPERVISOR DESENA: Now, we need to move into our business agenda, we have a lot to do. We have allowed some extra time for some discussion but if we could please move on to our first public hearing.

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.

SUPERVISOR DESENA: Okay, do we have an applicant?

MR. BHUIYAN: Yes. Good evening, ladies and gentlemen. Before I actually want to talk about our application, but I really wanted to talk about -- make a statement --

COUNCILMAN ADHAMI: If you could step a little bit further away.

SUPERVISOR DESENA: Yeah.

MR. BHUIYAN: -- make a statement about the -- what the gentlemen talked about, the event that had happened in Port Washington, I believe. It is so horrifying for those of us been through this many times over, anti-Semitic, Islamophobes, and what is really dangerous is this, that one of our own neighbors accommodating that is really, really unacceptable because if we are living with our community and the community member who is living next door to you, probably, and accommodated say, such a horrible individual to come and talk in our town, and this is something I really, really hope that you really take steps to make sure that this does not happen, it is, because whether it is anti-Semite or Islamophobe, it hurts all of us. Thank you, very much. So as far as the application, good evening, ladies and gentlemen. Again, this is the -- step back? I'm sorry -- this is the third time, we met, twice before, we had some hearings, and the third, oh, sorry, second time we had some issues with our plans, submissions. So again, thank you, very much for giving us the opportunity to explain, and I also want to thank my neighbors, our neighbors in the community, those who really showed a concern for the betterment of the community to make sure that we maintain the quality of life in our communities for all of us. So we --there is nothing that we appreciate more for them to be concerned and show their -- showing up here and to let us know what their concerns are. So in the previous meetings, we did mention, you know, some of the issues that we have. The building in of itself is -- we have our -- one of the board members will come and explain to you how the layout of the building -- what we are adding as far as the floor areas and the parking lots, and this --we'll ask our -- Mr. Arakhan to come and explain to you, but what I wanted to appeal to all of you that the issue that's there of community's concerns, we are dealing with the law enforcement authorities, we are talking to them, they're there all the time, we make --we've been making announcement advising our members, those who come to pray, especially on Fridays, and you know, that an hour and-a-half, whatever the amount of time they're there, they're not to block anybody there but we've been doing it since the day we started, you know, doing, praying at the center, but again, those of us, you know that when you have a public center, you know, when people come from different places, and that's occasionally, it's up to them whether or not to listen. It is not our job to go

ahead and give them a ticket. So what we do, we turn to the law enforcement communities, the third person has been wonderful, they've been coming here, and it has decreased from, I would say last week there were only -- issued maybe two tickets, not for blocking driveways but only blocking the proximity too close to the stopping sign, which most of us didn't know that he cannot park 30 feet next to the parking stopping sign. So that's a huge improvement in terms of -- and again, I appreciate our neighbors bringing up this issue that they're -- what has been happening in the community. I have reached out to some of the neighbors, and when I asked them to come to speak to the congregations, so that at least we can -- when we speak they come, you know, the congregants also understand what the community is going through. So unfortunately, they're not able to come, but the door is open, the invitation is open for all of them to come. So today, after the presentation, I will appeal to all of you to -- based on the zoning, based on the, you know the current existing zoning, we're not asking anything extra. Yes, it is some of the things that we probably stretching too far but at least we would ask the Board to vote to approve our application so that we can start our project. Again, the congregation's not -- has not increased, as I said the last time. We have three new centers in last five years opened up in our community within the two miles radius, and also, we have about three blocks radius, we have about 50 more members of our community have moved in. So all these things definitely is going to reduce the, you know, the traffic coming to the -- cars coming to the parking lot because we have spoken to the community, at least 50 homes within living three or four blocks in our vicinity, and we asked them to come make sure, especially on Fridays, especially in the month of Ramadan, not to drive, just to walk to -- because it's only five to 10 minutes walk, they could come. All of them agreed that that's what they will do. Having said all that, I would appeal again to you to have a vote on it, please approve our application, and I will ask our -- Sam Arakhan, member of the board, he himself is an engineer, to explain to you the layout of the project, of the building. Shall we bring it here?

COUNCILMAN ADHAMI: Yes, please, if you could face the Town Board.

MR. ARAKHAN: Good evening. My name is Sam Arakhan. I'd like to go through, quickly, some of the highlights of our planned expansion, and I'd like to start by pointing out this photo on the right side here of this display. So our current entrance is right here on Clausen Avenue (sic), and there's a door here which is the entrance and exit into the women's area and right up on the opposite side of the driveway, this is actually a driveway to the park --to the existing parking lot. On the opposite side is the entrance to the men's area. So as you can see, there are children at all times there, there are cars coming through during the prayer times to park in the parking lot, and it's only a matter of time until somebody gets hurt. So we want to avoid that. We want to eliminate this danger, close this driveway, make this -- incorporate this area into the first floor as part of the lobby, and as we can see here, in this drawing here, our revised plan is to have -- right now, cars enter, cars come along North 2nd Street, make a right on Clausen Place and enter into the building which is this driveway right here. So our proposed plan is to have cars enter right off North 2nd Street into the new drive, into the existing driveway and the expanded driveway to the left here. So the current approved parking is 30 spaces, and as we mentioned the last time, we have 44 proposed spaces because we're incorporating two 40-by-100 lots into our parking lot so we'll have an extra 8,000 square feet of parking. So the actual expansion, this outline here is our current building, and this here, that's the footprint of our planned expansion. The third floor does not exist right now, this is an expansion, and the second floor is expanded out, as shown here in the drawing. This first floor, this is a covered area and there's no activity there. So in -- our current layout has this here as our exit. In our proposed plan, we are

keeping this exit here, and we are adding a new curb cut right here so that we have one, two, three entrances and exits in order to disperse the car loading onto the street during peak hours. In addition, on Fridays we have prayer at the nearby Elks Lodge. This has been going on for a while, so we intend to continue that into the future even after our building is expanded.

MR. BHUIYAN: We have three services.

MR. ARAKHAN: So in addition, our Friday prayers, which is our busiest time, we have three prayer services in addition to the prayer service at Elks Lodge. So we're doing our best to spread out our load of congregants, and we're willing, as we said before, to work with our neighbors. We have open ears, we're receptive to any issue that they have, and we'll try to resolve it as best as we can, as quickly as we can, and we have zero tolerance for any of our congregants causing any disturbance, any negative impact in our neighborhood. So we have zero tolerance for that, and we anticipate -- again, as previously mentioned, we're not looking to accommodate extra congregants after our expansion. We're just looking to accommodate, to better accommodate current congregants. So it's not to bring more people into the neighborhood, it's just to better accommodate who are already coming. Thank you.

SUPERVISOR DESENA: Thank you. Do we have any cards?

CLERK SRIVASTAVA: Yes, we have a few cards on this. Jim McHugh?

MR. MCHUGH: I'm tall, so I'll pull this up. Jim McHugh, 15 White Avenue, New Hyde Park, Town of North Hempstead, Nassau County. I'm going to go through these points, I have bullet points, so I can move through these fast so I won't waste any time, and good evening to the Board. One quick comment I want to make that was made at the first hearing back on June 6th about my credentials to speak on this issue, especially the construction. I'm a pharmacist by trade but when I got involved in this in 2010, I brought in five different construction experts, including two, two structural engineers, to advise me. So Jim McHugh, the little old pharmacist, was not doing all this on his own without professional people who knew exactly what they were looking at, and knew exactly what they were seeing and could advise me. I want to put that out there right now; okay? Because it was implied that I didn't know what I was talking about, and I had people that were pros advising me. Okay, I want to get that off the table right away. The first thing, I FOIL'd the site plan, and I have it in my computer, and I went through it extensively. So my bullet points are going to be based on the site plan. Unfortunately, the public couldn't see the site plan which is why I FOIL'd it so that I can go through it because I know I may not be able to see it and really digest it all tonight. Okay, first thing has do with the building capacity under the fire code which the town sets. The current capacity is 107, and the parking is based on a four-to-one ratio; okay? So they had 30 spaces, so they met the minimum requirement based on the current building. The new construction will add to the third floor, will add 6,600 square feet. The current is 5,428. So it's going to come to 12,028 square feet total with the third floor expansion; okay? That brings the fire code number up to 133, so it only -- that third floor expansion of 6,600 square feet only adds 26 more legal persons to be allowed to occupy the building. That's the -- I call that the magic number. The magic number is 133 that can legally occupy the building; okay? Our problem is that we're getting many more people showing up for prayers, especially the 1:30 prayer on Friday, than that number, and the question is, where do you put them? Well, in the past, we set up tents, they set up tents in the parking lot which takes up parking spaces. So you really didn't have 30 spaces because your tents are taking up at least eight to 10 spaces. Okay, so those spaces are off the

table then. The tents are occupying those spaces, and you're putting people into those tents, that's where the overflow was going. The parking, I want to address Councilman Troiano about the parking. Where were the extra cars going? This answers your question from the previous meetings, what's happening to some of those excess cars. Originally, they went to the previous administration and got permission to close off Clausen Place in front of the building. So 20 -- approximately 20 to 25 cars were being parked in front of the building, to answer your question, where were some of those additional cars were going. The town gave that permission, the town supplied the sawhorses to block off the street. That has continued under the current administration. That was never changed. So that's where some of the cars, the excess over the 30 spaces, which was really less than 30 with the tents set up, where some of cars were going. I never objected to that because I don't like to cut off my nose to spite my face. I said, well, if I object to that, where are those cars going to go? They're going to go into the community. So that would be foolish on my part. It would just exacerbate the problem that we had with the parking in the community. So we let that go. I'm going to keep going.

SUPERVISOR DESENA: No, Mr. McHugh, you have to wrap up because there are other people --

MR. McHUGH: I'm going to go through all of these bullet points --

SUPERVISOR DESENA: No, no, no, you really have to stick to three minutes --

MR. McHUGH: Then you're not really going to get an idea of what's going on.

SUPERVISOR DESENA: We have other people here who also want to speak.

COUNCILMAN WALSH: There is no giving three minutes like that, no.

MR. McHUGH: They're going to concede my time, they're not going to speak. Otherwise, you don't want this community represented.

COUNCILMAN WALSH: That's your opinion.

MR. McHUGH: That is my opinion.

SUPERVISOR DESENA: Town Clerk, why don't you call the next person, and if that person wants to stand here and let Mr. McHugh keep talking, then we can see if that works.

CLERK SRIVASTAVA: It's Mr. Heesemann.

SUPERVISOR DESENA: No, who's --

CLERK SRIVASTAVA: Gary Heesemann.

SUPERVISOR DESENA: No, let's keep hearing from the public.

CLERK SRIVASTAVA: Yes, Mr. Heesemann.

SUPERVISOR DESENA: And then maybe we can answer all the questions at the end.

CLERK SRIVASTAVA: You okay?

MR. HEESEMANN: No, I'm going to read my thing. By the way, they're worried about people being hit in the driveway. I'm worried about people being hit in the streets. If you see what going on in the streets, it's unbelievable; all right? The drivers, they're all late for prayer, they tell us; all right? My name is Gary Heesemann, I live at 1018 Hillside Boulevard, and that's in the Town of North Hempstead. Okay, why are we considering more people in the mosque

expansion before we fix the existing problem, before we allow this expansion? Before we allow this expansion, has a community impact survey been performed recently? How about a full traffic and parking survey?

COUNCILMAN WALSH: Excuse me, sir. I'm sorry, but can you talk slightly slower because -

MR. HEESEMANN: Okay, I wanted to get it in in three minutes; okay?

COUNCILMAN WALSH: Okay, no, well you can take an extra minute. I'm having trouble hearing you.

MR. HEESEMANN: And I'm being delayed now, all right, okay?

COUNCILMAN WALSH: What did you say, you were being delayed now? I just want to be able to hear you, I have to vote.

CLERK SRIVASTAVA: Thank you.

MR. HEESEMANN: Thank you.

CLERK SRIVASTAVA: Thank you.

COUNCILMAN WALSH: Thank you.

MR. HEESEMANN: If any of these surveys haven't been done; why not? There is a substantial burden in this area. Let's fix the existing problem before we make it larger, it just makes sense. The Board has known about these problems for five to 10 years, the mosque was built in 2012. Has the Town of North Hempstead parking enforcement group ever been told to help alleviate these problems by checking for illegally parked cars and giving out tickets on Fridays, holidays and Ramadan? I've called numerous times and have never seen them on location. That's not true. Three weeks ago they were there, they parked in front of the mosque with their dome light on instead of giving out tickets. What's that going to do; okay? Have they been told to stay away? The problem is -- look, the problem is being caused because of a loophole in the law. They only need to supply parking for people entering into the building. One spot for every four people. When the law was written, all worshippers went into the building. Maybe it's time to have the Building Department look into their wording. According to the chairman, they have an addition 300 people praying outside on Fridays and 200 people during Ramadan. This is an additional 200 to 250 cars. I use this number because the four-to-one ratio is not what we're seeing with our own eyes. Ninety to 95 percent of the cars have one person in them. Where are these cars parking? In the neighborhood, illegally. I spoke with the chairman, he came to my house, we talked for 45 minutes, almost an hour, and he told about a similar problem with a church in Bellerose Village. They solved the problem by only allowing neighborhood people to park in the streets. Can we contact the Town of Hempstead and ask them how they fixed that problem? Where are these 300 people going to pray in the rain, snow and cold? They won't be outside then. The Town of North Hempstead building capacity would then be exceeded creating another safety issue. The chairman stated to me that it's only for a half an hour on Fridays, so it's okay. It's still breaking the law. Has the North Hempstead Code Enforcement ever gone to the location to check for compliance? If not, why? The fire marshal said they have to be called to the location. By the time you see over, say, the -- whatever the limit is, 132 people go in and call them, they're going to get there, the people are gone. They're only there for an hour. Maybe you could get them there; all right? The disrespect we are being

shown, it's disgusting. It's certainly not neighborly. The lack of support from the Town is equally disgusting. I have about another 30 seconds; may I finish?

COUNCILMAN WALSH: Go ahead, go.

MR. HEESEMANN: Okay. Illegally parked cars, the congestion on Ramadan, holidays and Fridays, has made the community unsafe on these days and has become a substantial burden to the residents. I shouldn't have to police the illegally parked cars. My wife and I only go four houses north and south of our house to tell people they're parking illegally and that they need to move, and I got cursed at, asked who we are telling them to move. We're just ignored. One person wanted to see a badge. Our taxes should be taken care of, the mess that has been created by ignoring --by the ignoring of parking laws. Please help the community regain its dignity, whatever the outcome of tonight's meeting. I hope the Town of North Hempstead continues to send the Parking Violations Bureau to give out tickets and help to correct this ongoing 10 year problem that has been ignored. Thank you, very much.

SUPERVISOR DESENA: Thank you.

CLERK SRIVASTAVA: Thank you. Donna O'Callahan?

COUNCILMAN TROIANO: I'm sorry, can I -- do you mind if I ask --

CLERK SRIVASTAVA: Donna?

COUNCILMAN TROIANO: Do you mind if I ask the Town Attorney a couple of questions?

CLERK SRIVASTAVA: Yes.

SUPERVISOR DESENA: Okay.

COUNCILMAN TROIANO: Town Attorney?

MR. CHIARA: Sure.

COUNCILMAN TROIANO: I know you don't know the specifics, but this gentlemen said that in Bellerose they limited parking on local streets to local residents, and as far as I know, that's against the law because everybody in, Bellerose is in the Town of Hempstead, pays taxes for those roads as do people who live in New York State.

MR. HEESEMANN: He told me, he came to my house --

COUNCILMAN TROIANO: I'm not --SO thank you, I'm asking the Town Attorney now. So are you able to comment on that? I know you don't have all the facts in this case but you -- just as a general rule of law; isn't that not permissible?

MR. CHIARA: I mean, I don't know the facts, Councilman, but I do know there are times when the governments can allow certain types of permitting between certain hours.

COUNCILMAN TROIANO: I know we can, I know we can restrict parking in the street but I'm not certain we can allow parking for a certain class of residents.

MR. CHIARA: I think it could be --it would be limited to over --my understanding is, I know the Town of Hempstead does it around Elmont for overnight parking.

COUNCILMAN TROIANO: Would they say you have to be a resident?

MR. CHIARA: They allow permit parking, they allow permitting parking at certain areas

because the town could restrict overnight parking; right?

COUNCILMAN TROIANO: Well, I'm aware that we could restrict all overnight parking.

MR. CHIARA: You could restrict parking completely.

COUNCILMAN TROIANO: Yeah, exactly, but I'm not aware that we could say, if you live on 9th Street, that only you can park on 9th Street, which is basically what this gentlemen has -- I know you didn't -- I know it's not coming from you, but --

MR. CHIARA: I could certainly look into it, I mean, I know, obviously, governments --

COUNCILMAN TROIANO: All right, then --

MR. CHIARA: -- can restrict certain types of parking, I don't think they can do it across the board.

COUNCILMAN TROIANO: Okay, all right, so that would be helpful, and then the second thing is that it's my understanding that the federal, that Congress limits our ability, I'm sorry, when I say our town government's ability to enforce some of its building codes against religious institutions, and you know, that's not a legal recitation of that law but what I want to take that to is, do we have the ability, even for religious institutions, to maintain what I believe is State code for how many people can be in a building at any given time? Or are religious institutions protected there as well, and you may not have that answer right off the cuff. No, thank you, thank you.

MR. CHIARA: Yeah, I prefer, I mean, I have, I could give you some of the answer but I really --

COUNCILMAN TROIANO: Mm-hmm, that's okay.

MR. CHIARA: -- legal advice and --

COUNCILMAN TROIANO: And I know that could be a complicated question. Thank you.

COUNCILMAN WALSH: And I just know that in Queens, New York, Forest Hills area, you can only park in the Forest Hills area, the immediate area, if you are a resident. So I don't know how that fits in, it's the City of New York, but you can only park if you're a resident in Forest Hills or if you have a letter from the homeowner saying that you're working in the house. I've experienced that because I got summonses over there, I was painting somebody's house. I don't know how that works.

SUPERVISOR DESENA: Hold on, hold on, hold on. If you're going to speak, you have to speak in the microphone but we really have to move on.

MR. HEESEMANN: All right, I'll just say this, and I'll move on; okay? To answer your question, the only time a town can rule over a religious thing is if it's causing substantial burden to the community, and that's what going on in this community now. If you went by, I don't know who's been there, if you come by and see what's going on there, where are these 300 cars parked? In the community, and they're all parking illegally. They pull up, they park in the driveway and say they're going to pray. Well, move the car. I'm parking by the fire hydrant. I said you can't park by the fire hydrant. Well, we're just going to pray, we're late, and they leave it there, and no one was coming by to give tickets out. It's been going on for a long time.

COUNCILMAN WALSH: Well, that's not true because about five weeks ago, the Nassau

County Police were there, I was there also, hold on, you know --

MR. HEESEMANN: Okay.

COUNCILMAN WALSH: Please let me speak.

MR. HEESEMANN: Okay.

COUNCILMAN WALSH: About five weeks ago, I was there, also, and the Nassau County Police were there, and they issued 15 summonses.

MR. HEESEMANN: I was there, too.

COUNCILMAN WALSH: Okay, well, you live there, but you just said nobody's giving out summonses. So I just want to --

MR. HEESEMANN: Until five weeks ago. What's going on for the last 10 years?

COUNCILMAN WALSH: Listen, I'm not debating you, you know. You just made a statement, and I was there when they gave them out.

MR. HEESEMANN: Okay.

COUNCILWOMAN DALIMONTE: Councilman Walsh, I was there, as well, I think the week before you or the week after you, and there were issued, I think, over 20 tickets that day, Nassau County Police. So I think it's very important that we make sure we know the Nassau County police have been working on it. So I think that that's why I want to correct the statement, as well.

SUPERVISOR DESENA: Okay, go ahead. Please state your name.

MS. O'CALLAHAN: Donna O'Callahan, I live on Hillside Boulevard in the Town of North Hempstead, and I have photos of the cars they missed, and I also have some literature, if I'm allowed to give it out, for the schedule and the letter that the mosque gave us, and I'm here to express my concerns with this institution and the proposed expansion. A former tax-paying bank and four residential houses were knocked down to build the center. A fifth is waiting in the wings.

COUNCILMAN TROIANO: I'm sorry, can you speak directly into the mic? I'm having a hard time hearing you.

MS. O'CALLAHAN: Oh, sure. This has been a great financial loss, quality of life loss, and most importantly, has caused safety and peace issues in the community. While the center has gained a place to worship, the residents must put up with blocked fire hydrants, street closures, overcrowded parking, blocked driveways and crosswalks, double parking, traffic, litter, noise and confrontations. Additionally, congregants take some, if not all of the parking spaces of our local businesses. The little onsite parking the center could offer is prevented by being used when they have their tents erected, services outside or used for basketball. Even though it's a safety hazard, the fire marshal isn't notified that during certain services the center closes Clausen Place and uses it for a parking lot. Earlier this year, a house on Clausen Place was involved in a major fire. If it had been during the street closure, blocked the cars and a blocked fire hydrant, the consequences could have been deadly. I am unaware of any other gathering place or business that's allowed to do this. We couldn't even get a permit to have a block party after CVS opened because we were told it's too dangerous. The center gets special treatment. My

neighbor asked a congregant not to park in front of the hydrant, and they called him a dick, on tape. My son had to drive across a neighbor's lawn to get out after being completely blocked in. When a congregant completely blocked me in for almost an hour, I asked him how he didn't see my driveway. His response was that he had to go pray. What if I had an emergency and had to leave? Since the congregants don't observe the local laws, it's doubtful they're going to observe any increased traffic laws, especially the center's suggested posting of an unenforceable no left turn sign. These plans call to close off the curb cut to the main entrance just off Hillside Avenue forcing hundreds of congregants to enter and exit through the residential side streets. This was proposed to make it safer for the congregants. Please consider the safety of the existing residents. There are five daily -- five services daily, Sunday school and afternoon classes. The busiest weekly service is Friday at one. Services, especially during the holy month, start at sunrise and go until midnight. Traffic coming and going needs to remain at Hillside Avenue entrance, not using the side streets all hours of the day and night, inconveniencing and disrupting local taxpaying residents that live in this county. Can I finish it?

SUPERVISOR DESENA: Can you finish up?

MS. O'CALLAHAN: At the June meeting, the chairman informed us, in writing, three more centers opened two miles within the center, and the expansion was not needed to increase the worshipers, just to accommodate people already coming. No one is being prevented from their worship. At the Queens center, they have no parking lot at all. This center came to a very established neighborhood. Now they want all of the residents to deal with a major building, possibly the tallest in New Hyde Park and traffic reconfigurations to accommodate congregants from inside and outside the county and put the cost, inconvenience and burden on those of us on the tax roll. This is unnecessary, unsustainable and dangerous. The safety and community issues that currently exist will only be exacerbated by adding addition square footage on an already overcrowded corner of our community. Whatever conveniences you rubber stamp for them become bigger headaches and an even greater threat to public safety, peace and order for the taxpaying constituents that elected you to represent us and put our community first.

SUPERVISOR DESENA: Thank you.

CLERK SRIVASTAVA: Thank you.

MS. O'CALLAHAN: I do have a copy of the letter that was given out at the meeting, and their schedule and the photographs of what we live through.

SUPERVISOR DESENA: Okay, thank you.

COUNCILMAN ADHAMI: Thank you.

CLERK SRIVASTAVA: Jenny Wray?

SUPERVISOR DESENA: Listen, Mr. McHugh, you can have a chance after everyone finishes, but let's -- there are a lot of people here.

MR. McHUGH: She's conceded.

SUPERVISOR DESENA: I know, but --

MR. McHUGH: Under your rules of order, that's permissible. I didn't go here 33 years.

SUPERVISOR DESENA: I'm going to let you speak, again, at the end, after we've heard everyone else who's put in a card.

MR. McHUGH: Okay, because I spent a lot of time on this.

SUPERVISOR DESENA: I know.

MR. McHUGH: And I FOIL'd this. Nobody else has those plans but then I have them.

COUNCILMAN WALSH: Thank you, Mr. McHugh, we'll let you speak later.

CLERK SRIVASTAVA: Rhonda Rosenfeld?

MS. WRAY: Good evening, and thank you for letting me address the Board. My name is Jenny Wray, and I live at 1012 North 2nd Street. I want to start by saying the quality of life in New Hyde Park has gone downhill. Every Friday is horrible. Yes, the police were here this Friday and the last Friday, and I spoke with them. The woman in the traffic vehicle said they issued 15 summonses in 30 minutes, not two that was just reported, 15, and when you approach people when they're parking at the fire hydrant, they go, I'm late, I got to pray, I'll move the car later. They're very disrespectful. My neighbor's driveway was blocked. They go, we'll be back and they run away. I don't know what we have to do unless you come there and see what Friday is like. It's a maze, people are going perpendicular onto Hillside Avenue, double parking, blocking driveways, not being nice. I mean, I'm a very respectful person. I was like, please, don't park here, it's a driveway, I have a disabled husband, I may have to leave. I'll be back, and they just leave or they grunt at me, pretend like they don't understand me. So please listen to everyone's concerns. There is not ample parking on North 2nd and 3rd Street. I've seen them walk across the street and go to Stop & Shop, but now, supposedly, there's a new store opening up in the Stop & Shop mall. So there may not be parking spots available for all the congruents (sic). So I have to say, the congregation, the people who are running the temple might have their -- our interests at heart, but the congruents (sic) who are coming from all over do not. It's not their home, it's not their neighborhood. It's littered, people being disrespectful, and there's no parking, and we shouldn't be paying taxes at high amounts not to be able to park in front of our house if we have to run out to the store. Thank you, very much.

SUPERVISOR DESENA: Thank you.

CLERK SRIVASTAVA: Thank you. Rhonda Rosenfeld?

COUNCILMAN WALSH: He can speak at the end.

SUPERVISOR DESENA: Okay, next?

CLERK SRIVASTAVA: Steve Bower? Steve Bower? Steve Bower? No?

COUNCILMAN WALSH: Okay.

CLERK SRIVASTAVA: Shams Arakhan? Joe D'Amico (phonetic)? D'Amico (phonetic)? Yes, please come.

SUPERVISOR DESENA? Okay, who's next?

CLERK SRIVASTAVA: He's not coming in. Anna D'Amico (phonetic)? DiCamillo?

MS. DICAMILLO: Marietta DiCamillo, New Hyde Park, New York, not far from this. When I looked at this -- when I listened to the site plan review, and I'll use that very loosely as a term to describe what we just saw, I have to tell you, I've been scratching my head trying to figure out where this place is because it is not representative of what that corner looks like. Where's the gas station and the narrow street? This looks like something that is not representative of that

actual area. The other thing is, I have to echo the sentiment of the lady who spoke a little bit before. The conditions that we endure, and I use the word endure, in New Hyde Park is very grave and very different from even the last five years. What we have happening in New Hyde Park, and no offense to anybody from Queens, I'm from Queens. I moved out here because I wanted to have a more quality of life, beautiful trees and tree-lined streets, and I'm faced with homes that are too big for the property and buildings that want to build to the sky. We have to maintain the quality and standards of life that all of us should have. We moved out here for a reason, and we should have that quality of life. You guys don't have to approve this huge expansion, and that's what it is, and I have to say I question the fact when someone says they're building a tremendous building, and there's only going to be 50 more people that could come in there. I have to say I question that because why would you endure an added expense if that's all you're going to do, and frankly, I'm tired of the Friday afternoon. I live two blocks north of the property, and I'm tired of the Friday afternoons where all of these cars are parked in my community, too. We all endure this, and there's no reason why this expansion has to be done, and the government doesn't mandate that you grant it, and I request that you not, and thank you.

SUPERVISOR DESENA: Thank you.

CLERK SRIVASTAVA: Thank you. Gregory Cairo? Gregory Cairo? Yeah. Number three, okay. Adam Zelinski (phonetic)? Colleen Heesemann?

MS. HEESEMANN: Hello, my name is Colleen Heesemann, I live at 1018 Hillside Boulevard, New Hyde Park, New York, and just to add to that. If they can issue 15 tickets in that short of time that they are not -- you can prove that they're not following the law, and the mere fact that we need to have the police there, it's a problem, so I just wanted to start with that. I'm here because the expansion of the mosque is not only a public safety issue, a quality of life issue, but a substantial burden to our entire community. This is not a religious issue. The mosque keeps moving the goalpost, coming unprepared and postponing the public meeting several times. In addition, they changed agreements originally made, and then -- originally made, and in the meantime our quality of life is being impacted for the worst. The congestion, the litter, the safety issue with parking, blocking driveways, blocking crosswalks, double parking, blocked streets, blocked fire hydrants, it's out of control, and with this expansion it's only going to get worse. One of the original verbal agreements was saying that no substantial projected sound into the community during services from loudspeakers would be used. That was a lie. I had company visiting, and we could hear every word of the service. They could not believe the Town of North Hempstead allowed it. Stating that they -- that we are not impacted on Fridays, holidays and Ramadan during the afternoon services because very few people from the community are home or around, that's a lie. Stating that Ramadan and holidays for the evening services, which go well into the night, most everyone from the community are already home and inside, already. Well, that's a lie. How about when we go out to dinner, shopping, meetings, school events, and when we get home we can't get into our driveways or park by our homes. When I see illegal parking and bring it to their attention, I am told to mind my own business, cursed out or completely ignored. The word respect is a two-way street. Stickers on the windows do absolutely nothing. I saw a car one week with the sticker for parking illegally, and the next week the very same car parked illegally, again, by a fire hydrant on another street. This is not neighborly. This is not safe, and this is no way to live. This is truly a burden on our community. Crossing the street shouldn't be a dangerous feat. This past Friday, I was almost hit when crossing Hillside Boulevard. A member of the mosque blew past, through the stop sign,

and when I caught up with him after he parked, he said, sorry, he was late. This is the normal, not the exception. I worry for the safety of our children and elderly, as well. The whole landscape and charm of New Hyde Park is being changed by knocking down four homes so far and replacing them with parking lots and tall buildings, and still to come, talk of a senior center to be built in the middle of the community which only means more homes knocked down, more traffic and more taxes for everyone because the mosque is exempt. It is like trying to get 10 pounds of potatoes into a five pound bag. I only hope that the Board does not rubber stamp this request without giving proper consideration to our concerns and the toll and effect on our quality of life, as well as the public safety issue. The mosque has had 10 years to resolve this problem, and even though they know we are watching, they just don't care, and enough is enough. We've taken a lot, we really have.

SUPERVISOR DESENA: Thank you.

CLERK SRIVASTAVA: Thank you.

COUNCILWOMAN LURVEY: Commissioner Levine?

COMMISSIONER LEVINE: Yes.

COUNCILWOMAN LURVEY: I'm a little confused up here. There's a page from the site plan being passed --

COUNCILMAN TROIANO: You're going to ask about the disapproval?

COUNCILWOMAN LURVEY: Yeah.

COUNCILMAN TROIANO: So I learned -do you want to speak to that, Mike?

COMMISSIONER LEVINE: Yeah, right. There is a disapproval stamp from the Building Plans Examiner because Buildings issues a disapproval for any reason that it cannot issue the permit. So that could be one of two things. Something that doesn't comply with the code dimensionally or as is the case here, they don't have the authority because it requires Town Board approval. So the disapproval letter that accompanied this, the only thing that was cited was the need for Town Board approval. Once that's given, another plan will be issued that supersedes this one.

COUNCILMAN TROIANO: Sorry to the Town Board for creating a stir about that.

COUNCILWOMAN LURVEY: You did confuse us. Can you also please confirm the Planning Department put out a memorandum. Is the latest memorandum dated June 6th or is there one after that?

COMMISSIONER LEVINE: That's the final memorandum that the department issued, so that predates the plan. The only difference in the plan is the restriping of the east side, southeast corner. So the aisles were rotated so they now have 43 spaces in excess of what they had before. That was the plan that was presented here last time but hadn't been submitted yet.

COUNCILWOMAN LURVEY: Okay.

COMMISSIONER LEVINE: So now it's gone through the proper course, Building Department has reviewed it, indicated that it meets code, and then, you know, green lighted it to be heard tonight.

COUNCILWOMAN LURVEY: So the June 6th memo's analysis and conclusions still stand.

COMMISSIONER LEVINE: Right, right. The only difference in the plan is the addition of

extra parking spaces.

COUNCILWOMAN LURVEY: How many extra?

COMMISSIONER LEVINE: I believe it's six extra.

COUNCILWOMAN LURVEY: Okay, thank you.

SUPERVISOR DESENA: Commissioner, why was it disapproved?

COMMISSIONER LEVINE: The Building Department disapproved it because they don't have the authority to issue the permit on a site plan that requires Town Board approval first.

COUNCILMAN WALSH: I just learned about it right now.

COMMISSIONER LEVINE: Right. There's two reasons for disapproval. One is non-compliance with the code. The second is, procedurally, the Building Department doesn't have authority because it needs approval of another Board first. Sometimes, both are in play. In this case, the only reason cited was, "requires Town Board approval." If the Board grants approval, then as I said before, the Building Department will then supersede this with a plan that's stamped approved.

SUPERVISOR DESENA: And what's the reason that this requires Town Board approval?

COMMISSIONER LEVINE: Because it's a building expansion, and we have a very, very low threshold, 750 square feet is the threshold. The expansion's above that so that triggers a site plan review. Also, the site, now that it's been expanded with the purchase of additional homes, is now greater than 25,000 square feet. When the plan first came in in 2013, it was a smaller site area, and the Town Board -- neither Town Board nor Zoning Board review was required. So that was approved on a straight building permit. Why that matters is there was no opportunity then for either board to place any sort of limiting conditions or enforcement conditions on it. So when we hear about agreements that were made, those happen, but those are between private parties they're not enforceable by the Town, they don't have the force of the law. Now, if the Board's able to approve this plan, you will have the opportunity, if appropriate, to put limiting conditions on it which would be enforceable.

SUPERVISOR DESENA: Thank you.

COUNCILMAN TROIANO: I'm sorry, and did this project -- does this project require a traffic engineer's report.

COMMISSIONER LEVINE: Yes, that was provided.

COUNCILMAN TROIANO: So that didn't -- the report that we got, I don't know, June I guess it was, that didn't require anything to be redone given the new plans?

COMMISSIONER LEVINE: No, because your demand, your traffic demand doesn't necessarily change. The supply of space is increased. Your traffic demand is driven by the occupancy of the building.

COUNCILMAN TROIANO: So it only got better.

COMMISSIONER LEVINE: Right, so you know, everything, non-technical jargon, everything checks out but that's because it's predicated on the building occupancy and staying within the building occupancy. The problem that's been raised, not just tonight but through the years, is not really the plan as drawn. The plan, as drawn in 2013 was within code. The current one's in

code. It's whether there is adherence to the occupancy limits. That's really what the question is, and of course, the traffic will not necessarily address a plan that's not in adherence with the code.

COUNCILMAN WALSH: So we can't go forward with this now.

SUPERVISOR DESENA: No, we can't.

COUNCILMAN ZUCKERMAN: Commissioner, I have a question. In total, how many parking spots are on the site?

COMMISSIONER LEVINE: The current plan is for 43.

COUNCILMAN ZUCKERMAN: Thank you.

COMMISSIONER LEVINE: Did I miss one?

COUNCILMAN WALSH: That's the total if this is approved.

COMMISSIONER LEVINE: That's the proposal, yes.

COUNCILMAN WALSH: Yeah, okay.

COMMISSIONER LEVINE: Proposal is to increase the building but also increase the parking to 44. Again, according to the code, it complies. The question is whether the real world occupancy matches what's on the plan.

CLERK SRIVASTAVA: We have one more card on this.

COUNCILMAN TROIANO: I'm sorry, it was stated that the capacity of the building is 133. Is that accurate?

COMMISSIONER LEVINE: Okay, I didn't bring that page with me, that's -- the Building Department has a set formula based in State code. So occupancy is an assigned number of square feet per person. So I'll confirm with Buildings, but for now, I'll accept that number as accurate.

COUNCILMAN TROIANO: I'm sorry, what was the last thing you said, Mike?

COMMISSIONER LEVINE: I said, for the moment, I'll accept that number. Jim's about to --

COUNCILMAN TROIANO: It does seem like a large building to only have 133 occupants.

So let me ask you this then. If it is 133, is 43 a typical -- is 43 parking spaces a typical ratio you might find?

COMMISSIONER LEVINE: Yeah, well, the code assigns one parking space for every four legal occupants and the occupancy, again, is as defined in state building code. So yeah, that ratio sounds right.

COUNCILWOMAN LURVEY: One parking space to how many?

