

Town Board Meeting –August 13, 2024

Item

Page #

<p><u>PUBLIC HEARINGS:</u></p> <p>1. A PUBLIC HEARING TO CONSIDER THE APPLICATION OF CRAIG PADOVER FOR AN APPEAL FROM A DISAPPROVAL BY THE COMMISSIONER OF BUILDING SAFETY, INSPECTION AND ENFORCEMENT OF A STRUCTURE (DOCK) APPLICATION PURSUANT TO CHAPTER 42 OF THE TOWN CODE FOR THE PROPERTY LOCATED AT 385 BRYANT AVENUE, ROSLYN, NEW YORK 11576 AND IDENTIFIED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 20, BLOCK A, LOT 72.</p>	<p>3</p>
<p>2. A PUBLIC HEARING TO CONSIDER THE APPLICATION OF MICHAEL VASINKEVICH FOR AN APPEAL FROM A DISAPPROVAL BY THE COMMISSIONER OF BUILDING SAFETY, INSPECTION AND ENFORCEMENT OF A STRUCTURE (DOCK) APPLICATION PURSUANT TO CHAPTER 42 OF THE TOWN CODE FOR THE PROPERTY LOCATED AT 10A DOCK LANE, KINGS POINT, NEW YORK 11024 AND IDENTIFIED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 1, BLOCK 196, LOT 35.</p>	<p>8</p>
<p>3. A PUBLIC HEARING TO CONSIDER THE APPLICATION OF MANHASSET BAY ESTATES ASSOCIATION FOR A STRUCTURE (DOCK) PERMIT PURSUANT TO CHAPTER 42 OF THE TOWN CODE FOR THE PROPERTY LOCATED AT 39 N PLANDOME ROAD, PORT WASHINGTON, NEW YORK 11050 AND IDENTIFIED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 5, BLOCK 78, LOT 28.</p>	<p>14</p>
<p>4. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 70 OF THE TOWN CODE ENTITLED "ZONING."</p>	<p>19</p>
<p>5. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 70 OF THE TOWN CODE ENTITLED "ZONING."</p>	<p>31</p>
<p>6. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW ESTABLISHING CHAPTER 76 OF THE TOWN CODE ENTITLED</p>	<p>37</p>

Town Board Meeting –August 13, 2024

Item

Page #

<p>"TEMPORARY MORATORIUM ON BATTERY ENERGY STORAGE SYSTEMS FACILITIES."</p>	
<p>7. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF ORDINANCES AFFECTING MOORE STREET AND TALBOT STREET IN NEW HYDE PARK, NEW YORK.</p>	<p>74</p>
<p>8. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF ORDINANCES AFFECTING NORTH 2ND STREET, NORTH 3RD STREET, WHITE AVENUE AND CLAUSEN PLACE IN NEW HYDE PARK, NEW YORK.</p>	<p>79</p>
<p>9. A RESOLUTION AND ORDER AFTER PUBLIC HEARING HELD ON AUGUST 13, 2024, FOR THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE PORT WASHINGTON WATER DISTRICT, PURSUANT TO SECTION 202-B OF THE TOWN LAW.</p>	<p>83</p>
<p>10. A BOND RESOLUTION OF THE TOWN OF NORTH HEMPSTEAD, NEW YORK, ADOPTED AUGUST 13, 2024, APPROPRIATING \$60,060,700 FOR THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE PORT WASHINGTON WATER DISTRICT, IN SAID TOWN, AND AUTHORIZING THE ISSUANCE OF \$60,060,700 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION.</p>	<p>89</p>
<p><u>RESOLUTIONS:</u></p> <p>11. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 57 OF THE TOWN CODE ENTITLED "TOWN FACILITIES."</p>	<p>90</p>
<p>12. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 70 OF THE TOWN CODE ENTITLED "ZONING."</p>	<p>101</p>
<p>13. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING STIRRUP LANE IN ROSLYN HEIGHTS, NEW YORK.</p>	<p>103</p>

Town Board Meeting –August 13, 2024

Item

Page #

14. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER APPROVAL OF TAX EXEMPT FINANCING FOR THE LEASE/PURCHASE OF NEW FIRE TRUCKS BY THE ALBERTSON HOOK & LADDER, ENGINE & HOSE COMPANY NO. 1, INC.	105
15. A RESOLUTION AUTHORIZING THE TOWN BOARD TO ACCEPT GIFTS TO THE TOWN PURSUANT TO TOWN LAW SECTION 64.	107
16. A RESOLUTION AUTHORIZING SUPPLEMENTAL BUDGET APPROPRIATIONS PURSUANT TO TOWN LAW SECTION 112.	109
17. A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR BROADWAY PARK IMPROVEMENTS, GARDEN CITY PARK, NY, DPW PROJECT NO. 23-10.	111
18. A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR SITE IMPROVEMENTS AT THE TOWN TRANSFER STATION (TNH306-2023).	114
19. A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR HVAC SERVICES (TNH037-2024).	115
20. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE NEW HYDE PARK-GARDEN CITY PARK UNION FREE SCHOOL DISTRICT FOR THE USE OF MICHAEL J TULLY PARK, NEW HYDE PARK.	117
21. A RESOLUTION AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT WITH THE BRYANT LIBRARY FOR THE PLACEMENT OF A STORYWALK AT GERRY POND PARK IN ROSLYN.	119
22. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH HILARY GROSSMAN, CPA FOR ACCOUNTING SERVICES.	121

Town Board Meeting –August 13, 2024

Item Page #

<p>23. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH MILBER MAKRIS PLOUSADIS & SEIDEN LLP FOR LEGAL SERVICES FOR THE OFFICE OF THE TOWN ATTORNEY.</p>	<p>123</p>
<p>24. A RESOLUTION AUTHORIZING THE TOWN TO ENTER INTO CERTAIN AGREEMENTS WITH VARIOUS NASSAU COUNTY AUXILIARY POLICE UNITS FOR PUBLIC SAFETY PURPOSES.</p>	<p>125</p>
<p>25. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH BURYING GROUND PRESERVATION GROUP, INC. FOR A HISTORIC PRESERVATION WORKSHOP AT MONTFORT CEMETERY IN PORT WASHINGTON.</p>	<p>127</p>
<p>26. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH DESIGNERS NORTH CARPET AND HOME INC. FOR THE INSTALLATION OF CARPET IN TOWN HALL, MANHASSET.</p>	<p>Strike</p>
<p>27. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH JP MORGAN CHASE, N.A. FOR LOCKBOX SERVICES FOR THE OFFICE OF THE RECEIVER OF TAXES.</p>	<p>129</p>
<p>28. A RESOLUTION AUTHORIZING THE USE OF AN AGREEMENT BETWEEN THE NEW YORK STATE OFFICE OF GENERAL SERVICES AND WEX BANK FOR FUEL CARD SERVICES.</p>	<p>131</p>
<p>29. A RESOLUTION AUTHORIZING THE USE OF AN AGREEMENT BETWEEN THE NEW YORK STATE OFFICE OF GENERAL SERVICES AND VARIOUS VENDORS FOR SCHOOL AND ART SUPPLIES.</p>	<p>133</p>
<p>30. A RESOLUTION AUTHORIZING THE USE OF AN AGREEMENT BETWEEN THE COUNTY OF SUFFOLK AND VARIOUS VENDORS FOR THE SHREDDING/DESTRUCTION/RECYCLING OF CONFIDENTIAL RECORDS.</p>	<p>135</p>
<p>31. A RESOLUTION AUTHORIZING THE USE OF AN AGREEMENT BETWEEN THE COUNTY OF SUFFOLK AND WATRAL BROTHERS,</p>	<p>137</p>

Town Board Meeting –August 13, 2024

Item

Page #

INC. FOR ENGINEERED WOOD FIBER SAFETY SURFACE FOR PLAYGROUNDS.	
32. A RESOLUTION AUTHORIZING AN AMENDMENT TO AN AGREEMENT WITH N&P ENGINEERING, ARCHITECTURE AND LAND SURVEYING PLLC FOR ENGINEERING SERVICES RELATED TO IMPROVING THE TOWN DOCK RESTROOMS, PORT WASHINGTON, NEW YORK, DPW PROJECT NO. 23-05.	139
33. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH THE PORT ANIMAL HOSPITAL LLC FOR VETERINARY SERVICES (TNH001-2022).	141
34. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH S & F SUPPLIES INC. FOR SPECIALTY SIGN MAKING MATERIALS.	143
35. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH AMERICAN RECREATIONAL PRODUCTS, INC. FOR THE INSTALLATION OF A SHADE STRUCTURE AT WHITNEY POND PARK.	145
36. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH STATEWIDE INSTALLATIONS INC. FOR THE REPAIR OF THE LIFT AT THE NORTHSIDE YARD.	147
37. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH HARBOR LINKS GOLF COURSE FOR THE TOWN'S 2024 SENIOR RECOGNITION LUNCHEON.	149
38. A RESOLUTION AUTHORIZING THE PURCHASE OF SOFTWARE MAINTENANCE AND TECHNICAL SUPPORT SERVICES FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS.	151

Town Board Meeting –August 13, 2024

Item

Page #

39. A RESOLUTION AUTHORIZING PAYMENT TO MULTIPLE VENDORS FOR THE PURCHASE OF POOL TABS.	153
40. A RESOLUTION ESTABLISHING NEW PROPERTY ADDRESSES OF 3 AND 7 CAPI LANE, PORT WASHINGTON, NEW YORK FOR THE PREMISES IDENTIFIED AS SECTION 5, BLOCK C, LOTS 468 AND 469 ON THE LAND AND TAX MAP OF THE COUNTY OF NASSAU.	155
41. A RESOLUTION ESTABLISHING A NEW PROPERTY ADDRESS OF 108 LINDEN STREET, ROSLYN HEIGHTS, NY 11577 FOR THE PREMISES IDENTIFIED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 7, BLOCK 68, LOT 20.	157
42. A RESOLUTION ESTABLISHING A NEW PROPERTY ADDRESS OF 7A ORCHARD STREET, PORT WASHINGTON, NEW YORK FOR THE PREMISES IDENTIFIED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 4, BLOCK 33, LOT 118.	159
43. A RESOLUTION AMENDING RESOLUTION NO. 178-2024, ADOPTED APRIL 2, 2024, AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH ARCHANGEL MICHAEL CHURCH TO OPERATE A FEAST AT NORTH HEMPSTEAD BEACH PARK, PORT WASHINGTON, NEW YORK.	161
44. A RESOLUTION AMENDING RESOLUTION NO. 372-2024, ADOPTED JULY 2, 2024, AUTHORIZING A DEBRIS CLEANUP EFFORT FOR MANHASSET BAY.	162
45. A RESOLUTION AUTHORIZING THE TOWN BOARD TO SUSPEND PARKING METERS FOR HOLIDAY SHOPPER PARKING FROM NOVEMBER 20, 2024 TO JANUARY 1, 2025, ON CERTAIN ROADS IN PORT WASHINGTON.	178
46. A RESOLUTION AUTHORIZING THE TOWN BOARD, ACTING AS THE BOARD OF COMMISSIONERS OF THE ALBERTSON FIRE DISTRICT, TO CALL A SPECIAL ELECTION TO DETERMINE IF THE LENGTH OF SERVICE AWARD PROGRAM SHALL BE AMENDED TO INCREASE THE MAXIMUM YEARS OF LOSAP ELIGIBILITY FOR ELIGIBLE MEMBERS.	163

Town Board Meeting –August 13, 2024

Item

Page #

<p>47. A RESOLUTION OF THE TOWN OF NORTH HEMPSTEAD, NASSAU COUNTY, NEW YORK, ADOPTED AUGUST 13, 2024, AUTHORIZING THE REDEMPTION OF A PORTION OF THE TOWN’S PUBLIC IMPROVEMENT SERIAL BONDS-2016 SERIES B (THE “PRIOR BONDS”); APPROPRIATING AN AMOUNT NOT TO EXCEED \$1,120,000.00 THEREFOR; DIRECTING THAT NOTICE OF SUCH REDEMPTION BE PROVIDED BY THE TOWN SUPERVISOR TO BONDHOLDERS OF THE PRIOR BONDS TO BE REDEEMED IN THE MANNER PRESCRIBED IN THE PRIOR BONDS AND MAKING CERTAIN OTHER DETERMINATIONS RELATIVE THERETO.</p>	<p>168</p>
<p>48. A RESOLUTION AUTHORIZING AND APPROVING THE PAYMENT OF CLAIMS AGAINST THE TOWN OF NORTH HEMPSTEAD AND AUTHORIZING AND DIRECTING THE COMPTROLLER OR DEPUTY COMPTROLLER TO PAY THE COSTS THEREOF.</p>	<p>172</p>
<p>49. 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>183</p>
<p>50. A RESOLUTION APPROVING THE ACTION OF THE FLOWER HILL HOSE COMPANY, NO. 1, PORT WASHINGTON, NEW YORK, IN ADDING BRYAN FLORES AND CHRISTOPHER MELENDREZ TO MEMBERSHIP..</p>	<p>174</p>
<p>51. A RESOLUTION APPROVING THE ACTION OF THE FIRE-MEDIC CO., NO. 1, PORT WASHINGTON, NEW YORK, IN ADDING CESAR COLLIER, CHRISTINE PAIGE FAULK, PATRICK FOYE, DAISY LABELLA, DILLON MARVIN, OLIVIA MAHER, SARAH ALVARDOTO MEMBERSHIP AND REMOVE REBECCA MICHAELS AND DYLAN LEFEBVRE FROM MEMBERSHIP.</p>	<p>175</p>
<p>52. A RESOLUTION APPROVING THE ACTION OF THE ALERT ENGINE, HOOK, LADDER AND HOSE CO. NO. 1 INC., GREAT NECK, NEW YORK, IN ADDING BENJAMIN FEINGOLD, JUSTIN SHARIF AND JONAHTAN SHARIF TO MEMBERSHIP.</p>	<p>176</p>

Town Board Meeting –August 13, 2024

Item

Page #

53. A RESOLUTION APPROVING THE ACTION OF THE PROTECTION ENGINE COMPANY 1, PORT WASHINGTON, NEW YORK IN ADDING DONALD BOYCE TO MEMBERSHIP.	177
---	-----

**TOWN OF NORTH HEMPSTEAD
TOWN BOARD PUBLIC HEARING
August 13, 2024 7:00 p.m.**

COUNCILMEMBERS PRESENT:

JENNIFER DESENA- Town Supervisor
EDWARD SCOTT- District 2 Councilman
DENNIS J. WALSH - District 3 Councilman
CHRISTINE LIU - District 4 Councilwoman
MARIANN DALIMONTE- District 6 Councilwoman

ALSO PRESENT:

RAGINI SRIVASTAVA - Town Clerk
NISHI SEHGAL - Deputy Town Clerk
ROBERT BOGLE, ESQ. - Deputy Town Attorney
NANCY SHAHVERDI- Planning Commissioner

SUPERVISOR DESENA: All right, good evening everybody. Welcome to our August 13th meeting, and if you'd please stand and place your right hand over your heart. Join me in the Pledge.

(WHEREUPON, the Pledge of Allegiance was recited.)

CLERK SRIVASTAVA: Good evening, everyone.

SUPERVISOR DESENA: I don't think your microphone is on. Okay, is that better?

CLERK SRIVASTAVA: Hello?

SUPERVISOR DESENA: Yes.

CLERK SRIVASTAVA: Yeah, yeah, thank you. Good evening everyone, Town of North Hempstead Town Board meeting, August 13th, 2024.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Present.

CLERK SRIVASTAVA: Councilman Scott?

COUNCILMAN SCOTT: Present.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Here.

CLERK SRIVASTAVA: Councilwoman Liu?

COUNCILWOMAN LIU: Here.

CLERK SRIVASTAVA: Councilman Adhami?

SUPERVISOR DESENA: I would like to announce to everybody that Councilman Adhami had a baby girl today, early this morning. So he is excused from Town Board duty tonight, and we wish his whole family the best.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Here.

COUNCILMAN WALSH: It was Councilman Adhami's wife who had the baby.

SUPERVISOR DESENA: Yeah, it was his wife who had the baby.

COUNCILMAN WALSH: We spoke to him, and everybody's doing just fine.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Here.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Here.

CLERK SRIVASTAVA: Thank you. We'll start with public comments, we'll have 30 minutes of public comments, and we request you all to please keep your comments up to three minutes. Thank you.

COUNCILMAN WALSH: You know —

SUPERVISOR DESENA: Oh, yeah.

COUNCILMAN WALSH: — before public comment I would just like to make a brief statement. I just came from a wake in Mineola, somebody who I know very well, Mike Ike is 46 years old, he passed away a few days ago, he was diagnosed with which took his life about the end of April, and he's been a firefighter in Mineola since he's 22 years old, he's now 46 years old, so this guy gave his entire adult life. He was always an active scotted up, going to fires and gave his all to the people of Mineola and the people of -- in general, and he was a delightful young man, and at my age, somebody 46 is very young. So I just wanted to remember a Mike Ike, Michael Ike from Mineola Company 3. Thank you.

SUPERVISOR DESENA: Thank you.

(WHEREUPON, there was 35 minutes of public comment.)

SUPERVISOR DESENA: Okay, Madam Town Clerk, we are past 30 minutes, so I'm going to suggest that we call our first Item on the agenda.

CLERK SRIVASTAVA: Sure.

SUPERVISOR DESENA: Thank you. No, but we -- our general policy is that we have 30 minutes for public comment, and then we start our business, and we'll just give a few people a minute to get out, and while I'm doing that, I would like to withdraw Item number 26 from the agenda, please.

CLERK SRIVASTAVA: Twenty-six, okay.

SUPERVISOR DESENA: And before we call the first Item I would like to introduce to everyone our new Planning Commissioner, Nancy Shahverdi, thank you for joining us. Stepping into the shoes of Michael Levine. Welcome to your first Board meeting.