COMMISSIONER LEVINE: To four legal occupants. The building is classified as a place of public assembly, and the required parking is a one per four ratio based on the occupancy limit of the building.

CLERK SRIVASTAVA: One more card on this item. Mary Ann? Yes. Mary Ann? Mary Ann?

SUPERVISOR DESENA: She's going to pass and let Mr. McHugh continue speaking.

CLERK SRIVASTAVA: Mr. McHugh, okay.

COUNCILMAN ADHAMI: Commissioner Levine? Who sets that parking ratio of four to one?

COMMISSIONER LEVINE: The parking ratio is set by the town zoning code, so adopted by the Town Board, could be changed by the town Board, but the code is, for this application is, as you know, frozen as of the date of the application.

SUPERVISOR DESENA: And Commissioner, when this was considered in 2013, you said it didn't require Town Board review?

COMMISSIONER LEVINE: Correct. The site fell below the minimum threshold. They've since added properties to enlarge the site. So it did not go before the Board back in 2013. It was on a -- what's called a straight building permit.

SUPERVISOR DESENA: And does that mean that there was review of the parking?

COMMISSIONER LEVINE: There was review of the parking, yes, but the Building Department just has what's called nondiscretionary review. So they just confirm it meets the code or it doesn't. They don't have the authority to issue, like, advisory opinions or limiting conditions. The Board can do that but this didn't go to a board at the time. So this is the first opportunity, if it is appropriate, to place any sort of limiting conditions on operations. This is the first opportunity the Board has had to do that.

SUPERVISOR DESENA: Thank you. Okay, Mr. McHugh, would you like to speak a little more?

MR. McHUGH: Real quick follow-up on what Mike just said. The 107 --

SUPERVISOR DESENA: Can you pull the microphone up a little bit.

MR. McHUGH: The 107 allowed them to have 30 spaces when it was approved back in 2012; okay? Because it met the minimum threshold. If you do the math, that means the minimum threshold could have been 120 people in the building. They were allowed 107. So the 30 spaces they originally were granted was within the threshold. The problem is, and I'd like to address in the future, not tonight, with the Planning Commissioner, is that code, part of the code is obsolete. The four-to-one ratio is ridiculous, and I think what's playing out here, and it's going to play out in other projects, is that it is obsolete. It needs to be revised, and I volunteer myself to work with the Planning Department as I have done in the past when we went over Residential C and revised it. I was a part of that process. I've been here 33 years, and I've been very involved in my community and in this Town; okay? So I'm willing to do what we got to do because to avoid this mess in the future; all right? Now I'm going to get to this. We addressed they have 44 spaces which meets the threshold, 133, do the math. They have more than enough. They only need 35, no, 33, to meet the threshold. The original plan that they gave you last time was 35. They added nine, nine spaces to get to 44. Now where did those magic spaces go? Well, they reconfigured the parking lot striping, so they picked up three. The other six are under the cantilever. The construction is going to cantilever out into the parking lot and stanchions will hold up the building. I went through the building plans, too; okay? You're going to put six spaces under the cantilever. That's not illegal, you can do it; okay? However, it becomes a safety issue. I spoke to my engineer, architect, friend who helped me on this the last time over

the years, and he said, that's fine, but you better do two things when you get to the construction phase. Make sure those stanchions that hold that cantilever up are steel, not metal, so that they're strong enough to take the load, and the second reason you want steel is you need to bollard the bottom of it. A bollard is a cement block that goes around the bottom of the stanchion to protect it in case it's hit by a vehicle, a truck, a car, whatever, because if you don't -- my architect friend says, this is a must, and it's not on your plans; okay? Because if a vehicle hits that, a big enough vehicle, and takes that stanchion out, you're going to destabilize the building. It's sticking 40 feet out into the parking lot. Everybody's got to go look at the construction part of this. We're all focusing on the parking, which is important, but there's construction issues. I'm going to keep going because I have more time from other people. All right, so that, I wanted to address that part. Where did those magic spaces come from? Well, that's where they are. So we need to do some safety issues here. This has always been about safety for me from day one. It was never about a religious issue, and if you go back and look at the history, you'll see that; okay? Myself and Bill Maddock, when the building got shut down for 11 months and got redesigned, it was always about building a safe structure, and this is still about safety. It's about the safety for the community with the parking. It's also a safety issue if you're parking in front of a fire hydrant, that's a safety issue; okay? We can't have this. I addressed Clausen Place where the additional cars were going, and they're still doing that and I -- the problem is, as one of my residents said, we had a fire on that block on --right off of Clausen, just recently. Fortunately, it was at a time where there was nothing going on at the mosque, so Clausen wasn't blocked off. The Fire Department wouldn't have been able to easily get to that house with Clausen blocked off. If that timing had been poor, we would've been in trouble. They would have had to go all the way around to Hillside Boulevard to get to that house; okay? That house is now being remediated because of the fire. Safety. Now the curb cuts. I want to address the traffic study. I went through the traffic study, I read it. I'm not going to give you all the numbers, not going to waste your time. I'm going to summarize it. Basically, the traffic study, at the hours that were done, were okay except for one exception. The 1:30, that was all done on Friday, that's all fine and dandy, I won't even give you the numbers. But nothing was done. The study is inadequate because during Ramadan, when you had the late sessions and there's a lot of cars, okay, nothing was done in the traffic study during that month, during those sessions in the evening that go from 8:30, okay, all the way up to 11:30 at night. Now you say, well, how much traffic do you get? Well, we're not just looking at the traffic on Hillside, we're looking at the comings and goings to the mosque. That's the traffic we're talking about and where those cars are going. During that month, I live on 1st Street and White, which is about a block and-a-half away, during that month, cars go all the way over to Cherry, they go all the way over to North 4th Street, they go all the way south, they go to the north side to Stewart, they're everywhere, illegally parked at Stop & Shop, illegal parked at CVS. CVS said, if you do it we're going to tow you; okay? This is -- I want to come up with a solution tonight. I'm not somebody who just comes and complains. I try to find solutions; okay? We have gotten to the desperation point where we had to have law enforcement come in. That was only the last five weeks. This has been going on for years. The last five weeks we got some help. We got law - - the code got enforced, finally, after being ignored for a while, quite a while. The community-at-large are good people, they want to live in peace but this is disturbing their peace, okay, and Mr. Aziz and I are very good, you know, we get along fine, we're not hostile to one another, but we have a problem, and we've got to solve it. Tonight's the night, this is it, it's in your hands now.

COUNCILMAN TROIANO: Can I just ask? Are you suggesting that with this new

construction the problem in the community gets worse?

MR. McHUGH: Yes, it will, because --

COUNCILMAN TROIANO: I think it's going to be the same.

MR. McHUGH: Here's why, Councilman. They're claiming now they have 250 people showing up for prayer at a building that only holds 133, legally. Now you could stuff more people in the building. Construction-wise, from what my people have told me, my engineer, my construction friends, it's a two-to-one ratio. So whatever you see that 133, technically, you could put up to 260 people into a building if it's built safely; okay? It could hold that construction load. But under the fire code, that's illegal. Why? Because you have to evacuate those people in the event of a safety issue, a fire, and you can't get that many people out of the building, that size building, that quickly, and you're going to lose lives. So that's why the fire code is more restrictive than what the engineering capacity of the building is; okay? Now these are claims, we're --okay, the people were out in the tents before, praying. That's where we put the additional people, in the parking lot. Where are they going now? We're adding an addition. Only 26 more people. You can't stuff 250 people into that building, legally. So where's the overflow going to go? In my opinion, it's going to go back into parking lot into tents again.

COUNCILMAN TROIANO: I'm just asking the applicant, and excuse me for not knowing this already, but are you expanding the worship area of the mosque?

COUNCILMAN WALSH: Mr. McHugh --

SUPERVISOR DESENA: Mr. McHugh, can you just let him answer the question?

MR. BHUIYAN: As far as the parking space is concerned --

COUNCILMAN TROIANO: No, no --

MR. BHUIYAN: I'm just getting to the point.

COUNCILMAN TROIANO: No, I just want to know how you --

MR. BHUIYAN: Yes, including the Certificate of Occupancy. Currently, you have 132 is going to give us more than 176 plus.

COUNCILMAN TROIANO: But are you going to expand the area? So, you're familiar with the mosque in Westbury.

MR. BHUIYAN: Sure, sure.

COUNCILMAN TROIANO: And they underwent an expansion program many years ago but they didn't expand the size of the worship area.

MR. BHUIYAN: So --

COUNCILMAN TROIANO: But they added a school and some other amenities. So what I'm asking is, with this project, are you expanding the number of people that can come to pray, to worship, particularly, at 2:00 in the afternoon?

MR. BHUIYAN: So this -- this parking --so the main parking space remains the same.

COUNCILMAN TROIANO: I'm not asking --

MR. BHUIYAN: Sorry, yeah, the prayer space remains the same.

COUNCILMAN TROIANO: Okay.

MR. BHUIYAN: We're not expanding the prayer space. Main prayer space remains the same. So the other areas that you are adding, there will be the libraries, you know, recreation facilities, I'm sorry, libraries for the boys, girls and elders, and you know, we cannot have the boys and girls together. Just got a text to clarify from my architect. Yeah, female library, male library, kids library. So we'll all have those separate in this occasion.

COUNCILMAN TROIANO: Right. So during worship services, is it, in your faith, is it appropriate for congregants to be, for example, in the library.

MR. BHUIYAN: Yes.

COUNCILMAN TROIANO: So in effect, the worship area, even though the place you may identify now as a worship area is not going to expand, but the number of people that are attracted to come to the mosque might expand because they can now go to the library and be part of the prayer service.

MR. BHUIYAN: The number of people there, they're already there. They're already there, meaning, right now they're praying outside. So the people, as they mentioned, that we accommodate them with that tent.

COUNCILMAN TROIANO: They can move inside.

MR. BHUIYAN: Right.

COUNCILMAN TROIANO: But a new group would come and pray outside.

MR. BHUIYAN: I mean, as I said, there has not been an increase of numbers of peoples for the last five years. I mean, if you look at any statistics, any day you go, and not only that, we also have five services right now, sorry, four services. Three at our location, at our Hillside Islamic Center and one at Elks Lodge. The reason we are spreading it out simply because to accommodate just people, so not everybody come at the same time. So that's the consideration, understanding that too many people will show up at 1:30 or one o'clock service. So we spread it out so that we can accommodate those people who come, they can go to the other services.

COUNCILWOMAN LURVEY: So can I --may I?

MR. BHUIYAN: Sure.

COUNCILWOMAN LURVEY: Do you have tents there now in the parking lot?

MR. BHUIYAN: We don't, we don't.

COUNCILWOMAN LURVEY: No?

MR. BHUIYAN: No.

COUNCILWOMAN LURVEY: When do you put up the tents?

MR. BHUIYAN: So only during the month of Ramadan, and I just want to, also want to address that. Only during the month of Ramadan, also we close Clausen Street sic). Clausen Street (sic) is not closed every day. It's only during the month of Ramadan when we close it from nine to 11, as Mr. McHugh mentioned, 11 to nine to 11, 11:30. During the month of Ramadan, we also rent the parking lots for the diners up to nine o'clock. He has no business so he rents it to us. So we have, not only do we have the parking lot of the Hillside Islamic Center, we

also have Clausen Street (sic) from nine to 11:30, and then we also have the parking lot for the diners. So those are there, additional parking spaces available for us.

COUNCIL WOMAN LURVEY: Is it possible to rent the diner lot at other times, as well?

MR. BHUIYAN: During the business time, he's not willing to rent it to us. Only in the evening. That's when he rents, and we take it from him. If I may just make some comments about some of the -- the current C of O is 132 and not 107, just to clarify that. So right now, we have a certificate of 132, and just to clarify the 107, and again, going back to the quality of life, I really appreciate my friends coming out and telling us the quality of life issues that we have had before we moved in. I remember when I first bought this location of the Hillside Islamic Center, it was grass up to my head. I went inside, nobody could see it. It was there in that condition for seven years. The houses on, matter for 1039 North 3rd Street that we purchased, it was pretty much an abandoned house. The guy had the steps, one broken, another one broken, that's the house we took over. If you look at any homes in the community that had people, you know, revitalize, you know, renovated to the point that when we -- me and Bill from the Civic Association walked through the neighborhood, he even admitted that this is something, what a change, very well kept lawn, very well kept homes, and contrary to what my neighbors said, I don't see in the leaders. Matter of fact, Hillside Islamic Center and the surrounding neighbors are the best kept, you know, the lawn, the streets, because we have -- not only do we have our own employees, our volunteers as we go there. So just to quality of life, we are as much concerned as they are, and we have actually contributed to improve it, and if you want, any of you are welcome to go, and if you have the Google Maps going 13, 14 years ago, look at it, and you can see the difference. You can see the difference that we -- the community made, and again, as I said, within the three or four blocks we have more than 50 members of the family of our center moved in, within five, six, seven, ten years, whatever it is. So, and you can see, the community, how much the improvement. So in terms of quality of life, I can say for certain that it has improved for every one of us. Not only do we have the price has gone up to the roof that we cannot even afford to buy anymore, but the whole -- the school system, you go to the New Hyde Park Memorial. This is one of the best school, high school, in the entire Sewanhaka School District, and I think we have a lot to do with it. Our community has contributed to the greater extent. So with all this, I respect what is, I have seen people, even Gary in the morning, their car is blocking the walkway. They're driving the -- they have second car, the Jeep. Every time you go there you'll see their car is parked out there. People do things just for their own convenience, occasionally. Always we have been, from the day we open, we have been informing our community, advising them, to the point that we put sticker on the cars that you are violating, you're parking illegally, and all these things, but again, it is up to the law enforcement authorities. We have always reached out to them to help us to make sure that we maintain the -- there's no violation of the community. Everybody, whoever comes to us there, abide by the, you know, traffic laws and all this thing. Has it happened all the time? It has not, unfortunately, but that's something only so much we can do. Again, going back to the numbers, the number has been steady, it has not increased, and again, there are three more centers just in last five years within two miles radius. So there's no chance of increasing the number. All we are trying to do is accommodate people, those who are outside, put them inside, only on occasion, not every day. If you go there on a five times per, 60, 70 people, no more than that. That's how within the capacity except Friday and month of Ramadan. So again, as I think Town Attorney, or I think, he mentioned that we are within the code. We are doing everything to make sure that they, the people, extra come there, they abide by the law. We have reached out to the law enforcement

authorities, we have been asking them for help, and so far they have been responding. From the time, first day till today, from the last Friday were two or three tickets were issued. When we, me and Bill, walked in the community, I asked my next door neighbor, the first neighbors on the 3rd Street, on the right side, Epi (phonetic), his first name, he said he's been here since 20 something to 18 years, I'm sorry, about 20 years. Only once somebody violated him. Only once.

COUNCILMAN WALSH: Can I ask you a question? You just estimated that about 70 people come to --

MR. BHUIYAN: On a daily prayer.

COUNCILMAN WALSH: Hold on, hold on, 70 people come to prayer. Did you say five o'clock or on a daily basis?

MR. BHUIYAN: No, so you have five times per --

COUNCILMAN WALSH: Let's not get --the 70 people that you refer to --

MR. BHUIYAN: On average.

COUNCILMAN WALSH: They come at --

MR. BHUIYAN: On average, average you have five times daily prayer.

COUNCILMAN WALSH: Okay, so how many people do you estimate come at one o'clock or 1:05 or whatever it is on Friday?

MR. BHUIYAN: So five on a Friday --

COUNCILMAN WALSH: Where you put rugs outside and people are praying on the rugs outside.

MR. BHUIYAN: Easily 400 to 500 people.

COUNCILMAN WALSH: How many?

MR. BHUIYAN: 400 to 500 people.

COUNCILMAN WALSH: Okay, thank you.

COUNCILMAN TROIANO: Can I just --

MR. BHUIYAN: Sure.

COUNCILMAN TROIANO: I just want to say to you, you have a problem, and I'm not giving you, you know, I'm just giving you my opinion, and it has nothing to do with the site plan, to be honest with you, and I hear all the things you said --

SUPERVISOR DESENA: Mr. McHugh, please step back.

COUNCILMAN WALSH: Can you sit down or something?

COUNCILMAN TROIANO: -- I heard all the things you said about increasing the quality of life and maybe even helping the school district have even higher test scores than it might otherwise have, but you know, I -- and some of my Councilmembers have gone to visit the mosque and to see for themselves, to take pictures, and they share some of them, and some of the people in the audience have shared pictures with me but I didn't have to do that because I've lived this.

MR. BHUIYAN: Sure, I know.

COUNCILMAN TROIANO: You know I live just down the street --

MR. BHUIYAN: Sure.

COUNCILMAN TROIANO: -- from the Westbury mosque.

MR. BHUIYAN: I know.

COUNCILMAN TROIANO: And I know that what these people are saying about the reaction they get from some of your congregants, without going there and hearing it myself, I know it's true.

MR. BHUIYAN: Sure.

COUNCILMAN TROIANO: Because we experienced that.

MR. BHUIYAN: But it's not unique to only our community.

COUNCILMAN TROIANO: This is my moment; all right?

MR. BHUIYAN: Sure, sorry.

COUNCILMAN TROIANO: So you've got a problem.

MR. BHUIYAN: Sure.

COUNCILMAN TROIANO: And I agree, and I appreciate that you, as one of the leaders of the Hillside Islamic Center, are doing all you think you can --

MR. BHUIYAN: Sure.

COUNCILMAN TROIANO: --to Stop this.

MR. BHUIYAN: Yes.

COUNCILMAN TROIANO: And I know you're putting on green stickers, and you may get arrested for that --

MR. BHUIYAN: Yes.

COUNCILMAN TROIANO: -- but God bless you for trying. But I don't know what it finally took in Westbury, but I think it did take the leadership of the Westbury mosque to talk with the congregants, that's the only way I can imagine it. We did change --we did put some parking restrictions in place that helped, and maybe you should consider doing that, as well. But in the end, it comes down to your congregants being neighborly.

MR. BHUIYAN: Sure.

COUNCILMAN TROIANO: And living by the tenets of Muhammad because what we're hearing now, does not -- there's an inconsistency, and it's really kind of odd, and I'm sure you can appreciate this, to have people say, I'm going to trample on your rights so I can go pray.

MR. BHUIYAN: No, that's something

COUNCILMAN TROIANO: And SO, you know, you have to solve this; okay? For the benefit of all of these people here who are your neighbors, and as I said, nothing I'm saying now has anything to do with how my vote is going to come out on the site plan because it's a whole

different matter. But I'm just saying to you, you got a problem.

MR. BHUIYAN: Sure.

COUNCILMAN TROIANO: And it's going to be -- I think it's going to take one-on-one interactions with your congregants to stop it or hire your own security people, and maybe you have --

MR. BHUIYAN: I have, I have.

COUNCILMAN TROIANO: -- to go out to the community, and when they see somebody parking -- about to park illegally, that they intercede so that the neighbors don't have to. But you have a problem, and it's going to be on you to fix it, and I hope that we don't, you know, that you don't get the approval, and then if this continues, because it's not fair, and no matter what you think you may have done for the quality of life, having a car sticking out into your driveway, having a fire engine or an ambulance not able to get down the street, is not improving anybody's quality, and so I appreciate you just came up here and told us for five minutes that you were doing or improving the quality of life, but you're not. In the end, as Mr. McHugh said, it's about safety, but it's also about these people's quality of life and being able to get down their own street and park in their driveway without having to risk getting hit by another car as they back out of their driveways. So you know, my unsolicited advice is --

MR. BHUIYAN: Yes.

COUNCILMAN TROIANO: -- fix your problem.

COUNCILMAN WALSH: You know, if I could add to that. You know, the people that you have, especially the guy in the front, works very hard, I would say from -- it's not always at 1:05, the time fluctuates, it moves forward, but for about 20 minutes before the prayer, these guys are out there working hard.

MR. BHUIYAN: Yes.

COUNCILMAN WALSH: They're trying. They're illegally putting these green stickers on cars, and --

MR. BHUIYAN: Yes.

COUNCILMAN WALSH: -- that's okay, you do what you got to do, I'm not saying it's okay to do it, but as hard as they're trying, for example, two weeks ago, I saw the guy in the front, I don't know, working very hard, right opposite, the street that comes into the front of your place, right opposite, there were people double parking. While he had his back -- while he was speaking to them, behind him a woman ran over the cones that you had. So he got them to leave, and then he had to turn around and get this woman, and dragged one of the cones underneath her car, and then everything's fine until about five minutes before prayer. People park across the street, where I parked, actually, in one of the times I went there, in Stop & Shop. But 100 or more people walk across Hillside Avenue including people that are handicapped, people with walkers, young kids, just walk across Hillside Avenue, and no one's gotten run over yet. It's a big safety issue to park in that Stop & Shop. People I see, because I've been there five times, and you know, I like to see things with my own eyes, not just to know what happens in other places, and to be fair, I also went to a Catholic church that's a half a mile from there, which people also complain about on Sunday of excess parking, and they also have a problem. But not near to the point that you have --

MR. BHUIYAN: Sure.

COUNCILMAN WALSH: --in the last five minutes before prayer, and at first I said, look at all these cars, they're all young men pulling up. But then I saw the woman running over the cones, and I saw another woman park right on an angle, I mean, they really do block up the neighborhood, and three weeks ago, a FedEx truck was frozen for about five minutes because he couldn't get through the streets. So like Councilman Troiano said, listen, I would like to see you be able to have your services there, I'd like to see you be able to, you know, go forward with your plans, but you're a burden, not you, but the people that come the last five minutes are actually a burden on the community.

MR. BHUIYAN: And we agree.

COUNCILMAN WALSH: You have to solve that.

MR. BHUIYAN: We agree, and we are doing our best, but we also need help from everyone because, you know, as you said, in any community you go, in the public you tell them. Look, as far as our religion is concerned, if anybody violates anybody's rights, regardless of small or big, you don't have a prayer, and we remind them constantly, every Friday we remind them that when you're blocking somebody, and you're rushing to come to prayer, you think your prayer is accepted, it's not. Not only that, it'll go against you on the day of judgment that you have oppressed somebody.

COUNCILMAN WALSH: The problem is that not everybody is as close to God as you are.

MR. BHUIYAN: Well, that's true, but --so these are issues that we're dealing with, and we have been trying, and we'll continuously try to make sure it doesn't happen again. Yes, we do have a security guy, as you have witnessed that, he goes around. What we were trying to do --

COUNCILMAN WALSH: He works as hard as he can, that guy.

MR. BHUIYAN: Yes, yes, he's very dedicated and he's very, you know, he takes care of business well. So we will probably hire, need to probably hire a private security company, and that's what we're willing to do because in order for us to make sure that -- this is my, our community. We want to make sure everybody in the community is safe and they have whatever they want to do, they're able to do it in their own time, at their time they choose to that we cannot be a burden on them. We 100 percent agree, and we appreciate any help that --

COUNCILMAN WALSH: But you are looking for us to vote tonight, and now you're saying that in the future, you may or may not hire a security guard.

MR. BHUIYAN: No, we will, we will.

COUNCILMAN WALSH: But that is not what exists now. We have to vote on what exists now.

MR. BHUIYAN: We already have security.

COUNCILMAN WALSH: Yeah, but I've been there, and I saw the security working very hard but it doesn't work the last five minutes.

COUNCILWOMAN LURVEY: Councilman Walsh?

COUNCILMAN WALSH: People were in a rush to park. Yes?

COUNCILWOMAN LURVEY: Councilman Walsh, Commissioner Levine said before that it's

possible to condition our approval on certain obligations or conditions on the applicant. So I would wonder if hiring a security company to deal with the parking situation would be a permissible condition on the Town Board's approval.

MR. BHUIYAN: Well --

COUNCILMAN WALSH: Just, before you respond to that, I did hear Mr. Levine, but in reality, actions speak louder than words, and what you see, what you can promise with a security company, a security company is not law enforcement. They can't enforce the law, they can't give out moving violations, they can't give out parking violations.

COUNCILWOMAN LURVEY: Right.

COUNCILMAN WALSH: And they can speak, and they can try, but from what I've seen, like some of the residents have said, some people just want to go and pray, and no matter what, it's all important to the individuals to go and pray, and if they are parking illegally, from what my observation --my observations, that comes second to them going to pray.

MR. BHUIYAN: Well, I think it has changed a little bit because they're getting tickets now, because as I said, the law enforcement said they're -- I think -- there's another department, I think they also go there, at least the two ladies been there for the last three, four weeks. So what we could, we could promise you that we will do our best, whatever it takes. I talked to JC and Sergeant Johnson every Friday morning to make sure somebody's there. I have been doing it for the last month and-a-half, two months, matter of fact. So and they always send somebody there. So they have said they will continue to do that until they see the change of pattern, I mean, but I would want them to do it all the time because Friday is an issue, and we agree. We always remind our, you know, the congregants, the people who come, that this cannot happen, and please don't do it. But again, this is a public space. We can only do so much, and we can promise, as Councilman said, as Councilwoman said, those are the conditions very easy for us to do because we -- money is not the matter. Our concern is to make sure that we, while we pray, our community is not disturbed.

COUNCILMAN TROIANO: Commissioner Levine, is hiring a security company or something along those lines a permissible condition to put on approval of --

COUNCILWOMAN LURVEY: Generally speaking, yes. Zoning Board has certainly done it in certain instances, and basically, the requirement is that it's not overly burdensome and that it does address a real situation, not a made up problem. In this case, we know that we have a parking overflow. So it is a reasonable mitigation to require some sort of security or attendant or however you want to phrase it.

COUNCILMAN TROIANO: And can we do that tonight? Can we add that condition tonight?

COMMISSIONER LEVINE: I'm going to defer to Town Attorney.

SUPERVISOR DESENA: He's going to defer to the Town Attorney.

MR. CHIARA: I think we can add a condition as long as it's a very limited condition.

COUNCILWOMAN DALIMONTE: So when I went to visit, I was trying to get out, and what actually really scared me is, if I did live on that block, and I know that you spoke about a fire, and if an ambulance had to get through to get to one of my loved ones, I don't know if it was going to be able to fit. So I know they did a traffic study, but has the Town of North Hempstead

traffic engineer gone to look at these streets? I mean, I'm just wondering if, and don't get upset with me, neighbors, I'm just wondering if, like, they should be one way because when I tell you I could not get out, and I was with somebody, so I have a witness, I mean, it was like playing dodgeball with my car trying to get out, and all I thought about was, if an ambulance had to get through or fire truck had to get through, you know, I really wonder if the Fire Department -- it would be New Hyde Park, Manhasset, Lakeville.

MR. McHUGH: New Hyde Park Fire Department, the main New Hyde Park Department.

COUNCILWOMAN DALIMONTE: Right, I just wonder if they ever looked at that road near there because it is -- I found it to be very dangerous.

MR. McHUGH: You can ask the Fire Department to take a look.

SUPERVISOR DESENA: Hold on, hold on, Jim, can you speak into the microphone?

COUNCILWOMAN DALIMONTE: Okay, all right, thank you.

MR. BHUIYAN: So just let me address this issue. This is because once you have two cars parked on both sides, that has nothing to do with whether it's Friday or congregants coming to -- but normal, many normal days, and then if you have two cars going and one coming north, towards going north, one coming south, you will have an issue, regardless, whether it's a Friday or any other normal days. So the one where it is one of the options the community can consider but this has not been -- this is not part of the, you know, application we are considering. That's up to the community. If they consider that something, we would have no objection to it.

COUNCILWOMAN DALIMONTE: Yes, but when there is -- when there is a church or a --

MR. BHUIYAN: Mosque.

COUNCILWOMAN DALIMONTE: --a mosque, a business, anything that's on that corner, and they're -- you're having people, just say, customers or parishioners parking there, you have additional parking. So I am sure all the cars that were parked, I believe it was 3rd Avenue (sic).

MR. BHUIYAN: Third Street.

COUNCILWOMAN DALIMONTE: Third Street, are not the residents.

MR. BHUIYAN: Oh, sure.

COUNCILWOMAN DALIMONTE: So that's what I'm saying, like, there was no place to even pull over because if there was nothing on that corner --

MR. BHUIYAN: Mm-hmm.

COUNCILWOMAN DALIMONTE: -- all those cars parked there at that time, there probably would have been half of them.

MR. BHUIYAN: Some empties, yeah.

COUNCILWOMAN DALIMONTE: Correct.

MR. BHUIYAN: I'm done? Okay.

MR. McHUGH: Does this come out of my three minutes?

COUNCILWOMAN DESENA: But Mr. McHugh, can you - -

MR. McHUGH: I'll keep it brief.

SUPERVISOR DESENA: Yes, please try and wrap it up.

MR. McHUGH: Mr. Aziz said, here's the ratio in the building, it's 133. I'm taking it right off the plans. Sixty-four people in the first floor, the prayer area; 37 occupants in the second floor which is above the arch; 25 people plus one employee they're adding on to the original; 26 people in the new construction. That adds up to 132 plus the employee, there'll be two now; okay? It's 133, period. That's the fire code occupancy, and that's right out of the plans. I took it right off of page one. You probably have copies of it, you can look for it, it's a square in the bottom and they lay it out floor by floor; okay? It's not more, the old number wasn't 132. The old number was 107, okay, and that includes the basement; okay? So let's keep our numbers straight. We addressed the curb cuts. One of the things I want to address that Councilwoman Dalimonte brought up is going one way, we discussed that. The problem with that is, 3rd Street, you will trap the people in that block because they can't -- they can go north, but then when they get past CVS, they can only go east, it's one way only, and that's been another violation that tickets have been handed out for, for crossing the double yellow line over the divider to head west, illegally. Illegal left-hand turns, moving violations.

COUNCILWOMAN DALIMONTE: That's dangerous.

COUNCILMAN ZUCKERMAN: When I drove by, that's what I witnessed.

MR. McHUGH: Yeah, well, you'd be getting a ticket if you tried it because now, for the first time in -- since 2016, the last few weeks, the traffic laws are getting enforced, okay, and many of their congregants come from Queens, so they're heading west. That's why they go over that double yellow. They drive over the median because it's flat at that point, it's brick. So you could drive over it to head west. They mentioned the additions that they made. That's true, compared to the first year that we had the opening which was really unbelievable when it came to number of congregants. They have expanded to other areas. However, we drove to each one of them, Donna and I, O'Callahan, just to see what their parking situation was at their other locations. The one in Queens has zero parking lot. They park on the state property, on the state -- on the right-of-ways has parking, and it's not metered, so the city doesn't control it, the state controls it. So you can park there legally and not have to put money into a meter or anything. So they're parking on the street but not in the neighborhood so much because they can park in the state property, which Creedmoor controls. But they have zero, no lot at all. We went to the one in -- well, we went to all of them. They had limited parking. One of them had about 30 spaces, what we have at this current location; okay? Another one they share -- they use the parking lot, they rent some space for the parking from the American Legion, and that's how they get the overflow controlled in that community. We don't have that. I tried to get Peapod for them, I tried. I went to the owners, it's four owners. I spoke to their real estate person. They said no, it's too much of a liability. We don't want to get sued if somebody falls, somebody gets hurt, we're going to be sued, we don't want to do it. There's 30 spaces there. I tried to get them so we could -- I want solutions to this but it's getting frustrating. Now, the curb cuts. The other question is, why do we need three? One on 2nd, we discussed that last time. What goes on in that, the additional users, I'm not going to go over that again, you've heard that already; okay? That's still going to be a problem with that 2nd Street. Now, even if you say, well, we're going to -- we'll voluntarily put up a no left turn sign, okay, all right, everything has to go to that light. Who's going to enforce that? Because that's on their property. No law enforcement is going to

enforce it, it's a private sign. So whatever they hire, if they are going to hire private security, that's something they could do if that ends up being the case, and you get a no left turn. They're going to have to enforce that. That's going to be a big enforcement problem because it's voluntary. I'll try to wrap this up right now.

COUNCILMAN WALSH: Please.

MR. McHUGH: One of the things in 2015 that was mandated because I brought in the State Inspector, Senator Jack Martins, I went to him because I was getting nowhere with the state.

COUNCILMAN WALSH: You're talking about, like, 2006 now.

MR. McHUGH: I'm going to tell you why, Councilman, if you wait one moment.

COUNCILMAN WALSH: You're talking about 2006; right?

SUPERVISOR DESENA: Let's please look at this.

MR. McHUGH: I'm talking about 2015, '16, when it -- the building was going to open.

COUNCILMAN WALSH: Okay, but listen, you're here a long time.

MR. McHUGH: I'm going to tell you why. I'm going to tell you why in a minute.

COUNCILMAN WALSH: Mr. McHugh,

you're talking for a long time, and we want to make a decision here tonight.

MR. McHUGH: He spoke endlessly.

COUNCILMAN WALSH: You know, you won't let anybody speak, you just keep going on and on and on, and now you're shaking your head like this, I mean.

COUNCILMAN TROIANO: He says that about me also, Jim.

COUNCILMAN WALSH: Yeah, I do. Let's get to --

MR. McHUGH: Okay.

COUNCILMAN WALSH: -- current events.

MR. McHUGH: I'm going to get right to it.

COUNCILMAN WALSH: Thank you.

MR. McHUGH: We -- the town was required by the state building inspector, okay, which I brought in with the help of Senator Jack Martins --

COUNCILMAN WALSH: Back in 2016.

MR. McHUGH: And I'm going to bring him in again if I need to because the town failed in their duty, and I don't have any -- the town has no structural engineer on staff. I had to bring in the state engineer who's a structural engineer. He made, not only a - - he made it a requirement of the town before they could go to closing. He made the town hire a private engineering company, Cashin Associates, I have the letter right here; okay? The town, at our expense, had to hire a private company to make sure the building was safe and certified; okay? That's how bad it got. Our Buildings Department failed from top to bottom, and I had to bring in the state to make sure that things got done safely.

COUNCILMAN WALSH: This is dragging on.

MR. McHUGH: And let me tell you something. If this construction goes on, I'm going to do it again. I'm going to be overseeing it, and I'm telling you, I have no faith.

SUPERVISOR DESENA: Okay, thank you, thank you.

COUNCILMAN WALSH: Wait a minute, wait a minute.

SUPERVISOR DESENA: Mr. McHugh.

COUNCILMAN TROIANO: I agree with Councilman Walsh. That's really not related to this site plan.

COUNCILWOMAN LURVEY: Right, and it's also not relevant to be saying that the Building Department failed when the information that we might have might be different than that --

MR. McHUGH: I filed that. I filed the grievance against the town's Buildings Department, here it is. I had to document everything, okay, with the state. The only reason why it didn't go to arbitration, to a hearing in Hauppauge is because Senator Martins said, no, wait, don't go to that expense, I will get the state Buildings Department, which refused to help me, in on -- to oversee the project.

COUNCILWOMAN LURVEY: So if there was somebody from the Building Department here, I would ask, but I also don't want to rehash history like that. Councilman Walsh and Councilman Troiano, I agree with them. We don't need to rehash history.

MR. McHUGH: Okay.

COUNCILWOMAN LURVEY: But I take issue with the comment that the Building Department failed. I believe there was a core sample taken as part of the Building Department inspection.

MR. McHUGH: You were not here at the time in 2005.

COUNCILWOMAN LURVEY: No, but I do speak to people, and I do pull up records.

MR. McHUGH: Right, right.

COUNCILWOMAN LURVEY: And I do look at the history.

MR. McHUGH: Well, I got the building, myself, Bill Maddock.

SUPERVISOR DESENA: Okay.

MR. McHUGH: We got, through the town, got the building -- shut down the construction for 11 months; okay?

SUPERVISOR DESENA: Okay, all right, thank you.

MR. McHUGH: All right.

CLERK SRIVASTAVA: We have one more person here who wants to speak on this item.

SUPERVISOR DESENA: Okay, one more person.

CLERK SRIVASTAVA: Charlie Cho.

MR. CHO: Hi, 1672 Stewart Avenue, right across the street from the mosque.

SUPERVISOR DESENA: And what's your name?

MR. CHO: My name is Charlie.

SUPERVISOR DESENA: Okay.

MR. CHO: I live at 1672 Stewart Avenue, right across the street from the mosque. I work from --

SUPERVISOR DESENA: I'm sorry, can you sit while we're listening?

MR. BHUIYAN: Okay.

SUPERVISOR DESENA: Yeah.

MR. CHO: I work from home on Fridays, so I get to see, like, everything that is happening, and yes, there is definitely a lot of people coming in and out of the neighborhood, there's definitely parking concerns. So what I'm hearing as I'm -- this is the first time I'm sitting through this, what I'm hearing is there's a lot of issues with the quality of life and where there's behavioral issues with the congregants. Now, I have a suggestion, it could be a little -- I don't know regarding laws because that's not my expertise, but with -- I suggest that it would be a behavioral situation where you train the congregants not to do something that violates the neighborhood, if you will. So a private security, so a conditional approval, based off of private security, where the private security would account for all the violations, and you, as the mosque leader, would enforce fines to those who are violating these set rules that we're going forward, the money from the fines goes into an escrow, and at the end of a certain time period, can go back to the town. I don't know whether that's a fair thing, I guess. Councilman Walsh is shaking his head no.

COUNCILMAN WALSH: No, I'm shaking my head saying I don't know either.

MR. CHO: Hey --

COUNCILMAN WALSH: You can't read into what I'm

MR. CHO: Right, Out of the solution -- out of the box solution to a problem that seems like it's happening quite a bit. I just moved in about two years, so again, like I said, I'm there Fridays, every day that I work from home, so I see it, and God forbid someone gets hit by a car because I know there's a lot of people crossing that Hillside Avenue at that time; okay.

SUPERVISOR DESENA: Thank you.

MR. CHO: All right, thank you, so much.

SUPERVISOR DESENA: Thank you.

MS. DICAMILLO: Marietta DiCamillo. I just have a question for clarification. Didn't the gentlemen say that there already was a security company hired?

COUNCILMAN TROIANO: He said there was one person.

MS. DICAMILLO: And they're unable to control the 4 to 500 people that appear on Friday afternoons at one o'clock which is -- the overrun comes all the way up to where I live, all the cars park on that side, and the traffic situation that Jim described about crossing over the double line on Hillside, it happens on both sides of the street because Stop & Shop, that shopping center, no longer forces people to go to the right, and they go across the street, and so you have that

constantly going on across the median. It's very dangerous, and it's plans are not reviewed cohesively, to see what's going on on the other side of the street and crossing Hillside Avenue at any time during the day is a major challenge. Thank you.

SUPERVISOR DESENA: Thank you. I don't think he said anything about you. Please, very briefly.

MR. HESEMANN: First off, it's my driveway. I'm allowed to park in it. Second off, we have an e-mail from years ago from the Highway Department saying because we have a double-wide apron, we can't park our cars in the driveway. We don't block the sidewalks, I don't block the sidewalks, and I'm going to offer my services. If you want to hire someone to give out parking tickets, I will give them out every day, and I don't even want to get paid. I'll just walk around on Friday giving out tickets. They have to be legal, and they have to be paid, but I will be happy to walk around and give tickets out every single Friday. All you have to do is find me, and then when they ask me for my badge when I tell them they're parked illegal, I can show them.

SUPERVISOR DESENA: All right, thank you. Did you submit a card?

CLERK SRIVASTAVA: Oh, we're done with our cards on this item.

SUPERVISOR DESENA: Well, he says he submitted a card and you said you submitted a card and you were called. Okay, okay, come on up.

COUNCILMAN ADHAMI: I think he was called during the public comment period.

CLERK SRIVASTAVA: Oh, okay.

COUNCILWOMAN DALIMONTE: Yeah, you're right.

AUDIENCE MEMBER: Thank you, very much, I totally forgot because you told me that you were going to call me.

SUPERVISOR DESENA: Right.

AUDIENCE MEMBER: I really appreciate all of you in the front and behind you, all of my neighbors. I really appreciate all of you because it looks like you are thinking about our place, Hillside Islamic Center. I was listening to it because I come early, and I'm still here. I listened to all the conversation, everybody's complained, appreciation and everything but only two things caught my mind that only on Fridays, 1:30 to 2:30, 200 people comes, and they park illegally on the driveways, fire hydrant and everywhere, and also, I heard you were talking about hiring a security guard. There cannot be two governments within a government. We cannot hire a security guard who will go beyond our premises, other side of Hillside Avenue or other side of 3rd Street or 2nd Street, to give ticket to the parking cars that, you know what I mean. Now on Fridays and Sundays, if we live near a mosque, church or synagogue, we get overflow people. That's normal, we understand that. But you guys would be responsible to keep the discipline of those people who are coming in those places because they can park, block somebody's driveway. Yes, the law enforcement will go and give a ticket. We don't say don't give ticket. We say, yes, our congregant, if you park in the fire hydrant, those ramp, handicap ramp, you will get a ticket. But they park, they come, as you said, they come in a rush before five minutes. Yes, we have five, ten prayers but if you go in the four times prayer, not all five times, except Friday, we don't get more than 70, 80 people, as Mr. Bhuiyan said, Aziz, said, as he said as the chairman because he knows. He's there every times. Now I want you, the law enforcement, I think you

can authorize them to be there on Fridays to keep and maintain the security in there. Yes, I came to New Hyde Park to live a better life for a better future of my children. I was in Astoria. I moved to New Hyde Park in 1995. Now I moved my house from other house; right? I was across the church, I moved it near my mosque. I am a parishioner of, parishioner we call it mosoleze (phonetic) but I'm using parishioner because it'll be easier for you to understand. I walk, I walk in front of Joe and Anna's house and the three other neighbors. They know me. I don't bring my car to the center. If I'm in a rush, I park. There is ample parking in front of Hillside Avenue and only one house in Clausen. We park here. There could be at least 50 car can park, and then people, those who go there, please, you allow for other security guard. I was on the Board in Jamaica Muslim Center. That's a commercial place. You would not believe it but 3,000 people come on Fridays. You know what the Police Department said? They gave a permit like this, put it on front of the dashboard. Every car, we give it to them. Please park, use your common sense, don't block the driveway, don't park in the corner so in case fire truck moves they get an ample space to make a turn. So you can do the same thing, give a permit. We'll give that permit for the parishioner who comes, and then they can park in the block because 300 people cannot park in that parking. So they have to park in front of my house, in front of Anna's house, in front of Joe's house and sometime one parking spot in front of the house, sometimes two, depending on the size of the lots. That is not illegal to park.

CLERK SRIVASTAVA: Thank you.

AUDIENCE MEMBER: Illegality is when they extend, and I appreciate Jimmy because I see that he's the most popular person in here because everybody is giving his time to Jimmy. I know him for last 30 years. He's a nice man and a good friend of mine.

SUPERVISOR DESENA: Thank you.

AUDIENCE MEMBER: And I appreciate you. I don't know because I'm not in politics but when I was in practice I knew a lot of politicians because -- you know what I mean. Thank you, very much, and have a very nice evening.

SUPERVISOR DESENA: Thank you.

CLERK SRIVASTAVA: Thank you.

SUPERVISOR DESENA: Did we have any more cards? Did you have a -- did you submit a card? Okay.

MS. LEITNER: My name is Carol Leitner, and I live in Great Neck Terrace, and I've been there for 30 years, and there's something going on there now that's seriously impacting --

SUPERVISOR DESENA: Are you talking about the mosque?

MS. LEITNER: No, not at all.

SUPERVISOR DESENA: Okay, oh, you know what, I'm sorry. We have to finish this hearing first.

MS. LEITNER: Okay.

SUPERVISOR DESENA: Yeah.

CLERK SRIVASTAVA: We are done with our cards on this Item.

SUPERVISOR DESENA: Does anyone on the --

MR. BHUIYAN: I just want to clarify something, you know, just we don't want to go back through the history but Hillside Islamic Center paid for all the special inspections, so was no town paid, we paid for the inspections, as well as for the 44 cars inside the parking, you have three entrances and exits, only on Friday, maximum 12 to 15 cars will exit, and once we have the -- our own security guards, new company, they'll be standing there and guiding the people. That's what I wanted to clarify. Thank you.

SUPERVISOR DESENA: Thank you.

COUNCILMAN ADHAMI: Madam Clerk, there's no more cards; correct?

CLERK SRIVASTAVA: No, we don't have cards, additional cards.

COUNCILMAN ADHAMI: First and foremost, I'd like to thank everybody from the mosque, the residents that came and spoke. I do believe that there are further issues that still need to be resolved, and my colleagues on the Town Board that did go and visit on Friday afternoon had very serious concerns, and I have seen pictures and videos. I did promise at the last Town Board meeting that we would have another community Board meeting to address these concerns, and given the facts and everything that has transpired tonight, I do believe that we should have another community meeting that will be given advanced notice, and therefore, I would move to continue this matter until the next town meeting in September.

COUNCILWOMAN DALIMONTE: So I have a question, Councilman Adhami. Like what I did with Southern Land, because I see that there's so many people here from the community. I had a special meeting just on that because we're into this almost three hours. What about just setting up a meeting just for this public hearing?

COUNCILMAN ADHAMI: Sure.

COUNCILWOMAN LURVEY: I think just -

SUPERVISOR DESENA: I think there's a motion.

CLERK SRIVASTAVA: There's a motion on the floor.

COUNCILWOMAN LURVEY: Just to answer Councilmember Dalimonte's question, I'd like to ask Town Attorney how we would go about doing that if we haven't set a date for a special hearing.

COUNCILMAN TROIANO: Before we even get to that, because I'm not sure that I heard Councilman Adhami, that's what he was saying. I thought what you were saying was you'd like to have a meeting with the community and the mosque leadership that might be offsite.

COUNCILMAN ADHAMI: That's what --

COUNCILMAN ZUCKERMAN: That's what I heard, that's what I heard.

COUNCILMAN ADHAMI: That is what I'm stating. But I will also consider a special hearing, if need be, if I think it's appropriate, just for this matter, just like Councilwoman Dalimonte said regarding the Southern Land.

COUNCILWOMAN DALIMONTE: So he was continuing it to September 5th, so I was saying maybe we should have a special meeting just for this --

COUNCILMAN TROIANO: Yeah, I, well -

COUNCILWOMAN DALIMONTE: -- public hearing.

COUNCILMAN TROIANO: Councilman could do as he wishes but I would suggest that you try and sit down and work out an accommodation, work that out, and then come to the meeting in September, and let's have the vote.

COUNCILMAN ADHAMI: And that is my intention. We did have one prior meeting with the community, it went fairly well, a lot of concerns were addressed, there was a good amount of back and forth, but I do believe we still need a little more to strike a meeting of the minds of everybody.

COUNCILMAN WALSH: And when there was a hearing -- when there was a special meeting outside of this room in New Cassel about a building that some neighbors didn't like, there were two hearings, there were two private meetings that you had. So it's not unusual to have a second private hearing --

COUNCILWOMAN DALIMONTE: No.

COUNCILMAN WALSH: -- and I would prefer to see it be a private hearing, a private meeting, rather than having another --

COUNCILMAN TROIANO: You know, lest the Town Attorney get too excited --

COUNCILMAN WALSH: Yeah.

COUNCILMAN TROIANO: -- it's not a governmentally sanctioned hearing.

COUNCILMAN WALSH: Well that's what, yeah --

COUNCILMAN TROIANO: Okay.

COUNCILMAN WALSH: Did you get excited? I didn't see. I can't see you, I see the back of your head.

COUNCILMAN ADHAMI: A community meeting.

MR. CHIARA: You just can't have a quorum.

COUNCILMAN TROIANO: It would just be a meeting that Councilman Adhami would be the sponsor, the host of, and where he would invite people to come from -- if I can put it this way, both sides of this issue, and try and work out an accommodation that satisfies everyone.

COUNCILMAN ADHAMI: That's correct.

COUNCILMAN WALSH: That's what I was trying to say.

COUNCILWOMAN LURVEY: I think with an issues like this, it's not easy to resolve. Having a community meeting is definitely the right way to go, and if you don't solve it in one meeting, then you know, two more meetings, however many it takes to get to a place where there's agreement.

COUNCILMAN TROIANO: However many meetings in the next 30 days before the September meeting because --

CLERK SRIVASTAVA: Councilman Adhami?

COUNCILMAN ADHAMI: So it's my motion to continue this hearing to the September 5th, 2023, Town Board meeting.

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.

CLERK SRIVASTAVA: Item number 2. A public hearing to consider the adoption of a local law amending Chapter 70 of the Town Code entitled "Zoning."

COUNCILMAN TROIANO: I just want to let the room clear because I wouldn't want anybody to miss what I was saying, so --

CLERK SRIVASTAVA: I read the second Item, and we don't have cards on this.

COUNCILWOMAN DALIMONTE: He's just waiting for the people to leave.

CLERK SRIVASTAVA: Yes.

SUPERVISOR DESENA: Did you say we do have cards on this?

CLERK SRIVASTAVA: No.

SUPERVISOR DESENA: Okay, thank you.

COUNCILMAN TROIANO: Okay, on Item 2, I'd like to make a motion to continue the hearing till September 5th -- to September 5th.

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 an ordinance affecting Elm Drive and Pinewood Lane in New Hyde Park, New York.

COUNCILMAN ADHAMI: Madam Clerk, do we have any cards?

CLERK SRIVASTAVA: No, we don't have cards on this.

SUPERVISOR DESENA: We do.

CLERK SRIVASTAVA: Item 3?

COUNCILWOMAN DALIMONTE: He was here last time.

CLERK SRIVASTAVA: Gregory, yes.

SUPERVISOR DESENA: Please state your name, step up to the microphone.

MR. CAIRO: My name is Greg Cairo, I sent an e-mail this morning. Thank you for hearing me, again. I was told to come back. This is regarding a stop sign on my corner. I have a solution. There was a guy earlier, Carvellus (phonetic), he needs a stop sign. You just give him this one, he's on that road coming off Little Neck Parkway, might take care of his issue. I also want to thank you because that young gentlemen with the 500 horsepower Charger, his exhaust was changed. It's very quiet now, and he drives around the neighborhood very slow.

SUPERVISOR DESENA: Great.

MR. CAIRO: So maybe somebody mentioned to somebody something. That problem has gone away, and I don't suspect that you will get any more calls but I'm here to receive the report that you told me to come back for on August 8th.

SUPERVISOR DESENA: Do we have a traffic report? I think we talked about whether there was a traffic report on whether there was a stop sign needed.

MR. CAIRO: Yeah, and yeah, if there was a study done.

SUPERVISOR DESENA: Is there one?

MR. CAIRO: And there's no study done. I got cameras and nobody comes by.

SUPERVISOR DESENA: Is there anyone here who's in support of the stop sign?

MR. CAIRO: Negative. But I do want to thank you. That car has been stymied.

COUNCILMAN ADHAMI: I guess --do we have anybody from the Highway Department here?

SUPERVISOR DESENA: No.

COUNCILMAN ADHAMI: Oh.

MR. CAIRO: I mean, it seems so insignificant after that meeting we just had, which was quite entertaining, but --

COUNCILMAN ADHAMI: Sorry, DPW; nobody?

MR. CAIRO: Are you waiting for me to respond on something?

COUNCILMAN ADHAMI: I do have a question. This is a "T" intersection, and there's no stop sign.

MR. CAIRO: No "T" intersection. It's the end of a street.

COUNCILMAN ADHAMI: Which, it comes to a "T," correct?

MR. CAIRO: Oh, I'm sorry, I thought you said key.

SUPERVISOR DESENA: No.

MR. CAIRO: Yes, it's a "T" with visibility the entire block. We keep the landscaping very nice, and in 21 years, there hasn't been so much as an argument, let alone, anything. There's very little traffic, very nice trees.

COUNCILMAN ADHAMI: I understand that, but commonly, "T" intersections, if they don't have any stop signs in any directions, there will be a stop sign. There usually is a stop sign.

COUNCILMAN TROIANO: I'm sorry, you know, typically the traffic engineer would FOIL the records to show if there have been any accidents or not. So I'm not -- I don't know, I'm not quite sure what -- I don't recall, what brought this to us? Did somebody ask for a stop sign? I forgot.

MR. CAIRO: Somebody called to complain about that car doing 60 miles an hour in the neighborhood, and they thought that a stop sign would help. All a stop sign would do is -- this kid would just run it.

COUNCILMAN TROIANO: That person has not been here; right?

MR. CAIRO: No, not last meeting or this meeting.

COUNCILMAN TROIANO: And the last time you were here, we were told that the traffic engineer hadn't surveyed the residents to find out whether or not there was any support for this.

MR. CAIRO: Correct, and I came back --

COUNCILMAN TROIANO: I'm not really quite sure what happened, this is unusual to me, that one person could make a request and that no records are FOIL'd about accidents, neighbors aren't surveyed, to determine whether or not we should do this other than that somebody requested it, and that theoretically, there's an opportunity for accidents. We don't have any records to show that, but what we do have in two meetings is we've had at least two people show up from that street to voice their opposition against it. This man now has sat through probably six hours of hearing about something that doesn't even affect him.

MR. CAIRO: I can't say I didn't enjoy it.

COUNCILMAN TROIANO: And I have a hard time seeing how we move forward with this

request.

MR. CAIRO: My neighbor fell asleep on me.

COUNCILMAN ADHAMI: Well, there was a traffic engineer that went to the site and determined a stop sign --

COUNCILMAN TROIANO: But what did he find? I don't even --

MR. CAIRO: Nope, nobody came to the site and did any kind of study.

COUNCILMAN ADHAMI: Well, you don't know that.

MR. CAIRO: And I did the research. There has not been an accident in 21 years since I've been here, I checked.

COUNCILMAN TROIANO: So if anybody has, like, I think I asked this last time. What did the survey show?

MR. CAIRO: Can't find it.

COUNCILMAN WALSH: There was a traffic engineer, Councilman Adhami; is that correct?

COUNCILMAN ADHAMI: Yeah, and there was a study undertaken --

MR. CAIRO: May I have a copy of the report; please?

COUNCILMAN ADHAMI: --to address the problem.

COUNCILWOMAN DALIMONTE: I think you have to FOIL it. I'm showing him the --

COUNCILMAN ADHAMI: Sorry, I don't have my computer.

MR. CAIRO: The way I understand it is, when a control is suggested to be put in place, they put the rubber strips down, they count the cars or there's someone in a car --

COUNCILMAN WALSH: One second.

MR. CAIRO: Sure.

COUNCILMAN ADHAMI: There was a study undertaken to examine the problem. The request is for -- the complaint was for an uncontrolled intersection that was unsafe. A traffic engineer went there and investigated and recommended a solution, and that there is a legitimate purpose concerning public health and safety. The recommendation was to place a stop sign --

COUNCILWOMAN LURVEY: So I have a suggestion.

COUNCILMAN ADHAMI: -- at two "T" intersections.

COUNCILWOMAN LURVEY: So I have a suggestion. If the recommendation was based on the fact that there was a speeding car in the neighborhood --

COUNCILMAN ADHAMI: It's not --

COUNCILWOMAN LURVEY: -- there is no speeding car now, then --

COUNCILMAN ADHAMI: It's not regarding the speeding car, that's not mentioned in the traffic engineer's report at all.

COUNCILWOMAN LURVEY: But that would have precipitated --

MR. CAIRO: Can I ask a question?

COUNCILWOMAN LURVEY: -- the request.

MR. CAIRO: What did the traffic engineer actually do? How long did he spend time there? When did he go there because I can check the footage. I just want to validate that somebody actually did some work.

COUNCILWOMAN DALIMONTE: Our traffic engineer is very good.

MR. CAIRO: I'm sure somebody went there.

COUNCILMAN ZUCKERMAN: Our traffic engineer, they were there.

MR. CAIRO: I'm sure somebody went there, I'd just like to know what they did.

COUNCILMAN TROIANO: Right, yeah, that's what I'm -- I don't see --

MR. CAIRO: Right, I appreciate that.

COUNCILMAN TROIANO: -- that he did anything, and I don't -- I haven't spoken to him but from that it appears he made a personal observation but it's not -- usually more is done than that, and you know. So I've asked for a stop sign in my community, and in my community, David, he FOIL'd the records from the county about accidents, and it's like he's done that here, and so I'm at a loss as to exactly what basis we can vote on this when we've got people in the community who seem to be against it.

COUNCILMAN WALSH: Could you read that, again, what the traffic study expert said; please?

COUNCILWOMAN DALIMONTE: The complaint was uncontrolled intersection is unsafe.

MR. CAIRO: Any accidents?

COUNCILMAN ADHAMI: It does not say anything regarding accidents, but --

COUNCILWOMAN LURVEY: Did it say this intersection was unsafe or uncontrolled intersections in general could be unsafe?

COUNCILMAN ADHAMI: No, this, I mean, this intersection, and the suggestion was to place two stop signs. On Elm and Magnolia and Pinewood and Magnolia.

COUNCILMAN WALSH: So that's specific.

COUNCILMAN TROIANO: But it's not based on -- I hear specific but I'm not sure what it's based on.

COUNCILMAN ADHAMI: The traffic engineer did a formal study.

COUNCILMAN TROIANO: But what did he do? He looked at the street, and he said, I think there should be one here.

COUNCILMAN ADHAMI: Well, it says, currently, these are unsafe intersections that have no traffic control devices. The implementation of a stop sign will help alleviate the concerns of the constituent and meet all MUTCD guidelines.

COUNCILMAN TROIANO: So it meets the concerns of one constituent, and he says it's unsafe without citing any stats to show that.

COUNCILMAN ADHAMI: And it meets the MUTCD guidelines.

COUNCILMAN TROIANO: Right, it does, but there are lots of intersections that would meet that. But you know, it's your district, so --

COUNCILMAN ADHAMI: I mean, my concern is safety, and you stated, as well as your neighbors in last month's Board meeting, that everybody stops there.

MR. CAIRO: Well, I'm not saying everybody stops there, I'm saying there hasn't been so much as an argument in 21 years.

COUNCILMAN ADHAMI: I understand that.

MR. CAIRO: Let alone -- so how's it unsafe?

COUNCILMAN ADHAMI: Well, when you come to a "T" you have to come to a stop and go left or right.

MR. CAIRO: Correct.

COUNCILMAN ADHAMI: You don't just go down the block without stopping and make a left or a right without looking.

MR. CAIRO: Correct, and you know what that intersection fosters? It fosters, you know, yielding, you know, it's a neighborhood everybody understands. Put a stop sign there, it's going to cause problems, in my opinion.

COUNCILMAN ADHAMI: What we have here is an engineer whose job it is to do this. It is not my job to go and determine whether a stop sign belongs somewhere.

MR. CAIRO: I understand, and if he showed me an accident, I would fully agree with him or even an argument.

COUNCILMAN ADHAMI: Why wait until somebody gets into an accident, gets hurt. Progress always comes too late. Is that what we have to wait for, for an accident to happen and somebody to get hurt? Because I don't want to do that, and I don't think the Town Attorney wants that liability on the town.

MR. CAIRO: Yeah, so I mean, yeah, I don't know how to respond to that.

COUNCILMAN ADHAMI: The problem is, once a traffic study has been done and it's been determined to put a stop sign --

MR. CAIRO: May I see the study? May I see the study? I'd like to know what he based his decision on because I'm just curious. I've seen lots of studies where controls have been requested, and I know what the study looks like.

COUNCILMAN WALSH: Well, one problem for me is that if the traffic study expert said that there needs to be a stop sign there, and then somebody gets in a car accident, and we vote against the traffic engineer, which I'm not a traffic engineer, that could be problematic, also. I just -- that's a problem for me, you know, personally.

COUNCILWOMAN DALIMONTE: Like if it was a no parking, it's easy to vote against it. But like Councilman Walsh said --

MR. CAIRO: Mm-hmm.

COUNCILWOMAN DALIMONTE: -- now the traffic engine went there, it's on record, and he's requesting these two stop signs, and if, God forbid, someone does get into an accident, hurts themselves, I wouldn't be able to put my head on the pillow at night.

MR. CAIRO: So is his -- will he be at fault if he didn't go three blocks over and assess that one where there's no stop sign and someone gets killed? Would he be held liable because he didn't go the extra block? I mean, we're talking about hypotheticals; right? So I may as well throw it out on the table.

COUNCILMAN WALSH: For me, it's not hypothetical. If a traffic engineer says that a stop sign is required, and he's the engineer, and he's the expert, and we're supposed to listen to the expert, that's my issue, you know, that the traffic engineer said something.

MR. CAIRO: I certainly understand.

COUNCILMAN WALSH: And again, it would be problematic if, you know, there is an accident, and I voted, for me, anyway, I voted against the traffic engineer's opinion.

MR. CAIRO: I'm just curious as to what basis -- he bases that criteria on. I'd like to see the report.

COUNCILMAN WALSH: I don't have the report.

MR. CAIRO: You know, I mean, what's he basing it on?

COUNCILMAN TROIANO: So I think you're going to have to FOIL that. I'm not even sure if that's something that we would give but I imagine we would. I think you'll have to file the form with the town, to FOIL it, to see that.

MR. CAIRO: So okay, let's say the stop sign goes in, I have two lovely trees that I planted, a maple and a cherry, can't see the stop sign. You're going to ask me now to trim my trees? Are you going to put another sign at the beginning of my property saying stop up there because a stop sign, you can't see, and then you're going to paint my street. I mean, you know, it's a very charming neighborhood, and this is uncharming.

COUNCILMAN ADHAMI: Are you saying all stop signs are uncharming?

MR. CAIRO: Yes.

COUNCILMAN ADHAMI: So we should get rid of all stop signs?

MR. CAIRO: They're needed in places.

COUNCILMAN ADHAMI: Okay, and we have the traffic engineer that determined it was needed over there.

MR. CAIRO: He's not here for me to ask him a question. I mean, yeah, that's his job, I understand. You got the guy telling you he was there, and he said it's unsafe because there's no stop sign; okay?

COUNCILMAN ADHAMI: If you would like we could continue this, and we could set up a meeting, and could have the traffic engineer there to answer all the questions that he's qualified to answer.

MR. CAIRO: Yeah, I'd just like to know what he's basing it on that it's not safe.

COUNCILMAN ADHAMI: If you want, I could set up a meeting or get all those answers for

you.

MR. CAIRO: Yeah, that would be great.

COUNCILMAN ADHAMI: Okay.

MR. CAIRO: Yeah, I'd appreciate that.

COUNCILMAN WALSH: We have to vote.

MR. CAIRO: I hate using up your time for this, but I mean, you know, it's my corner. I keep a lovely curb appeal and that's not lovely.

COUNCILMAN WALSH: You know, I personally, I'll tell you something, and I'm not looking to make any enemies here or anything else but there comes a time when we are elected, and we have to vote on things, you know, and the traffic engineer said that there needs to be a stop sign there. Now, you know, I can't go against that, and to have another, you know, to give this gentlemen information, that's fine, but you know, we're here at a hearing, and it is now ten o'clock at night and we're on Item number 2, and there comes a time when you have a make a decision. That's what we're elected to do, and I'm prepared to vote on this tonight.

COUNCILMAN ZUCKERMAN: You know, you could make a motion to have a vote here and use it as a pilot and then if you, you know, in a certain period of time, if it's not working or it needs to be modified, you could have the traffic technician review it and so forth.

COUNCILMAN TROIANO: So I'd like to -- I'd support David's motion to continue this to this next month because I'd like to understand, as some Council people are assuming now, that the traffic engineer's report is somehow binding on us, and also that he cites some provision of state law. I don't -- I read that to say that you could install a stop sign, I don't read that to say you have to install a stop sign. So it would give me -- continuing it, David, Councilman, would give me the opportunity to understand more about exactly what rule he's citing and what our obligation is as Council people having gotten his report.

MR. CAIRO: Oh, and don't get me wrong, if it's an unsafe intersection, I would say put controls up. What I'm saying is, if you put a stop sign there, it's going to give people traveling on Magnolia a false security that they're going to stop, and then no one's going to stop.

COUNCILMAN ADHAMI: Well, we don't know that, I mean --

MR. CAIRO: Well, I know that.

COUNCILMAN ADHAMI: That's like saying if we put a traffic light people won't stop.

MR. CAIRO: I see all the other stop signs in the area, I see what, I mean, everyone's used to the area, and it is what it is, but --

COUNCILMAN ADHAMI: But if I could be candid here. I don't see any down side to a stop sign besides you saying it's not aesthetically pleasing. The fact that there would be a stop sign and people stop, I don't see how that makes anything less safe, not having a stop sign or any traffic control device at an intersection. I think it could be deemed as unsafe, and that's my main concern.

MR. CAIRO: So if the stop sign goes in and then there's an accident for the first time in 21 years, then what? We set a precedence?

COUNCILMAN ADHAMI: It's not that it sets precedence but the traffic engineer, whose job

this is, has suggested on -- although not binding on us, I do not see the downside --

MR. CAIRO: Okay.

COUNCILMAN ADHAMI: -- of a Stop sign.

MR. CAIRO: Where do we go from here?

COUNCILMAN ADHAMI: But nevertheless, I will move to adjourn this meeting, this Item, to the September 5th Town Board meeting. I invite you to --

COUNCILMAN TROIANO: To continue it.

COUNCILMAN ADHAMI: To continue, sorry.

MR. CAIRO: 12/5?

COUNCILMAN ADHAMI: Sorry?

MR. CAIRO: December 5th?

COUNCILWOMAN DALIMONTE: No, September 5th.

SUPERVISOR DESENA: No, September.

COUNCILMAN ADHAMI: If I said December, I apologize.

MS. DICAMILLO: I would just like to say one thing about this. You asked a question and why there's no downside?

SUPERVISOR DESENA: Wait, we have to --

MS. DICAMILLO: Marietta DiCamillo.

SUPERVISOR DESENA: No, no, no, we have to vote on a motion.

CLERK SRIVASTAVA: We have a motion on the floor. Sorry about that. Let's continue the recording.

SUPERVISOR DESENA: Madam Clerk?

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.

COUNCILMAN ADHAMI: And sir, please call me - -

MR. CAIRO: Thank you for your time, guys.

SUPERVISOR DESENA: Thank you.

COUNCILMAN ADHAMI: Sir -

SUPERVISOR DESENA: Now, I know -

COUNCILMAN ADHAMI: -- please call me, and we'll set up the meeting and get all the answers to your questions.

MR. CAIRO: Sure

COUNCILMAN ADHAMI: Okay?

MR. CAIRO: Appreciate that

SUPERVISOR DESENA: I know we still have a lot on our agenda, but it's been three hours, so I'm going to call for a five minute recess. We're not even going to get through the hearings.

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: Ten minutes.

(WHEREUPON, there was a 10 minute recess.)

SUPERVISOR DESENA: Okay, I move to reconvene.

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: We were on Item third; right? Item number 4.

COUNCILMAN ZUCKERMAN: Thank you.

CLERK SRIVASTAVA: Item number 4. 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.

MS. DEEGAN DICKSON: Good evening.

SUPERVISOR DESENA: Good evening.

MS. DEEGAN DICKSON: My name is Kathleen Deegan Dickson, I'm a partner in the law firm of Forchelli Deegan Terrana, LLP, 333 Earle Ovington Boulevard, Uniondale, New York, here this evening on behalf of Sterling Astoria, LLC, which is the owner of property at 114 Northern Boulevard in Greenvale. You might know it as the site of the old Astoria Federal Savings Bank, then after that it was a Sterling National Bank, I believe. The building was demolished in 2020, and it had been vacant for about five years prior to that. Tonight we're proposing a Starbucks, drive-through only coffee shop. The building proposed is 1,325 square feet, and we're here for a special permit for the drive-through. We were at the Board of Zoning Appeals in April of this year, on April 19th, and the Board granted a conditional use permit for food service and variances to permit a partial bypass lane, no loading zone and parking stall size. You should have a copy of the decision, I have a copy with me if anybody would like it but it's already part of the record before you. So the property is located on Northern Boulevard just west of Glen Cove Road. If you look at the aerial, there's the -- this is the subject property. Here's Glen Cove Road, the map is upside down, this is south, this is north, the gas station on the corner, and the thing with T.J. Maxx here just to give you your bearings. The proposal is for, as I said, a drive-through only Starbucks. So there'd be no customer activity within the building.

We're proposing two service locations for the drive-through and enough queuing to accommodate 17 cars prior to the exit of the site. The code requires three car queueing per service position, and the way Starbucks measures it, we're actually accommodating 20 cars. They have a smaller parking car size for their calculations. The site as it is now has two curb cuts on Northern Boulevard, one on the west, one -- I'm sorry, one on the west, one on the east. We are closing one of the curb cuts at the direction of New York State Department of Transportation that did not want us to have cars exiting that close to the curb cut to the site adjacent to the west. Our original plan had the bypass lane going all the way around the building with the exit out onto Northern Boulevard. With the DOT'S request, we shifted the building a little farther west to allow for a bypass lane completely on the west side of the property, and then the queuing to occur on the east side of the property. The entrance in and the exit out will be signed with right turn only signage. We're about 75 feet or so to Glen Cove Road, that was another thing that Department of Transportation had requested to prevent cars trying to come out and make a left-hand turn on Northern Boulevard that close to the intersection. Other cars, as they come out, if they head in the direction other than east on Northern Boulevard can exit out through the site and back through the shopping center. There are cross access easements that allow that traffic motion and also allow for parking for shopping center patrons on this portion of the property here. As mentioned, it's drive-through only. So the four parking spaces are provided right on the site are for employees only. There are three spaces plus a handicapped accessible space. There's also additional spaces that are on the rear part of the property. We don't have any expectation that they'll be needed as there will be no more than four employees in the store. All of the deliveries to the site and the garbage pickup, which is the dumpsters, are located in this portion of the premises. They'll occur after hours either before or after hours when the store is not open. While this is a special permit hearing, not a site plan hearing, technically, we have to comply with all of the site plan requirements of the code when we come before the Town Board. So the site meets the 5 inch drainage retention standards that's required for properties that need a site plan review. You'll see this is a rendered plan but there's landscaping in the front and around the building and throughout the site to make it look pretty. The lighting meets the Town code requirements, and the signage that's proposed, we required a few variances, and they were approved by the Board of Zoning Appeals. You have a traffic impact study that was submitted with the application prepared by Creighton Manning. You'll see in that study that the -- our traffic engineer studied five other Starbucks, four of them were drive-through only, one of them here on Long Island in East Setauket. It's sort of new product for Starbucks to do these drive-through onlys, and they find that it's more efficient, and it decreases stacking to have the two service positions. The study indicates also that the bypass lane, being on the westerly side of the property, is adequate to accommodate anybody that comes into the site and changes their mind. Starbucks has -- their metrics show that there's approximately four minutes from a car entering the queue till it exits the queue. So the concern that somebody's going to be stuck in a queue for an inordinate amount of time after they've entered the service position, the maximum amount of time is about four minutes. Creighton Manning also did a gap study to study the gaps in traffic to ensure that there was enough time and enough gaps in the traffic flow to allow a safe right hand turn in and a safe right hand turn out of the site. I do have Frank Filiciotto from Creighton Manning here if you have any questions for him. As I mentioned, Northern Boulevard being a state highway, this is subject to Department of Transportation approval. They've approved step one and step two. Step three is basically paying fees and papering the transaction, but the site layout and ingress and egress has been approved by the State Department of Transportation.

layout and ingress and egress has been approved by the State Department of Transportation. Other than that, we're available for any questions. I have my client, one of the principles, Adam Mann (phonetic) is here this evening. I also have a representative from Starbucks Corporate and also the site and civil engineer if you have any questions for any of them.

COUNCILMAN ZUCKERMAN: Thank you, counsel. Madam Clerk, do we have any cards?

CLERK SRIVASTAVA: No, we don't have cards on this Item.

COUNCILMAN ZUCKERMAN: Okay. Let me just say the applicant has met with the civic group, the Greenvale Civic Group, which is the area where this parcel is located and has went out of his way to accommodate them and to alleviate any and all concerns that they may have had, and my office has had several meetings and that this project is in kind with the area. It's not affected by residential homes like some of the other Items that we had this evening. Does anyone on the Board have any questions?

(WHEREUPON, there was no response.)

COUNCILMAN ZUCKERMAN: Seeing there's no one, I'd like to close the public hearing, offer the resolution and move for it adoption.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Well, with kudos to Councilman Zuckerman, 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: Thank you.

MS. DEEGAN DICKSON: Thank you, very much.

COUNCILWOMAN LURVEY: Thank you, well done.