CLERK SRIVASTAVA: Item number 1. A public hearing to consider the application of Craig Padover for an appeal from a disapproval by the Commissioner of Building Safety, Inspection and Enforcement of a structure, dock, application pursuant to Chapter 42 of the town code for the property located at 385 Bryant Avenue, Roslyn, New York 11576, and identified on the Nassau County Land and Tax Map as Section 20, Block A, Lot 72. Everybody can hear me; right?

SUPERVISOR DESENA: Good evening, we have an applicant?

MR. HALL: Yes.

SUPERVISOR DESENA: Thank you. Would you state your name?

MR. HALL: Good evening, Dan Hall, Land Use Ecological Services, I'm here with the owner, Mr. Craig Padover. This project is for a new proposed dock at 385 Bryant Avenue in Roslyn Harbor. The dock is proposed to consist of 4-by-41 foot stairs, 4-by-155 foot, plus or minus, catwalk 4 feet above the -- 4 feet above the wetlands, a 3-by-30 foot ramp and two 6-by-20 foot floats, and the dock structure is going to go straight out into the water, and we are before you tonight because the dock exceeds the length allowed by code 42-9A, Sub 2, which allows a dock to be 150 feet in length. This dock length is -- exceeds it by 64.1 feet, and the width -- the height of the dock also exceeds the length allowed by the town by 4 inches, and the reason is because the conditions at the site and the tidal range at the site. We have the approvals from the New York State DEC, the Army Corp. of Engineers and the New York State Department of State, and the length is required to reach adequate water depth, and for safe navigation, and the height of

the dock is over 4 inches because some of the agencies require the dock to be 4 foot above the wetlands to protect the environment and the community of the bay, and the owner is here with me, we'll be happy to answer any questions that the Board may have on this matter.

COUNCILWOMAN DALIMONTE: So the Waterfront Advisory Committee reviewed the dock application.

SUPERVISOR DESENA: Mariann, can you get closer to the mic?

COUNCILWOMAN DALIMONTE: Oh, I'm sorry. The Waterfront Advisory Committee reviewed the application and gave its blessing. So do you want to offer -- do you want me to?

COUNCILMAN SCOTT: No, I'll — I'll do it. Anybody else in the public that wants to comment on this from the area?

(WHEREUPON, there was no response.)

COUNCILMAN SCOTT: All right, I'd like to close the public hearing and offer the resolution and move for its adoption.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Scott?

COUNCILMAN SCOTT: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Liu?

COUNCILWOMAN LIU: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

CLERK SRIVASTAVA: Thank you.

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

RESOLUTION NO. 375 - 2024

A PUBLIC HEARING TO CONSIDER THE APPLICATION OF CRAIG PADOVER FOR AN APPEAL FROM A DISAPPROVAL BY THE COMMISSIONER OF BUILDING SAFETY, INSPECTION AND ENFORCEMENT OF A STRUCTURE (DOCK) APPLICATION PURSUANT TO CHAPTER 42 OF THE TOWN CODE FOR THE PROPERTY LOCATED AT 385 BRYANT AVENUE, ROSLYN, NEW YORK 11576 AND IDENTIFIED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 20, BLOCK A, LOT 72.

WHEREAS, Craig Padover (the "Applicant") residing at 385 Bryant Avenue, Roslyn, New York 11576, identified on the Nassau County Land and Tax Map as Section 20, Block A, Lot 72 (the "Premises"), has applied to the Town Clerk (the "Town Clerk") of the Town of North Hempstead (the "Town") for a permit under Chapter 42 of the Code of the Town of North Hempstead (the "Town Code") for the construction of a 154.8 foot pier with a 30 foot ramp and two (2) 20 foot floats for a total length of 214.1 feet (the "Application" or "Action"); and

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

WHEREAS, by determination dated March 13, 2024, the Deputy Building Commissioner disapproved the Application, based upon its inconsistency with (i) Town Code §42-9A(2), which restricts structures (inclusive of the steps, catwalk, ramp and float) from projecting into the waterway the lesser of the distance required to reach navigable water depth, or a length exceeding 150 feet, and (ii) §42-9B(2)(b), which requires the height of a structure to be a minimum of three feet and a maximum of eight feet above the mean high water as defined by the Datum Plane (the "Determination"); and

WHEREAS, the Town Clerk notified the Applicant of the Determination by letter dated March 15, 2024; and

WHEREAS, the Applicant, by and through its consultant, Land Use Ecological Services, Inc., timely filed a notice of appeal seeking review of the Determination by the Board under Town Code §42-11 (the "Appeal"); and

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

WHEREAS, the Town Clerk referred the Appeal to the Commissioner of Planning and Environmental Protection (the "Planning Commissioner"), the Department of Public Safety/Bay Constable (the "Department"), the Town's Waterfront Advisory Commission (the WAC") and the Building Commissioner pursuant to Town Code § 42-11(C); and

WHEREAS, at its meeting on May 20, 2024, the Town of North Hempstead Waterfront Advisory Commission (the “Commission”), having heard the recommendations of the Town’s Chief Bay Constable, recommended that the Application be conditionally approved pending reaffirmation by the New York State Department of Environmental Conservation of its approval for construction of the dock in a tidal wetland area; and

WHEREAS, pursuant to Resolution No. 330-2024, duly adopted by the Town Board on July 2, 2024, a public hearing (the “Public Hearing”) on the Appeal was scheduled for August 13, 2024 before this Board; and

WHEREAS, the Applicant, in the manner required by Town Code § 42-11, has furnished proof of service of notice of the Public Hearing to the affected property owners within a 500-foot radius of the Premises, and filed an affidavit as to the mailing of such notices as required thereunder; and

WHEREAS, it is required that a “lead agency” be established to review the Action pursuant to the rules and regulations for the 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 (the “SEQRA Regulations”); and

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

WHEREAS, the Board has reviewed the determination of the Planning Department, and the Negative Declaration indicating that the Action constitutes an “unlisted action” pursuant to Section 617.2(al) of the SEQRA Regulations which will not result in any significant adverse impacts on the environment based upon the analysis set forth in the Short Form Environmental Assessment Form (the “SEAF”) Parts 1 and 2 (the “Determinations and Negative Declaration”) for the reasons stated in the SEAF; and

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

WHEREAS, having received the Determination and the Appeal, having heard testimony on the Appeal at the public hearing held on August 13, 2024 and having received the Commission’s recommendation that the Application be conditionally approved, the Board wishes to render a determination on the Appeal; and

WHEREAS, the Town recommends that the Application be approved conditioned on the reaffirmation by the New York State Department of Environmental Conservation of its approval for construction of the dock in a tidal wetland area (the “Condition”); and

WHEREAS, in rendering a determination on the Appeal Town Code §42-11(H) provides that where the record shall indicate to the satisfaction of the Town Board that strict application of the provisions of the chapter is not necessary to maintain safe navigability of the waterway or to prevent undue interference with the right of the public to use the waterfront or the littoral rights of adjacent waterfront property owners, taking into account the shape and contour of the waterway and topography of the vicinity, and if the record further indicates that the proposed development conforms to all other local, state and federal regulations relating thereto, then the Town Board may vary or modify the application of such provisions so that the spirit of this chapter shall be observed.

NOW, THEREFORE, BE IT

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

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

RESOLVED that the Appeal be and hereby is granted subject to the Condition and the Determination is hereby reversed; and be it further

RESOLVED that the Building Commissioner shall forward to the Town Clerk a copy of final plans stamped and approved by the Town Board and Building Department; and be it further

RESOLVED that the Town Clerk be and is hereby authorized and directed to issue the appropriate permit consistent with this Resolution subject to the Condition and in accordance with §42-11(I) of the Town Code.

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

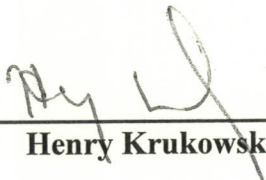
Absent: Councilperson Adhami.

cc: Town Attorney Planning Town Clerk Buildings

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

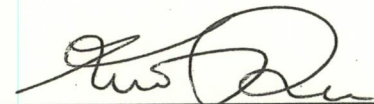
Henry Krukowski, being duly sworn, deposes and says that on the ^{30th} day of July, 2024, he posted the attached Notice of Hearing to consider an appeal by the owner of 385 Bryant Avenue, Roslyn, New York 115760, identified on the Nassau County Land and Tax Map as Section 20, Block A, Lot 72, from a decision of the Commissioner of Building Safety, Inspection and Enforcement that disapproved an application for a structure permit under Chapter 42 of the Town Code of the Town of North Hempstead for the construction of a 154.8 foot pier with a 30 foot ramp and two (2) 20 foot floats for a total length of 214.1 feet, at the following locations:

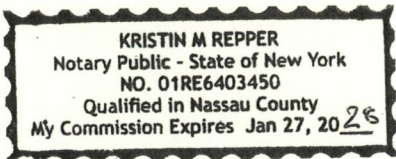
- Town Clerk Bulletin Board
- Roslyn Heights Post Office
- In front of 385 Bryant Ave
- Bryant Ave, 200 feet south of Glenwood Rd


Henry Krukowski

Sworn to me this

31st day of July, 2024


Notary Public



The Roslyn News
132 East Second Street
Mineola, NY, 11501
Phone: 5167478282 Fax: 5167426376



Affidavit of Publication

To: Town Of North Hempstead - Town Clerk -
200 Plandome Rd
Manhasset, NY, 11030

Re: Legal Notice 955189,
State of NY }
 } SS:
County of Nassau }

The undersigned is the authorized designee of Victoria Schneeps-Yunis/Publisher of The Roslyn News, a Weekly newspaper published in Mineola, NY. A notice was published in said newspaper once in each Day for 1 consecutive Days, commencing on 08/01/2024 and ending 08/01/2024. The text of the notice as published in said newspaper is as set forth below, or in the annexed exhibit. This newspaper has been designated by the Clerk of Nassau County for this purpose.

Sworn to me on this 9th day of August 2024

By

A handwritten signature in black ink, appearing to read 'Ralph D'Onofrio', written over a horizontal line.

Ralph D'Onofrio

Authorized Designee of the
Publisher

A handwritten signature in black ink, appearing to read 'Shari M. Egnasko', written over a horizontal line.

Shari M. Egnasko

Notary Public, State of NY
No. 01EG6119807
Qualified in Nassau County
My commission expires on
December 6, 2024

**LEGAL NOTICE
NOTICE OF HEARING
PLEASE TAKE**

NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead on August 13, 2024 at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, to consider an appeal by the owner of 385 Bryant Avenue, Roslyn, New York 115760, identified on the Nassau County Land and Tax Map as Section 20, Block A, Lot 72, from a decision of the Commissioner of Building Safety, Inspection and Enforcement that disapproved an application for a structure permit under Chapter 42 of the Town Code of the Town of North Hempstead for the construction of a 154.8 foot pier with a 30 foot ramp and two (2) 20 foot floats for a total length of 214.1 feet.

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

Dated: Manhasset, New York

July 2, 2024

**BY ORDER OF THE
TOWN BOARD OF
THE TOWN OF
NORTH HEMPSTEAD
RAGINI SRIVASTAVA
TOWN CLERK
8-1-24 IT# 955189 ROS**

MR. HALL: I'm here for the next one, as well.

SUPERVISOR DESENA: Oh.

MR. HALL: Sorry.

SUPERVISOR DESENA: I'm thinking that's it, okay.

CLERK SRIVASTAVA: Item number 2 . A public hearing to consider the application of Michael Vasinkevich for an appeal for a disapproval by the Commissioner of Building Safety, Inspection and Enforcement of a structure, dock, application pursuant to Chapter 42 of the town code for the property located at 10A Dock Lane, Kings Point, New York, and identified on the Nassau County Land and Tax Map as Section 1, Block 105, Lot 35.

COUNCILMAN WALSH: 196.

SUPERVISOR DESENA: Right.

COUNCILWOMAN DALIMONTE: So again, this exceeds — the Waterfront Advisory Committee looked at this. The dock exceeds over 150 feet in length, the proposed at 383 feet. Most of the dock application is for in kind replacements; correct?

MR. HALL: The whole entire thing is, yes.

COUNCILWOMAN DALIMONTE: Yeah, that's — so I — do you have anything to add to that? That's all I really have.

MR. HALL: No, that's the basis of the it. It's existed at the site for over 25 years as it is now. We have the DEC, Army Corps, Department of State approvals.

COUNCILWOMAN DALIMONTE: And I know this is in Councilman David Adhami ' s district. He was at the Waterfront Advisory Committee when this was reviewed and discussed. So if you have nothing to add, I just -- is there anyone else wishing to be heard on this matter? No?

COUNCILMAN TROIANO: Can I just ask you, you're here in capacity as counsel or architect?

MR. HALL: I'm the agent for the applicant. Dan Hall, Land Use Ecological Services.

COUNCILWOMAN DALIMONTE: So with that, 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 Scott?

COUNCILMAN SCOTT: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Liu?

COUNCILWOMAN LIU: 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. 376 - 2024

A PUBLIC HEARING TO CONSIDER THE APPLICATION OF MICHAEL VASINKEVICH FOR AN APPEAL FROM A DISAPPROVAL BY THE COMMISSIONER OF BUILDING SAFETY, INSPECTION AND ENFORCEMENT OF A STRUCTURE (DOCK) APPLICATION PURSUANT TO CHAPTER 42 OF THE TOWN CODE FOR THE PROPERTY LOCATED AT 10A DOCK LANE, KINGS POINT, NEW YORK 11024 AND IDENTIFIED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 1, BLOCK 196, LOT 35.

WHEREAS, Michael Vasinkevich (the "Applicant") residing at 10A Dock Lane, Kings Point, New York 11024, identified on the Nassau County Land and Tax Map as Section 1, Block 196, Lot 35 (the "Premises"), has applied to the Town Clerk (the "Town Clerk") of the Town of North Hempstead (the "Town") for a permit under Chapter 42 of the Code of the Town of North Hempstead (the "Town Code") for the reconstruction of a ten (10) foot wide floating dock with a deck and dock frame elevated above the mean high water datum, a gazebo roof, dock, davit and float that are too wide, and a gazebo that extends too far above the mean high water, all of which will project three hundred and eighty-three (383) feet into the waterway, which has jetties on each side of the proposed structure preventing consistent clear passage underneath the proposed dock with no alternative access route and no alternative travel routes on the shoreline or around the structure (the "Application" or "Action"); and

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

WHEREAS, on April 30, 2024, the Building Commissioner disapproved the Application based upon its inconsistency with (i) Town Code §42-9A(2), which restricts structures inclusive of the entire dock structure, pier, gazebo, davit, ramp, and floats from projecting into the waterway the lesser of the distance required to reach navigable water depth, or a length exceeding 150 feet; (ii) Town Code §42-9B(2)(a), which requires that all fixed docks shall provide an avenue for clear passage in the land area crossed by the dock during mean low tide; (iii) Town Code §42-9B(2)(b), which requires the height of a structure to be a minimum of three feet and a maximum of eight feet above the mean high water as defined by the Datum Plane; (iv) Town Code §42-9B(10), which limits the width of docks to a maximum of six feet, except for floats which are limited to a maximum width of eight feet for a residential structure; and (v) Town Code § 42-9B(14) which requires that all fixed structures protruding from the mean high water line to the mean low water line provide for an alternative route of access via the shoreline or around the structure (the "Determination"); and

WHEREAS, the Town Clerk notified the Applicant of the Determination by letter dated April 30, 2024; and

WHEREAS, the Applicant, by and through its consultant, Land Use Ecological Services, Inc., timely filed a notice of appeal seeking review of the Determination by the Board under Town Code §42-11 (the “Appeal”); and

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

WHEREAS, the Town Clerk referred the Appeal to the Commissioner of Planning and Environmental Protection (the “Planning Commissioner”), the Department of Public Safety/Bay Constable (the “Department”), the Town’s Waterfront Advisory Commission (the WAC”) and the Building Commissioner pursuant to Town Code § 42-11(C); and

WHEREAS, at a duly called meeting of the WAC on May 20, 2024, the Planning Department and the Bay Constable were heard in connection with the Application and the WAC recommended the Application be approved while noting that the Applicant was still responsible for curing violations noted by the Building Department; and

WHEREAS, pursuant to Resolution No. 331-2024, duly adopted by the Town Board on July 2, 2024, a public hearing (the “Public Hearing”) on the Appeal was scheduled for August 13, 2024 before this Board; and

WHEREAS, the Applicant, in the manner required by Town Code § 42-11, has furnished proof of service of notice of the Public Hearing to the affected property owners within a 500-foot radius of the Premises, and filed an affidavit as to the mailing of such notices as required thereunder; and

WHEREAS, it is required that a “lead agency” be established to review the Action pursuant to the rules and regulations for the 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 (the “SEQRA Regulations”); and

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

WHEREAS, the Board has reviewed the determination of the Planning Department, dated August 5, 2024, and the Negative Declaration indicating that the Action constitutes an “unlisted action” pursuant to Section 617.2(al) of the SEQRA Regulations which will not result in any significant adverse impacts on the environment based upon the analysis set forth in the Short Form Environmental Assessment Form (the “SEAF”) Parts 1 and 2 (the “Determinations and Negative Declaration”) for the reasons stated in the SEAF; and

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

WHEREAS, having received the Determination and the Appeal, having heard testimony on the Appeal at the public hearing held on August 13, 2024 and having received the Commission’s recommendation that the Application be conditionally approved, the Board wishes to render a determination on the Appeal; and

WHEREAS, the Town recommends that the Application be approved conditioned on the fact that the Applicant is still responsible for curing Town Code violations noted by the Department of Buildings (the “Condition”); and

WHEREAS, in rendering a determination on the Appeal Town Code §42-11(H) provides that where the record shall indicate to the satisfaction of the Town Board that strict application of the provisions of the chapter is not necessary to maintain safe navigability of the waterway or to prevent undue interference with the right of the public to use the waterfront or the littoral rights of adjacent waterfront property owners, taking into account the shape and contour of the waterway and topography of the vicinity, and if the record further indicates that the proposed development conforms to all other local, state and federal regulations relating thereto, then the Town Board may vary or modify the application of such provisions so that the spirit of this chapter shall be observed.