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. 456 - 2023

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, the Town Clerk, pursuant to and in accordance with Town Code, has published notice of a public hearing scheduled for August 8, 2023 (the "Public Hearing"), as authorized and directed by the Town Board pursuant to Resolution No. 398-2023, adopted on July 11, 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, pursuant to General Municipal Law § 239-m, the Nassau County Planning Commission (the "Commission") was furnished with copies of the site plan and the Short Environmental Assessment Form (the "SEAF"); and

WHEREAS, pursuant to Resolution No. 10535-23, adopted July 13, 2023, the Commission recommended that the Town take action as the Town deems appropriate; and

WHEREAS, the Town's Department of Building Safety, Inspection and Enforcement (the "Building Department") issued a notice of disapproval on January 11, 2023 citing the following items: (1) no provision for off-street loading and unloading as required pursuant to § 70-103(F); (2) construction of a building to be used for a retail food use which is a conditional use under § 70-139(A); (3) no provision for a bypass lane as required pursuant to § 70-203(T)(j); (4) proposed parking spaces with the dimension 9' x 20' in violation of § 70-231 which requires parking spaces of not less than 10' x 20'; and (5) the construction of a drive-through facility requiring Town Board approval pursuant to § 70-203(T)(1); and

WHEREAS, On April 19, 2023, pursuant to Appeal 21366, the Town of North Hempstead Board of Zoning Appeals (“BZA”) granted variances to the above-referenced code sections (except Town Code § 70-203(T)(1)) and the conditional use permit, subject to standard restaurant conditions; and

WHEREAS, subsequent to BZA approval, the Building Department issued a second notice of disapproval on May 18, 2023 reflecting the BZA’s action and citing the following outstanding item: (1) the construction of a drive-through facility requiring Town Board approval pursuant to § 70-203(T)(1); and

WHEREAS, the Department of Planning and Environmental Protection (the “Planning Department”) has reviewed the Application and recommends its approval; 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 Section 617.6 of Title 6, Part 617 of the Official Compilation of Codes, Rules, and Regulations of the State of New York (“SEQRA Regulations”); and

WHEREAS, the BZA has established itself as “lead agency” and issued a Negative Declaration concluding that the Application constitutes an “unlisted” action pursuant to Section 617.2 (a) of the SEQRA Regulations; and

WHEREAS, the BZA has further determined that the Action will not result in any significant adverse impacts on the environment based upon the analysis set forth in the SEAF Parts 1, 2, and 3, for the reasons that the proposed Action is not anticipated to cause: (1) a substantial adverse impact in ground or surface water quality or quantity or air quality; (2) a substantial increase in solid waste production; (3) a substantial increase in the potential for erosion, flooding, leaching or drainage problems; (4) a significant impact to vegetation or wildlife; (5) an adverse effect on aesthetic resources; (6) and adverse impact on the character of the community or neighborhood; (7) a major change in the use of either the quantity or type of energy; or (8) a hazard to human health; and with respect to traffic impacts, a potentially dangerous condition due to the close proximity of the Premises to the intersection of Northern Boulevard and Glen Cove Road, can be mitigated by installing a curbed divider between the eastbound through lanes and the eastbound left turn lanes to discourage vehicles exiting the premises from crossing 2 to 3 lanes of traffic to access the eastbound left turn lanes; and

WHEREAS, this Board has carefully considered the Application, testimony and other relevant evidence at the Public Hearing held on August 8, 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 Board recognizes that the BZA has established itself “lead agency” under the SEQRA Regulations for the Action and has rendered determinations pursuant to SEQRA with regard to the Action; and be it further

RESOLVED that, pursuant to Town Code §§ 70-203(U)(1) and 70-225.B(1), 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(T)(1) 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

August 8, 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.

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


Henry Krukowski, being duly sworn, deposes and says that on the 20th day of July, 2023, he posted the attached Notice of Hearing to consider 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, at the following locations:

- Town Clerk Bulletin Board
- Greenvale Post office
- In front of 114 Northern Blvd
- Northern Blvd, 300 feet west of Glen Cove Road
- Northern Blvd & Glen Cove Rd


Henry Krukowski

Sworn to me this

24th 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, 2024
s. Atalik

NEWSDAY AFFIDAVIT OF PUBLICATION

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

STATE OF NEW YORK)

Legal Notice No.

0021804138

: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 28, 2023

Nassau

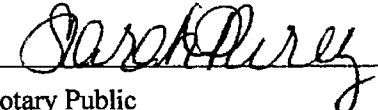
By: 

Ciara Woodin

Print Name: _____

Authorized Designee of Newsday LLC, Publisher of Newsday

SWORN to before me this
31 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 # 21804138
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**

NEWSDAY PROOF

Ad Number: 0021804138

Advertiser: TOWN OF NORTH HEMP TOWN CLERK

CLERK SRIVASTAVA: Item number 5. 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.

MR. LEVINE: The applicant did ask us if they could have an adjournment until the September meeting as their traffic engineer was unable to make it tonight.

COUNCILWOMAN LURVEY: I didn't hear anything you said either.

MR. LEVINE: The applicant has asked for this to be continued to the September meeting as their traffic engineer was unable to make it tonight.

SUPERVISOR DESENA: Okay, so I move to continue the hearing until September 5th.

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 6. A public hearing to consider the adoption of a local law amending Chapter 24 of the town code entitled "Governmental Operations."

COUNCILWOMAN LURVEY: So I will be continuing this public hearing to allow for additional discussion and input from fellow Board members and the Comptroller to the September 5th Town Board meeting but if there's anybody here who'd like to speak on it, since this is a public hearing. Are there any cards?

CLERK SRIVASTAVA: No.

COUNCILWOMAN LURVEY: No? Anybody?

(WHEREUPON, there was no response.)

COUNCILWOMAN LURVEY: I'd like to -- I will also just -- I want to say before I continue with it, Items 38 and 46 are related to this Item, and I will be moving to table them later on in the agenda. So I'd like to continue the public hearing to the September 5th Town Board meeting.

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 7. A public hearing to consider the adoption of a local law amending Chapter 38A of the Town Code entitled "Landscaping and Gardening."

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

CLERK SRIVASTAVA: Maggie, do we have?

COUNCILWOMAN DALIMONTE: I would like to close the hearing, offer the resolution and move --

CLERK SRIVASTAVA: We have a card on this.

COUNCILWOMAN DALIMONTE: Oh, I'm sorry, I didn't hear you.

CLERK SRIVASTAVA: Steve Bower? Steve?

COUNCILWOMAN DALIMONTE: Oh, that's right, yeah.

MR. BOWER: Good evening, my name is Steven Bower, first vice-president for CSEA Unit 755, representing the full-time workers here in the town. The union would like to go on record stating that this resolution will be adding work to a department that is grossly understaffed at this time, as well as adding more content to the town's website despite the fact the town does not have a full-time webmaster whose primary function would be to make sure that the website is kept up-to-date and accurate. Thank you.

COUNCILWOMAN DALIMONTE: So with certain departments, they are responsible for updating the website, for example, like, Parks is responsible for park stuff. So this list is only a list --

MR. BOWER: Right.

COUNCILWOMAN DALIMONTE: --is maintained in the Clerk's Department. All it is is taking the list and putting it up on the website. There's not much involved. It will, literally,

take two seconds to do. I can even do it, myself, so --

MR. BOWER: Okay.

COUNCILWOMAN DALIMONTE: I just wanted to let you know that.

MR. BOWER: No problem, no problem. Thank you.

COUNCILWOMAN DALIMONTE: I'll do it. David nominated me, I'll do it, I don't care. So I offer -- I would like to close the public hearing, offer the resolution and move for its adoption.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Meaning no offense to the CSEA, I'm persuaded by Councilwoman Dalimonte's argument, and I vote aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: So I'm not voting about whether or not we need a webmaster. That's not the question here. That's an outstanding question, and I would encourage that there be a discussion about that in the budget process. But for this particular Item, I vote aye.

CLERK SRIVASTAVA: Councilman Adhami?

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: I just want to say I agree with Councilwoman Lurvey about, you know, webmaster, that we're going through the budget process now. I think that that should be sent to the Supervisor's office, if they feel that they need a webmaster, so we can make sure that's put in the budget, and 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. 457 - 2023

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 enact local laws pursuant to the provisions of Article 9 of the New York State Constitution, the Town Law, and the Municipal Home Rule Law; and

WHEREAS, a proposed Local Law has been prepared, pursuant to enabling legislation, to amend Chapter 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

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 8th day of August, 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 has carefully considered the proposed Local Law during the seven-day period, conducted a public hearing on August 8, 2023, with respect to the Local Law, and has afforded all interested persons an opportunity to be heard at the public hearing; and

WHEREAS, in accordance with the State Environmental Quality Review Act and the Act's implementing regulations (the "SEQRA Regulations") the Department of Planning and Environmental Protection has recommended that the adoption of the Local Law be determined to be a Type II Action pursuant to Sections 617.5(c)(26) 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 Local Law No. 16 of 2023 be and it hereby is adopted, which Local Law reads as follows:

**TOWN OF NORTH HEMPSTEAD
LOCAL LAW NO. 16 OF 2023**

**A LOCAL LAW AMENDING CHAPTER 38A OF THE TOWN CODE
ENTITLED "LANDSCAPING AND GARDENING"**

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

Section 1. Legislative Intent.

It is the purpose and intent of the Town Board to amend Chapter 38A of the Code of the Town of North Hempstead entitled "Landscaping and Gardening" to provide that a listing of landscapers licensed in the Town pursuant to Chapter 38A of the Town Code be maintained on the Town's website.

Section 2.

Section 38A-4 of the Town Code is hereby amended as follows:

§ 38A-4 Application procedure; fee; expiration; decals.

- A. Any landscaper applying for a license shall file with the Town Clerk a written application upon forms to be furnished by the Town Clerk. Each application shall be accompanied by a copy of a valid license issued by the Nassau County Office of Consumer Affairs necessary to conduct commercial landscaping within Nassau County.
- B. Each applicant for a license shall pay a nonrefundable filing fee with the application. Such fee shall be the fee stated in the Town of North Hempstead Fee Schedule. The Town Board shall provide for a reduced filing fee for any applicant who can provide receipts showing that five or more pieces of landscape gardening equipment powered by electric or battery motors have been purchased by the applicant.
- C. All licenses issued pursuant to this chapter shall expire on the last day of December in the calendar year three years following the year in which they have been issued. Licenses may be renewed for additional three-year terms upon the filing of a renewal application and payment of the fee in an amount stated in the Town of North Hempstead Fee Schedule.
- D. Landscapers licensed pursuant to this chapter shall, at all times, keep a copy of the license in every truck, dump truck, van, or other motor vehicle owned, leased, or

otherwise used by any person engaged in commercial landscaping and shall immediately produce the license for inspection by any person lawfully requesting the production of the license, including but not limited to any peace or police officer and any inspector, official, officer or employee of the Town or other government agency or authority.

E. The Town shall provide decals to each licensed landscaper, which decal shall be attached to the bumper of every truck, dump truck, van or other motor vehicle owned, leased or otherwise used by any person engaged in commercial landscaping at all times when the vehicle is located within the Town.

F. The Town Clerk shall maintain a list of landscapers licensed with the Town pursuant to this chapter and ensure that such list is published on the Town's website.

Section 3.

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

and; be it further

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

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that pursuant to the provisions of Article 9 of the New York State Constitution, the Municipal Home Rule Law, and the Town Law, at a meeting of the Town Board duly held on August 8, 2023 at Town Hall, 220 Plandome Road, Manhasset, New York, Local Law No. 16 of 2023 was adopted. The local law amends 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.

Dated: Manhasset, New York

August 8, 2023

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

Dated: Manhasset, New York

August 8, 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 20th day of July, 2023, he posted the attached Notice of 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, 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

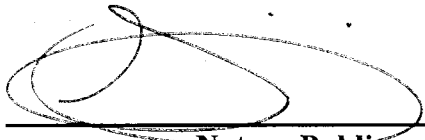
Westbury Post Office

New Hyde Park Post Office


Henry Krukowski

Sworn to me this

24th 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, 2024
sc/fuk

NEWSDAY AFFIDAVIT OF PUBLICATION

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

STATE OF NEW YORK)

Legal Notice No.

0021804142

: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 28, 2023

Nassau

By: _____

Ciara Woodin

Print Name: _____

Authorized Designee of Newsday LLC, Publisher of Newsday

SWORN to before me this
31 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 # 21804142
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**

NEWSDAY PROOF

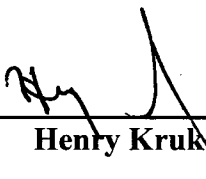
Ad Number: 0021804142

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 9^h day of August, 2023, he posted the attached Notice of 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, at the following locations:

Town Clerk Bulletin Board



 Henry Krukowski

Sworn to me this

9th day of August, 2023



 Notary Public

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

NEWSDAY AFFIDAVIT OF PUBLICATION

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

STATE OF NEW YORK)

Legal Notice No.

0021806552

: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

August 11, 2023

Nassau

By: _____

Ciara Woodin

Print Name: _____

Authorized Designee of Newsday LLC, Publisher of Newsday

SWORN to before me this
11 Day of August, 2023.

Notary Public

Tyshawn Harrison
Notary Public - State of New York
No. 01HA0005298
Qualified in Erie County
Commission Expires 04/07/2027

Ad Content

Legal Notice # 21806552
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 August 8, 2023 at Town Hall, 220 Plandome Road, Manhasset, New York, Local Law No. 16 of 2023 was adopted. The local law amends 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.
Dated: Manhasset, New York August 8, 2023
BY ORDER OF THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD
RAGINI SRIVASTAVA
TOWN CLERK

NEWSDAY PROOF

Ad Number: 0021806552

Advertiser: TOWN OF NORTH HEMP TOWN CLERK

CLERK SRIVASTAVA: Item number 8. 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'll make a motion to continue this to September 6th (sic).

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 DALIMONTE: Fifth, it's the 5th.

COUNCILMAN TROIANO: I'm sorry, I did say the 6th.

CLERK SRIVASTAVA: September 5th.

SUPERVISOR DESENA: Say next meeting.

COUNCILMAN ZUCKERMAN: Yeah, it's easier.

SUPERVISOR DESENA: What are we up to? Who's voting?

CLERK SRIVASTAVA: Yes, it's September 5th. 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 9. A public hearing to consider the adoption of a local law amending Chapter 24 of the Town Code entitled "Governmental Operations."

SUPERVISOR DESENA: So this resolution, I mean, this hearing would be to prohibit giving out campaign literature at our town events. We're still working on the language, so I'm going to continue this until the next meeting, September 5th.

CLERK SRIVASTAVA: September 5th? Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Yeah, this is the 6th Item that we're continuing. 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 10. A public hearing to consider the adoption of an ordinance affecting Chestnut Street in Greenvale, New York.

COUNCILMAN ZUCKERMAN: Madam Clerk, do we have any cards?

CLERK SRIVASTAVA: No, we don't have cards on that.

COUNCILMAN ZUCKERMAN: Seeing that there's no one, 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: 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:

ORDINANCE NO. 13 - 2023

A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING CHESTNUT STREET IN GREENVALE, 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. 13 - 2023
GREENVALE, NEW YORK**

Section I. All motor or other vehicles of any kind shall comply with the following regulations:

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 curblin 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 curblin of Locust Street, south, to the north curblin 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 curblin of Walnut Street, west, to the east curblin 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 curblin 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 curblin of Walnut Street, west, for a distance of 25 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

August 8, 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 20th day of July, 2023, he posted the attached Notice of Hearing to consider the adoption of ordinances affecting Chestnut Street, Greenvale, New York, at the following locations:

- Town Clerk Bulletin Board
- Greenvale Post Office
- Chestnut St, 100 feet east of Glen Cove Rd
- Locust St, 100 feet east of Glen Cove Rd
- Walnut St, 300 feet north of Northern Blvd


_____ **Henry Krukowski**

Sworn to me this
24th day of July, 2023


_____ **Notary Public**

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

NEWSDAY AFFIDAVIT OF PUBLICATION

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

STATE OF NEW YORK)

Legal Notice No.

0021804148

: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 28, 2023

Nassau

By: _____

Ciara Woodin

Print Name: _____

Authorized Designee of Newsday LLC, Publisher of Newsday

SWORN to before me this
31 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 # 21804148

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 8th day of August, 2023, at 7:00 o'clock in the evening for the purpose of considering the adoption of the following ordinance:

**CHESTNUT STREET,
GREENVALE, NEW YORK**

I. All motor or other vehicles of any kind shall comply with the following:

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.

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: July 11, 2023

Manhasset, New York
BY ORDER OF THE TOWN
BOARD OF THE TOWN OF
NORTH HEMPSTEAD
RAGINI SRIVASTAVA
TOWN CLERK

NEWSDAY PROOF

Ad Number: 0021804148

Advertiser: TOWN OF NORTH HEMP TOWN CLERK

Affidavit of Publication

County of Nassau SS
State of New York,

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.
13 - 2023
GREENVALE.

NEW YORK

Section 1. All motor or other vehicles of any kind shall comply with the following regulations:

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 curblin 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 curblin of Locust Street, south, to the north curblin 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 curblin of Walnut Street, west, to the east curblin 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 curblin 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 curblin of Walnut Street, west, for a distance of 25 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: August 8, 2023
Manhasset, New York**


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

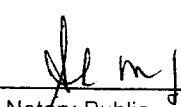
8-16-2023-1T-#242179-ROS

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:

August 16, 2023


Sworn to me this 16 day of
August-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 11. A public hearing to consider the adoption of an ordinance affecting Washington Place in Port Washington, New York.

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

CLERK SRIVASTAVA: No, we don't have cards on this.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: 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:

ORDINANCE NO. 14 - 2023

A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING WASHINGTON PLACE IN PORT WASHINGTON, 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. 14 - 2023
PORT WASHINGTON, NEW YORK**

Section 1. All motor or other vehicles of any kind shall comply with the following regulations:

PROPOSAL:

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.

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

August 8, 2023

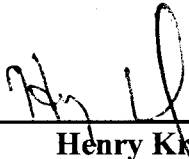
BY ORDER OF THE TOWN BOARD OF

**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 20th day of July, 2023, he posted the attached Notice of Hearing to consider the adoption of ordinances affecting Washington Place, Port Washington , New York, at the following locations:

- Town Clerk Bulletin Board
- Port Washington Post Office
- Murry Ave & Washington Pl
- Washington Pl, 100 feet south of Murray Ave
- Murray Ave, 100 feet west of Washington Pl



Henry Krukowski

Sworn to me this
24th 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
AD

NEWSDAY AFFIDAVIT OF PUBLICATION

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

STATE OF NEW YORK)

Legal Notice No.

0021804156

: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 28, 2023

Nassau

By: _____

Ciara Woodin

Print Name: _____

Authorized Designee of Newsday LLC, Publisher of Newsday

SWORN to before me this
31 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 # 21804156

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 8th day of August, 2023, at 7:00 o'clock in the evening for the purpose of considering the adoption of the following ordinance:

WASHINGTON PLACE, PORT WASHINGTON, NEW YORK

I. All motor or other vehicles of any kind shall comply with the following:

PROPOSAL:

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.

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: July 11, 2023

Manhasset, New York
BY ORDER OF THE TOWN
BOARD OF THE TOWN OF
NORTH HEMPSTEAD
RAGINI SRIVASTAVA
TOWN CLERK

NEWSDAY PROOF

Ad Number: 0021804156

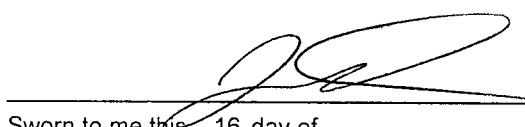
Advertiser: TOWN OF NORTH HEMP TOWN CLERK

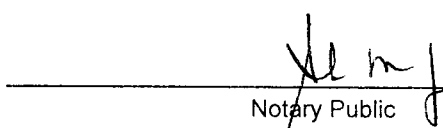
Affidavit of Publication

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 PORT WASHINGTON NEWS
a weekly newspaper published at Mineola in the county of Nassau, in the State of New York, and that a notice, a printed copy of which is hereunto annexed, has been published in said newspapers once in each week for

1 weeks, viz: August 16, 2023


Sworn to me this 16 day of
August-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.
14-2023
PORT WASHINGTON,
NEW YORK

Section 1. All motor or other vehicles of any kind shall comply with the following regulations:

PROPOSAL:
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.

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: August 8, 2023
Manhasset, New York

BY ORDER OF THE
TOWN BOARD OF
THE TOWN OF NORTH
HEMPSTEAD

RAGINI SRIVASTAVA
TOWN CLERK

8-16-2023-1T-#242180-
PORT

CLERK SRIVASTAVA: Item number 12. A public hearing to consider the rescission of ordinances affecting Monitor Street in New Cassel, New York.

COUNCILMAN TROIANO: Do we have any cards on this?

CLERK SRIVASTAVA: No, we don't have cards on this.

COUNCILMAN TROIANO: Would anyone like to be heard?

(WHEREUPON, there was no response.)

COUNCILMAN TROIANO: 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.

Councilman 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. 15 - 2023

A PUBLIC HEARING TO CONSIDER THE RESCISSION OF ORDINANCES AFFECTING MONITOR STREET IN NEW CASSEL, 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. 15 - 2023
NEW CASSEL, NEW YORK**

Section 1. All motor or other vehicles of any kind shall comply with the following regulations:

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.

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

August 8, 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 20th day of July, 2023, he posted the attached Notice of Hearing to consider the adoption of ordinances affecting Monitor Street, New Cassel, New York, at the following locations:

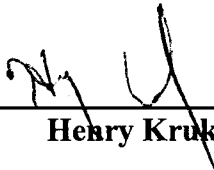
Town Clerk Bulletin Board

Westbury Post Office

Monitor St & Grand Blvd


Monitor St & Broadway

Monitor St, 200 feet north of Grand Blvd


Henry Krukowski

Sworn to me this

24th 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
Siffink

NEWSDAY AFFIDAVIT OF PUBLICATION

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

STATE OF NEW YORK)

Legal Notice No.

0021804161

:SS.:

COUNTY OF ERIE)

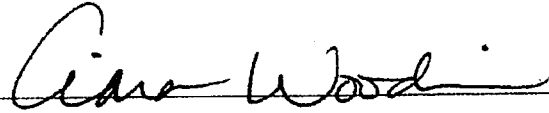
The undersigned, being duly sworn, says that such person is a duly authorized custodian of records of Newsday LLC, the publisher of Newsday, a daily newspaper published in Melville, County of Suffolk, State of New York, and circulated in Nassau, Suffolk, and Queens Counties, and that the Legal Notice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

Friday

July 28, 2023

Nassau

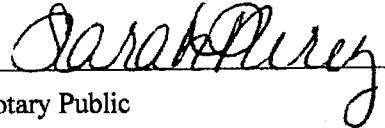
By: _____



Ciara Woodin

Print Name: _____

Authorized Designee of Newsday LLC, Publisher of Newsday



Notary Public

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

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

Ad Content

Legal Notice # 21804161

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 8th day of August, 2023, at 7:00 o'clock in the evening for the purpose of considering the rescission of the following ordinance:

MONITOR STREET, NEW CASSEL, NEW YORK

I. All motor or other vehicles of any kind shall comply with the following:

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.

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: July 11, 2023

Manhasset, New York

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

NEWSDAY PROOF

Ad Number: 0021804161

Advertiser: TOWN OF NORTH HEMP TOWN CLERK

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.
15 - 2023
NEW CASSEL
NEW YORK

Section 1. All motor or other vehicles of any kind shall comply with the following regulations:

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.

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: August 8, 2023
Manhasset, New York

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

8-16-2023-1T-#242181-NIN/
WBY

Affidavit of Publication

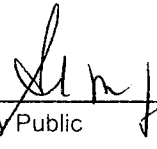
County of Nassau SS
State of New York,

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

1 weeks, viz: August 16, 2023



Sworn to me this 16 day of
August-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 13. A public hearing to consider the rescission of ordinances affecting Westbury Avenue in Carle Place, New York.

COUNCILMAN TROIANO: Do we have any cards; Madam Clerk?

CLERK SRIVASTAVA: No, we don't have cards on it.

COUNCILMAN TROIANO: Would anyone like to be heard?

SUPERVISOR DESENA: No, you can --

CLERK SRIVASTAVA: Come to the podium.

COUNCILMAN ZUCKERMAN: No, you waited, you waited.

MR. ROSENBERG: I know.

COUNCILMAN ZUKERMAN: Please.

MR. ROSENBERG: First time.

CLERK SRIVASTAVA: Your name, please?

MR. ROSENBERG: Rudy Rosenberg, I live in Carle Place and my business is in Carle Place, we moved it there about three years ago, and it was just an issue of there's 90 minute parking on both sides of the street, which for about six stores on Westbury Avenue, there's no rear parking. There's a house that backs up to the back of the building so there's no place for anybody who wants to see us. Every other store, they can park behind the building and go into the store, and whatever they want to do. So we requested, and the traffic engineer did a study suggesting that the north side of Westbury Avenue have 90 minute removed and simply be available with no restrictions because a block away it's two hours. If you go two blocks away, there's no restrictions at all. So it's only our little section. It's only about eight spots that they would be losing, or you know, we've already gotten like five or six tickets, and that's just my company. So that's it.

COUNCILMAN TROIANO: So you support this?

MR. ROSENBERG: Absolutely.

COUNCILWOMAN DALIMONTE: I was a little confused, too. I didn't know if you supported it or not.

MR. ROSENBERG: No, I'm the reason that we're here for this one.

COUNCILWOMAN DALIMONTE: Okay.

MR. ROSENBERG: Well, Mr. Troiano, that's it. Thank you, very much, for your time.

CLERK SRIVASTAVA: Thank you.

SUPERVISOR DESENA: Thank you.

COUNCILMAN TROIANO: Would anybody else like to be heard?

(WHEREUPON, there was no response.)

COUNCILMAN TROIANO: I didn't think so. So in this case we did have a traffic engineer did do a study which included surveying the local business owners to see if they had any objections to it. It did, for the most part, the business owners there were supportive of what's being

proposed tonight. I also circulated this to the Carle Place Civic Association, and they raised no objection to it, either, and so I'm going to move for its adoption but I want you to know, and I think you and I had, if not a full discussion about this, that I'm willing to try this and see how it works out. I'm aware that some business owners feel that it may impact their business by your employees and other employees taking up space in the street but we're going to see how this works out, and you know, this was --this restriction was put into place in 2019 so it's not even that old, anyway, and so if we find in a few months that it doesn't work out, warn you now, we may just revert back to what we have today.

MR. ROSENBERG: The street's dead.

COUNCILMAN TROIANO: Yeah, you know, I shop fairly frequently on Westbury Avenue, and I never have a hard time finding a space, although perhaps losing my mirror is a whole other issue, but you know --

MR. ROSENBERG: You got to fold them in.

COUNCILMAN TROIANO: Right. At any rate, I offer the resolution and move for its adoption. I'm sorry?

SUPERVISOR DESENA: Close the public hearing.

COUNCILMAN TROIANO: Oh, thank you, close 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: I also have no trouble parking on Westbury Avenue, and I vote 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. 16 - 2023

A PUBLIC HEARING TO CONSIDER THE RESCISSION OF ORDINANCES AFFECTING WESTBURY AVENUE IN CARLE PLACE, 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. 16 - 2023
CARLE PLACE, NEW YORK**

Section I. All motor or other vehicles of any kind shall comply with the following regulations:

PROPOSAL:

RESCIND:

1. T.O. #2-2019

Adopted January 29, 2019

WESTBURY AVENUE – NORTH SIDE – 90 Minute Parking 6AM - 12MIDNIGHT

From a point 92 west of the west curbline of Carle Road, west to a point 28 east of the east curbline of Koch Place

2. T.O. #2-2019

Adopted January 29, 2019

WESTBURY AVENUE – NORTH SIDE – 90 Minute Parking 6AM - 12MIDNIGHT

From a point 30 feet west of the west curbline of Koch Place, west to a point 27 feet east of the east curbline of Sicardi Place

3. T.O. #2-2019

Adopted January 29, 2019

WESTBURY AVENUE – NORTH SIDE – 90 Minute Parking 6AM - 12MIDNIGHT

From a point 71 feet of the west curbline 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 - 12MIDNIGHT

From a point 512 feet east of the east curbline of Stonehinge Lane, east for a distance of 129 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

August 8, 2023

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

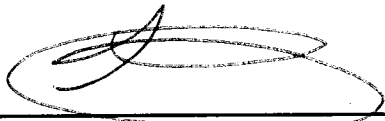
STATE OF NEW YORK)
) SS. :
COUNTY OF NASSAU)

Henry Krukowski, being duly sworn, deposes and says that on the 20th day of July, 2023, he posted the attached Notice of Hearing to consider the adoption of ordinances affecting Westbury Ave, Carle Place, New York, at the following locations:

- Town Clerk Bulletin Board
- Carle Place Post Office
- Westbury Ave & Carle Rd
- Westbury Ave & Sicardi Pl
- Westbury Ave & Stonehenge La


Henry Krukowski

Sworn to me this
24th 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

Adriana

NEWSDAY AFFIDAVIT OF PUBLICATION

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

STATE OF NEW YORK)

Legal Notice No.

0021804165

: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 28, 2023

Nassau

By: _____

Clara Woodin

Print Name: _____

Authorized Designee of Newsday LLC, Publisher of Newsday

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

Notary Public

Sarah Perez
Notary Public - State of New York
No. 01PE006459
Qualified in Erie County
Commission Expires 04/27/2027

Ad Content

Legal Notice # 21804165 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 8th day of August, 2023, at 7:00 o'clock in the evening for the purpose of considering the rescission of the following ordinance:

**WESTBURY AVENUE,
CARLE PLACE, NEW YORK**
I. All motor or other vehicles of any kind shall comply with the following:

PROPOSAL:

RESCIND:

1. T.O. #2-2019

Adopted January 29, 2019
WESTBURY AVENUE -
NORTH SIDE - 90 Minute
Parking 6AM - 12MIDNIGHT
From a point 92 west of the
west curbline of Carle Road,
west to a point 28 east of
the east curbline of Koch
Place

2. T.O. #2-2019

Adopted January 29, 2019
WESTBURY AVENUE -
NORTH SIDE - 90 Minute
Parking 6AM - 12MIDNIGHT
From a point 30 feet west of
the west curbline of Koch
Place, west to a point 27
feet east of the east curbline
of Sicardi Place

3. T.O. #2-2019

Adopted January 29, 2019
WESTBURY AVENUE -
NORTH SIDE - 90 Minute
Parking 6AM - 12MIDNIGHT
From a point 71 feet of the
west curbline 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 - 12MIDNIGHT
From a point 512 feet east of
the east curbline of
Stonehenge Lane, east for a
distance of 129 feet

Section 2. All ordinances or
regulations heretofore adopt-
ed in conflict with this ordi-
nance are hereby repealed.

Section 3. PENALTIES: "A vi-
olation of this ordinance
shall be punishable by a fine
not in excess of Thirty
(\$30.00) Dollars, plus any sur-
charge payable to other gov-
ernmental entities."

Section 4. This ordinance
shall take effect ten days
from the date of its publica-
tion 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

NEWSDAY PROOF

Ad Number: 0021804165

Advertiser: TOWN OF NORTH HEMP TOWN CLERK

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.

16-2023

CARLE PLACE

NEW YORK

Section 1. All motor or other vehicles of any kind shall comply with the following regulations:

PROPOSAL:

RESCIND:

1. T.O. #2-2019

Adopted January 29, 2019
WESTBURY AVENUE -
NORTH SIDE - 90 Minute
Parking 6AM - 12MID-
NIGHT

From a point 92 west of the west curblin of Carle Road, west to a point 28 east of the east curblin of Koch Place

2. T.O. #2-2019

Adopted January 29, 2019
WESTBURY AVENUE -
NORTH SIDE - 90 Minute
Parking 6AM - 12MID-
NIGHT

From a point 30 feet west of the west curblin of Koch Place, west to a point 27 feet east of the east curblin of Sicardi Place

3. T.O. #2-2019

Adopted January 29, 2019
WESTBURY AVENUE -
NORTH SIDE - 90 Minute
Parking 6AM - 12MID-
NIGHT

From a point 71 feet of the west curblin 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 - 12MID-
NIGHT

From a point 512 feet east of the east curblin of Stonehinge Lane, east for a distance of 129 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: August 8, 2023

Manhasset, New York

BY ORDER OF THE

TOWN BOARD OF

THE TOWN OF

NORTH HEMPSTEAD

Affidavit of Publication

County of Nassau
State of New York,

SS

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:

August 16, 2023



Sworn to me this 16 day of
August-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 14. A public hearing to consider the adoption of an ordinance affecting Park Avenue in Westbury, New York.

COUNCILMAN WALSH: What does this say?

COUNCILMAN TROIANO: We've kept you here long enough, Rosenberg, you can go. Thank you for being here.

CLERK SRIVASTAVA: Thank you.

SUPERVISOR DESENA: Good night.

CLERK SRIVASTAVA: Bye, good night.

SUPERVISOR DESENA: Councilman Troiano, I think this one is yours.

COUNCILMAN TROIANO: Oh, that's right, I almost voted.

CLERK SRIVASTAVA: Fourteen.

COUNCILMAN TROIANO: Does anybody want to be heard on this?

(WHEREUPON, there was no response.)

COUNCILMAN TROIANO: Any cards?

CLERK SRIVASTAVA: No, we don't have cards.

COUNCILMAN TROIANO: Would anybody like to be heard?

(WHEREUPON, there was no response.)

COUNCILMAN TROIANO: No. 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: 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. 458 - 2023

A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING PARK AVENUE 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 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, 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 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, 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 8th day of August, 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
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 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, June 6, 2023, July 11, 2023 and further amended by adding thereto a new subdivision as follows:

“130” A reserved parking space on south side of Park Avenue, Westbury, New York, from a point 93 feet east from the east curblin of Urban Avenue, east, for a distance of 20 feet, and

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

August 8, 2023

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

Dated: Manhasset, New York

August 8, 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 20th day of July, 2023, he posted the attached Notice of Hearing to consider an ordinance establishing a reserved parking space, pursuant to the authority contained in Section 1660 of the Vehicle and Traffic Law, at the following locations:

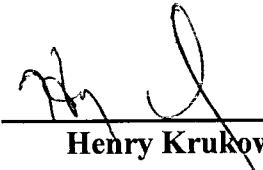
Town Clerk Bulletin Board

Westbury Post Office

Park Ave & Urban Ave


Park Ave, 100 feet, east of Urban Ave

Urban Ave, 100 feet south of Park Ave


Henry Krukowski

Sworn to me this

24th 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
Adriana

NEWSDAY AFFIDAVIT OF PUBLICATION

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

STATE OF NEW YORK)

Legal Notice No.

0021804173

: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 28, 2023

Nassau

By: _____

Ciara Woodin

Ciara Woodin

Print Name: _____

Authorized Designee of Newsday LLC, Publisher of Newsday

Sarah Perez

Notary Public

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

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

Ad Content

Legal Notice # 21804173
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 curbline 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

NEWSDAY PROOF

Ad Number: 0021804173

Advertiser: TOWN OF NORTH HEMP TOWN CLERK

**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 8th day of August, 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
PARK AVENUE IN
WESTBURY**

Section 5 of the ordinance establishing handicapped spaces adopted July 21, 1987 and amended September 1, 1987, February 7, 1989, April 3, 1990, July 17, 1990, November 20, 1990, December 4, 1990, February 19, 1991, October 8, 1991, April 1, 1992, August 11, 1992, April 13, 1993, May 3, 1994, April 22, 1994, April 1995, August 29, 1995, November 27, 1996, November 2, 1996, December 17, 1996, March 4, 1997, May 6, 1997, June 10, 1997, July 15, 1997, March 24, 1998, No-

ber 17, 1998, March 2, 1998, June 8, 1999, October 9, 1999, June 27, 2000, August 9, 2000, September 19, 2000, November 14, 2000, February 13, 2001, March 6, 2001, March 27, 2001, May 31, 2001, August 21, 2001, November 16, 2001, November 11, 2001, January 29, 2002, April 12, 2002, April 2, 2002, October 4, 2002, October 19, 2002, February 10, 2002, February 20, 2003, April 22, 2003, January 21, 2003, January 6, 2003, March 9, 2004, May 11, 2004, August 29, 2004, August 1, 2005, January 25, 2005, July 19, 2005, August 8, 2005, November 1, 2005, January 3, 2006, March 4, 2006, March 21, 2006, January 2, 2006, January 13, 2007, April 6, 2007, April 19, 2007, August 10, 2007, September 25, 2007, September 11, 2007, May 9, 2008, May 6, 2008, July 29, 2008, July 17, 2008, July 29, 2008, September 19, 2008, September 2008, January 6, 2009, May 27, 2009, May 19, 2009, July 23, 2009, August 4, 2009, October 2009, October 8, 2009, December 2010, October 5, 2010, October 14, 2010, December 2010, March 8, 2011, March 8, 2011, July 12, 2011, November 27, 2011, May 8, 2011,

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, June 6, 2023, July 11,

2023 and further amended by adding thereto a new subdivision as follows:

"130" A reserved parking space on south side of Park Avenue, Westbury, New York, from a point 93 feet east from

pursuant to Section 133 of the Town Law of the State of New York.