NOW, THEREFORE, BE IT

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

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

RESOLVED that the Appeal be and hereby is granted subject to the Condition and the Determination is hereby reversed; and be it further

RESOLVED that the Building Commissioner shall forward to the Town Clerk a copy of final plans stamped and approved by the Town Board and Building Department; and be it further

RESOLVED that the Town Clerk shall issue the appropriate permit consistent with this Resolution subject to the Condition and in accordance with §42-11(I) of the Town Code.

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Planning Town Clerk Buildings

STATE OF NEW YORK)

) SS. :

COUNTY OF NASSAU)

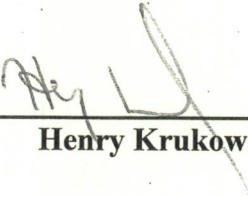
Henry Krukowski, being duly sworn, deposes and says that on the ^{30th} ~~30th~~ day of July, 2024, he posted the attached Notice of Hearing to consider an appeal by the owner of 10A Dock Lane, Kings Point, New York 11024, identified on the Nassau County Land and Tax Map as Section 1, Block 196, Lot 35, from a decision of the Commissioner of Building Safety, Inspection and Enforcement that disapproved an application for a structure permit under Chapter 42 of the Town Code of the Town of North Hempstead for the for the reconstruction of a ten (10) foot wide floating dock with a deck and dock frame elevated above the mean high water datum, a gazebo roof, dock, davit and float that are too wide, and a gazebo that extends too far above the mean high water, all of which will project three hundred and eighty-three (383) feet into the waterway, which has jetties on each side of the proposed structure preventing consistent clear passage underneath the proposed dock with no alternative access route and no alternative travel routes on the shoreline or around the structure, at the following locations:

Town Clerk Bulletin Board

Great Neck Post Office

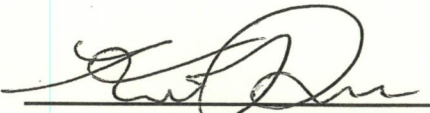
In front of 10A Dock Lane

Dock Lane & Kings Point Road


Henry Krukowski

Sworn to me this

31st day of July, 2024


Notary Public

KRISTIN M REPPER
Notary Public - State of New York
NO. 01RE6403450
Qualified in Nassau County
My Commission Expires Jan 27, 20²⁵

Great Neck Record
132 East Second Street
Mineola, NY, 11501
Phone: 5167478282 Fax: 5167426376



Affidavit of Publication

To: Town Of North Hempstead - Town Clerk -
200 Plandome Rd
Manhasset, NY, 11030

Re: Legal Notice 955191,
State of NY }
 } SS:
County of Nassau }

The undersigned is the authorized designee of Victoria Schneeps-Yunis/Publisher of Great Neck Record, a Weekly newspaper published in Mineola, NY. A notice was published in said newspaper once in each Day for 1 consecutive Days, commencing on 08/01/2024 and ending 08/01/2024. The text of the notice as published in said newspaper is as set forth below, or in the annexed exhibit. This newspaper has been designated by the Clerk of Nassau County for this purpose.

Sworn to me on this 9th day of August 2024

By

A handwritten signature in black ink, appearing to read 'Ralph D'Onofrio', written over a horizontal line.

Ralph D'Onofrio

Authorized Designee of the
Publisher

A handwritten signature in black ink, appearing to read 'Shari M. Egnasko', written over a horizontal line.

Shari M. Egnasko
Notary Public, State of NY
No. 01EG6119807
Qualified in Nassau County
My commission expires on
December 6, 2024

**LEGAL NOTICE
NOTICE OF HEARING
PLEASE TAKE**

NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead on August 13, 2024 at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, to consider an appeal by the owner of 10A Dock Lane, Kings Point, New York 11024, identified on the Nassau County Land and Tax Maps as Section 1, Block 196, Lot 35, from a decision of the Commissioner of Building Safety, Inspection and Enforcement that disapproved an application for a structure permit under Chapter 42 of the Town Code of the Town of North Hempstead for the reconstruction of a ten (10) foot wide floating dock with a deck and dock frame elevated above the mean high water datum,

a gazebo roof, dock, davit and float that are too wide, and a gazebo that extends too far above the mean high water, all of which will project three hundred and eighty-three (383) feet into the waterway, which has jetties on each side of the proposed structure preventing consistent clear passage underneath the proposed dock with no alternative access route and no

alternative travel routes on the shoreline or around the structure.

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

to be heard concerning this appeal at the public hearing.

Dated: Manhasset, New York

July 2, 2024

**BY ORDER OF THE
TOWN BOARD OF
THE TOWN OF
NORTH HEMPSTEAD
RAGINI SRIVASTAVA
TOWN CLERK
8-1-24 IT# 955191 GN**

CLERK SRIVASTAVA: Item number 3.

COUNCILWOMAN DALIMONTE: Are you here for Item number 3, too?

MR. HALL: Yes.

COUNCILWOMAN DALIMONTE: Manhasset Bay.

MR. HALL: Yes.

COUNCILWOMAN DALIMONTE: Okay.

CLERK SRIVASTAVA: Very good.

SUPERVISOR DESENA: Very efficient.

MR. HALL: I'm monopolizing the podium.

COUNCILWOMAN DALIMONTE: Just so you know, they were all reviewed the same night with the Waterfront Advisory Committee.

MR. HALL: Yes.

CLERK SRIVASTAVA: A public hearing to consider the application of Manhasset Bay Estates Association for a structure, dock, permit pursuant to Chapter 42 of the town code for the property located at 399 -- 39 North Plandome Road, Port Washington, New York, and identified on the Nassau County Land and Tax Map as Section 5, Block 78, Lot 28.

MR. HALL: Yes.

CLERK SRIVASTAVA: We have a card on this.

SUPERVISOR DESENA: Applicant, would you like to begin?

MR. HALL: Yes, it's an existing dock facility, they're doing some modifications to make it safer and better use for the Association. Because of that, they need a -- the length doesn't change, so they always had the length that they're at now previously, so that doesn't affect anything from the proposal. The width is changing because they're adding a float, a small float on the side for nonmotorized vessel use and kayak access for safety, and they also need a variance for the height, and that's for the same reason as the previous docks given the conditions at the site and the separation required. They also have DEC, Army Corps, Department of State approvals.

COUNCILWOMAN DALIMONTE: So I'd like to thank Mr. Darnell for coming.

CLERK SRIVASTAVA: We have cards on this Item.

COUNCILWOMAN DALIMONTE: Sorry.

CLERK SRIVASTAVA: Doug Castellano?

COUNCILWOMAN DALIMONTE: Well, are you done with your presentation?

MR. HALL: Yeah, that's fine.

COUNCILWOMAN DALIMONTE: Did Mr. Darnell want to say anything?

MR. DARNELL: Yeah, yeah, I have nothing to add, thank you.

MR. HALL: He's the —

MR. DARNELL: Yeah.

MR. HALL: That's the engineer.

CLERK SRIVASTAVA: Okay.

COUNCILMAN WALSH: Are we done?

SUPERVISOR DESENA: There's one more card?

CLERK SRIVASTAVA: We have one more card which is Steve —

COUNCILWOMAN DALIMONTE: Darnell.

MR. DARNELL: Steven Darnell, yes.

CLERK SRIVASTAVA: Yes, yes.

MR. DARNELL: Yes, I represent the Manhasset Bay Estates Association, the owner of the waterfront property with the dock, right.

SUPERVISOR DESENA: Welcome.

MR. DARNELL: Thank you.

COUNCILWOMAN DALIMONTE: So do we have any more cards?

CLERK SRIVASTAVA: We don't have any more cards, no.

COUNCILWOMAN DALIMONTE: Is there anyone wishing to speak on this?

(WHEREUPON, there was no response.)

COUNCILWOMAN DALIMONTE: So with that, 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 Scott?

COUNCILMAN SCOTT: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Liu?

COUNCILWOMAN LIU: 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. 377 - 2024

A PUBLIC HEARING TO CONSIDER THE APPLICATION OF MANHASSET BAY ESTATES ASSOCIATION FOR A STRUCTURE (DOCK) PERMIT PURSUANT TO CHAPTER 42 OF THE TOWN CODE FOR THE PROPERTY LOCATED AT 39 N PLANDOME ROAD, PORT WASHINGTON, NEW YORK 11050 AND IDENTIFIED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 5, BLOCK 78, LOT 28.

WHEREAS, Manhasset Bay Estates Association (the "Applicant"), 39 North Plandome Road, Port Washington, New York 11050, identified on the Nassau County Land and Tax Map as Section 5, Block 78, Lot 28 (the "Premises"), has applied to the Town Clerk (the "Town Clerk") of the Town of North Hempstead (the "Town") for a permit under Chapter 42-7(B) of the Code of the Town of North Hempstead (the "Town Code") to maintain a multifamily residential dock which extends a total of approximately 233 feet into the waterway, to construct a new 14 foot float next to an existing 20 foot float with a combined width of 34 feet, and to reconstruct a 14 foot wide gazebo on the existing dock/pier with a maximum peak height of 20.1 feet above mean high water (the "Application" or "Action"); and

WHEREAS, the Town Clerk referred the Application to the Commissioner of Building Safety, Inspection and Enforcement (the "Building Commissioner"), the Commissioner of Planning and Environmental Protection (the "Planning Commissioner") and the Department of Public Safety/Bay Constable (the "Department"), pursuant to Town Code § 42-7(B)(1); and

WHEREAS, by determination dated November 16, 2023, the Deputy Building Commissioner disapproved the Application, based upon its inconsistency with (i) Town Code §42-9A(2), which restricts the maximum extension of structures from projecting into the waterway to 150 feet; (ii) Town Code §42-9B(2)(b), which restricts structures in the waterway to a maximum of 8 feet high above mean high water; and (iii) Town Code §42-9B(10), which restricts the maximum width of docks, floats, or a combination thereof to 10 feet (the "Determination"); and

WHEREAS, at a duly called meeting of the Waterfront Advisory Commission (the "Commission") on May 20, 2024, the Planning Department and the Bay Constable recommended approval of the Application; and

WHEREAS, after considering the Application, the Determination, and the recommendations of the Planning Department and Bay Constable, the Commission recommended the Application be approved by the Town Board; and

WHEREAS, following the receipt of all necessary recommendations, the Town Clerk, pursuant to and in accordance with Town Code § 42-11, has published notice of a public hearing scheduled for August 13, 2024 (the "Public Hearing"), as authorized and directed by

the Town Board pursuant to Resolution No. 332-2024, adopted on July 2, 2024, to consider the Application; and

WHEREAS, the Applicant, in the manner required by Town Code § 42-11, has furnished proof of service of notice of the Public Hearing to the affected property owners within a 500-foot radius of the Premises, and filed an affidavit as to the mailing of such notices as required thereunder; and

WHEREAS, it is required that a “lead agency” be established to review the Action pursuant to the rules and regulations for the 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 (the “SEQRA Regulations”); and

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

WHEREAS, the Board has reviewed the determination of the Planning Department, and the Negative Declaration indicating that the Action constitutes an “unlisted action” pursuant to Section 617.2(al) of the SEQRA Regulations which will not result in any significant adverse impacts on the environment based upon the analysis set forth in the Short Form Environmental Assessment Form (the “SEAF”) Parts 1 and 2 (the “Determinations and Negative Declaration”) for the reasons stated in the SEAF; and

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

WHEREAS, having reviewed the Application, Determination, SEAF and the recommendations, and having heard testimony at the public hearing held on August 13, 2024, the Board wishes to render a decision on the Application,

NOW, THEREFORE, BE IT

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

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

RESOLVED that the Application be and hereby is approved; and be it further

RESOLVED that the Building Commissioner shall forward to the Town Clerk a copy of final plans stamped and approved by the Town Board and Building Department; and be it further

RESOLVED that the Town Clerk be and is hereby authorized and directed to issue the appropriate permit upon proof submitted by the Applicant of the issuance of any required permits, and to take such other action as may be necessary to effectuate the foregoing.

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes:

Nays:

cc: Town Attorney Planning Town Clerk Buildings

Port Washington News
132 East Second Street
Mineola, NY, 11501
Phone: 5167478282 Fax: 5167426376



Affidavit of Publication

To: Town Of North Hempstead - Town Clerk -
200 Plandome Rd
Manhasset, NY, 11030

Re: Legal Notice 955193,
State of NY }
 } SS:
County of Nassau }

The undersigned is the authorized designee of Victoria Schneeps-Yunis/Publisher of Port Washington News, a Weekly newspaper published in Mineola, NY. A notice was published in said newspaper once in each Day for 1 consecutive Days, commencing on 08/01/2024 and ending 08/01/2024. The text of the notice as published in said newspaper is as set forth below, or in the annexed exhibit. This newspaper has been designated by the Clerk of Nassau County for this purpose.

Sworn to me on this 9th day of August 2024

By

A handwritten signature in black ink, appearing to read 'Ralph D'Onofrio', written over a horizontal line.

Ralph D'Onofrio

Authorized Designee of the
Publisher

A handwritten signature in black ink, appearing to read 'Shari M. Egnasko', written over a horizontal line.

Shari M. Egnasko

Notary Public, State of NY
No. 01EG6119807
Qualified in Nassau County
My commission expires on
December 6, 2024

**LEGAL NOTICE
NOTICE OF HEARING
PLEASE TAKE**

NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead on August 13, 2024 at 7:00 P.M. in the Town Board Meeting Room at Town Hall, 220 Plandome Road, Manhasset, New York, to consider an application by Manhasset Bay Estates Association, 39 North Plandome Road, Port Washington, New York 11050, identified on the Nassau County Land and Tax Map as Section 5, Block 78, Lot 28, for a structure permit under Chapter 42-7(B) of the Town Code of the Town of North Hempstead to maintain a multifamily residential dock which extends a total of approximately 233 feet into the waterway, to construct a new 14 foot float next to an existing 20 foot float with a combined width of 34 feet, and to reconstruct a 14 foot wide gazebo on the existing dock/pier with a maximum peak height of 20.1 feet above mean high water.

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

Dated: Manhasset, New York

July 2, 2024

**BY ORDER OF THE
TOWN BOARD OF
THE TOWN OF
NORTH HEMPSTEAD
RAGINI SRIVASTAVA
TOWN CLERK
8-1-24 IT# 955193 PORT**

CLERK SRIVASTAVA: Item number 4. A public hearing --

MR. HALL: Thank you, have a good evening.

SUPERVISOR DESENA: Good job.

COUNCILWOMAN DALIMONTE: That was easy, the same --

CLERK SRIVASTAVA: A public hearing to consider the adoption of a local law amending Chapter 70 of the town code entitled Zoning.

COUNCILWOMAN LIU: Is there anyone wishing to be heard on this Item?

CLERK SRIVASTAVA: Kathleen? Kathleen?

COUNCILMAN WALSH: Number 4?

SUPERVISOR DESENA: Yeah, number four.

MS. LEVINE: Hi.

SUPERVISOR DESENA: Good evening, welcome.

MS. LEVINE: Hi, Kathleen Levine, president, University Gardens. First of all, I want to thank the Board, again, for that demolition of 380 Northern Boulevard, we are so happy. Thanks Christine for keeping in touch with me and John throughout the entire process. We are so happy. Thanks for this proposed resolution to the reduction to impact subdivisions. I must admit, a little hard to decipher. I'm not a lawyer, but as a former educator and administrator, I know that a missing word or even a missing comma can change the meaning of a sentence. So I'd like you to clarify two things that -- so that something like this three-way subdivision, which is really ruining our neighborhood in University Gardens, doesn't happen again. So if we're looking at Part A, number 4. Part A, it says that "no lot shall be established or created for the purpose of constructing a dwelling or other building unless it has a minimum lot width of 65 feet at the required front setback line or meets the average lot width as set forth in Section B herein. The minimum lot width shall be the greater of 65 feet or the average lot width. So, does this mean that whichever is greater, 65 feet or the average lot width? So if we have an average lot width of 80 feet or 100 feet, it means that, greater, that average lot width or 65 feet. It just needs to be clarified so that something like this subdivision that we are going through now doesn't happen again.

SUPERVISOR DESENA: Okay, I'd like to ask our Deputy Town Attorney to answer you.

MS. LEVINE: Hi.

MR. BOGLE: Yeah, how's it going? It is the greater of the two numbers, so --

MS. LEVINE: So it is the greater of the two numbers, so that if a house, the lot width is 85 feet, it has to be greater than that 85 feet.

MR. BOGLE: Correct.

MS. LEVINE: Not 65 feet.

MR. BOGLE: Correct.

MS. LEVINE: Great, okay, University Gardens residents should be happy.

AUDIENCE MEMBER: Yes.

MS. LEVINE: Okay, and Part B, I'm not sure but does this apply to newly created and existing lots?

MR. BOGLE: So Part B applies to all lots not just newly created lots. I will say that if a lot is preexisting in a legal building lot, it still will be a legal building lot because we cannot retroactively, essentially, ban that legal building lot once it's already been approved. However --

MS. LEVINE: Fine.

MR. BOGLE: -- it will apply to all lots that are subject to the zoning code, correct.

MS. LEVINE: Okay, so new and existing.

MR. BOGLE: Correct.

MS. LEVINE: Okay, that's it.

CLERK SRIVASTAVA: Thank you.

MS. LEVINE: Thank you.

SUPERVISOR DESENA: Thank you.

CLERK SRIVASTAVA: We have another card on this. Steven Perlman?

MR. PERLMAN: Thank you, my question has been covered, so I'll waive the rest of my time. Thank you.

SUPERVISOR DESENA: Thank you.

COUNCILWOMAN LIU: Thank you.

CLERK SRIVASTAVA: Michael Rabinowitz? Michael?

MR. RABINOWITZ: Hi, just good evening, again.

SUPERVISOR DESENA: Good evening.