Dated Manhasset, New York August 8, 2023

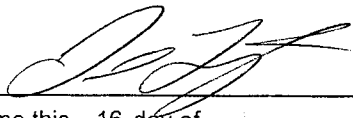
BY ORDER OF THE

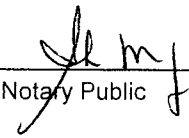
Affidavit of Publication

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: August 16, 2023


Sworn to me this 16 day of August-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 15. A resolution setting a date for a public hearing to consider the adoption of a local law establishing Chapter 58 of the Town Code to be entitled "Governmental Transparency."

COUNCILWOMAN LURVEY: I offer the resolution setting a hearing date for September 5th, 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 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. 459 - 2023

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW ESTABLISHING CHAPTER 58 OF THE TOWN CODE TO BE ENTITLED "GOVERNMENTAL TRANSPARENCY."

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 establishing Chapter 58 of the Town Code entitled "Governmental Transparency" to require the publication of certain documents and/or information on the Town's website, in a manner that is searchable, in order to increase governmental openness and transparency by facilitating public access to Town records, documents and information that is legally available, with a goal towards engendering greater awareness, input and public participation in the conduct of the affairs of Town government.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on September 5, 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 establishing Chapter 58 of the Town Code entitled "Governmental Transparency" in order to require the publication of certain documents and/or information on the Town's website, in a manner that is searchable, in order to increase governmental openness and transparency by facilitating public access to Town records, documents and information that is legally available, with a goal towards engendering greater awareness, input and public participation in the conduct of the affairs of Town government; 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 September 5, 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 establishing Chapter 58 of the Town Code entitled "Governmental Transparency" to require the publication of certain documents and/or information on the Town's website, in a manner that is searchable, in order to increase governmental openness and transparency by facilitating public access to Town

records, documents and information that is legally available, with a goal towards engendering greater awareness, input and public participation in the conduct of the affairs of Town government.

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

August 8, 2023

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

Dated: Manhasset, New York

August 8, 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 16. A resolution setting a date for a public hearing to consider the adoption of a local law amending Chapter 19 of the Town Code entitled "Explosives."

COUNCILWOMAN DALIMONTE: I offer the resolution to set the hearing date for September 5th, 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. 460 - 2023

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 19 OF THE TOWN CODE ENTITLED "EXPLOSIVES".

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 19 of the Town Code entitled "Explosives" in order to modify the regulations related to fireworks to ensure that firework displays are undertaken in a manner that promotes safety consistent with the provisions of New York State Penal Law Article 405, to establish the minimum requirements that must be met by permit applicants and to provide certain notification procedures.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on September 5, 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 19 of the Town Code entitled "Explosives" in order to modify the regulations related to fireworks to ensure that firework displays are undertaken in a manner that promotes safety consistent with the provisions of New York State Penal Law Article 405, to establish the minimum requirements that must be met by permit applicants and to provide certain notification procedures; 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 September 5, 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 19 of the Town Code entitled "Explosives" in order to modify the regulations related to fireworks to ensure that firework displays are undertaken in a manner that promotes safety consistent with the provisions of New York State Penal Law Article 405, to establish the minimum requirements that must be met by permit applicants and to provide certain notification procedures.

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

August 8, 2023

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

Dated: Manhasset, New York

August 8, 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 17. A resolution setting a date for a public hearing to consider the adoption of an ordinance affecting Denton Avenue in New Hyde Park, New York.

SUPERVISOR DESENA: Is this yours; Dennis?

COUNCILMAN WALSH: No, you said Port Washington.

COUNCILWOMAN DALIMONTE: No, New Hyde Park.

COUNCILMAN ADHAMI: New Hyde Park.

SUPERVISOR DESENA: Number 17.

COUNCILMAN WALSH: Okay, I'm looking at 18, okay. Okay, so does anybody want to be heard in the audience?

(WHEREUPON, there was no response.)

COUNCILMAN WALSH: Okay, I'm sorry, I'm getting lost over here. I'd like to set a --make a set date for September 5th --

SUPERVISOR DESENA: Fifth.

CLERK SRIVASTAVA: Fifth.

COUNCILMAN WALSH: -- and you know, I'd like to make a set date for September 5th.

COUNCILMAN ZUCKERMAN: Offer the resolution.

COUNCILMAN WALSH: I'd like to offer the resolution and move for the 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 Walsh offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 461 - 2023

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING DENTON AVENUE IN NEW HYDE PARK, NEW YORK.

WHEREAS, a recommendation has been made for the adoption of an ordinance affecting Denton Avenue, New Hyde Park, 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 5th day of September, 2023, at 7:00 o'clock in the evening for the purpose of considering the adoption of the following ordinance:

PROPOSAL:

ADOPT:

1. DENTON AVENUE – WEST SIDE- NO STOPPING HERE TO CORNER
From the north curblines of Aladdin Avenue, north for a distance of 35 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

August 8, 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 18. A resolution setting a date for a public hearing to consider the adoption of an ordinance affecting Guilford Road in Port Washington, New York.

COUNCILWOMAN DALIMONTE: I offer the resolution and set the hearing date for September 5th, 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. 462 - 2023

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

WHEREAS, a recommendation has been made for the adoption of ordinances affecting Guildford Road, Port Washington, New York.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by the Town Board of the Town of North Hempstead on the 5th day of September, 2023, at 7:00 o'clock in the evening for the purpose of considering the adoption of the following ordinance:

PROPOSAL:

ADOPT:

1. GUILFORD ROAD – LYNN ROAD – DO NOT ENTER- 8:15 A.M. TO 9:00 A.M - SCHOOL DAYS

All Traffic on Guilford Road shall be prohibited from traveling eastbound beyond its intersection with Lynn Road from 8:15 A.M to 9:00 A.M. on School Days.

2. GUILFORD ROAD – ONE-WAY – WESTBOUND- 8:15 A.M. TO 9:00 A.M - SCHOOL DAYS

All Traffic on Guilford Road, between Newbury Road and Lynn Road, shall travel one-way westbound from 8:15 A.M to 9:00 A.M. on School Days.

3. GUILFORD ROAD – NORTH AND SOUTH SIDE- SCHOOL SPEED ZONE – 20 MPH – 8:00 A.M. TO 4:00 P.M. - SCHOOL DAYS

From the east curbline of Lowell Road, east, to the north curbline of Wakefield Avenue.

4. WAKEFIELD AVENUE – NORTH AND SOUTH SIDE- SCHOOL SPEED ZONE – 20 MPH – 8:00 A.M. TO 4:00 P.M. - SCHOOL DAYS

From the east curbline of Lynn Road, east, to its terminus.

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

August 8, 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 19. A resolution setting a date for a public hearing to consider the adoption of an ordinance affecting Seaview Boulevard in Port Washington, New York.

COUNCILWOMAN DALIMONTE: I offer the resolution and set the hearing date for September 5th, 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: September 5th, 2023, is getting pretty busy, but 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. 463 - 2023

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING SEAVIEW BOULEVARD IN PORT WASHINGTON, NEW YORK.

WHEREAS, a recommendation has been made for the adoption of an ordinance affecting Seaview Boulevard, 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 5th day of September, 2023, at 7:00 o'clock in the evening for the purpose of considering the adoption of the following ordinance:

PROPOSAL:

ADOPT:

1. SEAVIEW BOULEVARD – SOUTH SIDE – NO PARKING COMMERCIAL VEHICLES ANY TIME –
From a point 295 feet opposite of the west curblineline of Osprey court, west, for a distance of 107 feet.

2. SEAVIEW BOULEVARD – SOUTH SIDE – NO STOPPING ANYTIME–
From a point 402 feet opposite of the west curblineline of Osprey court, west, for a distance of 30 feet.

3. SEAVIEW BOULEVARD – SOUTH SIDE – NO STOPPING ANYTIME–
From a point 465 feet opposite of the west curblineline of Osprey court, west, for a distance of 57 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

August 8, 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 20. A resolution setting a date for a public hearing to consider the rescission of an ordinance affecting Claudy Lane in New Hyde Park, New York.

COUNCILMAN ADHAMI: I offer the resolution and move for its adoption to set a set date for September 5th, 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. 464 - 2023

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE RESCISSION OF AN ORDINANCE AFFECTING CLAUDY LANE IN NEW HYDE PARK, 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 rescind a reserved parking space on the west side of Claudy Lane, New Hyde Park, New York, from a point 356 feet north of the north curblineline of Patton Boulevard, north 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 September 5, 2023, at 7:00 P.M., to consider an ordinance rescinding 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 September 5, 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 rescinding 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 rescind a reserved parking space on the west side of Claudy Lane, New Hyde Park, New York, from a point 356 feet north of the north curblineline of Patton Boulevard, 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

August 8, 2023

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

Dated: Manhasset, New York

August 8, 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
CLAUDY LANE IN NEW HYDE PARK**

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, August 5, 2021, October 21, 2021, November 18, 2021, September 1, 2022, April 4, 2023, June 6, 2023, July 11, 2023 and August 8, 2023 is further amended by adding thereto a new subdivision as follows:

“131” A reserved parking space the west side of Claudy Lane, New Hyde Park, New York, from a point 356 feet north of the north curblineline of Patton Boulevard, north for a distance of 20 feet, is rescinded.

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

August 8, 2023

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

CLERK SRIVASTAVA: Item number 22. A resolution authorizing supplemental budget appropriation 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. 466 - 2023

A RESOLUTION AUTHORIZING A SUPPLEMENTAL BUDGET APPROPRIATION 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 a supplemental appropriation in year 2023 (the "Supplemental Appropriation") as follows: \$4,721.04 to be recorded to revenue line A.2001 with the corresponding increase in expense for this appropriation to be recorded to expense code A.05.7111.4890 for the purchase of sunscreen dispenser units and sunscreen for the Department of Parks and Recreation; and

WHEREAS, the Board wishes to authorize the Supplemental Appropriation.

NOW, THEREFORE, BE IT

RESOLVED that the Board hereby authorizes the Supplemental Appropriation 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 Appropriation.

Dated: Manhasset, New York

August 8, 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 23. A resolution authorizing –

SUPERVISOR DESENA: 21?

COUNCILWOMAN DALIMONTE: We just did 21.

CLERK SVRIVSTAVA: A resolution authorizing a supplemental appropriation transfer of funds.

COUNCILMAN ZUCKERMAN: Okay, did –

COUNCILMAN WALSH: What happened to 21?

COUNCILMAN ZUCKERMAN: Did we skip 21?

COUNCILWOMAN LURVEY: I think we skipped 21.

COUNCILMAN WALSH: We skipped 21.

COUNCILWOMAN LURVEY: The gifts.

CLERK SRIVASTAVA: We did?

COUNCILWOMAN LURVEY: The gifts

COUNCILMAN WALSH: We skipped 21.

COUNCILMAN ZUCKERMAN: We skipped 21.

SUPERVISOR DESENA: All right, go ahead and call it, call it now.

COUNCILWOMAN DALIMONTE: I thought I heard her say it.

SUPERVISOR DESENA: No.

CLERK SRIVASTAVA: Yeah.

COUNCILMAN WALSH: We skipped 21.

COUNCILMAN ZUCKERMAN: We skipped 21.

SUPERVISOR DESENA: We skipped number 21.

CLERK SRIVASTAVA: I did?

COUNCILWOMAN DALIMONTE: But I thought I heard the Supervisor offer the resolution.

SUPERVISOR DESENA: Nope, I didn't offer it.

COUNCILMAN ZUCKERMAN: That was for 22 .

COUNCILMAN WLASH: That was for 22, right. That was for 22. We skipped 21.

SUPERVISOR DESENA: I just -- we're just going to start offering.

CLERK SRIVASTAVA: I didn't read it?

SUPERVISOR DESENA: Yeah, go ahead and read 21.

CLERK SRIVASTAVA: Yeah.

CLERK SRIVASTAVA: Item number 21. 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. 465 - 2023

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

WHEREAS, Mitchell Siegel has generously offered, as a gift, several metal art pieces to be installed at Clark Gardens; and

WHEREAS, Venezia Garden Center has generously offered, as a gift, two hundred forty-five (245) plants to be planted at Clark Gardens with a value of five thousand one hundred ninety dollars (\$5,190.00); and

WHEREAS, the Fanny Dwight Clark Memorial Garden, Inc. has generously offered, as a gift, forty-nine (49) plants to be planted at Clark Gardens with a value of one thousand one hundred sixty-six dollars (\$1,166.00); and

WHEREAS, MTO Global has generously offered, as a gift, plantings to be planted at Clark Gardens with a value of two hundred sixty-nine dollars and twenty-five cents (\$269.25); and

WHEREAS, Witches Brew, 311 Hempstead Turnpike, West Hempstead, NY 11552, has generously offered, as a gift, three hundred dollars (\$300.00) including skateboard decks and a gift certificate to the coffee shop for the Skate Demo event at Manorhaven Beach Park; and

WHEREAS, Arizona Iced Tea, Woodbury, NY has generously offered, as a gift, iced tea, four skateboard decks and travel pouches for the Skate Demo event at Manorhaven Beach Park; and

WHEREAS, Indi Surf and Skate 486 Plandome Road, Manhasset, NY 11030, has generously offered, as a gift, a long board skateboard with a value of two hundred ten dollars (\$210.00) for the Skate Demo event at Manorhaven Beach Park; and

WHEREAS, Triple8 Protective Gear Company, 20W Vanderventer Avenue, Suite 101, Port Washington, NY 11050, has generously offered, as a gift, helmets, pads and hats with a value of three hundred dollars (\$300.00) for the Skate Demo event at Manorhaven Beach Park; and

WHEREAS, Massage Envy, Port Washington, NY 11050, has generously offered, as a gift, two hundred fifty dollars (\$250.00) in massage gift certificates for the Skate Demo event at Manorhaven Beach Park; and

WHEREAS, Printstation NY, New Hyde Park, NY 11040, has generously offered, as a gift, six hundred dollars (\$600.00) in t-shirts for the Skate Demo event at Manorhaven Beach Park; and

WHEREAS, Lisa Ferraro, on behalf of Daniel Gale Sotheby's, has generously offered, as a gift, four cases of water for the grand opening of the pickleball courts at Tully Park; and

WHEREAS, Athleta, has generously offered, as a gift, one hundred fifty (150) gift cards each valuing twenty dollars (\$20.00) for the grand opening of the pickleball courts at Tully Park; and

WHEREAS, Cao Jun has generously offered, as a gift, Asian calligraphic art; 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

August 8, 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 22? I read it; right?

COUNCILMAN ZUCKERMAN: Twenty-three now.

COUNCILWOMAN DALIMONTE: We did 22.

COUNCILMAN WALSH: We did 22, 23.

CLERK SRIVASTAVA: Right, we voted on 22?

SUPERVISOR DESENA: Let's do 23.

CLERK SRIVASTAVA: Now I'm on 23rd; right? Item number 23. A resolution authorizing a supplemental appropriation/transfer of funds.

COUNCILMAN ZUCKERMAN: This resolution allocates \$40,000 from the town's general fund for a flight and land analysis. This is to address excessive airplane noise in our community. The study is the first step, phase one, in determining effective measures to remedy the noise caused by low-flying airplanes. In October of 2019, the town unanimously adopted a resolution to consider legal action against the FAA but it was delayed due to the pandemic. Ultimately, an RFP was awarded in June of 2021 to Cuomo, LLC, for legal services. During the pandemic, flight patterns were adjusted temporarily to mitigate noise issues thanks to the efforts of Congressman Tom Suozzi and Senator Chuck Schumer. With the pandemic behind us, flight paths have returned to pre-pandemic levels bringing the noise issue back to the forefront. My office has heard from numerous residents in my district and throughout the town regarding this excessive noise and pollution that affects their quality of life. The Town of North Hempstead has received more than 500, 500 service requests in the last five years concerning airplane noise highlighting its impact on the quality of life of our residents. The flight plan analysis will be conducted by Cuomo, LLC, and is essential in understanding the root causes of the excessive noise. The analysis will provide vital information to determine appropriate and effective actions to address the aviation concerns in our town. I would like to invite up Oscar Michelen, a partner of Cuomo, LLC, to step up and explain what exactly a flight plan analysis is. Oscar, thank you very much for being here.

MR. MICHELEN: Thank you, thank you, everybody. Oscar Michelen, good to see you all, again. So basically, the main issue is that you'd have to analyze the flight plans that were filed within the last 60 days first. Under the federal regulations, you can litigate against the FAA over a flight plan if it's been in effect for more than 60 days. That's your time period. So as we did when we answered the RFP, we would look at, for example, several municipalities have already filed litigation against the FAA and have been successful, as well as others that have not been able to get a change in the flight plan. The way that -- the first steps would be to analyze the most recent flight plans, and then the ones within the 60 day period behind that. Following that, generally, we would meet our representative, what we call the Quiet Skies Caucus in the House which has jurisdiction over the flight plans. Back when we first applied for the RFP, the members of New York on the Quiet Skies Caucus were Tom Suozzi and Kathy Rice. They're now Jerry Nadler and Kate Meng. So we reached out to them as well to get information from what the House knows with respect to the FAA actions on flight plans in this area. The real issue has been, and this has happened in many communities in the area, is obviously, it got very quiet during COVID, and so no one had any complaints. There were flights, that makes it very easy. But what's happening now is there's been an increase again in air travel, obviously, so you're seeing more frequency in flights and complaints. The main issue that occurs is that when

the flight plans change and they have to lower altitude, that's what, obviously, increases the noise, and then the other analysis that you would make when we do the analysis is to see whether it's flying over any sensitive areas, for example, some communities have been successful when it's been over historic preservation sites, for example, or you know, public arenas where there's regular activities that are affected by the planes. The other thing that's obviously the most important is not only just reaching out in the town but to the incorporated villages within the town that are affected by the noise. So we would want to first analyze where those complaints are coming from, meet with the community members there and assess what we can learn about their problems, what they're facing, the time of day, the frequency, et cetera. Have they recorded, for example, the flight paths, et cetera, and then see whether they occur within incorporated villages and get those communities on board, be it East Williston, East Hills, Mineola, any of the incorporated villages within the town. Litigation is frankly, you know, not necessarily the course that you want to take because it could take years to resolve but you normally have to get to some action from the FAA to get them to discuss the issue. You have to file something, either a litigation or a request for a change in flight plan, and then when they make a determination, you can then decide whether you want to actually file the federal lawsuit in the Circuit Court. So we don't anticipate that that --that the budget item that we listed for the first part is if we have to go out and start really surveying, let's say, every incorporated village and really start taking, you know, significant time to gather the data before we make that decision, obviously, with the town whether we should proceed to the litigation step. So if there's any questions, I'd be glad to address them.

COUNCILMAN ZUCKERMAN: Thank you, Mr. Michelen. Council, Supervisor, does anyone have any questions?

COUNCILWOMAN LURVEY: I have a question. How will you be determining what communities to reach out to?

MR. MICHELEN: Well, first of all, that would be controlled by the flight plan as well as by the constituents who are -- what are the areas that are receiving the most complaints.

COUNCILWOMAN LURVEY: Okay.

MR. MICHELEN: You know, for example, let's say it's the same as anything else. So if someone moves next to, let's say, a center that has a lot of activity that was already there, it's been in place, it's very hard to complain about it. So if it's a new member who's moved in, and it's been the same flight plan, you can't really litigate against that.

COUNCILWOMAN LURVEY: Yeah.

MR. MICHELEN: So we'd want to go to those areas first and find out when did the change occur, and what is it? Is it noise level or is it the frequency, et cetera, and so the flight plans will kind of tell us where to look and the complaints will point us there, as well.

COUNCILWOMAN LURVEY: Because there are very many residents in my district that are very vocal on this issue, that are at their wits end because now with the next-gen technology, the planes can run exactly on the same pattern, and they can --

MR. MICHELEN: Right.

COUNCILWOMAN LURVEY: -- run spaced much closer together.

MR. MICHELEN: Yes.

COUNCILWOMAN LURVEY: So you know, what once used to be a plane that would come over every so often is now one plane after another at exactly the same path; right? So it's really focused it over certain areas. There's an area in South Strathmore, for example, in my district, that has this problem. I feel like it's a little David versus Goliath where we're the David, even though we're one of the largest towns in the United States, going up against, you know the federal, the government, the FAA, but this is something that if we don't fight it, I feel like who's going to be standing for the residents for their mental and physical health.

MR. MICHELEN: And when you look at the communities that have been successful, it's those that have been the -- had the largest number of people complaining that can point to the change in the flight plan. That would be a frequency issue, for example, that you had raised.

COUNCILWOMAN LURVEY: Yeah.

COUNCILMAN ZUCKERMAN: Thank you, Mr. Michelen.

MR. MICHELEN: Thank you, everybody.

COUNCILMAN WALSH: I just want to ask you, sir. What experience does your firm have with this? Besides the four years ago.

MR. MICHELEN: Right. So as we indicated in the RFP, we do not have experience in bringing these types of claims, not many law firms do. These are very scarce, they're few and far between. For example, in the six or seven cases that we've looked at that have been of similar type, they're not aviation related firms, they're general litigation firms. One of the reasons that I know that, Supervisor Bosworth at that time, awarded us the RFP. In discussing this with her -- in discussing this with her afterwards was that we had worked with the town in stopping the casino that was going to come at the Source Mall at that time, and that was a very similar type of process here where you had to gather information from the incorporated villages, as well as the community residents, you know, analyze the law, as well, and then bring both a public petition side of it, as well as the litigation side of it to stop that project, and so this is very similar. So we represented the town in a number of very high profile, as well as high exposure litigation cases from employment law to accidents to discrimination claims and things of that nature and in the casino and other areas that we have filed in the RFP. As examples, we've been able to work with the incorporated villages and the communities to get a proper show of force, if that's the right phrase, so --

COUNCILMAN WALSH: Yeah, you know, I just want to add that, you know, first of all, I see these planes, they're a little bit to the north of me, I live in Mineola, but I'm going to think back to, like 2012 to about 2015 at Kennedy Airport. They had to work on two runways, and they changed the pattern over a lot of complaints in New Hyde Park, Mineola, Floral Park.

MR. MICHELEN: Right.

COUNCILMAN WALSH: And there were several meetings with hundreds of people there. It always seemed the problem was to get the FAA in the room at the same time with the Port Authority because they pointed the finger back and forth all the time, and I just see this, like, the helicopters that fly over my house every day, I live on the main line of the Long Island Railroad, and on Friday, early, they start to go out east, and on Sunday, and I mean, there are 75, 80 helicopters each day, and this has been going on for many, many years, and I've never seen a resolve to it. I'm not opposed to spending this money but this is not something that's just going to go away by counting numbers, you know. We have to be realistic about this.

MR. MICHELEN: You also don't benefit in just moving it to another part of the town. So it has --

COUNCILMAN WALSH: That's what's going to happen.

MR. MICHELEN: So you have to look carefully that that's been done to alleviate the condition and not just simply, you know, push it from Mineola to Great Neck or something along those lines.

COUNCILMAN WALSH: Yeah, but having three large airports within about 15 miles of each other, and this being the largest metropolitan area in the United States, I think this is not just going to go away by counting planes, unfortunately.

MR. MICHELEN: We'll see if there's been a change in the flight plan that has caused the frequency of the flights, like Councilmember Lurvey mentioned, or a change in the altitude that's increased the noise. That is something that the FAA does respond to, and we're going to need help from members of Congress, also.

COUNCILMAN WALSH: You're going to need help from a lot of people, and one of the problems that I was told, just getting to back to helicopters is that it saves fuel. So it is better to save fuel than fly over, you know, than fly over people's houses, and I'm sure with the jets, the same thing. They're looking to save, saving fuel, and everybody is concerned about saving fuel and the environment now but the environment where these houses are is terrible, and I've experienced it for 40 years, and I just don't think this is just going to go away by counting numbers but I'm not opposed to this.

MR. MICHELEN: It's a balance of interest, so you're correct about that, Councilmember.

COUNCILMAN WALSH: Thank you.

MR. MICHELEN: Thank you.

SUPERVISOR DESENA: I have a question.

MR. MICHELEN: Yes.

SUPERVISOR DESENA: Your response to our RFP was dated February 25th, 2020. Is that the one that we're still using?

MR. MICHELEN: That's the one that I have.

SUPERVISOR DESENA: Okay. Are we using the same prices?

MR. MICHELEN: Yes, the same rates.

SUPERVISOR DESENA: Okay.

MR. MICHELEN: No change in the rates .

SUPERVISOR DESENA: So my next question is, you know, obviously, we had a noise problem, we had this problem for our residents way before February, 2020. So my question is, why have we waited until now to finally fund this?

COUNCILMAN ZUCKERMAN: You know, Supervisor, it's interesting, I know you like to point fingers, and do you remember the pandemic? And that's why --

SUPERVISOR DESENA: But this was before the pandemic.

COUNCILMAN ZUCKERMAN: Correct, correct.

COUNCILWOMAN DALIMONTE: A couple of weeks later.

SUPERVISOR DESENA: No, but obviously, the noise was happening before if we put out an RFP, so --

COUNCILMAN ZUCKERMAN: When the pandemic occurred, okay, other issues took precedence. Congressman Suozzi and Senator Schumer secured a temporary solution, and Supervisor Bosworth and the administration worked on this for many months, but ultimately, due to the pandemic, things had to be put on hold. Now we're back to pre-pandemic levels. Listen, this is a health and safety matter, this isn't about finances.

SUPERVISOR DESENA: No, I agree we need to take care of our residents, I'm just --excuse me, let me finish. I'm just wondering why we waited so long to do this because I --

COUNCILMAN ZUCKERMAN: The pandemic.

SUOVERVISOR DESENA: Because we've been hearing --

COUNCILMAN WALSH: The pandemic's been over for a while.

COUNCILWOMAN LURVEY: Well, Supervisor, how long have you been in office, and what have you done about it?

SUPERVISOR DESENA: I've been in office for a year and-a-half but these --

COUNCILWOMAN LURVEY: Twenty months, and this -- you could have done something about it 20 months ago.

SUPERVISOR DESENA: Well, I haven't seen anyone bring -- put this on the resolution until now.

COUNCILWOMAN LURVEY: Yeah, exactly. Peter Zuckerman, Councilman Zuckerman, took the initiative and put it on now.

SUPERVISOR DESENA: I'm glad you're finally doing it because our residents need something.

COUNCILMAN ZUCKERMAN: You know, you like to say that, pointing forward, pointing backwards, finally doing this. If you, you know, you've said before, if it's something that you want to vote for, vote for it. Why do you always have to say something negative? This is something that's positive. Councilwoman Lurvey and I were at the Village of East Hills fireworks, okay, on July 3rd, and picture a beautiful evening, fireworks. All of a sudden "Born in the USA" is playing. Plane number one flies through the fireworks, 3,000 people looking up in horror thinking that the plane will be coming down. Okay, another song, Lee Greenwood, "Proud to be an American," we're looking up, we see the fireworks. Again, the plane is flying through the fireworks; okay? Now, Journey, "Don't Stop Believin'" --

SUPERVISOR DESENA: Okay, we don't have to go through the whole concert set.

COUNCILMAN ZUCKERMAN: I could go through the whole playlist for you.

SUPERVISOR DESENA: We don't have to go through the whole playlist. I'm just glad --

COUNCILMAN ZUCKERMAN: The bottom line, Supervisor --

SUPERVISOR DESENA: I'm just glad --we need this, I know we need this.

COUNCILMAN ZUCKERMAN: It's something we need to do for the health, safety and welfare of our residents.

SUPERVISOR DESENA: I've been outside in Roslyn.

COUNCILMAN ZUCKERMAN: But you'd rather point fingers and play games with it. It doesn't make sense.

SUPERVISOR DESENA: I mean --

COUNCILMAN WALSH: Who's playing games? You're the one playing games. It sounds like you're playing games.

COUNCILMAN ZUCKERMAN: If you want to vote for it, vote for it.

COUNCILMAN WALSH: It sounds like you're playing games.

SUPERVISOR DESENA: Excuse me.

COUNCILMAN ZUCKERMAN: If you don't want to vote for it, don't vote for it.

COUNCILMAN WALSH: I think we all know that, I think we all know that, and it sounds like you're playing games, as well.

COUNCILMAN ZUCKERMAN: This is something we need to do for our residents.

COUNCILMAN WALSH: And who said anything against that.

COUNCILMAN ZUCKERMAN: -- the Town of North Hempstead --

SUPERVISOR DESENA: Call the vote. I'm just saying it's about time.

COUNCILMAN ZUCKERMAN: All right. It's like to offer the resolution and move for its adoption.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: I just want to commend Councilman Zuckerman for his initiative in bringing this forward. It's clearly something that's very much needed for the residents, not just of his district but for the entire town. We are one Town of North Hempstead, and I commend Councilman Zuckerman, again, for having taken the initiative and being proactive and responding to our constituents. I vote aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: First of all, I would like to thank Supervisor Bosworth for her hard work and initiative with regard to this. I would also would like to thank Manny Zuckerman, the Deputy Mayor for the Village of East Hills who was here earlier tonight, and Trustee, Clara Pomerantz from the Village of East Hills, who was here as well in support of this. I vote aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: We're voting on something tonight that counts -- that Supervisor Bosworth has nothing to do with but after accusing the Supervisor of being political, here we have a political statement. I vote aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: I think this is a wonderful thing. I vote aye.

CLERK SRIVASTAVA: Councilman Adhami?

COUNCILMAN ADHAMI: I just have one question I didn't get to ask before. You stated that if the flight plan has existed for more than 60 days, there's basically nothing we can do about it.

MR. MICHELEN: What some communities have done, and it's in our RFP response, is we request the FAA, on behalf of the town, of course, to review the plan and some courts have said their decision to not review or to review is a determination, that was a successful method in San Diego. But the odds are, from the number of complaints that are coming up that it's been a recent flight plan but that would be the other way -- one of the ways to try to kind of send a tickler to get the FAA to take an action.

COUNCILMAN ADHAMI: Okay, and has your firm done any research to determine whether flight plans have changed over the past 60 days?

MR. MICHELEN: Well, that's what -- that's what the -- that's the initial step, that's what we would start to do and report back to the town on that, and then from there what the next steps would be. That's the first step.

COUNCILMAN ADHAMI: So essentially, if these flight plans have existed more than 60 days, we're out of luck.

MR. MICHELEN: We have to -- no, we have to then request, and that's where, for example, where the Quiet Skies Caucus would come in to try a separate meeting with us for the FAA to take an action. It's like an Article 78, so we need to have something we can do an Article 78 on.

COUNCILMAN ADHAMI: Article 78 is very difficult to win.

MR. MICHELEN: As are these, these are not easy litigations. That's why you want to try to see if you can do it through a mediation process, and that's where the communities coming forward and having petitions and show the number of residents that are involved and get our elected official that are on the right caucuses in the Congress to assist us, for sure.

COUNCILMAN ADHAMI: And that's my concern with this. Is it an academic argument, and are we spinning our wheels, essentially, if we're, I guess, for lack of a better term, time barred?

MR. MICHELEN: Well, this first step is going to tell us that, and also other, as I said, other communities have done this successfully through litigation. It would not be the first time, and you know, I would say it's hard to gauge until you kind of see what the change has been, how many community members are out there. For example, if you had 10 incorporated villages with you in support of that, that's a very strong showing that it's a widespread problem, and then we can determine whether litigation or a meeting with the FAA is the appropriate approach.

COUNCILMAN ADHAMI: Okay, I'd be interested to see the results of the preliminary research. I vote aye.

MR. MICHELEN: Thank you.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: So I've been in office since January of 2020, and actually, this is my first -- this is my first year getting complaints. So I would like to say, Councilman

Zuckerman, thank you because that's probably -- it all died, and now I started getting complaints in my area just within the three months. So that's probably why, all of a sudden, this is starting to pick up, that they're starting to notice this, and so I think it's really important. We received probably -- well, I received probably over 25 e-mails just today about this resolution and how important it is for the residents of the Town of North Hempstead. So I thank you for doing this, I thank you for taking the lead. I know it's going to be a lot of work and I know that you don't mind doing that. So thank you, and I vote Aye.

COUNCILMAN ZUCKERMAN: Thank you.

CLERK SRIVASTAVA: Supervisor DeSena.

SUPERVISOR DESENA: I'll just say that I have been receiving complaints about the noise, as well, and I have been outside and seen the planes going overhead low but I'll just say that the complaints also often include, why didn't Supervisor Bosworth do something about this? So I'm glad that this is finally --

COUNCILMAN TROIANO: This sounds like Jim McHugh reciting history from 2000.

SUPERVISOR DESENA: I'm glad that this is finally on the agenda.

COUNCILMAN WALSH: You don't let anybody finish; do you?

SUPERVISOR DESENA: Councilman --

COUNCILMAN WALSH: You don't like that.

SUPERVISOR DESENA: Councilman, ask the people in your district, they'll tell you.

COUNCILMAN ZUCKERMAN: I've spoken to them.

SUPERVISOR DESENA: Okay.

COUNCILMAN WALSH: Yeah.

SUPERVISOR DESENA: I vote aye.

COUNCILMAN WALSH: Why hasn't this happened for years?

COUNCILWOMAN DALIMONTE: February, 2020. We closed down March 11th, I think it was.

COUNCILMAN WALSH: You've heard of the pandemic. What about 2011; what about 2012; what about 2013?

SUPERVISOR DESENA: A lot of things kept happening during the pandemic.

COUNCILWOMAN DALIMONTE: There were no flights.

SUPERVISOR DESENA: This was a problem way before the pandemic or else there would not been an RFP.

COUNCILMAN ZUCKERMAN: You know, Supervisor, you should call your friend.

COUNCILMAN TROIANO: Clerk, has a vote been taken? Can we move on?

COUNCILMAN WALSH: You see this guy? This guy just made it political. You should call your friend, George Santos. This guy's outrageous. These people can't just let things go by. She's trying to vote, and as soon as she speaks this guy says, you should call your friend, George

Santos.

COUNCILWOMAN LURVEY: Well, she did call him her friend.

COUNCILMAN ZUCKERMAN: I have a picture.

COUNCILMAN WALSH: Yeah, I'll bet you have a picture. I bet you have a picture with a lot of people, I mean, people take pictures.

SUPERVISOR DESENA: All right.

COUNCILMAN WALSH: He's making it political, he's been making it political all night, so --

CLERK SRIVASTAVA: Can we move on?

COUNCILWOMAN DALIMONTE: You make it political, too.

COUNCILMAN ZUCKERMAN: You do it all the time.

CLERK SRIVASTAVA: Can we move on?

SUPERVISOR DESENA: Please call the next Item.

CLERK SRIVASTAVA: Can we move on to 24? Item number 24 .

COUNCILMAN WALSH: Call your friend, George Santos. Here we go.

COUNCILWOMAN LURVEY: Thank you, counselor.

COUNCILWOMAN DALIMONTE: 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. 467 - 2023

A RESOLUTION AUTHORIZING A SUPPLEMENTAL APPROPRIATION/TRANSFER OF FUNDS.

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, Councilman Peter Zuckerman has requested that the Board authorize a supplemental appropriations in year 2023 (the "Supplemental Appropriation") as follows: \$40,000.00 of General Fund Unallocated Fund Balance to be recorded to expense code A.11.1420.4429 (Town Attorney – Professional Services) for the purposes of conducting a flight plan analysis by Cuomo LLC pursuant to authorization provided by Resolution No. 332-2021, adopted June 16, 2021; 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 pursuant to Resolution No. 332-2021, adopted June 16, 2021, the Town is authorized to direct Cuomo LLC to proceed with the flight plan analysis in connection with that Resolution; and be it further

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

Dated: Manhasset, New York

August 8, 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 24. 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. 468 - 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

August 8, 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

<p>TNH - OGS- 002-2023OGS Vehicle Minibid Ford Ranger for Public Safety</p>	<p>Chvrolet Of Smithtown 920-926 Middle Country Road Saint James, NY 11780-3219 Thomas Mahoney 631-863-8554 thomas@rockbustofleet.com</p>	<p>Award/No Award</p>
<p>ITEM OGS Number 1 14040</p>	<p>Description Chevy Bolt EUV</p>	<p>\$30,060</p>

<p>OGS Vehicle Minibid Chevy Bolt</p>	<p>Vendor</p>
<p>1 Chevy Bolt EUV</p>	<p>Chverolet Of Smithtown 920-926 Middle Country Road Saint James, NY 11780-3219 Thomas Mahoney 631-863-8554 thomas@rockbustofleet.com</p>

CLERK SRIVASTAVA: Item number 25. A resolution authorizing the execution of agreement with the New York State Department of Environmental Conservation for mallard banding at Gerry Pond Park, Roslyn.