MR. RABINOWITZ: Thanks for having me. Again, my question, too, about University Gardens has been resolved, so thank you very much. Appreciate it.

COUNCILWOMAN LIU: Okay, thank you.

SUPERVISOR DESENA: Thank you for coming.

CLERK SRIVASTAVA: We don't have additional cards on this Item.

COUNCILWOMAN LIU: Okay, and I'd like to close the public hearing and offer the resolution and move for its adoption.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Scott?

COUNCILMAN SCOTT: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Yes.

CLERK SRIVASTAVA: Councilwoman Liu?

COUNCILWOMAN LIU: I'd just like to thank the residents of University Gardens for coming out a couple of, probably two or three Town Board meetings ago to voice your concerns for the community, and because of that, the town took -- the Town Board took notice of your concerns, and we addressed them as soon as we could, and legislation was drafted pretty immediately if you can see how town government usually works. So we're very thankful, and I'm also thankful for you for coming out today to try to clarify some things in the interim and that there are no misunderstandings of this proposed legislation. Thank you Deputy Town Attorney for filling in today as the drafter of this legislation is away on leave, and but we are in good hands today, so thank you, and I vote aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: So I would like to say, I watched you from when your residents came up here, and you -- and they said that they wanted it fixed, and you went full force and you fixed it. So I just want to congratulate you on passing this legislation.

COUNCILWOMAN LIU: Thank you, thank you.

COUNCILWOMAN DALIMONTE: 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. 378 - 2024

A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 70 OF THE TOWN CODE ENTITLED "ZONING."

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

WHEREAS, a proposed Local Law has been prepared, pursuant to enabling legislation, to amend Chapter 70 of the Town Code entitled "Zoning" in order to establish new lot width requirements for the creation of new lots in residential zones; and

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

WHEREAS, due notice was heretofore given of a public hearing to be held on August 13, 2024, 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, pursuant to General Municipal Law § 239-m, the Nassau County Planning Commission (the "Commission") was furnished with a copy of the proposed local law; and

WHEREAS, the Commission, by letter dated July 30, 2024, has recommended that the Town take action as deemed appropriate; and

WHEREAS, the Town Board has carefully considered the proposed Local Law during the seven-day period, conducted a public hearing on August 13, 2024, with respect to the Local Law, and has afforded all interested persons an opportunity to be heard at the public hearing; and

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

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

WHEREAS, the Board has reviewed the determination of the Planning Department and the Negative Declaration indicating that the action constitutes an “Unlisted Action” pursuant to Section 617.2(al) of the SEQRA Regulations which will not result in any significant adverse impacts on the environment based upon the analysis set forth in the Short Environmental Assessment Form (the “SEAF”) Parts 1, 2, and 3 (the “Determinations and Negative Declaration”) for the reasons stated in the SEAF; and

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

WHEREAS, this Board deems it in the public interest to adopt the proposed Local Law, to be effective immediately upon filing with the Secretary of State of the State of New York (the “Secretary of State”).

NOW, THEREFORE, BE IT

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

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

RESOLVED that this Board hereby authorizes the Planning Department to prepare, file and distribute such documents as may be required pursuant to Section 617.2 of the SEQRA Regulations to effectuate the foregoing determinations and findings made pursuant to the SEQRA Regulations; and be it further

RESOLVED that Local Law No. of 2024 be and it hereby is adopted, which Local Law reads as follows:

**TOWN OF NORTH HEMPSTEAD
LOCAL LAW NO. 5 OF 2024**

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

Section 1. Legislative Intent.

The Board finds that it is in the best interest of the Town of North Hempstead to amend Chapter 70 of the Town Code entitled Zoning in order to reduce the impact of subdivisions in established neighborhoods by requiring that new homes to meet the greater of the minimum lot width for the residential zone or the average lot width of surrounding homes in a neighborhood.

Section 2.

Article II (Residence AAA District (R-AAA)) of Chapter 70 of the Town Code is hereby amended as follows:

§ 70-7.1 Lot width.

[Added 1-3-2006 by L.L. No. 1-2006; amended 8-5-2021 by L.L. No. 16-2021]

- A. No **lot shall be established or created for the purpose of constructing a** dwelling or other building [~~shall be constructed on a lot~~] unless it has a minimum lot width of 125 feet at the required front setback line **or meets the average lot width as set forth in section B herein. The minimum lot width shall be the greater of 125 feet or the average lot width, but in no case shall the width of a lot be required to exceed 200 feet.** A minimum lot width of 40 feet shall be maintained at all points between the property line at the street and the front setback line.
- B. **The minimum lot width shall be the same as the average lot width of existing lots within 350 feet on each side of the subject lot within the same blockfront(s) and district. For lots within 350 feet of an intersection, the blockfront(s) shall be assumed to continue across the intersection, excluding the width of the intersection.**
- (1) **Where corner lots are located within 350 feet of the subject premises, only the primary front yard width shall be included in the average lot width calculation regardless of what street the primary front yard faces.**
- (2) **The widest and narrowest lot widths of lots within 350 feet of the subject premises shall be excluded from the average lot width calculation as set forth herein.**
- (3) **Any premises used for permitted non-residential uses shall be excluded from the average lot width calculation.**
- (4) **Where the proposed dwelling or other building will be constructed on a corner lot, the minimum lot width shall be calculated separately for each blockfront.**

Section 3.

Article III (Residence AA District (R-AA)) of Chapter 70 of the Town Code is hereby amended as follows:

§ 70-17.1 Lot width.

[Added 1-3-2006 by L.L. No. 1-2006; amended 8-5-2021 by L.L. No. 16-2021]

- A. No **lot shall be established or created for the purpose of constructing a** dwelling or other building ~~[shall be constructed on a lot]~~ unless it has a minimum lot width of 100 feet at the required front setback line **or meets the average lot width as set forth in section B herein. The minimum lot width shall be the greater of 100 feet or the average lot width, but in no case shall the width of a lot be required to exceed 115 feet.** A minimum lot width of 40 feet shall be maintained at all points between the property line at the street and the front setback line.
- B. **The minimum lot width shall be the same as the average lot width of existing lots within 300 feet on each side of the subject lot within the same blockfront(s) and district. For lots within 300 feet of an intersection, the blockfront(s) shall be assumed to continue across the intersection, excluding the width of the intersection.**
- (1) **Where corner lots are located within 300 feet of the subject premises, only the primary front yard width shall be included in the average lot width calculation regardless of what street the primary front yard faces.**
- (2) **The widest and narrowest lot widths of lots within 300 feet of the subject premises shall be excluded from the average lot width calculation as set forth herein.**
- (3) **Any premises used for permitted non-residential uses shall be excluded from the average lot width calculation.**
- (4) **Where the proposed dwelling or other building will be constructed on a corner lot, the minimum lot width shall be calculated separately for each blockfront.**

Section 4.

Article IV (Residence A District (R-A)) of Chapter 70 of the Town Code is hereby amended as follows:

§ 70-27.1 Lot width.

[Added 1-3-2006 by L.L. No. 1-2006; amended 8-5-2021 by L.L. No. 16-2021]

- A. No **lot shall be established or created for the purpose of constructing a dwelling or other building [shall be constructed on a lot] unless it has a minimum lot width of 65 feet at the required front setback line or meets the average lot width as set forth in section B herein. The minimum lot width shall be the greater of 65 feet or the average lot width, but in no case shall the width of a lot be required to exceed 100 feet.** A minimum lot width of 40 feet shall be maintained at all points between the property line at the street and the front setback line.
- B. **The minimum lot width shall be the same as the average lot width of existing lots within 200 feet on each side of the subject lot within the same blockfront(s) and district. For lots within 200 feet of an intersection, the blockfront(s) shall be assumed to continue across the intersection, excluding the width of the intersection.**
- (1) **Where corner lots are located within 200 feet of the subject premises, only the primary front yard width shall be included in the average lot width calculation regardless of what street the primary front yard faces.**
- (2) **The widest and narrowest lot widths of lots within 200 feet of the subject premises shall be excluded from the average lot width calculation as set forth herein.**
- (3) **Any premises used for permitted non-residential uses shall be excluded from the average lot width calculation.**
- (4) **Where the proposed dwelling or other building will be constructed on a corner lot, the minimum lot width shall be calculated separately for each blockfront.**

Section 5.

Article V (Residence B District (R-B)) of Chapter 70 of the Town Code is hereby amended as follows:

§ 70-37.1 Lot width.

[Added 1-3-2006 by L.L. No. 1-2006; amended 8-5-2021 by L.L. No. 16-2021]

- A. No **lot shall be established or created for the purpose of constructing a dwelling or other building [shall be constructed on a lot] unless it has a minimum lot width of 50 feet at the required front setback line or meets the average lot width as set forth in section B herein. The minimum lot width shall be the greater of 50 feet or the average lot width, but in no case shall the width of a lot be required to exceed 100 feet.** A minimum lot width of 40 feet shall be maintained at all points between the property line at the street and the front setback line.
- B. **The minimum lot width shall be the same as the average lot width of existing lots within 200 feet on each side of the subject lot within the same blockfront(s) and district. For lots within 200 feet of an intersection, the blockfront(s) shall be assumed to continue across the intersection, excluding the width of the intersection.**
- (1) **Where corner lots are located within 200 feet of the subject premises, only the primary front yard width shall be included in the average lot width calculation regardless of what street the primary front yard faces.**
- (2) **The widest and narrowest lot widths of lots within 200 feet of the subject premises shall be excluded from the average lot width calculation as set forth herein.**
- (3) **Any premises used for permitted non-residential uses shall be excluded from the average lot width calculation.**
- (4) **Where the proposed dwelling or other building will be constructed on a corner lot, the minimum lot width shall be calculated separately for each blockfront.**

Section 6.

Article VI (Residence C District (R-C)) of Chapter 70 of the Town Code is hereby amended as follows:

§ 70-47.1 Lot width.

[Added 1-3-2006 by L.L. No. 1-2006; amended 8-5-2021 by L.L. No. 16-2021]

A. No lot shall be established or created for the purpose of constructing a single-family dwelling ~~[shall be constructed on a lot]~~ unless it has a minimum lot width of 40 feet at the required front setback line **or meets the average lot width as set forth in section D herein. **The minimum lot width shall be the greater of 40 feet or the average lot width, but in no case shall the width of a lot be required to exceed 80 feet.** A minimum lot width of 35 feet shall be maintained at all points between the property line at the street and the front setback line.**

B. No lot shall be established or created for the purpose of constructing a two-family dwelling ~~[shall be constructed on a lot]~~ unless it has a minimum lot width of 80 feet at the required front setback line **or meets the average lot width as set forth in section D herein. **The minimum lot width shall be the greater of 80 feet or the average lot width, but in no case shall the width of a lot be required to exceed 160 feet.** A minimum lot width of 50 feet shall be maintained at all points between the property line at the street and the front setback line. **The provisions of this section B shall also apply to the proposed construction of a two-family dwelling on an established lot, regardless of whether or not such lot is presently improved with a single-family dwelling, two-family dwelling or other structure.****

C. No lot shall be established or created for the purpose of constructing a ~~[other]~~ main building permitted **pursuant to ~~[as set forth in]~~ § 70-44 and not used for residence purposes ~~[shall be constructed on a lot]~~ unless it has a minimum lot width of 50 feet **or meets the average lot width as set forth in section D herein.** **The minimum lot width shall be the greater of 50 feet or the average lot width, but in no case shall the width of a lot be required to exceed 160 feet.****

D. The minimum lot width shall be the same as the average lot width of existing lots within 200 feet on each side of the subject lot within the same blockfront(s) and district, or the minimum required in A, B, or C above as applicable, whichever is greater. For lots within 200 feet of an intersection, the blockfront(s) shall be assumed to continue across the intersection, excluding the width of the intersection.

(1) Where corner lots are located within 200 feet of the subject premises, only the primary front yard width shall be included in the average lot width calculation regardless of what street the primary front yard faces.

(2) The widest and narrowest lot widths of lots within 200 feet of the subject premises shall be excluded from the average lot width calculation as set forth herein.

(3) Any premises used for permitted non-residential uses shall be excluded from the average lot width calculation.

(4) Where the proposed dwelling or other building will be constructed on a corner lot, the minimum lot width shall be calculated separately for each blockfront.

(5) In determining average lot width, existing conforming lots containing two-family dwellings shall be counted as two single-family lots.

(6) For the purpose of constructing a two-family dwelling, the average lot width as calculated pursuant to this section shall be doubled.

Section 7.

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

and; be it further

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

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that pursuant to the provisions of Article 9 of the New York State Constitution, the Municipal Home Rule Law, and the Town Law, at a meeting of the Town Board duly held on August 13, 2024, Local Law No. 5 of 2024 was adopted. The Local Law amends Chapter 70 of the Town Code entitled "Zoning" in order to establish new lot width requirements for the creation of new lots in residential zones.

Dated: Manhasset, New York

August 13, 2024

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

Dated: Manhasset, New York

August 13, 2024

NEWSDAY AFFIDAVIT OF PUBLICATION

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

STATE OF NEW YORK)

Legal Notice No.

0021866900

:SS.:

COUNTY OF ERIE)

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

Wednesday

July 31, 2024

Nassau


By: 

Print Name: Samantha Robinson

Print Name:

Authorized Designee of Newsday LLC, Publisher of Newsday

SWORN to before me this
05 Day of August, 2024.


Notary Public

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

Ad Content

Legal Notice # 21866900
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 13th day of August, 2024, at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, to consider the adoption of a Local Law amending Chapter 70 of the Town Code entitled "Zoning" in order to establish new lot width requirements for the creation of new lots in residential zones.
PLEASE TAKE FURTHER NOTICE that all interested persons shall have an opportunity to be heard concerning the Local Law at the time and place advertised.
PLEASE TAKE FURTHER NOTICE that the full text of the proposed Local Law will be posted on the Town's website and be on file in the Office of the Town Clerk prior to the hearing and may be examined during regular business hours.
Dated: Manhasset, New York
June 4, 2024
BY ORDER OF THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD
RAGINI SRIVASTAVA
TOWN CLERK

NEWSDAY PROOF

Ad Number: 0021866900

Advertiser: TOWN OF NORTH HEMP TOWN CLERK

NEWSDAY AFFIDAVIT OF PUBLICATION

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

STATE OF NEW YORK)

Legal Notice No.

0021869638

: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 16, 2024

Nassau

By: 

Samantha Robinson

Print Name:

Authorized Designee of Newsday LLC, Publisher of Newsday

SWORN to before me this
16 Day of August, 2024.


Notary Public

Connor Wack
Notary Public - State of New York
No. 01WA0024608
Qualified in Erie County
Commission Expires 05/10/2028

Ad Content

Legal Notice # 21869638
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 13, 2024, Local Law No. 5 of 2024 was adopted. The Local Law amends Chapter 70 of the Town Code entitled "Zoning" in order to establish new lot width requirements for the creation of new lots in residential zones.
Dated: Manhasset, New York
August 13, 2024
BY ORDER OF THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD
RAGINI SRIVASTAVA
TOWN CLERK

NEWSDAY PROOF

Ad Number: 0021869638

Advertiser: TOWN OF NORTH HEMP TOWN CLERK

CLERK SRIVASTAVA: Thank you. Item number 5. A public hearing to consider the adoption of a local law amending Chapter 70 of the town code entitled Zoning.

SUPERVISOR DESENA: Okay, does anybody wish to be heard on Item 5?

(WHEREUPON, there was no response.)

SUPERVISOR DESENA: That's what we just said; right? Okay, all right, seeing no comments, I move to close the hearing and offer the resolution and move for its adoption.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Here — aye.

CLERK SRIVASTAVA: Councilman Scott?

COUNCILMAN SCOTT : Aye . Here eye you almost got me to say here .

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Yes.

CLERK SRIVASTAVA: Councilwoman Liu?

COUNCILWOMAN LIU: 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. 379 - 2024

A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 70 OF THE TOWN CODE ENTITLED "ZONING."

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

WHEREAS, a proposed Local Law has been prepared, pursuant to enabling legislation, to amend Chapter 70 of the Town Code entitled "Zoning" in order to establish an application process which will allow for the issuance of permits for temporary storage containers; and

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

WHEREAS, due notice was heretofore given of a public hearing to be held on August 13, 2024, 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, pursuant to General Municipal Law § 239-m, the Nassau County Planning Commission (the "Commission") was furnished with the text of the proposed Local Law and we await a response; and

WHEREAS, the Town Board has carefully considered the proposed Local Law during the seven-day period, conducted a public hearing on August 13, 2024, with respect to the Local Law, and has afforded all interested persons an opportunity to be heard at the public hearing; and

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

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

WHEREAS, the Board has reviewed the determination of the Planning Department and the Negative Declaration indicating that the action constitutes an "Unlisted Action" pursuant to Section 617.2(al) of the SEQRA Regulations which will not result in any significant adverse

impacts on the environment based upon the analysis set forth in the Short Environmental Assessment Form (the "SEAF") Parts 1, 2, and 3 (the "Determinations and Negative Declaration") for the reasons stated in the SEAF; and

WHEREAS, the Board wishes to conclude that the action constitutes an "Unlisted Action" pursuant to Section 617.2(al) of the SEQRA Regulations and that it will not result in any significant adverse impacts on the environment; and

WHEREAS, this Board deems it in the public interest to adopt the proposed Local Law, to be effective immediately upon filing with the Secretary of State of the State of New York (the "Secretary of State").

NOW, THEREFORE, BE IT

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

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

RESOLVED that this Board hereby authorizes the Planning Department to prepare, file and distribute such documents as may be required pursuant to Section 617.2 of the SEQRA Regulations to effectuate the foregoing determinations and findings made pursuant to the SEQRA Regulations; and be it further

RESOLVED that Local Law No. of 2024 be and it hereby is adopted, which Local Law reads as follows:

**TOWN OF NORTH HEMPSTEAD
LOCAL LAW NO. 6 OF 2024**

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

Section 1. Legislative Intent.

The Board finds that it is in the best interest of the Town of North Hempstead to amend Chapter 70 of the Town Code entitled Zoning in order to allow a permitting process for temporary storage containers intended for the mass disposal or relocation of household goods and personal property.

Section 2.

Article XXII (General Provisions) of Chapter 70 of the Town Code is hereby amended as follows:

§ 70-206.1. Temporary Storage Containers.

A. Definition. Any container larger than four feet in height by seven feet in width and four feet in depth located outdoors on a residential property, and which is used or intended to be used for the purpose of storing or keeping household goods and other personal property. The term "storage container" as used in this chapter shall not include a shed or garage.

B. Prohibition. No person or entity shall locate, or permit to be located, any storage container on any property in the Town without a permit as authorized by this chapter.

C. Permit required; regulations. Upon proper written application pursuant to this chapter, the Building Inspector may issue a permit for a storage container, subject to the conditions set forth in this chapter.

1. The form of such application shall be established by the Building Department.

2. Such application shall be accompanied by payment of a fee in an amount determined from time to time by resolution of the Town Board.

3. No more than one storage container shall be permitted on the property at any one time, and such storage container shall not occupy a ground area in excess of 120 square feet, nor be more than eight feet in height.

4. Any authorized storage container shall be set back not less than five feet from the side and rear property lines and from any structures on the property. A storage container located in the front yard shall be set back not less than 10 feet from the front property line.

5. In determining whether to grant a permit for a storage container, the Building Inspector shall consider the rights and interests of the owners and occupants of adjoining properties, to the end that such adjoining properties not be deprived of or unduly limited in light, air or reasonable use during the period of time that the storage container is on the property.

6. The duration of any permit for a storage container shall not exceed 30 days, except that, upon written application and payment of any additional fees, as may be from time to time established by the Town Board, the Building Inspector may extend the duration of such permit for an additional period of time, not to exceed up to an additional 60 days. Further extensions of time shall be at the discretion of the Commissioner of the Building Department with good cause shown.

7. Storage containers shall be removed from the property no later than the date of permit expiration.

8. In granting or extending any permit pursuant to this chapter, the Building Inspector may impose reasonable conditions where such conditions are determined to be necessary to protect the public's health, safety and general welfare.

9. Any permit issued pursuant to this chapter may be revoked by the Commissioner of the Building Department if, after due investigation, it is determined that the permit holder has violated any of the conditions of this chapter or of such permit, that the container is being maintained in an unsafe condition, or that the container is a nuisance. Written notice of such revocation shall be given either by personal delivery to the permit holder or the owner of the property on which the container is located, or by mailing such notice to such person or entity in a sealed postage paid envelope addressed to the permit holder or the property owner at the address indicated for such person or entity in the records of the Building Department.

10. Storage of hazardous combustible materials in storage containers is prohibited.

Section 3.

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

and; be it further

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

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that pursuant to the provisions of Article 9 of the New York State Constitution, the Municipal Home Rule Law, and the Town Law, at a meeting of the Town Board duly held on August 13, 2024, Local Law No. 6 of 2024 was adopted. The Local Law amends Chapter 70 of the Town Code entitled "Zoning" establish an application process which will allow for the issuance of permits for temporary storage containers.

Dated: Manhasset, New York

August 13, 2024

BY ORDER OF THE TOWN BOARD OF

**THE TOWN OF NORTH HEMPSTEAD
RAGINI SRIVASTAVA
TOWN CLERK**

Dated: Manhasset, New York

August 13, 2024

STATE OF NEW YORK)

) SS. :

COUNTY OF NASSAU)

Henry Krukowski, being duly sworn, deposes and says that on the ^{30th} day of July, 2024, he posted the attached Notice of Hearing to consider the adoption of a Local Law amending Chapter 70 of the Town Code entitled "Zoning" in order to allow for a permitting process for temporary storage containers intended for the mass disposal or relocation of household goods and personal property, 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

31st day of July, 2024


Notary Public

KRISTIN A REPPER
Notary Public - State of New York
NO. 01RE6403450
Qualified in Nassau County
My Commission Expires Jan 27, 2028

NEWSDAY AFFIDAVIT OF PUBLICATION

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

STATE OF NEW YORK)

Legal Notice No.

0021866914

:SS.:

COUNTY OF ERIE)

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

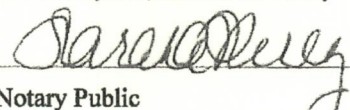
Wednesday July 31, 2024 Nassau

By: 

Print Name: Samantha Robinson

Authorized Designee of Newsday LLC, Publisher of Newsday

SWORN to before me this
05 Day of August, 2024.


Notary Public

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

Ad Content

Legal Notice # 21866914
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 13, 2024, at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, to consider the adoption of a Local Law amending Chapter 70 of the Town Code entitled "Zoning" in order to allow for a permitting process for temporary storage containers intended for the mass disposal or relocation of household goods and personal property.
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 2, 2024
BY ORDER OF THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD
RAGINI SRIVASTAVA
TOWN CLERK

NEWSDAY PROOF

Ad Number: 0021866914

Advertiser: TOWN OF NORTH HEMP TOWN CLERK

NEWSDAY AFFIDAVIT OF PUBLICATION

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

STATE OF NEW YORK)

Legal Notice No.

0021869640

: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 16, 2024

Nassau

By: 

Print Name: Samantha Robinson

Authorized Designee of Newsday LLC, Publisher of Newsday

SWORN to before me this
16 Day of August, 2024.


Notary Public

Connor Wack
Notary Public - State of New York
No. 01WA0024608
Qualified in Erie County
Commission Expires 05/10/2028

Ad Content

Legal Notice # 21869640
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 13, 2024, Local Law No. 6 of 2024 was adopted. The Local Law amends Chapter 70 of the Town Code entitled "Zoning" establish an application process which will allow for the issuance of permits for temporary storage containers.
Dated: Manhasset, New York August 13, 2024
BY ORDER OF THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD
RAGINI SRIVASTAVA
TOWN CLERK

NEWSDAY PROOF

Ad Number: 0021869640

Advertiser: TOWN OF NORTH HEMP TOWN CLERK

CLERK SRIVASTAVA: Item number 6. A public hearing to consider the adoption of a local law establishing Chapter 76 of the town code entitled Temporary Moratorium on Battery Energy and Storage Systems Facilities.

SUPERVISOR DESENA: Okay, do we have cards on this Item?

CLERK SRIVASTAVA: Yes. Vincent Del Gatto? Vincent Del Gatto? Thank you.

MR. DEL GATTO: Good evening again.

CLERK SRIVASTAVA: Can you please pronounce your name one more time?

MR. DEL GATTO: Yes, my name is Vincent Del Gatto.

CLERK SRIVASTAVA: Sorry, I guessed it.

MR. DEL GATTO: I'm a resident of East Williston. As an electrical engineer, I'm involved in some energy policy committees, and I realize that battery energy storage is important, but there's a lot of complex questions involved, and I was particularly concerned, and I guess my attention came about when I received an e-mail from Transition Town PW, and they made about five or six very nice claims that the battery system would be a great benefit and all these reasons that it should not have a moratorium. The reasons why I think it should have a moratorium is, a lot of those claims were a little bit, maybe --

COUNCILWOMAN DALIMONTE: Can you back up just a little?

MR. DEL GATTO: Sure, thank you. Is that better?

SUPERVISOR DESENA: Yes.

COUNCILWOMAN DALIMONTE: Thank you.

MR. DEL GATTO: Oh, good, I'm sorry. A little -- some of those claims are a little bit enthusiastic or maybe overstated, and I want to just run through a few, quickly. In regards to the way battery energy systems are done, it's not just sized in megawatts, but the duration of the power being stored and released, so it would be in megawatt hours. Just like your electric bill is not in kilowatts, but it's kilowatt hours. Roughly a one megawatt hour battery unit is 100 -- 1,000 square feet, and it's usually put into trailers. They usually take old refurbished tractor-trailers and build up these sites. They're not very pleasant to look at. As far as lower electric bills, well, the mandate in New York State is that all the renewable energy is consumed before the fossil fuel energy is turned on or used. So we already use the lowest priced energy first, the renewables. So we're not really replacing the lower -- we're not using any more of the lower priced energy, the renewables, because we have to generate that electricity for the charging the batteries, and what makes it even worse is, since we do use all the renewable energy or upstate, Niagara Falls, hydroelectric power or upstate nuclear power plants, don't always operate because there's a transmission congestion. So we have to turn on the fossil fuel plants downstate. So we actually are probably polluting more because at the moment things are kind of in transition, there's not enough of the system to provide all the operation simultaneously. So the idea is, it's not really going to be providing clean air, it's not going to be providing lower electric bills, even the resiliency, yeah, you could get the four hours of battery supply, but you know, in a storm, it's usually --

CLERK SRIVASTAVA: Thank you.

MR. DEL GATTO: -- four days for the outage.

CLERK SRIVASTAVA: Thank you.

MR. DEL GATTO: Thank you.

CLERK SRIVASTAVA: Mike Gaugueta?

SUPERVISOR DESENA: Thank you.

MR. GAUGUETA: Good evening.

SUPERVISOR DESENA: Good evening.

MR. GAUGUETA: My name is Mike Gaugueta, and tonight I'm speaking on behalf of the Long Island Progressive Coalition, a grassroots, community-based organization founded in 1979. I'm proud to be here today as a LIPC community organizer dedicated to promoting sustainable development, revitalizing local communities and enhancing human dignity. The team board and members of LIPC are confident that the town leadership is committed to a 100 percent clean and affordable energy future for our communities, and today we urge the Town Council to take important steps toward that commitment and vote no on the battery storage moratorium. Taking the lead on battery storage is a matter of community safety. We are currently held -- we are currently being held captive by our fossil fuel infrastructure, and Long Island is particularly vulnerable to the climate crisis. As heat waves, windstorm and flooding occur with more frequency, intensity and impact, we need resiliency in our power grid. Even outside of extreme and desperate situations, Long Island has for too long relied on polluting peaker plants to keep the power on during times of peak demand. In this moment now, with each summer being hotter than the -- hotter than the last, this arrangement is not only extremely damaging to our local climate and air quality, it is also wildly expensive and inefficient. Without alternatives to our energy infrastructure, the fossil fuel industry is all too happy to continue passing off costs to rate payers. Investing in better energy storage systems is incredibly important to our local economy and to our community's futures. We've spoken with fire safety specialists on the subject matter who have reported -- repeatedly assured us that the understanding of and procedures around battery energy storage have been improving year over year and that fire concerns should not preclude or outweigh the community benefits of battery energy storage systems. The safety concerns around batteries continue to be actively addressed by the New York State Fire Safety Working Group on battery storage, and New York State agencies stand at the ready to collaborate with local municipalities. The risks associated with battery storage are manageable and are no more of a safety concern than those associated with the energy infrastructure we already have in place. Indeed, the cost of our overreliance on the fossil fuel infrastructure are amorphous and exploitive. To be clear, risks around continued fossil fuel energy infrastructure are accumulating and high. The incorporation of battery storage is a critical step towards a 100 percent clean and electric energy future. I implore the Council to vote no on the moratorium for battery storage for the sake of progress and improvements and greater resiliency, cost savings and the long-term safety of our communities. Thank you.

CLERK SRIVASTAVA: Grant Newburger?

SUPERVISOR DESENA: Grant? Grant Newburger?

COUNCILWOMAN DALIMONTE: I thought he said he was going to send his comments into the comment --

SUPERVISOR DESENA: Oh, well the card is here, so —

COUNCILWOMAN DALIMONTE: I don't know.

SUPERVISOR DESENA: Okay, next?

CLERK SRIVASTAVA: Emily Andreuzzi? Emily?

AUDIENCE MEMBER: Kelly?

COUNCILWOMAN LIU: Emily?

CLERK SRIVASTAVA: Kelly, Kelly, sorry. Kelly Andreuzzi. Emily's next one.

MS. ANDREUZZI: Hello everyone, thank you for the opportunity to speak today. My name is Kelly Andreuzzi, and I'm a resident of New Hyde Park. I'm a young person, a resident and graduate of Adelphi University with a bachelor's degree in environmental science and a masters in environmental studies. I have come here today to speak on how battery energy storage systems can improve health, safety and the prosperity of our community. I speak from the point of view from environmental scientists, from a concerned, resident, a young person, an active community member and a concerned family member. Battery energy storage systems are a key in progressing our community past the use of expensive and polluting peaker plants. Old expensive gas fired peaker plants add surges of unnecessary air pollution that add to the air pollution that we already breathe. This excess air pollution is unhealthy for all Long Islanders, especially those from high risk groups such as those with respiratory conditions, young children and older residents. For me, personally, I worry about the health and safety of my own aging parents, my grandparents and my young nieces and nephews. It's also especially important in today's age that we support a clean and healthy environment. Disease and illness are a constant threat, and we must ensure that our vital resources do not aggravate or worsen respiratory conditions. Sound familiar? To reiterate, I support battery storage systems because I support the pursuit of clean air, clean energy, health and community wellness. Battery energy storage systems are also in alignment with the 2019 Climate Act with emission reduction targets throughout New York State. As a young person and many of my peers addressing climate change, and electrifying our grid is a key communal issue for both right now and for our future. Battery energy storage systems are a win-win. They're a key aspect of renewable infrastructure. They store excess electricity that can be used later during peak energy consumption hours. Batteries also create grid resiliency during grid disruptions that are all too familiar with our storms. Energy reliability is awfully important, personally. Last year, I served as an orientation leader during Adelphi University's Welcome Back Week. However, one night there was a critical grid disruption that resulted in the majority of our campus losing power. One resident, who had a mobility impairment and relied on elevators to access her dorm room was unable to get to her dorm room due to the elevator being nonfunctional. She could not access her critical seizure medication or her room where she was going to sleep that night. Luckily, our caring and united community was able to fetch her medication before disaster. However, this could have ended very differently. Local battery storage facilities can make our community safer and more resilient in everyday life and in critical situations. That's why I come here today to say no to the BESS moratorium, and yes to energy resilient communities, and yes to clean energy and wellness. Thank you for your time.

CLERK SRIVASTAVA: Thank you.

SUPERVISOR DESENA: Thank you.

CLERK SRIVASTAVA: Tyler Volk? Tyler Volk?

MR. VOLK: Hi all, my name's Tyler Volk, and I'm a professor emeritus from New York University, 36 years professor of biology and environmental studies but expertise in the global carbon cycle. I was co-author on a paper published in Science Magazine, it was -- many people were on this paper in 2002. It's been cited almost 2,000 times on advanced paths for the 21st century energy technology. So I want to say that you should vote no on this moratorium because batteries are coming. They are getting set up, they are a non -- relatively non-emission kind of energy storage, and I think the moratorium, my sense is that it would be, it's kind of saying no, rather than saying yes and showing that the town is open to new advances in technology, and clearly, the direction that the world has to be going. Companies would have to come in with proposals that would have to be vetted very carefully in this, and say, not having the moratorium would allow the town to send a signal. It's not saying you can set up the, you know, you're not setting up the -- the town's not setting up the battery storage, somebody's proposing it, and it would send a signal of being open to a future pathway rather than a signal of no, which is what the moratorium would do, in my opinion. Thank you.

COUNCILMAN TROIANO: I'm sorry.

MR. VOLK: Yes?

SUPERVISOR DESENA: Thank you.

COUNCILMAN TROIANO: Can you just, again, again, say where you're from and what your expertise is.

MR. VOLK: What? Excuse me?

COUNCILMAN TROIANO: Can you restate where you're from? You said you're a professor at NYU?

MR. VOLK: Oh, yes, so I live in Port Washington. I'm retired. I'm a professor emeritus of New York University.

COUNCILMAN TROIANO: And what was your field of study?

MR. VOLK: The global carbon cycle.

COUNCILMAN TROIANO: Do you have any concerns about battery energy storage systems?

MR. VOLK: Well, all energy systems have potential problems with them. I mean, the flux of energy is a -- is serious. The amount of energy that it's taking to use -- so one calculation I did, for example, is that the human body is an energy system, you know, we make, you know, we can use muscle power, we could ride a bicycle and make lights go on, for example. Our currently -- in the United States it's something like 100 times, it might even be more now, of people equivalents of energy that is being used in between the bodies of people. So this is a -- so energy is a serious thing, I mean, I'm not saying anything new there, whether it's nuclear, hydroelectric, go to Niagara Falls and look at the awesome power of that. I've taken classes to coal power plants on field trips. It's a serious thing. So there's no simple solution to an energy system, but batteries are a, for one thing, they're not moving parts, they're not combusting, you know, there's advantages to batteries because it's moving, it's moving electrons, and batteries have been used -- there were electric cars before there were fossil fuel cars, before there were gasoline cars, some of the early cars were battery cars. So batteries have been around for a long time, and you see

what's happening with the battery bicycles that are going now because of the lithium storage has gotten so good.

COUNCILMAN TROIANO: It's exactly —

MR. VOLK: So —

COUNCILMAN TROIANO: It's exactly that that causes some people to be concerned about battery energy storage systems for wide scale -- before you clap, you might want to let me finish, and so that's a concern; right?

MR. VOLK: Yes.

COUNCILMAN TROIANO: Or some people think it's a concern.

MR. VOLK: Yes.

COUNCILMAN TROIANO: But you just made an interesting statement which is that all energy systems have risks involved with them.

MR. VOLK: Correct.

COUNCILMAN TROIANO: Which includes fossil energy systems; right?

MR. VOLK: Correct.

COUNCILMAN TROIANO: Which -- and there's been an observation, I think the basis for this moratorium proposal is that BESS systems may cause fires. It is.

MR. VOLK: Okay.

COUNCILMAN TROIANO: Whether you're aware of that or not, it is .

MR. VOLK: Well, yes.

COUNCILMAN TROIANO: But I'm just thinking about your statement that all energy systems have risks associated with them. So even fossil energy, where we see fires on oil rigs --

MR. VOLK: Yes.

COUNCILMAN TROIANO: — that burn out of control for days and weeks.