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. 469 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION FOR MALLARD BANDING AT GERRY POND PARK, ROSLYN.

WHEREAS, the Town of North Hempstead (the "Town") owns and operates Gerry Pond Park in Roslyn; and

WHEREAS, the New York State Department of Environmental Conservation (the "NYSDEC" or "Licensee") seeks entry onto Gerry Pond Park in order to trap and band mallards during the months of August and September 2023 (the "Project"); and

WHEREAS, data collected from the band returns will be used to measure annual mortality, migration patterns and hunting harvest rates and result in an evaluation of management options; and

WHEREAS, this Board wishes to grant a license to the NYSDEC in order to facilitate the execution of the Project (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 the Agreement, a copy of which will be on file in the Office of the Town Clerk; and be it further

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

RESOLVED that the Supervisor and the Commissioner of the Department of Parks and Recreation are authorized and directed to take such other action as may be necessary to effectuate the foregoing.

Dated: Manhasset, New York

August 8, 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 & Rec

CLERK SRIVASTAVA: Item number 26. A resolution authorizing the execution of an agreement with Rainbow Sound, Inc., for repair of the public address system at Manorhaven 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. 470 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH RAINBOW SOUND INC. FOR REPAIR OF THE PUBLIC ADDRESS SYSTEM AT MANORHAVEN BEACH PARK, PORT WASHINGTON.

WHEREAS, the Town requires the repair of the public address system at Manorhaven Beach Park in Port Washington, New York (the "Services"); and

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

WHEREAS, Rainbow Sound, Inc., 23 Potter Street, Farmingdale, New York 11735 (the "Contractor") submitted the lowest quote, proposing to perform the Services for a sum not to exceed Five Thousand One Hundred Thirty-Four and 30/100 Dollars (\$5,134.30) (the "Contract Amount"); and

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

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

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee be and hereby 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

August 8, 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 Parks Comptroller

CLERK SRIVASTAVA: Item number 27. A resolution authorizing the execution of an agreement with Milburn Flooring for floor repairs at the Town of North Hempstead Animal Shelter.

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. 471 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH MILBURN FLOORING FOR FLOOR REPAIRS AT THE TOWN OF NORTH HEMPSTEAD ANIMAL SHELTER.

WHEREAS, the Town requires the services of a contractor to repair the floors at the Town of North Hempstead Animal Shelter (the "Services"); and

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

WHEREAS, Milburn Flooring, 20 35th Street, Copiague, New York 11726 (the "Contractor") submitted the lowest quote, proposing to perform the Services for an amount not to exceed Eight Thousand One Hundred Fifty-Five and 43/100 Dollars (\$8,155.43) (the "Contract Amount"); and

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

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

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee be and hereby 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

August 8, 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

CLERK SRIVASTAVA: Item number 28. A resolution authorizing the execution of an agreement with Adjo Contracting Corporation for drainage improvements in New Cassel, New York.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: 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. 472 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH ADJO CONTRACTING CORPORATION FOR DRAINAGE IMPROVEMENTS IN NEW CASSEL, NEW YORK.

WHEREAS, the Town of North Hempstead (the "Town") requires stormwater improvements at two locations in New Cassel, NY (the "Services"); and

WHEREAS, the Department of Public Works (the "Acting Commissioner") has recommended that the Town enter into an agreement with ADJO Contracting Corporation, 207 Knickerbocker Avenue, Bohemia, New York 11716 ("the Contractor") to perform the Services at Cedar Road and Orient Court in consideration of an amount not to exceed Two Hundred Seven Thousand One Hundred Eighteen and 15/100 Dollars (\$207,118.15) and at Bryant Street and Longfellow Avenue in consideration of an amount not to exceed Forty-Nine Thousand Seven Hundred Thirty-Seven and 80/100 Dollars (\$49,737.80) (the "Agreement"), the terms of which Agreement shall be in accordance with the provisions of the agreement between the County of Suffolk and the Contractor, contract # SSAIR102221P entitled "Installation and Repair of Sewer Systems and Appurtenances"; 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

August 8, 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 Works

CLERK SRIVASTAVA: Item number 29. A resolution authorizing the use of an agreement between the New York State Office of General Services and various vendors for Microsoft software and services.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: 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. 473 - 2023

A RESOLUTION AUTHORIZING THE USE OF AN AGREEMENT BETWEEN THE NEW YORK STATE OFFICE OF GENERAL SERVICES AND VARIOUS VENDORS FOR MICROSOFT SOFTWARE AND SERVICES.

WHEREAS, the Town of North Hempstead (the "Town") requires the purchase of Microsoft products (the "Goods and Services"); and

WHEREAS, the New York State Office of General Services extended Award 23116 entitled "Microsoft Reseller" (the "Agreement") to Dell Marketing, LP (the "Contractors") until July 31, 2024; and

WHEREAS, under New York General Municipal Law §104, 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 the duration of the Agreement, inclusive of any extensions.

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York

August 8, 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

CLERK SRIVASTAVA: Item number 30. A resolution authorizing the use of an agreement between the County of Nassau and Barnwell House of the Tires, Inc., for the purchase of tires.

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. 474 - 2023

A RESOLUTION AUTHORIZING THE USE OF AN AGREEMENT BETWEEN THE COUNTY OF NASSAU AND BARNWELL HOUSE OF TIRES, INC. FOR THE PURCHASE OF TIRES.

WHEREAS, the Town of North Hempstead (the "Town") requires the purchase of tires (the "Purchases"); and

WHEREAS, the County of Nassau awarded contract #BPNC20000208 (the "Agreement") to Barnwell House of Tires, Inc. 2020 Lakeland Avenue, 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 Board wishes to authorize the use of the Agreement for the duration of the Agreement, inclusive of any extensions.

NOW, THEREFORE, BE IT

RESOLVED that the use of 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 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 upon receipt of the Agreement and certified claims therefore.

Dated: Manhasset, New York

August 8, 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

CLERK SRIVASTAVA: Item number 31. A resolution authorizing the execution of an amendment to an agreement with H2M Architects and Engineers for professional engineering services related to Town Hall and Town Hall II windows and facade, Manhasset, New York, DPW Project number 18-14.

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: I'm glad to see this, Councilwoman Lurvey, on the resolution. I know you've been working on this.

COUNCILWOMAN LURVEY: Thank you.

COUNCILWOMAN DALIMONTE: Matt Donna (phonetic) brought this up to you. I vote 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. 475 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH H2M ARCHITECTS & ENGINEERS FOR PROFESSIONAL ENGINEERING SERVICES RELATED TO TOWN HALL AND TOWN HALL II WINDOWS AND FAÇADE, MANHASSET, NY. DPW PROJECT NO. 18-14.

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with H2M Architects & Engineers, 538 Broad Hollow Road, 4th Floor East, Melville, NY 11747 (the "Consultant"), to provide professional engineering services related to improvements to Town-Hall and Town-Hall II, DPW Project No. 18-14, in consideration of an amount not to exceed Fifty-Three Thousand Five Hundred and 00/100 Dollars (\$53,500.00) (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 additional meetings, drawing revisions and re-bidding work thereby necessitating an increase in the contract amount by an amount not to exceed Thirteen Thousand Ninety-Five and 70/100 Dollars (\$13,095.70) (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

August 8, 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 33. A resolution authorizing the execution of an --
Hmm?

COUNCILMAN WALSH: Where are we?

SUPERVISOR DESENA: Thirty-two.

CLERK SRIVASTAVA: Thirty-two? That's right. Thank you. Item number 32. A resolution authorizing the execution of an amendment to an agreement with Global Fueling Systems, Inc., for fuel monitoring services at various town facilities.

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. 476 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH GLOBAL FUELING SYSTEMS INC. FOR FUEL MONITORING SERVICES AT VARIOUS TOWN FACILITIES.

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with Global Fueling Systems Inc., 42 Field Street, West Babylon, NY 11704 (the "Contractor") for remote monitoring and management of its fuel tanks (the "Original Agreement"); and

WHEREAS, the Original Agreement provided for the renewal of the Original Agreement for one (1) additional one (1) year period on the same terms and conditions, with no more than a five percent increase in cost (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 Agreement for an additional one (1) year period, commencing on August 1, 2023 and terminating on July 31, 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 a duly executed Amendment and certified claims therefor.

Dated: Manhasset, New York

August 8, 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

CLERK SRIVASTAVA: Item number 33. A resolution authorizing the execution of an amendment to an agreement with Fidelity Information Services, LLC, for lockbox 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. 477 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH FIDELITY INFORMATION SERVICES, LLC FOR LOCK BOX SERVICES (TNH063-2017).

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with Fidelity Information Services, LLC, 601 Riverside Avenue, Jacksonville, Florida 32204 (the "Contractor") for Lockbox Services (the "Original Agreement"); and

WHEREAS, the Original Agreement provided for the renewal of the Original Agreement for 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 second Option to amend the Original Agreement to extend the term of the Agreement for an additional one (1) year period, commencing on September 1, 2023 and terminating on August 31, 2024 (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

August 8, 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 34. A resolution authorizing the execution of an amendment to an agreement with Miller Environmental Group, Inc., for emergency spill response 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. 478 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH MILLER ENVIRONMENTAL GROUP, INC. FOR EMERGENCY SPILL RESPONSE SERVICES.

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with Miller Environmental Group, Inc., 538 Edwards Avenue, Calverton, NY 11933 (the "Contractor") for emergency spill response services (the "Original Agreement"); and

WHEREAS, the Original Agreement provided for the renewal of the Original Agreement for one (1) additional five (5) year period on the same terms and conditions, including price (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 Agreement for an additional five (5) year period, commencing on November 21, 2023 and terminating on November 20, 2028 (the "Amendment"); and

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

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee be and hereby is authorized and directed to execute the Amendment on behalf of the Town, which Amendment 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 Amendment, 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 Amendment and certified claims therefore.

Dated: Manhasset, New York

August 8, 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 35. A resolution authorizing the execution of an amendment to an agreement with Appellate Innovations, LLC, for appellate printing and consulting 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. 479 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH APPELLATE INNOVATIONS LLC FOR APPELLATE PRINTING AND CONSULTING SERVICES.

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with Appellate Innovations, LLC, 1 Barker Avenue, White Plains, New York 10601 (the "Contractor") for appellate printing and consulting services for the Office of the Town Attorney (the "Original Agreement"); and

WHEREAS, the Original Agreement provided for the renewal of the Original Agreement for 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 Agreement for an additional one (1) year period, commencing on October 14, 2023 and terminating on October 13, 2024 (the "Amendment"); and

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

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee be and hereby is authorized and directed to execute the Amendment on behalf of the Town, which Amendment 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 Amendment, 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 Amendment and certified claims therefore.

Dated: Manhasset, New York

August 8, 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 36. A resolution authorizing the execution of an amendment to an agreement with Paytrac for an additional merchant ID.

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. 480 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH PAYTRAC FOR AN ADDITIONAL MERCHANT ID.

WHEREAS, pursuant to a resolution duly adopted by this Board, the Town entered into an agreement with Vermont Systems Inc., 12 Market Place, Essex Junction, VT 05452 (the "Contractor") for the use of payment processing service PayTrac (the "Original Agreement"); and

WHEREAS, the Town requires an additional merchant ID for the use of PayTrac; and

WHEREAS, the Director of Purchasing (the "Director") has recommended that the Town enter into an amendment to the Original Agreement to provide an additional merchant ID in consideration of an amount not to exceed Four Hundred and 00/100 Dollars (\$400.00) (the "Amendment"); and

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

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee be and hereby is authorized and directed to execute the Amendment on behalf of the Town, which Amendment 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 Amendment, 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 Amendment and certified claims therefore.

Dated: Manhasset, New York

August 8, 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 37. A resolution amending the Town of North Hempstead Employee Policy Manual, the Part-time/Seasonal Employee Policy Manual, and the orientation to Employment Manual.

COUNCILWOMAN LURVEY: This resolution will introduce a new training initiative focused on conflicts of interest and ethics. It's a proactive step that demonstrates our commitment to upholding the highest ethical principles in the conduct of our officers, employees and elected officials. Under this program, new hires or appointees will have to complete the training within 60 days of beginning employment with the town. Existing staff will have until May 15th, 2024, to complete the training for the first time. After that, it will be an annual requirement. This will assure that ethical principles are reinforced regularly. The content of the training should be collaboratively developed by the Town Attorney's Office and the town's Board of Ethics. We expect that the training program will be implemented within 90 days. Swift action will emphasize the importance of this initiative and demonstrate our commitment to immediate change. I offer the resolution and move for its --

SUPERVISOR DESENA: Can I just --

MR. CHIARA: Amend it; no?

COUNCILMAN LURVEY: No, no.

SUPERVISOR DESENA: Can I just ask, did the Ethics Board request this?

COUNCILWOMAN LURVEY: The Ethics Board have been talking about having a training for some time now, and if you recall, you put an Item on outsourcing the training. So now we are instituting the training developed inhouse.

SUPERVISOR DESENA: So who's writing the training?

COUNCILWOMAN LURVEY: The training will be written by the Town Attorney and the Board of Ethics.

SUPERVISOR DESENA: And they're writing the training themselves for all of our staff?

COUNCILWOMAN LURVEY: Correct. It'll be training on conflicts of interest and ethics based on what is currently in the employee policy.

SUPERVISOR DESENA: And who's going to approve it?

COUNCILWOMAN LURVEY: Town Attorney, once its -- once the training is drafted, does the Town Board need to approve it or just the Board of Ethics and the Town Attorney's office?

MR. CHIARA: The resolution doesn't require that the Town --

COUNCILMAN TROIANO: Oh my gosh, we do training all the time.

MR. CHAIRA: The Board of Ethics --

COUNCILMAN TROIANO: It doesn't come to the Town Board to approve.

MR. CHIARA: Yeah.

COUNCILMAN TROIANO: What is --what's the point of this?

SUPERVISOR DESENA: I don't know who put this on.

COUNCILMAN TROIANO: No, but you're asking who's going to approve the training?

SUPERVISOR DESENA: Well, we're inventing new training by the Town Attorney --

COUNCILMAN TROIANO: No, the town --

SUPERVISOR DESENA: -- and the Ethics Board.

COUNCILMAN TROIANO: The town does training -- Bob Weitzner (phonetic) head of Human Resources does training all the time; right? Some of it mandated, some of it just that he chooses to do.

SUPERVISOR DESENA: Mm-hmm.

COUNCILMAN TROIANO: We don't see the syllabus, the content of any of that training. I don't know why this would be any different. I'm not sure why there's any objection.

SUPERVISOR DESENA: I'm just -- I'm not -- I'm just asking questions. I didn't know anything about it, you know. I don't find about your resolutions until I'm sitting here.

COUNCILMAN TROIANO: Well, you don't -- you find out --

COUNCILWOMAN LURVEY: You find out 48 hours or two weeks.

SUPERVISOR DESENA: I don't find out. When we meet and go over the agenda, these things aren't -- these details aren't available to me, so I'm asking the questions.

COUNCILWOMAN LURVEY: You could pull them off on Friday, and then you would have yesterday and the weekend to look at it.

SUPERVISOR DESENA: Sure, I'll figure it out myself, but --

COUNCILWOMAN LURVEY: No, you look at Novus AGENDA, it's on there. The whole resolution is written, it's one page.

SUPERVISOR DESENA: I'm all in favor of ethics trainings. I've been asking for more --

COUNCILWOMAN LURVEY: Good.

SUPERVISOR DESENA: -- since my first State of the Town address.

COUNCILWOMAN LURVEY: So now I'm putting on a resolution to get it done. 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: You can see the mood here. It doesn't even allow the Supervisor to ask a question. I vote 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. 481 - 2023

A RESOLUTION AMENDING THE TOWN OF NORTH HEMPSTEAD EMPLOYEE POLICY MANUAL, THE PART-TIME/SEASONAL EMPLOYEE POLICY MANUAL, AND THE ORIENTATION TO EMPLOYMENT MANUAL.

WHEREAS, the Town Board (the "Board") of the Town of North Hempstead (the "Town") has heretofore adopted an Employee Policy Manual, a Part-Time and Seasonal Employee Policy Manual and an Orientation to Employment Manual (the "Employee Policy Manuals"); and

WHEREAS, the Town currently provides certain training to employees, including workplace violence prevention, and anti-discrimination and harassment, as required under New York State law; and

WHEREAS, it has been recommended that, in addition to applicable training requirements mandated under New York State law, all officers, employees and elected officials of the Town should be required to undertake and complete additional training related to conflicts of interest and ethics (the "Additional Training"); and

WHEREAS, the Town Board finds it to be in the best interests of the Town to amend the Employee Policy Manuals to include the following language regarding the Additional Training:

In addition to any applicable training requirements mandated under New York State law, all officers, employees and elected officials of the Town of North Hempstead shall undertake and complete training related to conflicts of interest and ethics within 60 days of commencing employment with the Town. Thereafter, all officers, employees and elected officials shall undertake and complete this additional training annually each calendar year. The additional trainings shall be conducted in accordance with the program developed by the Town Attorney, Commissioner of Human Resources and Town of North Hempstead Board of Ethics as required by resolution of the Town Board adopted August 8, 2023.

A Town employee who changes titles or moves from part-time to full-time or full-time to part-time and has satisfied the Town's required training program related to the subject matters listed herein shall not be deemed to have commenced employment following the change in title or status.

This policy shall be effective on November 1, 2023.
(collectively the "Amendment"); and

WHEREAS, the Board wishes to authorize and adopt the Amendment as an addition to the Employee Policy Manuals.

NOW, THEREFORE, BE IT

RESOLVED that the Town Board does hereby authorize and adopt the Amendment as an addition to the Employee Policy Manuals, copies of which shall be on file in the Department of Human Resources; and be it further

RESOLVED that the Additional Training policy shall be effective November 1, 2023; and be it further

RESOLVED that following the effective date of the Additional Training policy, new officers, employees and elected officials of the Town shall undertake and complete the Additional Training within 60 days of commencing employment with the Town; and be it further

RESOLVED that following the effective date of the Additional Training policy, all officers, employees and elected officials of the Town as of November 1, 2023 shall be required to complete this Additional Training no later than May 15, 2024; and be it further

RESOLVED that following the initial series of Additional Trainings, all officers, employees and elected officials shall undertake and complete this Additional Training annually each calendar year; and be it further

RESOLVED that within 90 days of the adoption of this resolution, the Commissioner of Human Resources shall develop a program to ensure that all new and current officers, employees, and elected officials of the Town satisfy the Additional Training requirement; and be it further

RESOLVED that within 90 days of the adoption of this resolution, the Town Attorney, in conjunction with the Town's Board of Ethics and Commissioner of Human Resources, shall create an ethics training program based on the Town's Code of Ethics and applicable New York State law, for all new and current officers, employees and elected officials of the Town; and be it further

RESOLVED that the Commissioner of Human Resources and the Town Attorney be and hereby are authorized to take such other action as may be necessary to effectuate the foregoing.

Dated: Manhasset, New York

August 8, 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 Human Resources

CLERK SRIVASTAVA: Item number 38. A resolution authorizing an amendment to the Town Board Rules of Procedure.

COUNCILWOMAN LURVEY: I move to table this resolution. It's related to the fiscal impact statement.

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 39. A resolution amending resolution number 428-2023, adopted July 11th, 2023, authorizing the use of the 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. 482 - 2023

A RESOLUTION AMENDING RESOLUTION NO. 428-2023, ADOPTED JULY 11, 2023, AUTHORIZING THE USE OF CONTRACT BETWEEN THE TOWN OF ISLIP AND AMERICAN RECREATIONAL PRODUCTS, INC. FOR THE INSTALLATION OF A SHADE STRUCTURE AT WHITNEY POND PARK.

WHEREAS, pursuant to Resolution No. 428-2023, duly adopted on July 11, 2023, the Town Board authorized the use of an agreement between the Town of Islip, 655 Main Street, Islip, NY 11751 and American Recreational Products, 144-1 Remington Boulevard, Ronkonkoma NY 11779, (the "Agreement") for the purchase and installation of a shade structure at Whitney Pond Park in Manhasset (the "Resolution"); and

WHEREAS, the Commissioner of Parks and Recreation has requested that the Resolution be amended to provide that the cost to the Town in utilizing the Agreement for the purchase and installation of the shade structure be increased to Twenty-Nine Thousand Three Hundred Thirteen and 12/100 Dollars (\$29,313.12) (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

August 8, 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 DOSA

CLERK SRIVASTAVA: Item number 40. A resolution authorizing amendments to the Town of North Hempstead employee reimbursement and travel policy.

SUPERVISOR DESENA: Who's resolution is this?

COUNCILWOMAN DALIMONTE: Tom Devaney (phonetic) put it on.

SUPERVISOR DESENA: Okay, 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. 483 - 2023

A RESOLUTION AUTHORIZING AMENDMENTS TO THE TOWN OF NORTH HEMPSTEAD EMPLOYEE REIMBURSEMENT AND TRAVEL POLICY.

WHEREAS, the Town Board (the "Board") of the Town of North Hempstead (the "Town") has heretofore adopted an Employee Reimbursement and Travel Policy to set forth travel rules and regulations, including establishing limits for each type of business-related expense and providing instructions for the reimbursement of employee expenses (the "Policy"); and

WHEREAS, the Town's Commissioner of Human Resources (the "Commissioner") has requested authorization to amend the Policy in accordance with the proposed amendments set forth in the amended Policy annexed hereto as Schedule A (the "Amended Policy"); and

WHEREAS, the Board wishes to authorize the amendments and adopt the Amended Policy.

NOW, THEREFORE, BE IT

RESOLVED that the Town Board does hereby adopt the Amended Policy, as recommended by the Commissioner; and be it further

RESOLVED that a copy of said Policy shall be on file in the Office of the Town Attorney.

Dated: Manhasset, New York

August 8, 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 Human Resources Comptroller



**Employee Reimbursement
and Travel Policy
(Amended 07/11/2023)**

Town of North Hempstead
Employee Reimbursement and Travel Policy

1.0	Purpose.....	3
2.0	Revision History.....	3
3.0	Persons Affected	3
4.0	Policy	3
5.0	Responsibilities.....	4
6.0	Official Station.....	4
7.0	Determining Travel Status.....	5
8.0	Travel in Proximity of Official Station or Home.....	5
9.0	Approval Process for Overnight Travel, Conferences, and Training.....	6
10.0	Conference and Non- Conference Official Travel.....	6
11.0	Travel Agent Services (Lodging, Airfare, Train and Car Rental).....	7
12.0	Lodging	7
13.0	Meals.....	8
14.0	Transportation.....	9
15.0	Exceptions to Maximum Rates.....	10
16.0	Reimbursable Expenses.....	10
17.0	Extension of Travel for Personal Reasons	11
18.0	Travel Expenses of Non-Employees	11
19.0	Business Expenses (Non-Travel)	11
20.0	Standardized Forms	12
21.0	Failing to Adhere to Policy and Proper Procedures	15
22.0	Auditing Travel/Conference Claims.....	15
	Attachment A – Travel Request Form	
	Attachment B – Employee Travel and Expense Reimbursement Claim Form	
	Attachment C – Employee Reimbursement Form	
	Attachment D – Car Allowance Certificate Form	
	Attachment E – NYS Exemption Certificate – Tax on Occupancy of Hotel Rooms	
	Attachment F - The “Lesser of Mileage” Rule	

Town of North Hempstead Employee Reimbursement and Travel Policy

1.0 Purpose

The objective of this policy is to establish the Town of North Hempstead's (Town's) travel rules and regulations, including establishing limits for each type of business-related expense and providing instructions for reimbursing employee expenses. These reimbursable employee expenses are for travel and business expenses.

2.0 Revision History

Date	Rev. No.	Change	Ref Section
01/29/2013	1.0	New Procedure	Not Applicable
04/04/2023	2.0	Meals	13.0-Meals

3.0 Persons Affected

All employees authorized by the Town Supervisor or Deputy Supervisor to travel for conferences, non-conference official travel, training or business meetings.

Department Heads authorizing business expenses for hospitality, working meals and business luncheons or dinners.

4.1 Policy

The policy of the Town is to ensure that:

- Employees obtain appropriate approvals prior to traveling, including travel to conferences and non-conference official travel, and exceptions or waivers are justified and necessary.
- All charges are actual, reasonable and necessary. Every effort is made by employees to minimize the cost of travel and other business expenses to the Town and its constituents.
- Employees are not in a travel status any longer than assignments require.
- The official station of each employee is designated in the best interests of the Town.
- The most economical method of transportation whether air, bus, Town or personally owned or rental vehicle is used.

Town of North Hempstead
Employee Reimbursement and Travel Policy

5.1 Responsibilities

The Town Board is responsible for adopting the policy and approving all significant policy revisions. The Town Supervisor or Deputy Supervisor must give prior authorization for all overnight travel. Annually, the Town Board shall review and update this policy and provide per diem meal allowances.

Department Heads are responsible for:

- ✓ Communicating the policy to all employees who travel on official business and attend business meals
- ✓ Designating the official station of each employee
- ✓ Authorizing travel that provides a direct benefit to the Town
- ✓ Ensuring employees obtain appropriate approvals prior to traveling
- ✓ Ensuring compliance to the policy including following the authorized limits
- ✓ Ensuring the *Travel Claim* and *Employee Reimbursement Claim* is complete and all invoices/other supporting documentation are attached to the claim forms
- ✓ Enforcing the timely submission of *Travel* and *Employee Reimbursement Claims*

Employees are responsible for:

- ✓ Obtaining pre-approval for all travel including conferences, meetings and training
- ✓ Ensuring they comply with the policy
- ✓ Following the authorization limits
- ✓ Obtaining required receipts or documentation
- ✓ Ensuring the *Exemption Certificate (ST-129)* is used for hotel stays in New York State
- ✓ Submitting *Travel Claims* and *Employee Reimbursement Claims* timely

The Comptroller is responsible for:

- ✓ Communicating the policy and any changes to Department Heads
- ✓ Recommending policy changes to the Town Board
- ✓ Performing a timely and adequate audit of travel claims prior to paying such claims
- ✓ Monitoring compliance with policy

6.0 Official Station

The official station is the employee's usual work location. The official station is designated by the Department Head and must be in the best interest of the

Town of North Hempstead
Employee Reimbursement and Travel Policy

Town. The purpose of an official station is to establish when the employee is in travel status and eligible for reimbursement of travel expenses. Travel between the employee's home and the official station is considered commuting and is not reimbursable. The employee's home is considered to be in the city or town in which the employee primarily resides when working at their official station.

7.0 Determining Travel Status

Employees are in travel status when they are more than 50 miles from both their official station and their home. Employees must travel at least 50 miles away from home (or their work station) in order to be eligible for overnight expenses. Employees must obtain appropriate approvals prior to traveling on the assignment. The expense of meals or lodging within the proximity of the official station will not be reimbursed.

8.1 Travel in Proximity of Official Station or Home

Employees assigned to work at an alternate work location which is less than 50 miles from their home or official work location are not in travel status, but rather are traveling in proximity of their official work station. These employees when using a personal vehicle are entitled to reimbursement of transportation expenses associated with travel:

- from home to an alternate work location
- between the official station and an alternate work location
- between alternate work locations
- from an alternate work location to the employee's home

When travel is from an employee's home to an alternate work location, or from an alternate work location to home, at a minimum, transportation expenses are reimbursed at the Internal Revenue Service (IRS) mileage rate using the lesser of:

1. Mileage between the employee's home and alternate work location, or
2. Mileage between the employee's official station and the alternate work location,

This reimbursement method is called the "lesser of mileage rule."

When travel is between an employee's official station and an alternate work location, or between two or more alternate work locations, transportation expenses are reimbursed by payment for the actual mileage between such locations, times the IRS mileage reimbursement rate. No transportation costs will be allowed between any employee's home and their official station. See **Attachment F** for examples of the application of the "lesser of mileage rule."

Town of North Hempstead
Employee Reimbursement and Travel Policy

9.0 Approval Process for Overnight Travel, Conferences, and Training

Employees submit requests for conference travel by completing a *Travel Request Form (Attachment A)* and forwarding it their Department Heads for approval. Department Heads submit approved forms to the Town Supervisor or Deputy Supervisor for approval. Any other overnight travel, including travel for non-conference official travel, training and business meetings, require Town Supervisor or Deputy Supervisor approval. Employees should follow the same approval process as for conferences.

10.0 Conference and Non- Conference Official Travel

General Municipal Law, section 77-b (3) authorizes local governments to pay for the actual and necessary expenses of travel, meals, lodging, registration fees, and tuition fees incurred by employees while attending conferences. A "conference" is defined as a convention, conference, or training conducted for the betterment of any local government. A conference also includes any convention or conference of employees who are firefighters or officers, if believed to be of benefit to any local government. The Town Supervisor or Deputy Supervisor must give prior authorization for conference travel.

In addition, the Town Board authorizes the actual and necessary expenses for non-conference official travel to be reimbursed.

As a general rule a particular expense may be considered 'actual and necessary' if: (1) an expenditure was actually made; (2) the item was necessarily incurred for an authorized purpose; and (3) the expense was in an amount no greater than necessary. The law also provides that conference travel must be for official business and must be made utilizing a cost-effective and reasonable method of travel. Accordingly, accommodations should be selected utilizing the most cost-effective and reasonable options available. Spending lavishly on deluxe hotels, extravagant meals, and expensive transportation methods are not expenses that are necessary and therefore not an appropriate use of public funds.

For meal expenses only, General Municipal Law authorizes the Town Board to provide for a meal allowance instead of actual and necessary meal expenses when employees travel on official business. After careful consideration, including the cost of meals in the areas in which employees typically travel, the Town has adopted a meal allowance for this purpose. For additional information refer to **Section 13.0 Meals**.

Town of North Hempstead
Employee Reimbursement and Travel Policy

11.0 Travel Agent Services (Lodging, Airfare, Train and Car Rental)

The New York State Office of General Services (OGS) has contracts for lodging, airfare, car rentals, and centralized travel agent services, both statewide and regional. The Town may use the contract for Travel Agent Services for lodging, airfare, Amtrak and car rentals. In order to use these services employees must obtain a *Purchase Order* prior to travel. *Purchase Orders* are accepted for all reservations with the exception of lodging. Employees make the reservation for lodging with their own credit card after contacting OGS for the lodging rates. Employees may be required to show Town identification at check in. Employees should contact the Purchasing Department for more information. Information on the Travel Agent Services contract is available at <http://ogs.ny.gov/procurement/new-york-state-travel-contracts>

12.0 Lodging

Each day the employee is in overnight travel status, the employee is eligible for reimbursement for lodging and meals.

Lodging for conference travel is reimbursed for actual and necessary expenses incurred at the hotel hosting the conference. Once conference travel is authorized by the Town Board employees may book their own lodging at the Conference Hotel on their personal credit card. Employees are required to submit receipts with their *Travel Claim* within 20 days of their return for reimbursement.

For lodging other than while attending a conference contact OGS as indicated above. OGS recommends that lodging reservations be booked through an authorized State travel agent contractor responsible for booking the lowest applicable and available hotel rates as travel agents are often aware of additional promotions and options. OGS uses a state government sponsored nationwide lodging program that contains a searchable data base of qualified lodging facilities at The United States General Administration (GSA) per diem rates or below for state and political subdivision employees traveling on official business.

For all lodging employees should ask for the “government rate” when making hotel reservations. Any upgrade is at the employee’s expense. For travel within New York State, a Tax Exemption Certificate (ST-129) should be used. See **Section 20.0 Standardized Forms – Attachment E- Exemption Certificate** below for more information and the web address for the fillable form.

Town of North Hempstead
Employee Reimbursement and Travel Policy

13.0 Meals

General Municipal Law, section 77-c authorizes the Town Board to provide for a reasonable meal allowance instead of paying for actual and necessary meal expenses for employees who are traveling on official business.

The Town has adopted the *Per Diem Meal Allowance Method* for the reimbursement of meal expenses for employees who travel on official business. This method does not require the employee to produce receipts for their meals. The employee is paid the meal per diem allowance regardless of what the employee actually spent on his or her meal.

The Town utilizes the Per Diem Rates set forth by the United States General Services Administration for the Fiscal Year and City/State of the destination of the authorized travel. The current fiscal year per diem rates may be found on the official website for the US GSA at:

<https://www.gsa.gov/travel/plan-book/per-diem-rates>.

Incidental expenses include tips to bellmen, porters, hotel maids, etc.

The first and last calendar day of travel is calculated at 75% of the GSA Per Diem rate for the location of travel.

Any amount spent over the meal allowance is at the employee's expense. For example, an employee spends one night in a hotel for training and is eligible for one dinner, breakfast, and lunch with a meal allowance of \$46. The employee is not required to submit meal receipts and spends \$75. The employee should be reimbursed the per diem allowance of \$46.

When meals are included in the conference fee, employees will not be reimbursed for those meals.

Town of North Hempstead
Employee Reimbursement and Travel Policy

14.0 Transportation

Common Carrier

Travelers should use the most efficient and cost effective method of transportation available. Often times, this means using a common carrier such as a train, bus, taxicab or airplane. This is especially true when traveling between Albany and New York. Where possible, travel should be scheduled using OGS contracts (discussed above), coach accommodations and excursion fares. Employees should obtain the lowest cost coach accommodations available. When choosing a method of transportation several factors should be considered: distance being traveled; travel time; number of travelers; number of locations to be visited; type of transportation available and employee salaries and overtime.

When a common carrier is available but a more expensive method is chosen without sufficient justification, the Town may reimburse only the common carrier rate. If a trip is cancelled at the direction of the Town, the traveler will not be responsible for any costs incurred. If cancelled for the traveler's convenience, he/she may be responsible for any costs.

Charges for traveling by common carrier between a transportation terminal (airport, bus or train station) and home or official station may be incurred and are reimbursable for actual costs. Personal car mileage is reimbursable in accordance with IRS rules.

Town Vehicle

If available, Town vehicles should always be considered when the use of an automobile is required. Gasoline and other necessary expenses will be reimbursed. Contact the Administrative Services Department for availability of cars. Department Heads must approve the use of a Town vehicle prior to requesting a car.

Personal Vehicle Mileage Rates

A personal vehicle may be used when a Town vehicle is not available. The IRS establishes reimbursement rates for miles traveled by employees while using their personal vehicles for business reasons. The Town uses this rate in establishing the mileage allowance rate. The current mileage reimbursement rate can be found on the IRS website at www.irs.gov. Search for the standard mileage rate. A mileage rate is used in lieu of the payment of actual and necessary expenses (such as gas, oil, and wear and tear on the vehicle)

Town of North Hempstead
Employee Reimbursement and Travel Policy

associated with the use of a personal vehicle for official travel. Therefore, travelers will not be reimbursed for gas purchased for their personal vehicle when they are reimbursed using a mileage rate. The IRS mileage rate is periodically updated based on the overall cost of automobile transportation. All reasonable and necessary parking and toll charges will be reimbursed.

Employees must document the date and time they left their home (or work site) and the date and time they returned. See **Attachment D – Car Allowance Certificate**.

Rental Vehicle

When a rental vehicle is necessary or prudent the OGS contract for Travel Agent Services discussed above should be used. Refer to **Section 11.0 Travel Agent Services**. Any gasoline purchases and other direct costs associated with the vehicle will be reimbursed. It is recommended that the traveler purchase the collision damage waiver. In case of accidents, travelers should notify the Town immediately to file a claim.

15.1 Exceptions to Maximum Rates

Occasionally, exceptions to maximum lodging and meal rates should be allowed to accommodate special circumstances. Employees may obtain approval to exceed general maximum rates under certain circumstances. These circumstances commonly occur when:

- Lodging is unavailable at or below the maximum rate or lodging cannot be found reasonably close to the traveler's destination. This may occur during peak vacation periods in tourist areas or in other heavily traveled areas.
- Special needs of specific travelers may necessitate increased expenses, i.e., special dietary restrictions, health concerns, or handicapped access.

Any exception to the maximum travel rates should be approved before the expense is incurred. Ideally, this should occur when travel is initially approved by the Town Board.