MR. VOLK: Yes.

COUNCILMAN TROIANO: We've seen pipeline —

MR. VOLK: Oils slicks or leaks.

COUNCILMAN TROIANO: — that rage out of control for weeks.

MR. VOLK: Mm-hmm.

COUNCILMAN TROIANO: Causing damage to the ecosystem.

MR. VOLK: Mm-hmm.

COUNCILMAN TROIANO: So that just kind of reinforces your thought that all energy systems have risks associated.

MR. VOLK: Mm-hmm.

COUNCILMAN TROIANO: And you don't need to run away from one because it has risks,

because what we do is, we try and take measures --

MR. VOLK: Mm-hmm.

COUNCILMAN TROIANO: — to limit those risks.

MR. VOLK: Mm-hmm.

COUNCILMAN TROIANO: Thanks.

MR. VOLK: That's why there are laws and regulations, and so I still urge the Council to say yes, to be open to proposals for the battery storage.

CLERK SRIVASTAVA: Thank you. Amelia Amon?

MS. AMON: Hi, yeah, I'd like to follow up on that because the lithium bike batteries are a very different thing than this kind of large scale, and you know, there's been a yearlong interagency research group taken on by Governor Hochul to improve and enhance safety and zoning protocols for BESS or battery access systems. I mean, right now, according to a 2020 report by Stratagen, the Long Island peaker plants that we have right -- that we are maintaining right now cost about 400 million a year, and with battery storage we could save the average household \$350 a year by 2030. So these are systems that are coming, and I guess what I would urge the --

SUPERVISOR DESENA: By the way, I hate to interrupt but I only heard your first name.

MS. AMON: Okay, I'm sorry, yes.

SUPERVISOR DESENA: Can you just state your name and where you're from --

MS. AMON: Okay.

SUPERVISOR DESENA: -- and what's your affiliation or --

MS. AMON: Yes, okay, Amelia Amon, Port Washington, and I'm with Transition Town, and I'm also a long-term solar and wind advocate.

SUPERVISOR DESENA: Thank you.

MS. AMON: Yeah, so not only would we have a safer energy source but we'd save money, it's cleaner and rather than, I know they're worried about that one big fire but gas and oil are burning every day, you know, burning all the time and sending out noxious (sic) toxin shocks with noxious (sic), and so I guess what I would urge the Council to consider is rather than a one year moratorium to do a six month action plan where we sort of proactively think about, how does the Town of North Hempstead want to run our energy systems, how do we see the future, how do we want to protect our first responders in case of these things, how do we -- where do we want these things located, so really be -- rather than kicking the can down for a year, to be proactive about, you know, where we want to be say by March 1st. Thank you.

SUPERVISOR DESENA: Thank you.

CLERK SRIVASTAVA: Thank you. Lisa Cashman? Lisa?

MS. CASHMAN: Good evening, I'm Lisa Cashman, and I'm here to read a statement on behalf of the Coalition to Save Hempstead Harbor. "The Coalition to Save Hempstead Harbor has worked for 38 years to improve local environmental conditions. We've partnered with municipalities such as Town of North Hempstead, agencies and NGOs to achieve significant improvements in water quality in Hempstead Harbor thereby enhancing the quality of life for

residents in harborside communities. We appreciate the opportunity to share comments regarding the proposed one-year moratorium. We fully support the moratorium." Oh, sorry, we do, but that's not what -- that's not what I -- the part of my statement. "The CSHH fully supports New York State's climate goals as delineated in the Climate Leadership and Community Protection Act and achievement of carbon reduction targets through renewable energy technology. However, it's critical for municipalities to take the necessary steps to assure that BESS facilities pose the least risk and fewest adverse impacts to Hempstead Harbor and local communities. CSHH therefore supports a moratorium on BESS facilities. We believe it's prudent to pause any proposed development of these facilities in order to obtain more information about safety protocols and best practices. A moratorium would allow the Town of North Hempstead time to develop appropriate policies, procedures and code amendments to safeguard our community and local environment. We encourage the town to develop these protocols as expeditiously as possible due to the urgency of addressing climate change that we are all experiencing in our daily lives. Additionally, it's essential to ensure that pathways are in place to coordinate with adjacent municipalities to prevent siting these facilities too close to one another as well as within unsafe distances from neighborhoods and schools in adjoining communities. We hope that during the moratorium the town can address two points. New York State Fire Safety Report. Governor Hochul convened an Interagency Fire Safety Working Group following a series of three fires at BESS facilities in New York State in 2023. The working group has recently released the Fire Code Recommendations Report and has made recommendations to the Uniform Fire Prevention and Building Code and the State Energy Construction Code. There's links, which I'm going to give you this document when we're done. The Notice of Rule in Development outlines specific code changes. We also hope that during the moratorium, coordinated siting of facilities can occur. We urge the Town of North Hempstead to work with adjacent municipalities as well as with New York State, Nassau County and respective agencies to ensure that the siting of potential battery storage facilities is coordinated. This would prevent facilities in different municipal jurisdictions from being located close to one another as could be the case for proposals in the Glenwood Landing area. Without coordinating by local municipalities, the siting of a facility in one jurisdiction could create risks for neighboring jurisdictions.

CLERK SRIVASTAVA: Thank you.

MS. CASHMAN: I have just a summary statement but I can close there.

SUPERVISOR DESENA: Go ahead.

MS. CASHMAN: I'm okay? As stated previously, CSHH fully supports the development of renewable energy sources and the transition to new technologies needed to support them. The CSHH also recognizes that all efforts to supply needed energy to our communities will affect local residents and the environment. Through a measured and informed process, potential risks and adverse impacts can be minimized while advancing climate change solutions. A moratorium will provide the time needed to ensure the safety of community residents and the protection of our local waters.

CLERK SRIVASTAVA: Thank you.

MS. CASHMAN: Thank you for your time.

SUPERVISOR DESENA: Thank you.

CLERK SRIVASTAVA: Michael Mennella? Michael Mennella?

CAPTAIN MENNELLA: Michael Mennella, Captain, Nassau County Fire Marshal's Office, Hazardous Materials Response Division. So I come here on behalf of the Nassau County Fire Marshal's office. We were requested to speak as per the town. So many speakers have alluded to the governor's Fire Safety Working Group that originated after three fires in 2023, one in Suffolk County and two upstate in Orange County and Jefferson County. They were significant fires, one of them burned for over a week. So we'll talk about the fire service impact about that second. July 26th, 2024, that working group has released some of their findings. So that is -- that is slightly over two weeks ago, so all of this stuff is very new and very fresh. They put about a year's work into this group, and this is what they've come up with. They've come up with a 15 point program of recommendations that the governor is passing on. Eleven of them will amend the state fire code, and then four of them are other recommendations that fall into other rules and regulations. Some of the issues that have been brought up by other folks that have spoken tonight are directly in that. Spacing, signage, emergency response plans, fire department training. One of the speakers alluded to, yes, is firefighting improving? It is improving, it is not there yet; right? Yes, do we learn more about this stuff every day? Absolutely; right? There is -- as of yet, there is no universal consensus or protocol or methodology in the extinguishment of these fires. A lot of them are based off the types of the batteries, the battery chemistry that is used, their arrangement. There was, in fact, a symposium earlier today from the National Fire Sprinkler Association discussing battery storage systems, sprinkler usage, and all of that is still up for debate. They're still working that out, so -- The public comment period on the proposal from the governor's task work -- working group's findings is still open. It's open till the end of September. I worked for the government for 26 years, we are all aware of the speed of government. We're also aware that an election is impending. I would imagine that this legislation, and some of it could be quite contentious with some of the recommendations with some of the lobbying groups. I don't see how this is going to get wrapped up in a month or two or three or six or at least before the election, that's my personal opinion, but you know, I've been enforcing the New York State Uniform Fire Prevention and Building Code for 26 years, code changes come slowly, especially when they're controversial; right? They usually come out of significant events. This is coming out of three significant events. Fortunately, there was no loss of life. There's a lot of tombstone legislation in the fire service. Fortunately, we don't have that issue here; all right? It's new technology. The technology has outpaced the firefighting technology, right? There was a lot of money put into batteries and energy storage systems. There was not a lot of money putting into how do you put the fires out when they go on fire, and we're still working that out; right? I go to meetings weekly, monthly, demonstrations from vendors that have the next and best idea for the week or the day and then most of them don't pan out. Everybody is still learning.

CLERK SRIVASTAVA: Thank you.

SUPERVISOR DESENA: Just continue.

CAPTAIN MENNELLA: Thank you.

SUPERVISOR DESENA: Yeah, please let him continue.

CLERK SRIVASTAVA: Okay.

CAPTAIN MENNELLA: And then — so that's the code issue. So the state is imminently

about to change the law. So it doesn't make sense in my own mind to -- let's just wait and see what the state does, and let the state law catch up. Why would you approve an installation tomorrow when you know that the laws are about to change, hopefully, for the better for the safety-wise for those installations; right? And the governor is tackling this at a state level. So my personal opinion is, I think that the town should just wait and see what the state does, and then take their guidance from higher authority. On the other hand, I have been a volunteer firefighter since 1991; right? All of the fire departments in the Town of North Hempstead are volunteer; right? There's 71 fire departments in the entire county, 70 of them are 100 percent volunteer. Some of these fires, a majority of these fires, burn for a very long time. Often, the safest thing that you can do is to let them burn; right? So yes, there's an environmental impact to that as well, but also time, staffing with volunteers to -- like one of those fires upstate burned for over a week; right? It can be challenging to deal with a half hour, you know, incident locally. How do you then deal with a specialized incident a day, a week or longer? It taxes the local resources tremendously. One of the recommendations in the governor's working group is specifically training for the fire service and special teams that can come in and assist the fire service with some specialized knowledge. So that's one of the 11 --

COUNCILMAN WALSH: I wonder if I can —

CAPTAIN MENNELLA: Yes, sir.

COUNCILMAN WALSH: -- ask you a question about what you had just said. Fire mitigation personnel requires that qualified personnel are available for dispatch within 15 minutes and able to arrive on the scene within four hours to provide support to local emergency responders. Does that exist now?

CAPTAIN MENNELLA: Not to my knowledge.

COUNCILMAN WALSH: So that does not exist, so —

CAPTAIN MENNELLA: That's one of the recommendations from the governor's working group.

COUNCILMAN WALSH: Okay.

CAPTAIN MENNELLA: And I think that's one of the bigger points of contention on how that will happen.

COUNCILMAN WALSH: And another question is, is the smoke or whatever comes from these fires carcinogenic? Can it cause cancer?

CAPTAIN MENNELLA: Yes, absolutely, like every fire.

COUNCILMAN WALSH: Like everything and like every fire, but I also remember that Christie Todd Whitman told people that they can go to -- they can work and live in the area of the World Trade Center because the air quality is safe, and we all know that that was not a good idea, and so this is something that is also to be determined because the fire department has to respond there. These volunteer people would -- they're not scotched up for seven days around these fire, and I just think that it seems to be -- could be very dangerous. We have to find out a lot more about these fires that can be --

CAPTAIN MENNELLA: I agree.

COUNCILMAN SCOTT: I'd like to say something also on the — on what Councilman

Walsh had just commented on the state and their regulations. I am a first responder of 9/11, and we were told certain things by the state. When the state wants to get something done, they're just going to push whatever it is through. Myself and many other of my brothers and sisters are sick after being told that everything was -- everything was okay, the air quality was fantastic, and we lost a lot of people afterwards, 10 years, 15 years, to cancer and everything else after 9/11. One of the things that I want to ask is, to mitigate with these cell, and I'm -- if you don't know, please let me know.

CAPTAIN MENNELLA: Mm-hmm.

COUNCILMAN SCOTT: These battery fires, I mean, there's a lot more, I forgot what the professor had said, that they don't combust, and they're not -- they don't combust. They do combust.

CAPTAIN MENNELLA: That's true. I believe what he was saying is there's no -- as opposed to internal combustion I think is what -- was what he meant in his phrasing. But yes, when they go on fire, yes, they combust.

COUNCILMAN SCOTT: Right, and —

CAPTAIN MENNELLA: I think it was a subtle difference.

COUNCILMAN SCOTT: — we flood, well, we allegedly flood, one of the things, we flood the container with water to stop the other batteries from exploding; correct?

CAPTAIN MENNELLA: That could be one methodology. Sometimes that's successful, sometimes that makes things worse.

COUNCILMAN SCOTT: Right.

CAPTAIN MENNELLA: It depends on the installation and how it's all put together.

COUNCILMAN SCOTT: Right, I'd like to stay on that topic.

CAPTAIN MENNELLA: Mm-hmm.

COUNCILMAN SCOTT: I know that there is mitigation for lithium, and also with these batteries that contain lithium, cobalt and nickel, and before I even make my statement, I am about clean energy. I don't think anybody on our Board here isn't about clean energy. But I want clean energy that doesn't come to a cost of the health of people and our children in the future. Mitigation for the lithium-ion, it's a reverse ionization from what I understand, and it's in a waterway. When we would flood these storage things, wouldn't we be getting water onto our ground which would eventually seep down into our aquifers, and if so, how would we even mitigate that? These answers have not been supplied to us. So do you have any --

CAPTAIN MENNELLA: I agree with all of that.

COUNCILMAN SCOTT: Okay.

CAPTAIN MENNELLA: Absolutely.

COUNCILMAN SCOTT: All right.

CAPTAIN MENNELLA: Yes, the lithium, yeah, the electrolyte that's used is, it's an aero lithium-ion. Some people like to get confused with lithium being water reactive, if it's a lithium-ion, the chemistry is different. However, no, it doesn't play nice, to just put it bluntly.

Some of the chemicals, and the most common chemical that's used inside the lithium-ion batteries, the batteries burn underwater. They create their own oxygen, and then they actually interact with the water and release more hazardous and more -- like more toxic materials such as hydrogen fluoride which is extremely toxic, and if you submerge the battery underwater and it combusts, which it very much can do, it actually reacts with the water, and it makes the off-gassing worse and more toxic.

COUNCILMAN SCOTT: Off-gassing, okay.

CAPTAIN MENNELLA: Yes, sir.

SUPERVISOR DESENA: All right, thank you very much.

COUNCILWOMAN LIU: I'm sorry.

SUPERVISOR DESENA: Oh.

CAPTAIN MENNELLA: Maybe not.

COUNCILWOMAN LIU: Thank you for coming and presenting and sharing this information with us, it's very helpful, but I just did want to say that you had mentioned that these -- the recommendations did come out two weeks ago. I know that -- I think the Council is probably meeting in September. Do you know if it's on the agenda to be adopted any time in the near future?

CAPTAIN MENNELLA: I am unaware. The only date I have is that the public comment period is open till September 24th, 2024.

COUNCILWOMAN LIU: Mm-hmm.

CAPTAIN MENNELLA: As government is oft to do, it could be extended, I have no secret knowledge of that, but right now, as of today, there's still over, you know, six weeks worth of pending public comment. Looking at some of the recommendations that are in that report, I'm sure some groups are not going to be happy, and there's going to be a lot of discussion. I personally doubt that it's going to get wrapped up in six weeks.

COUNCILWOMAN LIU: Okay, and how many storage facilities like this are already in New York? I know that there were three fires, but do you know --

CAPTAIN MENNELLA: I don't know off the top of my head.

COUNCILWOMAN LIU: Okay.

CAPTAIN MENNELLA: I do know that there is an online database for -- they're called BESS, battery energy storage systems. There is an online database that you can search to see all of the BESS incidents, not the installations --

COUNCILWOMAN LIU: Mm-hmm.

CAPTAIN MENNELLA: — but any of the incidents. I think they're up to about 63 worldwide, and I forgot how many in the country, and there were about three or four significant ones in New York State. That's about all the data I have on that.

COUNCILWOMAN LIU: Okay, thank you.

COUNCILMAN TROIANO: Can we talk more about that because I believe, in New York State alone, there are 5,000 BESS installations.

CAPTAIN MENNELLA: I have no idea.

COUNCILMAN TROIANO: That's what's been printed many, many times, and of those 5,000, which operate every day, there have been, in the last few years, there have been three fire incidents.

CAPTAIN MENNELLA: There have been three significant fire incidents that brought this to the attention of the State of New York apparently.

COUNCILMAN TROIANO: So three significant fire incidents out of 5,000 installations that operate every day.

COUNCILMAN WALSH: Do we know that there were 5,000?

COUNCILMAN TROIANO: I'm sorry, can I finish?

COUNCILMAN WALSH: You're saying there's 5,000.

COUNCILMAN TROIANO: You have the opportunity — you have the opportunity to rebut anything I have to say. So three out of 5,000 is really a negligible percent. Would you acknowledge that?

CAPTAIN MENNELLA: Is that a question? I'm not trying to be controversial.

COUNCILMAN TROIANO: Would you acknowledge that?

CAPTAIN MENNELLA: Sure, mathematically, it's a very small percentage, absolutely.

COUNCILMAN TROIANO: So three out of 5,000.

CAPTAIN MENNELLA: Yup.

COUNCILMAN TROIANO: And I think, as you said, maybe you didn't say, there were no fatalities from any of those.

CAPTAIN MENNELLA: Correct.

COUNCILMAN TROIANO: And the science, which you may discount the science, but the science that says that there were no air pollutants or water pollutants released into the atmosphere or into the ground.

CAPTAIN MENNELLA: If you say so. I personally find that hard to believe, I have a science background myself, but I -- that doesn't make sense to me.

COUNCILMAN TROIANO: Well —

CAPTAIN MENNELLA: It doesn't mean it's not true, it just doesn't make sense to me.

COUNCILMAN TROIANO: You come here, and I have great respects for the fire marshal.

CAPTAIN MENNELLA: Oh, I'm sure you do, sir. That's not what this is about

COUNCILMAN TROIANO: But you've come here as an expert; right? And you're giving us testimony. Now when I tell you, at least what the state is saying about the science, and you may discount that or refute it.

CAPTAIN MENNELLA: Mm-hmm.

COUNCILMAN TROIANO: But when I tell you that and you're not aware of that, I have a

problem with that because now you're giving us testimony that speaks to your opinion as opposed to what the science is.

CAPTAIN MENNELLA: However, my area of expertise is fire safety, not environmental.

COUNCILMAN TROIANO: Well, that's why I asked you. But if you're going to come here --

CAPTAIN MENNELLA: Right.

COUNCILMAN TROIANO: — and talk about BESS installations in particular.

CAPTAIN MENNELLA: Mm-hmm.

COUNCILMAN TROIANO: I would have thought that you'd be able to answer my question.

CAPTAIN MENNELLA: I think that would be better with the DEC, but --

COUNCILMAN TROIANO: Okay, so just tell me about the —

CAPTAIN MENNELLA: Mm-hmm.

COUNCILMAN TROIANO: — building process, because it's, and I may be wrong about this, but it's my belief and in my opinion, I won't say opinion, belief, but you can correct on this because I will certainly grant you expertise in this, but any -- if there were an application for a BESS in the Town of North Hempstead, which there is not, and there's not even zoning that provides for it, so we're so far removed from being even -- even without a moratorium, we're so far from being removed for having one of these applications approved, it's, you know, probably well over a year anyway. But wouldn't any application have to come to the fire marshal before it could be approved and constructed?

CAPTAIN MENNELLA: Yes.

COUNCILMAN TROIANO: So ultimately, you have jurisdiction anyway. Even if we don't have a moratorium, if an application were to come to the town, the fire marshal, because of your concerns, could just say no to it.

CAPTAIN MENNELLA: We can't just say no, there has to be a reason for us to say no.

COUNCILMAN TROIANO: There has to be a reason, sure.

CAPTAIN MENNELLA: Based on state code which is about to change.

COUNCILMAN TROIANO: You would then do all the appropriate research; right?

CAPTAIN MENNELLA: Yes.

COUNCILMAN TROIANO: So our moratorium doesn't really accomplish anything because in the end, you, the fire marshal, has the final say anyway. So we -- so if we don't pass a moratorium, we get an application tomorrow, we run it through blindly, we approve it, it has to come to you anyway, and you're going to kill it based on your concerns.

CAPTAIN MENNELLA: Maybe, depending.

COUNCILMAN TROIANO: Probably, based on your concerns; right? So it just doesn't seem to me where the moratorium -- there's two things. Three fires out of 5,000 installations, and in the end, you have final approval anyway. So I'm not sure what the moratorium does.

CAPTAIN MENNELLA: It wasn't my idea. They just asked me to come speak about

batteries.

COUNCILMAN TROIANO: Okay.

CAPTAIN MENNELLA: I didn't put it on the agenda.

COUNCILMAN TROIANO: Thank you.

CAPTAIN MENNELLA: So I don't know whose idea it was.

COUNCILWOMAN DALIMONTE: You said you were asked -- you were asked to speak.

CAPTAIN MENNELLA: Yes.

COUNCILMAN WALSH: And if I can add —

COUNCILWOMAN DALIMONTE: Do you know by who?

COUNCILMAN WALSH: If I'd like to add to that, I don't know where the 5,000 number came from but not make it 10,000, I don't know about that, but we talked about people killed, and in South Korea, very recently, a high-profile lithium battery storage exploded -- explosion killed more than two dozen people. So this is universal. It could be in Korea, it could be in the Town of North Hempstead, but people have died from these explosions, and the gas that's emitted from it has to be dangerous to first responders.

CAPTAIN MENNELLA: It is. There have been other incidents. There was a very famous incident in Arizona where several firefighters were severely injured. That kind of -- that was several years ago now and kind of got everybody interested in this topic.

COUNCILMAN WALSH: Okay.

COUNCILWOMAN DALIMONTE: So I would — I asked a question before.

CAPTAIN MENNELLA: Right, I — my Chief directed me to come, and I don't know who reached out to my Chief.

COUNCILWOMAN LIU: Sorry, I don't think everyone heard your question, Mariann.

COUNCILWOMAN DALIMONTE: Oh, I was just wondering. He keeps on saying that he was asked to come and speak. So I was wondering who asked him to come.

CAPTAIN MENNELLA: By whom, right.

COUNCILWOMAN DALIMONTE: Yeah, thank you.

CAPTAIN MENNELLA: All I know is that my Chief asked me to come here.

SUPERVISOR DESENA: Was it the fire marshal?

CAPTAIN MENNELLA: The Chief Fire Marshal asked me to come up.

SUPERVISOR DESENA: Okay, thank you.

CAPTAIN MENNELLA: Probably through this gentlemen.

MR. McDONOUGH: Excuse me.

CLERK SRIVASTAVA: Thank you.

MR. McDONOUGH: Thomas McDonough, I'm a member of the Nassau County Fire Commission. I'm the Chairman of the 8th Battalion. I asked the Chief Fire Marshal to have a

representative here tonight.

COUNCILWOMAN DALIMONTE: Okay, thank you.

SUPERVISOR DESENA: Thank you.

CLERK SRIVASTAVA: Thank you.

CAPTAIN MENNELLA: Thank you.

COUNCILMAN SCOTT: Well, I'm just going to talk about the word significant, when somebody says significant. You know there are lot of incidents that happen in government that don't go reported because they haven't reached that plateau as significant. People have died from it, and again, going back to 9/11, we won't know what's going to happen to those firemen that were involved with these chemical burn-offs, the venting or whatever you call it, till many years later. Some of us, it was 15, 20 years later, and they died, and I say why kick the can with this? Why turn around -- and we need to get the answers that we need, especially with Long Island and our aquifers. It is not like we can just get down there and clean things out.

SUPERVISOR DESENA: And I just want to follow up. Did you say that the New York State Fire Code has not been written yet about this?

CAPTAIN MENNELLA: It's — well, it exists now, it's just -- it's about to be updated.

SUPERVISOR DESENA: It's about to be changed.

CAPTAIN MENNELLA: It appears.

SUPERVISOR DESENA: So to suggest that you can just kill an application when the fire code hasn't even been completed yet is --

CAPTAIN MENNELLA: Correct.

SUPERVISOR DESENA: Is that accurate?

CAPTAIN MENNELLA: The fire code exists today but since we're learning something new every day.

SUPERVISOR DESENA: Right.

CAPTAIN MENNELLA: And the task force has recommended 11 specific changes to the fire code.

SUPERVISOR DESENA: So it's going to be changed.

COUNCILMAN TROIANO: And we —

CAPTAIN MENNELLA: To some degree I would imagine. It probably will be changed.

COUNCILMAN TROIANO: Yeah, we've had experiences before, there was an application for a Tesla body repair facility in Carle Place.

CAPTAIN MENNELLA: Carle Place, yes.

COUNCILMAN TROIANO: Yeah, so — and you know, that couldn't have been approved without the approval of the fire marshal.

SUPERVISOR DESENA: Mm-hmm.

COUNCILMAN TROIANO: With or without the changes in the fire code. Thank you.

CLERK SRIVASTAVA: Thank you.

SUPERVISOR DESENA: Thank you.

CAPTAIN MENNELLA: Thank you.

CLERK SRIVASTAVA: George?

SUPERVISOR DESENA: Thank you.

COUNCILWOMAN LIU: Thank you.

CLERK SRIVASTAVA: George Povoehl?

MR. POVOEHL: Hello, and welcome for the opportunity to speak tonight. My name is George Povoehl, and I'm the Executive Director of All Our Energy. We are a nonprofit based on Long Island working for climate action, and I came today to talk about your thoughts on battery storage, and I want to clear up a few things that were discussed earlier. So --

COUNCILMAN SCOTT: Where are you from, again? I'm sorry.

MR. POVOEHL: All Our Energy, A-L-L-O-U-R-E-N-E-R-G-Y, based in Point Lookout, and don't let me forget my Town of Hempstead thing I need to tell you after this. Okay, so one of the things that we know is that battery storage is going to save money. If you look at, just a few days ago, in Newsday, was an article about all of the utility costs going up right now. So we just got a \$20.00 a month increase to keep National Grid's dirty fossil peaker plants profitable, not just open, but profitable, \$240.00 per household every year additional than what we were paying. Also, in addition, I'm just going to throw it out there, on Thursday, we're expecting New York State to agree to National Grid's \$30.00 a month increase for every customer, and that will go to \$64.00, it's a 43 percent increase in three years. This is -- we have choices to make about the energy path that we are going to take. So battery storage will bank the energy when it's cheap on the wholesale market and put it onto the grid at times of peak demand. The public doesn't pay for any of that. So a few things happen in the market. Battery storage will cause those peaker plants to be furiously unprofitable because they will not be getting top dollar for their electricity. So when you ask who is to gain from not having battery storage, it is the fossil fuels industry; okay? So that's all in Newsday, page 6 on July 30th, I believe, you can go look at that for yourself, and we need to make energy choices. So I am asking for you to vote no, but to vote yes to positively take action. You can make whatever you want. You have model code from New York State now. If you don't think it's tough enough, make it tough enough with the law. That's up to you. So I would ask to vote no today, but to put your feet to the ground to find out what will work. I don't even know if there's a place in North Hempstead that can have such a thing; right? But -- and we should be ready.

CLERK SRIVASTAVA: Thank you.

MR. POVOEHL: Let's just do it positively --

CLERK SRIVASTAVA: Thank you.

MR. POVOEHL: -- and let's make it something that works for everybody.

CLERK SRIVASTAVA: Thank you.

MR. POVOEHL: Thank you.

SUPERVISOR DESENA: Thank you.

COUNCILWOMAN LIU: Thank you.

CLERK SRIVASTAVA: Hildur Palsdottir? It's a big name.

MS. PALSDOTTIR: Hi, everyone. My name is Hildur, I live in Port Washington, I'm a resident, I'm also from Iceland, that's my accent, and our glaciers are all melting. So I'm going to talk about the elephant in the room here today, climate change, global warming, hottest year on record since measurements began, and what are we doing about it? Are we preparing for the 200 million climate refugees predicted by the United Nations to spread across the global north because my friends in Caruba, in the global south, are actually already evacuating. So I have friends who are climate refugees. But let me bring it back home. I think, actually, I don't like that it's called temporary when it's a yearlong moratorium. So I don't think that's temporary right now in a changing climate. Time is ticking, and I'm stressed because I want to say so much in three minutes. I wish I could talk for like 30 minutes. I have a PhD in biophysics, biochemistry, a master's in biology, molecular biology, so I understand what I'm talking about, and I am an energy nerd, but I'm also a mom, and I'm here on behalf of future generations on how we're preparing, and I would like to know what we're doing to plan for electrification in the Town of North Hempstead. Like, what's our action plan? I had written a really nice speech but I'm going completely -- I'm unhinged right now. I'm saying let's plan, not ban BESS. Like if you remember anything tonight, let's plan, not ban. Let's look at the matter. Let's take those codes. These are probably the best fire codes of the nation, and by the way, my brother-in-law is a retired fire chief, I have firefighters, first responders in my family, and I care for them deeply. So I'm not just throwing this out there as an energy nerd or a clean energy advocate. I'm actually speaking with passion right now because I really care about this matter, and I'm also quite experienced, and I have access to experts, so I'm happy to get together in a think tank, working group, let's look at the codes together, let's pick them apart, and let's have the best codes in the nation here in the Town of North Hempstead, and with that, lower our energy rates, which I think we would all benefit from. So let's plan, not ban, just remember that, and instead of temporary -- if you want to call it temporary, don't make it a yearlong moratorium. Yearlong is a long time in a changing climate. So I would rather -- I would say no to the 12 month moratorium. Let's reconvene after we have a thinking -- a think tank. The project has not been proposed. So there's no project proposal. Why are we signaling to the world that we don't care, after the hottest summer on record. People are dying. Eight million people die annually from only air pollution associated with fossil fuel combustion. Eight million people are dying. We have millions of people relocating. We call them climate migrants. We're not prepared for them. We can hardly manage what we're dealing with right now with geopolitical stressors. So we need to plan, we don't need to ban. We need to -- and we need to keep in mind these fires, they're terrible. Nobody died. We're dying from a changing climate; right? From the technologies. I myself, growing up in Iceland, grew up on clean, zero emission home from geothermal energy. We deal with volcanoes, and you know, occasional earthquakes.

CLERK SRIVASTAVA: Thank you.

MS. PALSDOTTIR: But I want to add, just to that matter, there are technologies that are less dangerous to humanity and all of life than fossil fuel technologies.

CLERK SRIVASTAVA: Thank you.

MS. PALSDOTTIR: And the technologies are here, and we have the best codes available to us to improve upon.

CLERK SRIVASTAVA: Time, please. Thank you.

MS. PALSDOTTIR: So thank you.

SUPERVISOR DESENA: Thank you.

MS. PALSDOTTIR: And I have a map if you want. I have a map of the BESS facilities we have -- there are thousands, California is ahead of us, but across the nation, there are several BESS facilities, and actually, if you look, just look out --

CLERK SRIVASTAVA: Thank you.

MS. PALSDOTTIR: -- towards the tip of the Island, you can learn from Riverhead and Town of Brookhaven. They're already planning and adopting these codes, so --

CLERK SRIVASTAVA: Thank you.

SUPERVISOR DESENA: Thank you.

CLERK SRIVASTAVA: John Fabio?

MR. FABIO: I would say good evening Supervisor DeSena and members of the Town Board. My name is John Fabio, I live at 11 Marion Street in Greenvale for the past 51 years. I am president of the Greenvale Civic Association and a former member of this august Town Board --

COUNCILMAN SCOTT: Welcome back.

MR. FABIO: -- many, many years ago, and I am here to voice support for the imposition of this moratorium on battery energy storage systems within the Town of North Hempstead. I certainly would second and agree with many of the comments that were made by our representative from the fire marshal's office, and similarly, comments made by Councilman Scott. I think caution is the watchword here. Greenvale is a unique community because we are bifurcated between the Town of North Hempstead and the Town of Oyster Bay. So we have interest in events that occur in both townships. Our organization recently joined the Glen Head/Glenwood Landing Civic Council comprised of eight local civic associations in the Glen Head area. We have joined forces to address quality of life issues that will affect this greater area of Greenvale and Glen Head. As you may be aware, the Town of Oyster Bay enacted a similar moratorium while it investigates the safety risk associated with a 270 watt, megawatt lithium battery storage facility that is being proposed in Glenwood Landing. The people of that community are strongly opposed to this facility for the danger it may present to their health, safety and welfare, and our organization is supporting their effort. As this Board is probably aware, a number of Long Island townships, including South Hampton, Southhold, Huntington, Babylon and more recently, I believe, Smithtown, have instituted moratoriums on large scale lithium battery storage facilities. The question is, why is that? Well, as the representative from the fire marshal has so eloquently mentioned, there is widespread concern about heightened safety -- the heightened safety risk of these facilities to their communities. Additionally, there is a lack of adequate safety protocols and a dearth of training and specialized equipment local fire departments would need to deal with almost inevitable fire hazards posed by such a facility. One such example recently was the fire of a lithium battery storage facility in East Hampton which took over 30 hours to extinguish. Until all of these issues are adequately addressed, we support the town's cautious approach in

passing this moratorium.

CLERK SRIVASTAVA: Thank you.

MR. FABIO: Passing it now, to ensure that no lithium battery storage facility can be filed in the Town of North Hempstead before this moratorium is enacted.

CLERK SRIVASTAVA: Thank you.

MR. FABIO: You don't want the town to be in a situation of not having closed the proverbial barn door after the horses have fled. Thank you.

SUPERVISOR DESENA: Thank you.

CLERK SRIVASTAVA: Thank you. Daniel? Daniel Achstatter?

MR. ACHSTATTER: Hi, my name is Daniel Achstatter, I'm here representing a group called Citizens Climate Lobby along with a few other members of our organization. I represent the Queens/Nassau chapter of our group, and just, I'm very concerned about the, not only the passage of a moratorium and what that means for our energy grid, but also the message that it will send that -- through it's passage, that we are very unserious about the climate crisis. You know, everyday this is the hottest year that we've experienced on record passing the 2023 which was the hottest year before then, and battery storage is a key technology for the transition to clean energy, and batteries are being used nationwide to reduce costs, and to -- for the grid and add resilience, and I implore you to vote this -- vote down this moratorium. Thank you.

SUPERVISOR DESENA: Thank you.

CLERK SRIVASTAVA: Thank you. Nick Guariglia?

MR. GUARIGILIA: How's everybody doing tonight? It's weird being on this side --

SUPERVISOR DESENA: Yes, welcome back.

MR. GUARIGILIA: -- I'm not going to lie to guys. I hope the town is well. First time coming to speak at --

SUPERVISOR DESENA: I'm sorry, just for the record, state --

MR. GUARIGILIA: Nick Guariglia --

SUPERVISOR DESENA: Right, and who you represent.

MR. GUARIGILIA: I'm a resident of Mineola, I'm actually -- Councilman Scott is my representative. I am not here in an official capacity but I do work for New York Offshore Wind Alliance which is a nonprofit organization. I'm here as a resident.

SUPERVISOR DESENA: And you're our former Deputy Town Clerk Deputy.

MR. GUARIGILIA: I am a former --

SUPERVISOR DESENA: Welcome back.

MR. GUARIGILIA: -- Deputy Town Clerk, Deputy Chief of Staff. I'm multiple roles here.

COUNCILWOMAN DALIMONTE: Give extra time now.

MR. GUARIGILIA: I am -- restart the time now.

SUPERVISOR DESENA: Go ahead.

MR. GUARIGILIA: No, but my — a lot people have said what I wanted to say today. BESS facilities are here because we do need stability in our grid. They are safe facilities. I understand that there have been events, but in the U.S. you haven't seen any casualties towards those events. I know you're looking at me like crazy -- like I'm crazy.

COUNCILMAN SCOTT: Well, there have been.

MR. GUARIGILIA: I tried to reach out, I would love to have a discussion about that, so let's connect.