16.0 Reimbursable Expenses

The following business travel expenses are eligible for reimbursement:

Town of North Hempstead
Employee Reimbursement and Travel Policy

Eligible	Not Eligible
Meals	Alcoholic Beverages
Lodging	In-room movies and mini bar charges
Air, Train and Rental Cars	Laundry, valet services
Internet connect fees	Newspapers and magazines
Baggage transfer and storage expenses	Spa and gym charges
	Traffic violation fees
	Sightseeing and golf outings
	Sports events/Concerts/Shows
	Entertainment

17.0 Extension of Travel for Personal Reasons

Employees may extend travel for personal reasons beyond the time needed to attend conferences, subject to the employee charging the personal time to leave credits, as appropriate. Personal travel expenses, however, must be paid by the traveler and not by the Town. Personal travel expenses (incurred before, during, or after official travel status) should not be billed to the Town, nor claimed for reimbursement by the traveler. Only actual and necessary travel expenses properly incurred while attending the conference may be billed or claimed for reimbursement.

18.0 Travel Expenses of Non-Employees

Employees are allowed to bring their spouses or other non-employees while traveling for conference purposes. Any transportation, lodging, or other expenses for spouses or other non-employees must be paid by the traveling employee or the extra traveler. If the room rate is higher than it would have been if the employee was traveling alone (i.e., upgrading from a \$128 single-occupancy room rate to a \$168 double-occupancy room rate), the employee may only be reimbursed for the single rate amount.

19.0 Business Expenses (Non-Travel)

Town moneys to provide food and refreshments, as necessary, at Town meetings and functions, are allowed under certain circumstances including; hospitality, working meals, and business meetings when prudent business practice is exercised.

Hospitality (Food and Refreshments at Meetings and Functions)

Town of North Hempstead Employee Reimbursement and Travel Policy

There are occasions when the Town may provide hospitality to community audiences to support the Town. As with other Town expenditures, the Department Head must exercise prudent business judgment in reviewing proposed expenditures for meals and refreshments based on their reasonableness, benefit to the Town, budget, and the availability of funds.

Working Meals

Meals can be provided only at meetings at which employees are conducting Town business and cannot take time off to eat. A pressing need to complete the business at hand has to exist for the meal to be reimbursable. Business must be actively conducted during the meal period in a clear business setting usually at a Town location.

In keeping with the Town's Collective Bargaining Agreement, and Civil Service Employees Association, the maximum amount reimbursable per employee for a working meal is \$11.00. Employees need to have worked more than 11 hours continuously with lunch breaks included to be reimbursed.

Employees should document meeting attendees and the pressing business need on the **Attachment C - Employee Reimbursement Claim** form.

Business Luncheon or Dinner

Where meals are consumed at a business luncheon, or dinner, they are reimbursable within the discretion of the Department Head if they promote Town interests. Alcoholic beverages may not be paid by the Town. Gratuities may be made up to approximately 15% of the bill.

Employees should document who attends each meeting or event and why incurring the cost of the meals or refreshments were necessary to conduct Town business on the **Attachment - C Employee Reimbursement Claim** form.

20.1 Standardized Forms

Employee Travel and Expense Reimbursement Claim (*Attachment B*)

Once an employee has returned from his or her travel, an itemized claim must be submitted for audit and payment. Claim forms are available on the Town intranet. The claim should be submitted within 20 days of travel and include sufficient information for the claims auditor or Comptroller to determine whether it represents a lawful and proper charge. The claim must be certified

Town of North Hempstead Employee Reimbursement and Travel Policy

(signed) by the employee. The required documentation for travel claims generally should include:

- Purpose of Travel.
- Destination - including the county and city.
- Lodging charges – dates and amounts for hotel charges and method of payment of such charges.
- Meals – dates and per diem.
- A copy of the approval form for travel or conference attendance (and if the traveler is exceeding the general maximum rates set forth in the travel policy, authorization to do so).
- Mileage (use of personal vehicle) – should indicate the departure and arrival points for travel, the date and time of departure and arrival for all legs of the trip, and the mileage between all departure and arrival points.
- Other transportation costs – dates and amounts for rental cars, taxi fares, tolls and parking fees.
- Other actual and necessary expenses – a description and the amount or any other actual expenses necessarily incurred by the traveler in connection with the official travel, for example, conference registration fees.
- If the travel is for a conference, a certification of attendance and/or completion, if applicable.
- Cross-references to other claims if the total travel claim is spread among multiple claims.
- **Original receipts** for all actual and necessary expenses claimed. This includes:

Business Expense	Documentation Required
Lodging	Name and location of the hotel, dates you stayed there, separate amounts for lodging, meals and telephone calls
Conference Fees	Invoice, Certificate of Attendance
Air and Train	The passenger's portion of the airline ticket or an e-ticket, Boarding passes
Bus	Receipt with date of the expense
Rental car	Receipt with date of the expense
Meals	Receipts are not required.

Town of North Hempstead
Employee Reimbursement and Travel Policy

Tolls, Parking and Taxi Fares	Receipts with date of the expense.
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These receipts should be provided regardless of the method of payment (purchase order, or the traveler's own money). Credit card receipts are not sufficient evidence of payment. An itemized receipt from the hotel or restaurant is required. Most credit card companies provide customers accessing their accounts online the ability to print out an itemized receipt.

Adequate Documentation (Travel)

Employees incurring an expense are accountable to ensure that reimbursement for travel is supported by a reasonable and valid invoice or other appropriate documentation. IRS rules require employees have documentary evidence, such as receipts, canceled checks, or bills, to support their expenses.

Canceled Check

A canceled check, together with a bill from the payee, ordinarily establishes the cost. However, a canceled check by itself does not prove a business expense without other evidence to show that it was for a business purpose. Canceled checks submitted as a proof of payment with claims should include a copy of both sides of the check.

Employee Reimbursement Claim (Attachment C)

Employee Reimbursement Claims are available to all employees for reimbursement of business meals and refreshments. It is important to provide all required information in order to ensure a timely audit and payment of the reimbursement claim. Fillable forms are available on the Town intranet search by Depts.> Comptroller> Documents.

Adequate Documentation Business Expenses (Non-Travel)

Documentary evidence ordinarily will be considered adequate if it shows the amount, date, place, and essential character of the expense. A restaurant receipt is enough to prove an expense for a business meal if it has all of the following information:

- The name and location of the restaurant.
- The names and number of people served.
- The date and amount of the expense.

Town of North Hempstead Employee Reimbursement and Travel Policy

Employees should document who attends each meeting or event and why incurring the cost of the meals or refreshments was necessary to conduct Town business. The business reason for the meeting should be clearly documented on the claim. If a charge is made for items other than food and beverages, the receipt must show that this is the case.

NYS Exemption Certificate (Attachment E)

Employees should use a tax exemption certificate when they travel. Town employees are exempt from paying State tax on hotel occupancy purchased within New York State while on official business. Form ST-129 (Exemption Certificate) should be presented to hotels upon registration. A fillable form is available at www.tax.ny.gov/pdf/current_forms/st/st129_fill_in.pdf

21.1 Failing to Adhere to Policy and Proper Procedures

Employees who travel or incur employee expenses must be aware of employee reimbursement and travel policy requirements and they must understand the consequences of the failure to meet these requirements. Improper claims for employee and travel expenses may result in the following among other things:

- Denial of reimbursement to employees who do not submit required and appropriate documentation of expenses incurred sufficient to enable the proper audit of the claim for reimbursement.
- Denial of reimbursement for expenses incurred that are not actual and necessary and incurred in connection with the properly authorized official travel or business meal.

22.1 Auditing Travel/Conference Claims

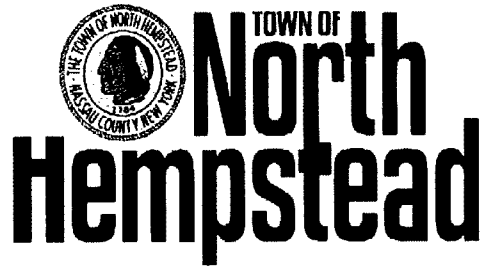
The audit of travel and conference claims is required by law and is an essential internal control for ensuring that travel policy requirements are consistently met by all employees. The claims auditing process involves reviewing information contained in the claim packet, including appropriate approvals, travel forms, receipts, and other documentation to ensure that the claim represents a lawful charge against the Town. The claims auditor will look for completeness, accuracy, and original documentation. The general questions described below should be included in every examination of travel claims.

- Was the travel approved? The *Travel Request Form* should be attached.
- Is the travel or mileage reimbursement form attached, completed and signed by the traveler?
- Is the math correct on the travel form?

Town of North Hempstead
Employee Reimbursement and Travel Policy

- Is there sales tax included in hotel charges?
- Is there conference or training information, if applicable, that includes dates, times, and location?
- Do the conference or training dates correspond to the travel dates and expenses incurred by the traveler?
- Is there proof that the traveler attended the conference, training, or meeting (i.e., certification of attendance and/or completion, documentation of the meeting purpose and attendees, etc.)?
- Are original receipts attached for all expenses that are being sought for reimbursement? (Original receipts should be attached for all charges, except per diem meal allowance expenses, including those to your credit cards.)
- Is the claim sufficiently itemized?
- Do the expenses incurred exceed the government rate for lodging and the meal per diem allowance set in this policy?

Attachment A – Travel Request Form



Travel Request Form

Employee Name: _____ Date: _____

Department: _____

Business Purpose of Travel: _____

Place: _____

Date(s): _____

Estimated Cost: _____

Signed by: _____ Date: _____

Approved by:

Town Supervisor or Deputy Supervisor:

Date: _____

Clear Form



Employee Travel and Expense Reimbursement Claim

Account Code	Amount
Originating Department:	
Payee Name (Last, First, MI:)	
Address:	City: State: Zip:
Official Station/Work Location:	
Destination:	Purpose of Travel or Employee Expense:
Date & Time of Departure:	Date & Time of Return:
Are there other claims being submitted with this expense? If yes, indicate the other claim number.	

Transportation Expenses:	Cost
Common Carrier (airfare, train, bus):	
Car Rental:	
Fuel:	
Personal Car Mileage (attach Car Allowance Certificate):	Miles X \$ IRS rate
Parking:	
Tolls:	
Taxi/Subway/Ferry:	
Lodging Expenses:	Day(s) at \$ per diem
Meal Expenses:	Day(s) at \$ per diem
First and /or Last Day of Travel:	Day(s) at \$ per diem
Registration / Conference Fees:	
Miscellaneous (list and explain):	
Total	

CLAIMANT'S CERTIFICATION (PLEASE READ CAREFULLY BEFORE SIGNING)

I HEREBY CERTIFY THAT:

1. This claim is just, true, and correct, and the amounts set forth were actually and necessarily expended for the benefit of the TOWN OF NORTH HEMPSTEAD.
2. No taxes from which the Town of North Hempstead is exempt have been included in this claim.
3. No part of this claim represents a charge for alcoholic beverages.
4. The monies expended were from my own funds, and I have not been reimbursed nor do I expect to be reimbursed from any other source.

Claimant's Signature	Title	Date
I HEREBY AUDIT AND ALLOW THIS CLAIM FOR THE SUM OF \$ _____ AND ORDER WARRANT DRAWN AGAINST FUND OR ACCOUNT INDICATED ABOVE. _____ TOWN COMPTROLLER	I hereby approve this claim in reimbursement of expenses properly incurred on behalf of THE TOWN OF NORTH HEMPSTEAD as above. _____ TOWN OFFICIAL OR DEPARTMENT HEAD Printed Name	_____ DATE



TOWN OF NORTH HEMPSTEAD
EMPLOYEE REIMBURSEMENT CLAIM

Claimant	
Address	
City and State	Zip
Department	

Dept. Charged
Authority

Claim must be filed within 20 days

Date of Expenc	- ITEMIZATION - BE SURE TO ATTACH RECEIPTS AND OTHER DOCUMENTATION IN SUPPORT OF EACH ITEM	AMOUNT	
SUB-TOTAL			
REDUCE CLAIM BY ANY N.Y.S. AND LOCAL SALES TAX INCLUDED ABOVE			
NET CLAIM		-	

CLAIMANT'S CERTIFICATION

(PLEASE READ CAREFULLY BEFORE SIGNING)

I HEREBY CERTIFY THAT:

1. This claim is just, true, and correct, and the amounts set forth were actually and necessarily expended for the benefit of the TOWN OF N. HEMPSTEAD.
2. No taxes from which the Town of North Hempstead is exempt have been included in this claim.
3. No part of this claim represents a charge for alcoholic beverages.
4. The monies expended were from my own funds, and I have not been reimbursed nor do I expect to be reimbursed from any other source.

X _____

TITLE

DATE

I HEREBY AUDIT AND ALLOW THIS CLAIM FOR THE SUM OF \$ _____ AND ORDER WARRANT DRAWN AGAINST FUND OR ACCOUNT INDICATED ABOVE.

DATE _____

TOWN COMPTROLLER

I hereby approve this claim in reimbursement of expenses property incurred on behalf of THE TOWN OF NORTH HEMPSTEAD as above.

SIGNED

TOWN OFFICIAL OR DEPARTMENT HEAD _____

TOWN OF NORTH HEMPSTEAD

CAR ALLOWANCE CERTIFICATE

Name: _____

Dept.: _____

Home: _____

Work: _____

Normal Commute: _____

Date	Time	Travel	Miles	LESS: Normal Commute (If Applicable)	Total Miles
					0.00
					0.00
					0.00
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					0.00
					0.00
					0.00
Total Miles this Sheet					0.00

This is to certify that I have used my car to the above designated points in the interests of the TOWN OF N. H. and that use of a public conveyance or carrier was not available; it was the most economical mode of travel for the purposes involved; that the miles shown below were in connection with the business of this department and exclude transportation from my home to the office or place assigned to work and return. No mileage is claimed from home to the first call or from last call to home, except when the distance is greater than from home to the office, in which case the distance between home and office has been deducted from the mileage charged.



Exemption Certificate

Tax on occupancy of hotel or motel rooms

ST-129

(2/18)

This form may only be used by government employees of the United States, New York State, or political subdivisions of New York State.

Name of hotel or motel		Dates of occupancy		
		From:	To:	
Address (number and street)		City	State	ZIP code
				Country

Certification: I certify that I am an employee of the department, agency, or instrumentality of New York State, the United States government, or the political subdivision of New York State indicated below; that the charges for the occupancy of the above business on the dates listed have been or will be paid for by that governmental entity; and that these charges are incurred in the performance of my official duties as an employee of that governmental entity. I certify that the above statements are true, complete, and correct, and that no material information has been omitted. I make these statements and issue this exemption certificate with the knowledge that this document provides evidence that state and local sales or use taxes do not apply to a transaction or transactions for which I tendered this document, and that willfully issuing this document with the intent to evade any such tax may constitute a felony or other crime under New York State Law, punishable by a substantial fine and a possible jail sentence. I understand that the vendor is a trustee for, and on account of, New York State and any locality with respect to any state or local sales or use tax the vendor is required to collect from me; that the vendor is required to collect such taxes from me unless I properly furnish this certificate to the vendor; and that the vendor must retain this certificate and make it available to the Tax Department upon request. I also understand that the Tax Department is authorized to investigate the validity of tax exemptions claimed and the accuracy of any information entered on this document.

Governmental entity (federal, state, or local)		Agency, department, or division		
Employee name (print or type)	Employee title	Employee signature	Date prepared	

Instructions

Who may use this certificate

If you are an employee of an entity of New York State or the United States government and you are on official New York State or federal government business and staying in a hotel or motel, you may use this form to certify the exemption from paying state-administered New York State and local sales taxes (including the \$1.50 hotel unit fee in New York City).

New York State governmental entities include any of its agencies, instrumentalities, public corporations, or political subdivisions.

Agencies and instrumentalities include any authority, commission, or independent board created by an act of the New York State Legislature for a public purpose. Examples include:

- New York State Department of Taxation and Finance
- New York State Department of Education

Public corporations include municipal, district, or public benefit corporations chartered by the New York State Legislature for a public purpose or in accordance with an agreement or compact with another state. Examples include:

- Empire State Development Corporation
- New York State Canal Corporation
- Industrial Development Agencies and Authorities

Political subdivisions include counties, cities, towns, villages, and school districts.

The United States of America and its agencies and instrumentalities are also exempt from paying New York State sales tax. Examples include:

- United States Department of State
- Internal Revenue Service

Other states of the United States and their agencies and political subdivisions **do not** qualify for sales tax exemption. Examples include:

- the city of Boston
- the state of Vermont

To the government representative or employee renting the room

Complete all information requested on the form. Give the completed Form ST-129 to the operator of the hotel or motel upon check in or when you are checking out. You must also provide the operator with proper identification. Sign and date the exemption certificate. You may pay your bill with cash, a personal check or credit/debit card, or a government-issued voucher or credit card.

Note: If you stay at more than one location while on official business, you must complete an exemption certificate for each location. If you are in a group traveling on official business, each person must complete a separate exemption certificate and give it to the hotel or motel operator.

To the hotel or motel operator

Keep the completed Form ST-129 as evidence of exempt occupancy by New York State and federal government employees who are on official business and staying at your place of business. The certificate should be presented to you when the occupant checks in or upon checkout. The certificate must be presented no later than 90 days after the last day of the first period of occupancy. If you accept this certificate after 90 days, you have the burden of proving the occupancy was exempt. You must keep this certificate for at least three years after the later of:

- the due date of the last sales tax return to which this exemption certificate applies; or
- the date when you filed the return.

This exemption certificate is valid if the government employee is paying with one of the following:

- cash
- personal check or credit/debit card
- government-issued voucher or credit card

Do not accept this certificate unless the employee presenting it shows appropriate and satisfactory identification.

Note: New York State and the United States government are not subject to locally imposed and administered hotel occupancy taxes, also known as *local bed taxes*.

Substantial penalties will result from misuse of this certificate.

Attachment F -The Lesser of Mileage Rule

The following are three examples of the application of the "lesser of mileage rule."

Example 1:

An employee is traveling to an alternate work location less than 50 miles from his/her home and less than 50 miles from his/her official station. The employee returns home from the alternate work location, without reporting to his/her official station. This employee is **NOT** in travel status. However, at a minimum the employee should be reimbursed following the "lesser of mileage rule." The distance from home to the alternate work location is 25 miles and the distance from the employee's official station to the alternate work location is 15 miles. The employee will receive mileage reimbursement from his/her official station to his/her alternate work location (15 miles). The "lesser of mileage rule" will also apply to the return trip home.

Example 2:

An employee is traveling to multiple work locations all within 50 miles of his/her home and official station. This employee is **NOT** in travel status. However, at a minimum, the employee should be reimbursed following the "lesser of mileage rule". In addition, the employee should be reimbursed actual mileage between each additional alternate work location (e.g. 1 to 2, 2 to 3). Therefore, in this example, the employee would be entitled to reimbursement for mileage between Home and Alt 1, Alt 1 and Alt 2, Alt 2 and Alt 3, and Alt 3 and Official Station. The employee would not be entitled to reimbursement for mileage between his/her home and his/her official station because this is considered the employees normal commute.

Example 3:

An employee is traveling to 3 alternate work locations, one of which is more than 50 miles from both the employee's home and official station. The employee returns home from the last alternate work location, without reporting to his/her official station. Since the employee traveled to a location beyond 50 miles from home and official station, the employee is now in travel status and is entitled to actual mileage. Therefore, in this example, the employee would be entitled to reimbursement for actual mileage between Home and Alt 1, Alt 1 and Alt 2, Alt 2 and Alt 3, and Alt 3 and Home.

CLERK SRIVASTAVA: Item number 41. A resolution approving the use of Harbor Links Golf Course for a golf outing to be held by the Nassau County Police Conference.

COUNCILWOMAN DALIMONTE: I offer the resolution and move for its adoption but I'd like to make sure the Board knows, this is an additional golf outing for Tuesday, October 3rd. We are removing the golf outing for the Friday before Columbus Day, so it's a swap, and this is being held by the Nassau County Police Conference. 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: Thank you to our Nassau County Police for choosing Harbor Links, and I vote aye.

COUNCILWOMAN DALIMONTE: The conference, just so you know, it's village police.

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. 484 - 2023

A RESOLUTION APPROVING THE USE OF HARBOR LINKS GOLF COURSE FOR A GOLF OUTING TO BE HELD BY THE NASSAU COUNTY POLICE CONFERENCE.

WHEREAS, the Nassau County Police Conference wishes to hold a golf outing at the Town's Harbor Links Golf Course ("Harbor Links"), Port Washington on Tuesday, October 3, 2023; and

WHEREAS, the Town's current agreement regarding the operation and use of Harbor Links only allows for golf outings be held on Mondays; and

WHEREAS, this Board finds it in the best interests of the Town to authorize the Nassau County Police Conference to hold their golf outing on Tuesday, October 3, 2023 in accordance with all customary rules and regulations of all golf outings which are held at Harbor Links.

NOW, THEREFORE, BE IT

RESOLVED that the Nassau County Police Conference is authorized to hold a golf outing at Harbor Links on Tuesday, October 3, 2023.

Dated: Manhasset, New York

August 8, 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 & Rec

CLERK SRIVASTAVA: Item number 42. A resolution authorizing an amendment to the Town Board Rules of Procedure.

COUNCILMAN WALSH: Where are we?

SUPERVISOR DESENA: Oh, this is yours, 42.

COUNCILMAN WALSH: Yeah, okay. It's not 42.

SUPERVISOR DESENA: Yeah.

COUNCILMAN WALSH: So this is to --this is something I offered, and it is to have a separate hearing date, have a hearing date separate from the Town Board meeting, and as you can see, at least for the last three meetings, the example, these hearings go on for a long time. It's not fair to the applicants. The way we do it now is not fair to the applicants, it's not fair to the witnesses that want to testify, it's certainly not fair to fair people who want to comment at Town Board meetings because it's now 11:10, 11:05, and you can see that there's nobody in the room here. What happens is, well, I shouldn't say nobody, but you know, I don't mean to say nobody, but you know.

COUNCILMAN ZUCKERMAN: Thank you.

COUNCILMAN WALSH: There is a few people in the room here, meaning two, and you know, people can't stay here all night long, and the last meeting went on till 1:13 in the morning, and it's just more fair to people to be able to come and comment at a decent hour and be able to add to the discussion, and so I offer the resolution to make this on the following --

COUNCILWOMAN LURVEY: Dennis, can I ask a question --

COUNCILMAN WALSH: Yeah, yeah.

COUNCILWOMAN LURVEY: -- before your offer it? When would this take effect?

COUNCILMAN WALSH: November, which is the Tuesday before Thanksgiving.

COUNCILWOMAN LURVEY: So --

COUNCILMAN WALSH: And it would be the following Tuesday, the Tuesday following the normal public meeting.

COUNCILWOMAN LURVEY: And I have commitments --

COUNCILWOMAN DALIMONTE: Yeah, that's --

COUNCILWOMAN LURVEY: -- Tuesdays, and in November and December on those Tuesdays.

COUNCILMAN WALSH: Yeah, but we only need a quorum.

COUNCILWOMAN LURVEY: Okay, but I can't -- yeah, so it doesn't work for me. For me, I think, you know, if we discuss this going forward for next year, I think, you know, we need to discuss how to make sure that meetings don't go until 1:00 in the morning, but I, unfortunately, have conflicts in November and December, so I'm not going to be able --

COUNCILMAN WALSH: I get that. So you have conflicts on the two Tuesdays following the two?

COUNCILWOMAN LURVEY: Yeah, I mean, we set the calendar at the beginning of the year.

COUNCILMAN WALSH: No, I understand that we set the calendar, but --

COUNCILWOMAN LURVEY: I schedule things around it.

COUNCILMAN WALSH: Councilwoman Dalimonte said about two weeks ago when we were discussing the having that special meeting for Chaminade at nine o'clock in the morning, that it's a hearing and we only need four people, we only need a quorum, and there were six people, I believe, and we were able to resolve that, so --

COUNCILWOMAN LURVEY: Right, but that would not be --

COUNCILMAN WALSH: If I could just finish.

COUNCILWOMAN LURVEY: Yeah, yeah, go ahead.

COUNCILMAN WALSH: And then you can say what you want.

COUNCILWOMAN LURVEY: Yeah.

COUNCILMAN WALSH: These hearings are not going to be as controversial or have not been as controversial as some of these items in the meeting, and I just believe that we should go ahead with this. I think that it's fair to everyone, and we don't need to have seven people but you can vote however you choose.

COUNCILWOMAN LURVEY: Okay.

COUNCILMAN WALSH: I'd just like to separate these so, you know, we can operate in the daylight for people who want to discuss matters having to do with the town. Some people sit here for hours and hours waiting to come up and have a word, and I just don't think it's fair to anyone to go on like this.

COUNCILWOMAN LURVEY: Yeah, no, no, and just to follow up. No, I think, you know, it's an -- it's a resolution that comes from the right place; right? None of us want the applicants to feel like after three hours of us up here, you know, they come up, and we're already exhausted, and you know, we want the applicants to know that they have our full attention, right, and so having extremely long hearings is in no one's best interest. I just question, you know, why we have to do it right now. Why can't we do it for next year?

SUPERVISOR DESENA: Because of the last three meetings, I mean, we have to get started.

COUNCILMAN WALSH: It's not now, it's two months from now, and you know, you can do whatever you want.

COUNCILMAN ZUCKERMAN: I have concerns because, look, I set my schedule, we all set our schedules, and I think we owe it to the constituents to be here, and when we set a meeting now when our schedules have been set already, maybe someone's not able to come, like Councilwoman Lurvey mentioned. You know, I think what we ought to look at is going back to having a meeting every three weeks because I think that that might do the trick.

COUNCILWOMAN DALIMONTE: Exactly.

COUNCILMAN ZUCKERMAN: But you know, based on my experience, having a meeting every three weeks --

COUNCILWOMAN DALIMONTE: Yep.

COUNCILMAN ZUCKERMAN: -- lowered the amount of items on the agenda, and the time

involved. You know, it's not foolproof; you know what I mean? Certain times you have many things but I think if we have meetings every three weeks, maybe that might be better. But I'd like to look at this. I don't see a -- I think it's tough to do this now that the year's, you know, we've set the schedule for the year already, but I understand where you -- you know, your heart is absolutely in the right place with this, and I -- you know, and we -- I agree, you know, some change is, you know, considering change is a good thing.

COUNCILMAN WALSH: Well, you know, you could offer that resolution that you just suggested, and we can all vote on it here like we do all the time, but the resolution before us tonight is to separate it, and you know, you can vote how you choose. I don't think we can change this now to another date. So I'd like to offer the resolution and - -

COUNCILWOMAN DALIMONTE: I would like to say something.

COUNCILMAN WALSH: Oh, go ahead.

COUNCILWOMAN DALIMONTE: I do believe, I agree with Councilman Zuckerman, I do believe that we should go back to -- this was the first year where the administration set, you know, and they contacted us, said this is okay, one meeting a month. I think we should go back to the every three weeks having a meeting, but also, I think it's really important, just like for the 145 West Shore Road, when something in your community requires, alone, a meeting just for that, that should be discussed. Like the last three meetings is because of the mosque that have gone over. That should have been a meeting that just dealt with that issue, and it should not have been here with everything else because that took, I think it was last time, I think it was four hours just for that one item. So I think it's very important that we need to, when you're looking at your public hearings, and you know it's going to be something controversial, you really need to say, you know what, Board, I'd like to set up a separate meeting for this, you send out a date like I did for 145 West Shore Road, and you get, you know, buy-in from everybody on the Board, and that's -- those certain things, those certain public hearings need to be by themselves, and it's very rare that you have that situation, but like a 145 or this mosque, you have that. But I do think that next year when we go to set the calendar, we should be having meetings every three weeks, not once a month. I think it would just be better.

COUNCILMAN WALSH: Well, if I could just add, you never know how long a hearing is going to take. For example, we had a hearing that should have been simple about a gas station, and that took a few hours as well, and you can get people to come down and comment on anything, you never know what a hearing is going to take, and I just think it would be better and we would be operating in the sunlight, in the daylight, so people could come down here, I don't, you know, if you want to change it every three weeks, you could have a meeting every three weeks, but I think we need to have a separate date for a hearing. That's what I'm proposing, and you can vote how you choose.

COUNCILWOMAN DALIMONTE: So can I -- we did -- the hearings ended, what, ten o'clock, tonight? So you're not doing it during the day. It's still late.

COUNCILMAN WALSH: No, no, when I say operate in the sunlight, I mean that folks can see what's going on instead of no one sitting here at a late hour. I mean that the meeting portion would be begin at seven o'clock or shortly after public comment --

COUNCILWOMAN DALIMONTE: So public comment - -

COUNCILMAN WALSH: --it would be over by 10 or 11, and people would be able to stay

here and leave, you know, at a decent hour, instead of having to sit here for hours on end waiting to make public comment which we had none tonight but quite often we have public comment on these things, and that's the resolution I'm offering, anyway.

COUNCILMAN TROIANO: Oh, so I guess if you're not taking a vote yet, I'll give some comments. One, in terms of doing things in the daylight, through the magic of modern technology, people have the opportunity to watch, either to stream the meeting on our website or to watch it on our channel. So there's many opportunities for people to see what's going on, there's nothing being hidden. I don't care what time of night our meetings actually occur, and from 10 to 11, we've had, except for union members, we've had no comments to anything after the hearing. So I'm not sure that that's a real legitimate concern.

COUNCILMAN WALSH: Well, the reason I believe it's a legitimate concern is because watching it on television, watching it on television, you don't have the opportunity to stand here and make public comments.

COUNCILMAN TROIANO: Right, that's what I'm saying. No one is doing that.

COUNCILMAN WALSH: Well, not now because there's nobody in the room.

COUNCILMAN TROIANO: Because they chose not to stay.

COUNCILMAN WALSH: If it was at seven o'clock -- they chose not to stay, exactly.

COUNCILWOMAN LURVEY: Robert, there you go, again, getting interrupted.

COUNCILMAN TROIANO: No, geez.

COUNCILMAN WALSH: Well --

COUNCILMAN TROIANO: Can I finish my comments?

COUNCILMAN WALSH: Please do.

COUNCILMAN TROIANO: Because you put forth a resolution --

COUNCILMAN WALSH: Yeah.

COUNCILMAN TROIANO: I'd like to tell you why I'm going to vote against it; okay?

COUNCILMAN WALSH: Well, I assume you're going to vote against it.

COUNCILMAN TROIANO: Well, because if we're going to play historical games here, when Supervisor Bosworth was the Supervisor, we didn't go this long, in large part because hearings, there were community meetings before the hearing, that things were worked out.

SUPERVISOR DESENA: Well,

Supervisor Bosworth was allowed to attend the meetings with you.

COUNCILMAN TROIANO: Again, there she goes again, cutting me off.

SUPERVISOR DESENA: Okay. Well, you're pointing out a very substantial difference between now and then.

COUNCILMAN TROIANO: That's exactly right.

SUPERVISOR DESENA: I'm not allowed to go to meetings with you.

COUNCILMAN TROIANO: As you did before.

COUNCILWOMAN DALIMONTE: Community meetings --

COUNCILWOMAN LURVEY: But the community meetings have nothing to do with what caucus you sit with, Supervisor. The community meetings have everything to do with getting your ducks in a row before the Item comes before the Town Board, and by the way, Supervisor Bosworth was also very good at running a meeting and making sure, with our Town Clerk, Wayne Wink, making sure that people who spoke were kept to a three minute time, and that's not the case now. So we could do better, also.

SUPERVISOR DESENA: That is unfair. That is false and unfair, Veronica. You know that we have let --

COUNCILWOMAN LURVEY: It's true.

SUPERVISOR DESENA: Please.

COUNCILWOMAN LURVEY: It's true.

SUPERVISOR DESENA: Please, we let Melanie Darrigo (phonetic) --we let Melanie Darrigo's husband speak longer about the anguish his family suffered.

COUNCILWOMAN LURVEY: I'm not talking about that, I'm talking about some of the comments about the first Item that we had here, people spoke and spoke and spoke, and the meetings are just not run in as efficient a manner as they were before.

SUPERVISOR DESENA: Excuse me.

COUNCILMAN WALSH: That's your opinion.

SUPERVISOR DESENA: Right, that's a ridiculous characterization.

COUNCILWOMAN LURVEY: No, if anybody looks --

SUPERVISOR DESENA: We have so many laws that are being proposed that end up being, you know, adjourned, I mean, we just postpone these hearings endlessly, continued to the next meeting because there is something wrong with them.

COUNCILWOMAN LURVEY: That has nothing to do with keeping people to a three minute time.

COUNCILMAN WALSH: You just said, Councilwoman Lurvey, mentioned Wayne Wink's name, and Wayne Wink approached me at Clark Gardens and said, please don't mention my name at a public hearing. So am I not allowed to mention Wayne Wink's name but you are?

COUNCILWOMAN LURVEY: I don't know what he said to you.

COUNCILMAN WALSH: He did -- I just told you what he said to me. He said please don't mention my name at public hearings. So is that just for me or for you? Who's that for?

COUNCILWOMAN LURVEY: Maybe I'll go home tonight, there'll be a voicemail on my answering machine saying, Veronica, please don't mention my name.

COUNCILMAN WALSH: Well, I don't think you will because I think he texts you here.

COUNCILMAN TROIANO: Okay, so --

COUNCILWOMAN LURVEY: He did not text me, what are you talking -- you're making things up now.

COUNCILWOMAN DALIMONTE: Speak the truth.

SUPERVISOR DESENA: Oh, I've seen Wayne Wink text you.

COUNCILMAN WALSH: I'm speaking the truth.

SUPERVISOR DESENA: Sitting right here, I've see Wayne Wink text you. Not tonight, but other times.

COUNCILWOMAN LURVEY: At other times, sure. Not tonight.

SUPERVISOR DESENA: Don't be horrified that Wayne Wink texts you during meetings.

COUNCILWOMAN LURVEY: No, I'm horrified that he's saying that --

COUNCILWOMAN DALIMONTE: I think it's rude.

COUNCILWOMAN LURVEY: -- somebody's telling me what to do.

COUNCILMAN WALSH: I'm not telling you what to do.

SUPERVISOR DESENA: It's right here; what am I going to do?

COUNCILMAN WALSH: I'm telling you what Wayne Wink told me, and now I mentioned his name four times, and he told me not to mention it, and I haven't mentioned him for over a year but when you bring his name up, I'm confused.

COUNCILMAN ZUCKERMAN: Please offer the resolution.

COUNCILMAN TROIANO: Well, I wasn't done commenting.

COUNCILMAN ZUCKERMAN: Sorry, I'm sorry.

COUNCILMAN WALSH: I didn't hear what you said, I missed it.

SUPERVISOR DESENA: So --

COUNCILMAN ZUCKERMAN: I said to offer it but Robert said --

COUNCILMAN WALSH: Okay.

COUNCILMAN TROIANO: So I've got two other objections. One is a philosophical one and one is a practical matter. Philosophically, I supported the recommendation coming out of the administration that we move to having meetings once a month because I think it's good for the public to know that every first Tuesday and sometimes every second -- that's every second Tuesday, that their Town Council will be meeting, and they know when to come. This, what your proposing, puts too much at risk. Not knowing, is tonight a hearing night or is tonight just a regular resolution night; I'm not quite sure. So I just think it's unfair to the public to do that. Now I've got a practical concern. In that I sit on the Westbury School Board, as well. We meet on Tuesday nights. We set our schedule so that it wouldn't be a conflict and Town Council meetings, and what this does is put me back into conflict because it's more than likely that, with your proposal, Dennis, that if we have a regular meeting on a Tuesday, then we're going to have a hearing meeting the next Tuesday, then I'm going to have a conflict with my Westbury School Board meeting, and that's just not fair to me or to my constituents.

COUNCILWOMAN DALIMONTE: You know, also, you just brought up a point, also, by doing another meeting, we're adding more expenses to the town because we have -- sorry, sorry -

COUNCILWOMAN LURVEY: Our lovely stenographer.

COUNCILWOMAN DALIMONTE: Yes, but also comp time for the all the people that come to those meetings that are town employees adding more, and so now we're adding even more expenses to the town.

COUNCILMAN TROIANO: And there's one more fact that I didn't mention that I should have when I was going through my list. We're going to force poor Michael to come out more times than he would have to. So I'm voting no just for you.

COUNCILMAN WALSH: I haven't heard an objection from Michael.

MR. O'DONNELL: Let me ask a question.

COUNCILMAN WALSH: Is that a problem for you; Michael?

COUNCILWOMAN DALIMONTE: Don't forget to introduce yourself.

MR. O'DONNELL: Michael O'Donnell, North New Hyde Park. I'm sitting here -- listen, you got me very confused. Now, the proposal is to cut the meeting in half, all these addendums, I call them business resolutions.

COUNCILMAN WALSH: That's not the proposal to cut the meeting in half.

MR. O'DONNELL: No, no, but what are you planning to do?

SUPERVISOR DESENA: The proposal is to separate the public hearings from the regular business of the town.

MR. O'DONNELL: That's what I mean, the business --

SUPERVISOR DESENA: Yeah, so yes.

MR. O'DONNELL: So you're going to have one meeting with business only.

COUNCILMAN WALSH: Yeah.

MR. O'DONNELL: And one meeting for resolutions.

COUNCILWOMAN LURVEY: Public hearings.

COUNCILWOMAN DALIMONTE: Public hearings.

MR. O'DONNELL: All right.

SUPERVISOR DESENA: Public hearings is when we have our --

MR. O'DONNELL: Public hearings is going to be here, resolution is going to be there. So people like me won't come for the business.

SUPERVISOR DESENA: No, actually, I think that the public likes to come for the business and for public comments. The public hearings often involve attorneys and architects and our Commissioner of Planning, and those meetings could be separate and possibly even during the day. I know that our staff would rather have them during the day.

COUNCILWOMAN DALIMONTE: And I would never vote for during the day because then --

MR. O'DONNELL: Never during the day.

COUNCILWOMAN DALIMONTE: But Michael, think about this. During the day, all the people that came here for the mosque now have to take a day off of work --

MR. O'DONNELL: That's correct.

COUNCILWOMAN DALIMONTE: --to come here to tell us how they feel.

SUPERVISOR DESENA: Well, what do you say about the BZA hearings?

MR. O'DONNELL: I have to get up in the morning.

COUNCILMAN WALSH: That's not what we're talking about.

COUNCILWOMAN DALIMONTE: That's the BZA, that's the BZA, it's separate from the Town Board.

SUPERVISOR DESENA: The BZA meets during the day. What's the problem?

COUNCILWOMAN DALIMONTE: That's BZA, that's not me.

COUNCILWOMAN LURVEY: And the BZA was actually starting to move --

COUNCILMAN WALSH: I didn't propose that.

COUNCILWOMAN LURVEY: --to evenings.

MR. O'DONNELL: Those of us who are retired don't like to get up in the morning.

COUNCILWOMAN DALIMONTE: I didn't think you proposed that, Dennis.

SUPERVISOR DESENA: No, these are all -- these are all possible solutions.

MR. O'DONNELL: Thank you.

COUNCILWOMAN DALIMONTE: The Supervisor said that.

MR. O'DONNELL: -- right now, than you.

COUNCILMAN WALSH: I still didn't understand whether you would oppose this or not, sir, but that's okay. All right, so I offer the resolution and move for its adoption.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: I vote no for the reasons stated, I stated.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: I vote no for the reasons I stated.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: No.

CLERK SRIVASTAVA: Councilman Adhami?

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: No.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

CLERK SRIVASTAVA: Item number 43. A resolution authorizing certain supervisory arrangements concerning personnel to the Department of Parks and Recreation in accordance with the Chapter 16B of the town code.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: 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. 485 - 2023

A RESOLUTION AUTHORIZING CERTAIN SUPERVISORY ARRANGEMENTS CONCERNING PERSONNEL OF THE DEPARTMENT OF PARKS AND RECREATION IN ACCORDANCE WITH CHAPTER 16B OF THE TOWN CODE.

WHEREAS, the Town has previously adopted Chapter 16B of the Town Code of the Town of North Hempstead entitled “Anti-Nepotism” (the “Anti-Nepotism Law”), which, among other things, prohibits Town officers and employees from supervising relatives employed by the Town; and

WHEREAS, the Anti-Nepotism Law allows officers and employees to supervise a relative with the approval of the Town Board; and

WHEREAS, it has requested that this Board authorize the following persons to work at the same locations or departments as their relatives, even though their working at the same location may create an indirect supervisory relationship:

Name	Title	Location
Jon David Zebitsch	Lifeguard I	Clinton G Martin
Samantha Zebitsch	Lifeguard I	Clinton G Martin
Grace Byrne	Lifeguard I	Clinton G Martin
Claire Takes	Lifeguard I	Michal J Tully
Grace Tumulty	Attendant	Clinton G Martin
Brendan Tumulty	Lifeguard I	Clinton G Martin
Warren Sanger	Lifeguard I	Manorhaven
Victoria Sanger	Lifeguard I	Manorhaven
Philip Barsky	Attendant	Michael J Tully
Christine Roberts	Law Clerk	Tully Admin
Karl-Heikki Joks	Lifeguard I	Manorhaven
Markus-Aare Joks	Lifeguard I	Michael J Tully
Mason Yiu	Lifeguard I	Michael J Tully

Logan Yiu

Lifeguard I

Clinton G Martin

WHEREAS, it has been represented to this Board that allowing these indirect supervisory arrangements to exist is essential to the successful operation of the Town's parks, pools and other operations for the summer season and that any indirect supervision will be minor and will not involve the formation or execution of policy at the Town facilities; and

WHEREAS, the Town Board finds it in the best interests of the Town to authorize the above persons to work at the same locations as their relatives as described above, in accordance with the authority given to it under the Anti-Nepotism Law.

NOW, THEREFORE, BE IT

RESOLVED that the indirect supervisory arrangements described in this resolution be and hereby are authorized; and be it further

RESOLVED that the Town Board's authorization as described in this Resolution shall expire on September 15, 2023.

Dated: Manhasset, New York

August 8, 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 44. A resolution authorizing the transfer of funds from the part Town Capital Projects Reserve Fund.

COUNCILMAN ADHAMI: 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.

COUNCILWOMAN DALIMONTE: This was for Item number 44 or 45?

CLERK SRIVASTAVA: Forty-four.

COUNCILWOMAN DALIMONTE: Forty-four. I vote 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. 486 - 2023

A RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FROM THE PART TOWN CAPITAL PROJECTS RESERVE FUND.

THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD, IN THE COUNTY OF NASSAU, NEW YORK, HEREBY RESOLVES AS FOLLOWS:

Section 1. The Town of North Hempstead, in the County of Nassau, New York (herein called the "Town"), is hereby authorized to expend an amount not in excess of \$30,060.00 currently available in the Town's part-Town capital reserve fund entitled "Capital Reserve Fund - General Improvements," heretofore established pursuant to a resolution of the Town Board duly adopted on January 2, 2002 (Resolution No. 27-2002) pursuant to Section 6-c of the New York General Municipal Law, for the purpose of providing funding for the purchase of one (1) vehicle for the Department of Public Safety.

Section 2. This resolution is subject to a permissive referendum and the Town Clerk is hereby authorized and directed to cause to be published, within ten (10) days after the adoption of this resolution, in full, in Newsday, a newspaper having a general circulation within said Town and hereby designated the official newspaper of the Town for such publication, a Notice in substantially the following form:

TOWN OF NORTH HEMPSTEAD, NEW YORK

PLEASE TAKE NOTICE that on August 8, 2023, the Town Board of the Town of North Hempstead, in the County of Nassau, New York, adopted a resolution entitled:

A RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FROM THE PART TOWN CAPITAL PROJECTS RESERVE FUND.

an abstract of such resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING said Town to expend an amount not in excess of \$30,060.00 currently available in the Town's Part-Town capital reserve fund entitled "Capital Reserve Fund - General Improvements," heretofore established pursuant to a resolution of the Town Board duly adopted on January 2, 2002 pursuant to Section 6-c of the New York General Municipal Law, for the purpose of providing funding for the purchase of one (1) vehicle for the Department of Public Safety; and

SECOND: DETERMINING that such resolution is subject to a permissive referendum.

DATED: August 8, 2023
Manhasset, New York

Ragini Srivastava
Town Clerk

Section 3. This resolution shall take effect immediately.

* * *

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.

CLERK SRIVASTAVA: Item number 45. A resolution consenting to the abandonment of a portion of Bregman Avenue in New Hyde Park pursuant to Section 205 of the highway law.

COUNCILMAN ADHAMI: I offer the resolution move for its --

CLERK SRIVASTAVA: We have a card on this.

COUNCILMAN ADHAMI: Oh, public comment. Okay.

CLERK SRIVASTAVA: Michael O'Donnell.

MR. O'DONNELL: Michael O'Donnell, 50 Union Street, North New Hyde Park. Who, what, when, where and why?

COUNCILMAN ADHAMI: Good evening, Mr. O'Donnell.

MR. O'DONNELL: This is ambiguous? Where on Bregman is this.

COUNCILMAN ADHAMI: I bet you would never even know it's there. It's a strip of grass in between the shopping center where, I guess, Duane Reade, Duane Reade used to be, and Starbucks is now, and it is a paper road that the town has a right-of-way on, that the town owns, and the Water District needs it in order to make additional improvements.

MR. O'DONNELL: Oh, that's the lawn.

COUNCILMAN ADHAMI: It's the lawn.

MR. O'DONNELL: By Soma.

COUNCILMAN ADHAMI: By Starbucks.

MR. O'DONNELL: Starbucks, but --

COUNCILMAN ADHAMI: In that shopping center.

MR. O'DONNELL: Bregman goes up to Soma, and that's the street here, and --

COUNCILMAN ADHAMI: This just looks like a strip of grass.

MR. O'DONNELL: Strip of grass but it's -- would be a continuation of Bregman crossing Soma.

COUNCILMAN ADHAMI: Right.

MR. O'DONNELL: That's the little street down there behind the shopping centers, where the water company's going to come in the new entrance for.

COUNCILMAN ADHAMI: No, it's -- and the Town Attorney knows a little bit better on this. It's the strip of grass at the edge of the shopping center.

MR. CHIARA: Attorney Mike Kelly can show you on his phone. Do you want to show him where it is?

COUNCILMAN ADHAMI: So the best way I can explain it is, you would assume this was a strip of grass for the shopping center that Starbucks is in. It is not -- does not look like a road, it doesn't resemble a road to any passerby. You would just think it's the grass on --

MR. O'DONNELL: The Starbucks is on Soma.

MR. KELLY: Soma.

MR. CHIARA: Microphone, Mike.

MR. KELLY: Yeah.

MR. O'DONNELL: Soma comes up Bregman comes up here and Soma continues to cross, I mean, I think I know where it is.

MR. KELLY: But he got the wrong spot. Walked past it this morning. This right here. So here's Bregman.

MR. O'DONNELL: Right.

MR. KELLY: So this is the Water Authority western.

MR. O'DONNELL: This is the grass strip right here.

MR. KELLY: Sure.

MR. O'DONNELL: Oh.

MR. KELLY: It's never been over. So we're abandoning the right-of-way.

MR. O'DONNELL: Okay.

MR. KELLY: So west -- so the Water Authority.

COUNCILMAN WALSH: I'm wondering how the stenographer --

MR. O'DONNELL: You'll have to cut the grass now. Thank you. It's the other side of Soma.

COUNCILWOMAN LURVEY: She must have really good hearing.

COUNCILMAN ADHAMI: Like I said, it looks just like a strip of grass for the shopping center. You would never know it was a paper --

MR. O'DONNELL: It has a fence up there because, whatever. All right, thank you.

CLERK SRIVASTAVA: Thank you.

COUNCILWOMAN DALIMONTE: How in the world did you just get that?

COUNCILMAN ADHAMI: Okay. Madam Clerk, are there any more cards?

CLERK SRIVASTAVA: No, we don't have.

COUNCILMAN ADHAMI: Being 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.

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. 487 - 2023

A RESOLUTION CONSENTING TO THE ABANDONMENT OF A PORTION OF BREGMAN AVENUE IN NEW HYDE PARK PURSUANT TO SECTION 205 OF THE HIGHWAY LAW.

WHEREAS, under Highway Law §205(1), a Town highway or right-of-way ceases to be a highway and is deemed abandoned if it is not opened or worked within 6 years of its being dedicated to the use of the public, or laid out, or if it is not traveled or used as a highway for 6 years (the "Abandoned Highway"); and

WHEREAS, under Highway Law §205(1), the Town Superintendent of Highways (the "Highway Superintendent") is authorized to issue and file in the Office of the Town Clerk a written description of an Abandoned Highway signed by the Highway Superintendent and members of this Board (the "Signed Description"), if the Highway Superintendent receives the written consent of this Board; and

WHEREAS, the highway or right-of-way known as Bregman Avenue between Soma Street and Union Turnpike in New Hyde Park, New York has never been traveled or used as a highway for 6 years; and

WHEREAS, the Highway Superintendent has requested that this Board acknowledge the abandonment of Bregman Avenue between Soma Street and Union Turnpike in New Hyde Park, and grant its written consent to the preparation issuance and filing with the Town Clerk of a Signed Description of Bregman Avenue between Soma Street and Union Turnpike in New Hyde Park; and

WHEREAS, this Board is desirous of acknowledging said abandonment and granting such written consent.

NOW, THEREFORE, BE IT

RESOLVED, that this Board acknowledges that the highway or right-of-way known as Bregman Avenue between Soma Street and Union Turnpike in New Hyde Park, New York, has never been traveled or used as a highway for 6 years, making it an abandoned highway pursuant to Highway Law §205 (1); and be it further

RESOLVED, that this Board hereby grants its written consent to the preparation and issuance by the Town's Superintendent of Highways of a written description of Bregman Avenue between Soma Street and Union Turnpike in New Hyde Park, stating that Bregman Avenue between Soma Street and Union Turnpike in New Hyde Park has been abandoned, and otherwise in such form and content as required by law and as the Superintendent may determine (the "Signed Description"); and be it further

RESOLVED, that it is hereby ordered that the Signed Description be filed in the Office of the Town Clerk, and that the Superintendent of Highways take such other action as may be necessary to effectuate the foregoing.

Dated: Manhasset, New York

August 8, 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 46. A resolution establishing additional requirements related to fiscal impact statements.

COUNCILWOMAN LURVEY: Oh, yeah, I move to table this resolution.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye to table. That's what we're doing; we're tabling?

COUNCILWOMAN LURVEY: Yes.

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 47. A resolution authorizing the settlement of a claim made by the Town of North Hempstead and authorizing the Comptroller or Deputy Comptroller to accept payment thereof.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: You know, I want to thank everyone from the prior administration who worked on this, former Town Attorney Elizabeth Botwin, former Town Attorney, Leonard Kapsalis, and former Supervisor, Judi Bosworth. I vote Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: I abstain, and I want to thank no one.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: This is the culmination of many years of work, and I want to second Councilman Zuckerman's recognition of the diligent efforts of everyone who worked on this, including our current Town Attorney, John Chiara, and Deputy Town Attorneys Mike Kelly

and Adriana Batcheller who have continued to navigate this journey with dedication and expertise. Thank you, and I vote aye.

CLERK SRIVASTAVA: Councilman Adhami?

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: I vote aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: I'd like to add my thanks to Steve Puck (phonetic) who also did a tremendous amount of work on this, and 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. 488 - 2023

A RESOLUTION AUTHORIZING THE SETTLEMENT OF A CLAIM MADE BY THE TOWN OF NORTH HEMPSTEAD AND AUTHORIZING THE COMPTROLLER OR DEPUTY COMPTROLLER TO ACCEPT PAYMENT THEREOF.

WHEREAS, the Town Attorney has requested the approval of the Town Board to enter into a Settlement Agreement (the "Settlement Agreement") between the Town of North Hempstead (the "Town") and the County of Nassau (the "County") for the purpose of resolving certain Town litigation as against the County (the "Litigation") concerning compliance with New York State Education Law §6305(3) and 8 NYCRR 602.12(c) and the charge back of, or withholding of sales tax for, tuition payments made to the Fashion Institute of Technology; and

WHEREAS, the Supreme Court of the State of New York, Appellate Division, Second Department issued a Decision and Order which granted the Town's motion for summary judgment in the Litigation and remitted the matter to the Supreme Court of the State of New York, County of Nassau to calculate the amount due to the Town, as more particularly described in the Settlement Agreement, a copy of which will be on file in the Office of the Town Attorney; and

WHEREAS, pursuant to the terms of the Settlement Agreement the County shall pay the Town Two Million Four Hundred Thousand and 00/100 (\$2,400,000.00) Dollars, inclusive of interest and legal fees and expenses, in full settlement of the Litigation to be paid to the Town within sixty (60) days from approve by the County Legislature (the "Settlement Payment")

WHEREAS, after careful consideration, the Board finds it is in the best interests of the Town to approve the Settlement Agreement and authorize its execution.

NOW, THEREFORE, BE IT

RESOLVED that the settlement and acceptance of the Settlement Payment in favor of the Town, as set forth in the Settlement Agreement, be and the same hereby is approved by this Board in all respects; and be it further

RESOLVED that the Supervisor is authorized and directed to execute the necessary settlement documents, on behalf of the Town, and that the Town Attorney may take any further action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Comptroller is authorized to accept payment of the settlement proceeds.

Dated: Manhasset, New York

August 8, 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 Comptroller

CLERK SRIVASTAVA: Item number 48. 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.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: I vote aye on Items number 48-1 through 48-63 with no exceptions.

CLERK SRIVASTAVA: Councilman Zuckerman?

COUNCILMAN ZUCKERMAN: I vote aye on Items 48-1 through 48-63.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: I vote aye. Okay, thank you.

COUNCILMAN ZUCKERMAN: You're welcome.

COUNCILMAN WALSH: I vote aye on Items 48-1 with the exception of 62 through 63. I vote -- I abstain on 62.

CLERK SRIVASTAVA: Councilwoman Lurvey?

MR. CHIARA: Just -- what about 63?

SUPERVISOR DESENA: Oh, 63.

COUNCILMAN WALSH: Sixty-three.

SUPERVISOR DESENA: Yes, I --

COUNCILMAN WALSH: Okay.

COUNCILMAN ZUCKERMAN: You voted aye -- you asked me if you voted aye on 63.

COUNCILMAN TROIANO: He's voting aye on all of them except 62, which he abstained.

COUNCILMAN WALSH: I want to vote aye -- I only want to abstain on 62. Is that clear?

SUPERVISOR DESENA: Yeah.

COUNCILMAN TROIANO: Yes.

COUNCILMAN WALSH: I'm not sure.

CLERK SRIVASTAVA: Councilwoman Lurvey?

COUNCILWOMAN LURVEY: I vote aye on 48-1 through 48-63.

CLERK SRIVASTAVA: Councilman Adhami?

COUNCILMAN ADHAMI: I vote aye on Items number 41 through 48-63 except for Item numbers 48-62 to which I abstain.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: I vote aye on Items 48-1 through 48-63 but I want to have on the record how upset I am, Item 48-61. The Town of North Hempstead is losing a very valuable employee, and yeah, I just -- I'm heartbroken over that.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: I vote aye on 48-1 through 48-61. On Item number 62, we had a bipartisan process of interviewing, and we made it to two candidates, and then the majority decided to just pick a candidate without continuing our negotiations. So I'm abstaining from Item 62, and I vote aye on 48 1-63.

CLERK SRIVASTAVA: Thank you.

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

RESOLUTION NO. 489 - 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: 489 -1

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the full-time hire of Robert Madura Jr to the title of Laborer 1 in the amount of \$22.82 hourly / \$47,471 annually in the Department of Highways effective 08/21/23.

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

Nays: None.

RESOLUTION NO: 489 -2

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the full-time hire of William Shearer to the title of Laborer 1 in the amount of \$22.82 hourly / \$47,471 annually in the Sidewalk District effective 08/09/23.

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

Nays: None.

RESOLUTION NO: 489 -3

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time to full-time hire of Anthony Knights to the title of Laborer I in the amount of \$22.82 hourly / \$47,471 annually in the Department of Parks & Recreation - Michael J. Tully effective 08/19/23.

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

Nays: None.

RESOLUTION NO: 489 -4

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Mason Yiu to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Whitney effective 08/19/23.

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

Nays: None.

RESOLUTION NO: 489 -5

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Benjamin Hogan to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Michael J. Tully effective retro to 8/1/2023.

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

Nays: None.

RESOLUTION NO: 489 -6

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Salvatore Rizzo to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Manorhaven effective retro to 8/1/2023.

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

Nays: None.

RESOLUTION NO: 489 -7

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Karl-Keikki Joks to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Manorhaven effective retro to 8/1/2023.

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

Nays: None.

RESOLUTION NO: 489 -8

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Rylan Tan to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Michael J. Tully effective 08/19/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Lukas Derasmo to the title of Lifeguard Trainee in the amount of \$18.00 hourly in the Department of Parks & Recreation - Manorhaven effective 08/19/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Grace Tumulty to the title of Attendant in the amount of \$15.00 hourly in the Department of Parks & Recreation - CGM effective 08/19/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Philip Barsky to the title of Attendant in the amount of \$15.00 hourly in the Department of Parks & Recreation - Michael J. Tully effective retro to 8/5/2023.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Prince Roaul McTaire to the title of Attendant in the amount of \$15.00 hourly in the Department of Parks & Recreation - Michael J. Tully effective 08/19/23.

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

Nays: None.

RESOLUTION NO: 489 -13

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Yvette Johnson to the title of Attendant in the amount of \$15.00 hourly in the Department of Parks & Recreation - YWC effective 08/19/23.

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

Nays: None.

RESOLUTION NO: 489 -14

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Joshua Duggan to the title of Laborer I in the amount of \$15.00 hourly in the Department of Parks & Recreation - Harbor Hills effective retro to 8/5/2023.

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

Nays: None.

RESOLUTION NO: 489 -15

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Sarah Curry to the title of Recreational Aide in the amount of \$17.00 hourly in the Town Board - CD3 effective 08/09/23.

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

Nays: None.

RESOLUTION NO: 489 -16

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the full-time title, grade, step and salary change for full-time employee Christopher Lopes to the title of Maintenance Mechanic 1 in the amount of \$28.72 hourly / \$59,738 annually in the Administrative Services Division effective retro to 8/5/2023.

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

Nays: None.

RESOLUTION NO: 489 -17

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the provisional to permanent status change for full-time employee Christina Bonfiglio-Scali in the title of Buyer in the amount of \$2,418.10 bi-weekly / \$62,870 annually in the Department of Highways - Administration effective retro to 7/22/2023.

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

Nays: None.

RESOLUTION NO: 489 -18

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the merit raise for full-time employee Steven Pollack in the title of Director of Governmental Research to the amount of \$5,053.50 bi-weekly / \$131,390 annually in the Supervisor's Office - Finance Department effective 05/01/23.

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

Nays: None.

RESOLUTION NO: 489 -19

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for full-time employee Matthew Riquelme in the title of Maintenance Mechanic Trainee in the amount of \$24.69 hourly / \$51,356 annually to the Department of Parks & Recreation - Whitney effective 08/19/23.

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

Nays: None.

RESOLUTION NO: 489 -20

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for full-time employee Nicole Fredericks in the title of Recreation Leader I in the amount of \$26.90 hourly / \$55,945 annually to the Department of Parks & Recreation - Michael J. Tully effective 09/02/23.

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

Nays: None.

RESOLUTION NO: 489 -21

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for full-time employee Jean Zappulla in the title of Asst. Coord. Comm. Yth. Svces. in the amount of \$2,485.70 bi-weekly / \$64,629 annually to the Department of Parks & Recreation - Administration effective 09/02/23.

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

Nays: None.

RESOLUTION NO: 489 -22

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for full-time employee Nicholas Halufska in the title of Recreation Aide in the amount of \$26.67 hourly / \$55,471 annually to the Department of Parks & Recreation - Michael J. Tully effective 09/02/23.

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

Nays: None.

RESOLUTION NO: 489 -23

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for full-time employee Robert Lenney in the title of Recreation Aide in the amount of \$23.27 hourly / \$48,411 annually to the Department of Parks & Recreation - Michael J. Tully effective 09/02/23.

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

Nays: None.

RESOLUTION NO: 489 -24

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for full-time employee Tiffara Steward in the title of Recreation Aide in the amount of \$23.27 hourly / \$48,411 annually to the Department of Parks & Recreation - YWC effective 09/02/23.

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

Nays: None.

RESOLUTION NO: 489 -25

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for full-time employee Frank Fabiano in the title of Recreation Leader I in the amount of \$29.50 hourly / \$61,365 annually to the Department of Parks & Recreation - YWC effective 09/16/23.

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

Nays: None.

RESOLUTION NO: 489 -26

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for full-time employee Devon Williams in the title of Laborer I in the amount of \$23.27 hourly / \$48,411 annually to the Department of Parks & Recreation - Michael J. Tully effective 08/19/23.

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

Nays: None.

RESOLUTION NO: 489 -27

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the returning seasonal Daniel Velsor in the title of Lifeguard I in the amount of \$18.00 hourly to the Department of Parks & Recreation - Whitney effective 08/19/23.

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

Nays: None.

RESOLUTION NO: 489 -28

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time with seasonal hours status change for Kelly Busby in the title of Bay Constable 1 P/T in the amount of \$25.00 hourly in the Department of Public Safety - Harbor Patrol effective retro to 6/10/2023.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time with seasonal hours status change for Ralph Moniello in the title of Bay Constable 1 P/T in the amount of \$25.00 hourly in the Department of Public Safety - Harbor Patrol effective retro to 6/10/2023.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time with seasonal hours status change for Corey Hampton in the title of Laborer 1 P/T in the amount of \$19.00 hourly in the Department of Public Safety - Harbor Patrol effective retro to 6/10/2023.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal to part-time status change for Orlando Ward in the title of Laborer I in the amount of \$23.00 hourly in the Department of Parks & Recreation - Martin "Bunky" Reid effective 10/01/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal to part-time status change for Cameron Murray in the title of Laborer I in the amount of \$15.00 hourly in the Department of Parks & Recreation - Whitney effective 10/01/23.

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

Nays: None.

RESOLUTION NO: 489 -33

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal to part-time status change for Hunter Thurmond in the title of Laborer I in the amount of \$15.00 hourly in the Department of Parks & Recreation - Martin "Bunky" Reid effective 10/01/23.

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

Nays: None.

RESOLUTION NO: 489 -34

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal to part-time status change for Gethro Souffrant in the title of Laborer I in the amount of \$15.00 hourly in the Department of Parks & Recreation YWC effective 10/01/23.

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

Nays: None.

RESOLUTION NO: 489 -35

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal location change for Colleen Murphy in the title of Attendant in the amount of \$15.00 hourly to the Department of Parks & Recreation - Michael J. Tully effective retro to 6/24/2023.

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

Nays: None.

RESOLUTION NO: 489 -36

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hourly rate change for Calvin Ye in the title of Lifeguard 1 to the amount of \$19.50 hourly in the Department of Parks & Recreation - Manorhaven effective retro 6/10/2023.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hourly rate change for Daniel Alexander in the title of Rec Aide to the amount of \$18.00 hourly in the Department of Parks & Recreation - Manorhaven effective retro 6/10/2023.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hourly rate change for Maxwell Meeham in the title of Rec Aide to the amount of \$18.00 hourly in the Department of Parks & Recreation - Manorhaven effective retro 5/23/2023.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hourly rate and title change for Jack Koubek to the title of Lifeguard II to the amount of \$21.00 hourly in the Department of Parks & Recreation - Harbor Hills effective retro to 8/5/2023.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Sheldon Joseph in the title of Recreation Aide in the amount of \$15.00 hourly to the Department of Parks & Recreation - Martin "Bunky" Reid effective retro to 7/22/2023.

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

Nays: None.

RESOLUTION NO: 489 -41

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Bridget Koenig in the title of Lifeguard I in the amount of \$18.00 hourly to the Department of Parks & Recreation - Michael J. Tully effective 08/19/23.

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

Nays: None.

RESOLUTION NO: 489 -42

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Emily Eng in the title of Lifeguard I in the amount of \$18.00 hourly to the Department of Parks & Recreation - CGM effective retro to 7/15/2023.

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

Nays: None.

RESOLUTION NO: 489 -43

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Alexander Birnbach in the title of Laborer I in the amount of \$15.00 hourly to the Department of Parks & Recreation - Gerry Pond Park effective 08/19/23.

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

Nays: None.

RESOLUTION NO: 489 -44

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Leann Ferron in the title of Attendant in the amount of \$16.00 hourly to the Department of Parks & Recreation - CGM effective 08/19/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Jasmine Willis in the title of Recreation Aide in the amount of \$19.00 hourly to the Department of Parks & Recreation - CGM effective 08/19/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Antonio Lazo in the title of Lifeguard II in the amount of \$22.00 hourly to the Department of Parks & Recreation - Manorhaven effective 08/19/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Kaitlyn Hand in the title of Lifeguard I in the amount of \$18.75 hourly to the Department of Parks & Recreation - Manorhaven effective 08/19/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Nathan Gaysynsky in the title of Lifeguard I in the amount of \$18.00 hourly to the Department of Parks & Recreation - Manorhaven effective 08/19/23.

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

Nays: None.

RESOLUTION NO: 489 -49

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Daniel Gillette in the title of Lifeguard I in the amount of \$18.00 hourly to the Department of Parks & Recreation - Manorhaven effective 08/19/23.

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

Nays: None.

RESOLUTION NO: 489 -50

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Liam Flanagan in the title of Lifeguard I in the amount of \$18.00 hourly to the Department of Parks & Recreation - Manorhaven effective 08/19/23.

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

Nays: None.

RESOLUTION NO: 489 -51

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Kamran Qureshi in the title of Lifeguard Trainee in the amount of \$18.00 hourly to the Department of Parks & Recreation - Manorhaven effective 08/19/23.

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

Nays: None.

RESOLUTION NO: 489 -52

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the hourly rate change for part-time employee Luke Lapi in the title of Public Safety Officer I to the amount of \$21.00 hourly in the Department of Parks & Recreation - Parks Public Safety effective 08/19/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the hourly rate change for part-time employee Antonio Dunn in the title of Public Safety Officer I to the amount of \$21.00 hourly in the Department of Parks & Recreation - Parks Public Safety effective 08/19/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the hourly rate change for part-time employee Mikardy Mathurin in the title of Public Safety Officer I to the amount of \$21.00 hourly in the Department of Parks & Recreation - Parks Public Safety effective 08/19/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the hourly rate change for part-time employee Cody Campbell in the title of Public Safety Officer I to the amount of \$21.00 hourly in the Department of Parks & Recreation - Parks Public Safety effective 08/19/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the hourly rate change for part-time employee Ian Spence in the title of Public Safety Officer I to the amount of \$21.00 hourly in the Department of Parks & Recreation - Parks Public Safety effective 08/19/23.

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

Nays: None.

RESOLUTION NO: 489 -57

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves resignation for part-time employee Andrew Posch in the title of Public Safety Officer I in the amount of \$18.50 hourly in the Department of Parks & Recreation - Parks Public Safety effective 06/09/23.

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

Nays: None.

RESOLUTION NO: 489 -58

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves resignation for part-time employee Gregory Tyson in the title of Laborer I in the amount of \$15.00 hourly in the Department of Parks & Recreation - Harbor Hills effective 07/22/23.

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

Nays: None.

RESOLUTION NO: 489 -59

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves resignation for part-time employee Scott Hamroff in the title of Bay Constable in the amount of \$25.00 hourly in the Department of Public Safety - Harbor Patrol effective 07/07/23.

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

Nays: None.

RESOLUTION NO: 489 -60

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves resignation for full-time employee Robert Montgomery in the title of Equipment Operator 2 in the amount of \$27.53 hourly / \$57,253 annually in the Department of Highways effective 07/21/23.

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

Nays: None.

RESOLUTION NO: 489 -61

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves resignation for full-time employee Moira La Barbera in the title of Deputy Town Attorney in the amount of \$4,869.46 bi-weekly / \$132,303 annually in the Supervisor's Office - Purchasing Department effective 08/04/23.

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

Nays: None.

RESOLUTION NO: 489 -62

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves full-time hire of Donald Graham to the title of Commissioner of Administrative Services in the amount of \$4,230.77 bi-weekly / \$110,000 annually in the Administrative Services Division effective 08/09/23.

Ayes: Councilman Adhami, Councilman Walsh, Supervisor DeSena.

Nays: None.

Abstain: Councilman Dalimonte, Councilman Lurvey, Councilman Troiano, Councilman Zuckerman.

RESOLUTION NO: 489 -63

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves full-time hire of Nishi Sehgal to the title of Deputy Town Clerk in the amount of \$3,769.23 bi-weekly / \$98,000 annually in the Office of the Town Clerk effective 08/09/23.

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

Nays: None.

CLERK SRIVASTAVA: Item number 49. A resolution approving the action of Atlantic Hook and Ladder Co., No. 1, Port Washington, New York, in adding Andrew Piacquadio, Anthony Cherubino and Ryan Libraro to 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. 490 - 2023

A RESOLUTION APPROVING THE ACTION OF THE ATLANTIC HOOK & LADDER CO. NO. 1, PORT WASHINGTON, NEW YORK, IN ADDING ANDREW PIACQUADIO, ANTHONY CHERUBINO AND RYAN LIBRARO TO MEMBERSHIP

WHEREAS, the Atlantic Hook & Ladder Company No. 1, Port Washington, New York, has advised of adding Andrew Piacquadio, Anthony Cherubino, and Ryan Libraro to membership.

NOW, THEREFORE, BE IT RESOLVED that the action of the Atlantic Hook & Ladder Company No. 1, 25 Carleton Ave., Port Washington, NY 11050, has advised of adding Andrew Piacquadio, 76 Firewood Rd, Port Washington, NY 11050, Anthony Cherubino, 3 Centre Dr, Port Washington, NY 11050, and Ryan Libraro, 22 Leeds Dr, Port Washington, NY 11050 to membership and the same hereby is approved and the Town Clerk is directed to record this name in the Minutes of the Town Board.

Dated: Manhasset, New York

August 8, 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: Atlantic Hook & Ladder Co. Town Attorney Comptroller

CLERK SRIVASTAVA: Item number 50. A resolution approving the action of the Flower Hill Hose Company, No. 1, Port Washington, New York, in adding Daniel Guzman, Christian Coronel and Robert Danker to the 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. 491 - 2023

A RESOLUTION APPROVING THE ACTION OF THE FLOWER HILL HOSE COMPANY, NO. 1, PORT WASHINGTON, NEW YORK, IN ADDING DANIEL GUZMAN, CHRISTIAN CORONEL AND ROBERT DANKER TO MEMBERSHIP.

WHEREAS, the Flower Hill Hose Company, No. 1, Port Washington, New York, has advised of adding Daniel Guzman, Christian Coronel and Robert Danker to membership.

NOW, THEREFORE, BE IT

RESOLVED that the action of the Flower Hill Hose Company, No. 1, 12 Haven Avenue, Port Washington, New York, 11050 in adding Daniel Guzman, 4 Edgewood Road, Port Washington, NY 11050, Christian Coronel, 73 Inwood Road, Port Washington, NY 11050 and Robert Danker, 36 Ivy Way, Port Washington, NY 11050 to membership hereby is approved and the Town Clerk directed to record their names in the Minutes of the Town Board.

Dated: Manhasset, New York

August 8, 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: Flower Hill Hose Co., No. 1 Town Attorney Comptroller

CLERK SRIVASTAVA: Item number 51. A resolution approving the action of the Albertson Hook and Ladder, E&H, Co. 1., Inc., Albertson, New York, in adding Paul Rodel, Thaqif Kamaruszaman, Kevin Jimenez, and Alexander Jimenez to membership and removing Xie L. Zha from membership.

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. 492 - 2023

A RESOLUTION APPROVING THE ACTION OF THE ALBERTSON HOOK & LADDER, E&H, CO. 1, INC, ALBERTSON, NEW YORK, IN ADDING PAUL ROADDEL, THAQIF KAMARUSZAMAN, KEVIN JIMENEZ, AND ALEXANDER JIMENEZ TO MEMBERSHIP AND REMOVING XIE L. ZHA FROM MEMBERSHIP.

WHEREAS, the Albertson Hook & Ladder, E&H, Co. 1, Inc, Albertson, New York, has advised of adding Paul Roadel, Thaqif Kamaruszaman, Kevin Jimenez, and Alexander Jimenez to membership and removing Xie L. Zha 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 adding Paul Roadel, 1023 Dorset Ave Albertson NY 11507, Thaqif Kamaruszaman, 159 Collins Ave., Williston Park, NY 11596, Kevin Jimenez, 47 Capital Ave., Williston Park, NY 11596, and Alexander Jimenez, 47 Capital Ave, Williston Park, NY 11596 to membership and removing Xie L. Zha 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

August 8, 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: Move to adjourn?

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?

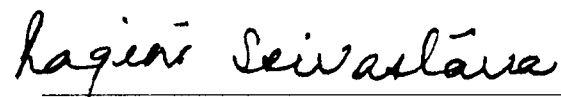
COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

CLERK SRIVASTAVA: Thank you, and good night.

(WHEREUPON, the meeting was concluded at 11:35 p.m.)



Town Clerk