COUNCILMAN SCOTT: Oh, yeah.

MR. GUARIGILIA: But my bigger question is, is this moratorium, seems like some of you have made up your mind, and that's okay, but if it does go through, is there a plan to lift it with safety measures in place in a timely manner because the more we delay this, the worse the climate crisis gets, the less stable our grid gets and our utilities go up; right? I mean, Newsday reported it, I mean, George spoke about that. I can't, you know, sit here and raise my kids here, and say, man, this is a great place to live because we're running on 90 percent fossil fuels, guys, and those costs go up every day. Whether it's a war in the Ukraine or I don't know, just in general, oil prices going up, and it's not healthy, it's not good for our air quality. I want to be able to play at the Mineola Little League with my son; right? And be able to be outside with him. This moratorium slows down the progress that is -- that New York State is trying to make. Upstate runs on 75 to 80 percent of hydropower. They're already there, which is great. Downstate, Westchester down, we're looking at 90 percent fossil fuels, 48 peaker plants on Long Island alone, 48. That's Nassau/Suffolk. That not even including Queens, not including Brooklyn. That's a lot of fossil fuels being burnt during the summer. It's a real problem here. So I'm asking you, do you have a plan in place for if this moratorium does go in place.

COUNCILMAN SCOTT: I think we can lift anytime if, you know, we don't have to go the whole 12 months.

MR. GUARIGILIA: Okay, but is there a plan in place?

COUNCILMAN SCOTT: For?

MR. GUARIGILIA: Once the moratorium goes in place, for you to start doing the things that are necessary for you to feel comfortable with the code that is here in the town, and the code that is in New York State, for you to lift the moratorium. Because I've seen moratoriums go on for two and a half years, and that is unacceptable, like, that's an unacceptable way to live.

COUNCILMAN WALSH: This is one year.

SUPERVISOR DESENA: Right, this is one year.

MR. GUARIGILIA: And those — but those — I'm saying is those have been extended multiple times.

COUNCILMAN SCOTT: Well —

MR. GUARIGILIA: So I'm asking, is there a plan, day one, let's go, let's get a group of experts in here to fix our code or is it that New York State's code is going to be sufficient because those recommendations are pretty good, I'm not going to lie to you. We have pretty strong fire code on

the New York State level. I'm asking you now, as a resident, is there a code or is there a plan? I'm sorry, plan.

COUNCILMAN SCOTT: Well, in my opinion, and the way I look at this, I want to hear what New York State has to do to make me feel that this is safe for us, they got this under control, that this will not affect, if there was a catastrophe, and there has been, and there has been that -- that they got to answer the questions also, and that's what a moratorium's about. We're going to slow it down. I know your time's up. I would love to meet with you afterwards, and we could talk about other methods that could have been used also. Again, there is not a member on this Board here that is against clean energy, hydrogen. We could have done that, you know. We didn't have to put in no C2 and C3 line cables, we could have used existing things, but that's for a deeper conversation that I'll have with you later.

MR. GUARIGILIA: Okay.

CLERK SRIVASTAVA: Thank you.

SUPERVISOR DESENA: Thank you.

CLERK SRIVASTAVA: Jordan? Jordan Christensen? Jordan?

MS. CHRISTENSEN: Hello, I'm Jordan Christensen. I'm here with Citizens Campaign for the Environment, and thank you for the opportunity to speak. So as -- for those of you that we know, you know, that we support renewable, and energy efficiency, the state's climate law, and we also support battery storage. So a few years ago, some towns, Brookhaven, Riverhead, updated their zoning codes with the goal of sort of streamlining BESS development, making sure it was properly sited, and ultimately encouraging them to go forward, and that's what we would encourage the Town of North Hempstead to do. Not necessarily do a moratorium but to really start to work to update your codes. As we all know, these BESS systems, it's not like there's one proposed and it immediately gets approved and it gets built. These things take years and years, and there are none even proposed to start moving forward yet. So you guys have quite a bit of time, even without a moratorium, and we would urge you to really start updating those codes now, as mentioned by a lot of the other speakers. Of course, there are a lot of resources now from the state and the fire codes available. We would urge you not to start at zero and start reinventing the wheel. A lot of this is already available, and I know, ESRG, the fire experts have been coming into municipalities who are considering or have moratoriums, and if you haven't already, I'm sure that they would here, because a lot of the questions that you're asking are really good ones everyone, they're the ones that everyone is asking, but some of them already have answers. As we sort of work towards getting offshore wind here, residential solar and large scale solar, Long Island's really already becoming an energy leader for renewables, but the wind doesn't always blow, and the sun doesn't always shine. We need to capture that energy and get it back onto the grid when it's needed for stability. It's the only way we're going to hit the New York State goal of carbon free electricity by 2040. It's the only way we can have a carbon free economy by 2050 is if we do have BESS, you know, across Long Island and really across New York City as well because we are where we're using the energy, and this is where a lot of the renewables are coming in. So we would again ask that you don't move forward with the moratorium but still do the work to update the codes with the ultimate goal of figuring out where BESS should go, doing it safely, and ultimately encouraging BESS development in the area. Thanks so much.

SUPERVISOR DESENA: Thank you.

CLERK SRIVASTAVA: Thank you.

COUNCILWOMAN LIU: Thank you.

CLERK SRIVASTAVA: Robert Mazzella?

MR. MAZZELLA: Hi, my name is Robert Mazzella, I'm here representing the Glen Head/Glenwood Landing Civic Council, as you know, a portion of which reside in your township. I'm here to say that our Civic Council strongly supports the town's proposed moratorium on BESS facilities. We've already expressed our support of BESS moratoriums to the Town of Oyster Bay, and given the proximity of possible BESS locations to our residents and schools, we believed it was important to voice our concerns to you as well.

COUNCILMAN WALSH: I'm sorry, but I'm having a hard time hearing you, it's my fault. If you could just raise your voice a bit.

MR. MAZZELLA: Yes, sir.

COUNCILMAN WALSH: Thanks.

MR. MAZZELLA: We have already our support of BESS moratoriums to the Town of Oyster Bay, and given the proximity of possible BESS locations to our residents and schools, we believe it was important to voice our concerns to this township, as well. When you consider the negative environmental, safety and social impacts associated with the production, placement, fire containment and disposal of these batteries, we strongly believe that BESS facilities should not be placed in any community until local towns have the time to review long-term studies that show we are not replacing one bad thing with something that very well might be worse, and until we can guarantee that they pose zero risk to the health and safety of our neighbors, children, volunteer firefighters and environments, I believe the moratorium is justified. Please keep in mind that our aquifers are -- if our aquifers are permanently contaminated, all Long Islanders will become displaced migrants. I'd like to be able to drink a clean glass of water with my future grandchildren living where I am right now, and just on a personal note, I find it offensive when people who are concerned about the potential health and safety risks of BESS facilities are unjustly labeled as anti-clean air. That is not the case; okay? We want these BESS facilities to be safe. Thank you for considering the viewpoint of your constituents in Glenwood Landing and your neighbors in the Town of Oyster Bay.

SUPERVISOR DESENA: Thank you.

CLERK SRIVASTAVA: Thank you. Rosemary Mascali?

COUNCILWOMAN DALIMONTE: Rosemary.

CLERK SRIVASTAVA: Rosemary Mascali.

MS. MASCALI: Good evening. Can you hear me?

SUPERVISOR DESENA: Pull it a little bit closer.

MS. MASCALI: My name is Rosemary Mascali, I'm a resident of Manhasset, and I speak in support of battery electric storage systems and against the proposed one year moratorium. As an owner of a summer home in East Quogue that flooded twice within a year and a half from Hurricane Irene and then Superstorm Sandy, my husband and I have experienced firsthand the

effects of climate change. We have owned the home for almost 40 years and can't help but notice the increasing tide levels and street flooding that's now plaguing many other communities on Long Island as well. This has made me passionate about finding ways to reduce greenhouse gasses from burning of fossil fuels. To that end, I volunteer as a member of the Town of North Hempstead's Climate Smart Communities Task Force, and I also chair the Education and Outreach Committee for Drive Electric Long Island, a coalition whose mission is to accelerate the adoption of electric vehicles and EV charging infrastructure. We have 2.2 million cars on Long Island, generating 28 percent of our greenhouse gas emissions. Electrifying transportation will significantly reduce greenhouse gasses while also improving our air quality. But also instrumental is the move to clean, renewable energy of solar and offshore wind, along with battery electric storage systems. Battery storage is a critical component to greening our grid and eliminating the burning of fossil fuels that generate our electricity today. We must take care to not let the publicity of e-bike lithium-ion fires in New York City to unnecessarily scare our residents about the fire risks of battery electric storage systems. E-mobility devices do not have the same safeguards and multiple layers of protection that BESS units must be equipped with. There is already over 14 gigawatts of battery storage capacity installed around the country with California and Texas having over 10 of the 14 gigawatts, providing ample experience on safely installing these systems. The recently completed one year work of the New York State Interagency Fire Safety Group analyzing the causes of the three New York BESS fires found no significant offsite environmental impacts that occurred because of them. Their just released draft code language for the New York State Fire Code includes updates and additions to improve coordination, safety and emergency preparedness in the planning of energy storage projects to help ensure communities are prepared for potential fires. These recommendations, along with the National Fire Protection Association 855 standard provide the basis for developing a Town of North Hempstead code for battery electric storage systems that is safe and appropriate for our town. I urge you, along with what many said, that we start working on the code. Make it a tough code. We are a dense town. Maybe there aren't too many places where we feel comfortable doing that, but let's not just --

CLERK SRIVASTAVA: Thank you.

MS. MASCALI: -- do a moratorium and not do anything for a year.

CLERK SRIVASTAVA: Thank you.

MS. MASCALI: Thank you.

CLERK SRIVASTAVA: Denise Parise, P-A-R-I-S-E?

SUPERVISOR DESENA: Janice, it's Janice.

CLERK SRIVASTAVA: Janice, yes.

MS. PARISE: It should have an "I" at the end of it, it's Parise, simple. My name is Janice Parise.

CLERK SRIVASTAVA: Parise.

MS. PARISE: And I'm not a fire expert or an energy expert, I'm just an accountant, but I live in the area. I live in Glenwood Landing, which, as you know, is on the northeast edge of Town of North Hempstead, and so I have concerns, and I want to express my support of the moratorium. I feel that it's very important for information, health and safety studies for the residents before

anything is allowed to move forward, and yes, these things will take time but I think it's important to just slow it down. So you know, I feel that in this forum here, I can see the faces of the Councilmembers, and I can see that, I believe, I could be wrong, it is my opinion, I believe that you are learning even here in this forum, and there's so much learning to be done. So I'm going to say that I have concerns about health and safety, as I said. These batteries can be very unstable and most certainly can combust and go on fire. We've already beat it to death that there have been three -- sorry, I'm not sure if I should move closer or further.

SUPERVISOR DESENA: You're good.

MS. PARISE: Three fires in New York State, and you know, I -- quite honestly, I take offense when I hear, like, oh, only three out of whatever number of facilities there are because there are thousands and thousands and tens of thousands of people, humans, that lived near those facilities and had to breathe in those toxins every day because there's no place to go. You're in your home, and you're subjected to these toxins that might be in the air for a week. I will tell you my experience, that I, too, was downtown at 9/11, and I returned to work a few days later. I literally had to walk past the burning mound every day because the subways did not go south of the site, and I breathed it in. In hindsight, I probably did have a choice, I could have not reported back to work, but I didn't think that was a choice at the time with a family and bills to pay, so I did return to work, and I did breathe that in for months as long as it burned, and I don't want that. I don't want a chance of that in my home, and perhaps there haven't been any deaths yet directly related to these fires, but like Councilmember Scott said, people are dying now, decades later, after breathing in those toxins after 9/11, and you know what? I have enrolled in the World Trade Center Health Program, I'm fortunate to have that option in case something should happen to me. Is there going to be a health program provided by the state for all residents that live near a BESS facility that perhaps goes on fire? I don't think so. So I think it's up to the members here to put a moratorium, and have time to learn more about the health and safety risks, and I don't think, you know, the codes, they'll change, they'll change the rules. As soon as the state, who's pushing this knows that, you know, what our concerns are, they'll just go back and change the rules and change the codes to try and force it through, and I'm about clean energy as well; okay? I'm not against it, but I'm against putting a facility in our community that could be harmful. We don't know. So that's what we need to find out. So that's all I really have to say.

CLERK SRIVASTAVA: Thank you.

MS. PARISE: Thank you.

SUPERVISOR DESENA: Thank you.

COUNCILWOMAN LIU: Thank you.

CLERK SRIVASTAVA: Chris Passetti? Chris Passetti?

MS. PASSETTI: Supervisor DeSena and the Town Board, I want to commend you for being proactive with this moratorium and preventing a rush to development and hasty decisionmaking that puts the health and safety of residents at risk. It's clear that you're putting the health and safety of residents as your top priority, and you should be commended for that. Like everyone has said, Long Islanders have suffered enough from agency lies about 9/11 to issues with Grumman. We don't want to be the next Palestine, Ohio, or the subjects of the next class action suit. This technology is in its infancy. While offering renewable promises, it poses significant risks that should not be ignored. Said promises can't come at the expense of public health and

safety or environmental integrity. There are no long-term residential health studies on regular operations of these facilities or the impact of potential disasters. New York State is the 12th largest economy in the world, and we have 0.4 percent greenhouse gas emissions. There is so much more that we can do as a country to bring down greenhouse gasses in the world like stopping production overseas in coal factories as opposed to putting residents of residential communities at risk. Safety standards to date don't address the instability of these BESS facilities, and they haven't prevented the multitudes of BESS fires, explosions and thermal runaways. The New York State interagency code enhancements, I read them. It's virtue signaling because many of them should have been in place before even one of these facilities had been built, and it's all about reactive approaches. Lithium batteries are unstable due to environmental factors, defects in manufacturing, electrical, mechanical and thermal abuse. Thermal runaway is the primary miss where one lithium cell enters into an uncontrollable and self-heating state and continues to propagate to other cells and batteries. It only takes one bad battery cell. They're heavy metals, lithium cobalt and nickel, they're known carcinogens and unregulated contaminants. They're only now starting to do studies on the impact of lithium to drinking water. The toxins emitted are hydrogen fluoride, PFAS, we're going to have dire effects on our air, land, water, and the human body will be strained from health and safety and cost perspectives, monitoring for off-gassing and dealing with the potential events where these toxins are released and come into our homes and area. The toxic plumes and contamination will affect everyone locally. It's not going to stay within Glenwood Landing or Roslyn or Roslyn Harbor. It's going to move, and the runoff contamination, including PFAS, will be an issue for our sole source, North Shore aquifers, and our harbor will be damaged. We will be left to shelter in place as --

CLERK SRIVASTAVA: Thank you.

MS. PAZZETTI: -- our densely populated community will not allow us to evacuate. Additionally, there are six Asian battery manufactures that have been flagged for removal from military bases and are noted in DHS legislation not to be put into our infrastructure and electrical grid for terrorism reasons. These things are run remotely with AI, so having somebody there onsite within 15 minutes or four hours will automatically have an issue.

CLERK SRIVASTAVA: Thank you. Time, please.

MS. PAZZETTI: Can I e-mail in the rest of my comments?

CLERK SRIVASTAVA: Sure.

SUPERVISOR DESENA: Sure.

MS. PAZZETTI: Thank you.

CLERK SRIVASTAVA: Joan Matthews?

MS. MATTHEWS: I'm a fast talker so you got to listen. Okay, a lot of these things have been said before, so --

SUPERVISOR DESENA: Hold on. Wait, wait.

MS. MATTHEWS: Sorry.

SUPERVISOR DESENA: Just say your name and --

MS. MATTHEWS: Sorry, my name is Joan Matthews, I live in Roslyn Harbor, and I literally

--

SUPERVISOR DESENA: Okay, and do you represent anyone or?

MS. MATTHEWS: Myself.

SUPERVISOR DESENA: Okay, thank you.

MS. MATTHEWS: And I live three blocks away from the Glenwood BESS proposed facility. So anyway --

COUNCILWOMAN DALIMONTE: Wait, well, proposed facility —

MS. MATTHEWS: It is.

COUNCILWOMAN DALIMONTE: — you mean for the Town of Oyster Bay.

MS. MATTHEWS: For the Town of Oyster Bay.

COUNCILWOMAN DALIMONTE: Okay.

MS. MATTHEWS: But I'm, like, stuck in the middle.

COUNCILWOMAN DALIMONTE: You just — no, you just scared me for a second.

MS. MATTHEWS: No, don't panic, Glenwood Landing, okay.

SUPERVISOR DESENA: You're scared?

COUNCILWOMAN DALIMONTE: Not scared but like — because we're all saying --

MS. MATTHEWS: My minutes are ticking.

COUNCILWOMAN DALIMONTE: — that it's not — no.

SUPERVISOR DESENA: Don't worry.

COUNCILWOMAN DALIMONTE: Your time is not ticking. We all just said there's nothing proposed, and then she says proposed, I'm like, wait, we don't know something.

MS. MATTHEWS: I'm sitting on the line.

COUNCILWOMAN DALIMONTE: Please start her time again.

MS. MATTHEWS: Thank you. Okay, so I'm a lifelong resident, 58 years of Glenwood Landing. I'm very concerned as an individual. I come from a long family history of firemen. My dad is 88 years old, he stopped firefighting from the age of 17, he's now 85, has dementia, could be due to toxins, but -- anyway, so a lot of things have been said already but here's some things just to think about. Evidently, I work in health care. So are the area hospitals well aware, North Shore, because St. Francis, Winthrop are all within your township, are they aware of potential fires and the effect as we just all went through COVID, it was quite a scramble. They're already stressed in the hospitals just for getting beds for people, people are sitting in hallways, et cetera. Are they going to have enough respirators when people are inhaling this stuff and have respiratory issues? Are they going to be able to treat burns, if that's the case, as well? Long-term effects to firefighters, environment and water, which we've spoken about before. As we are a very tight-knit area, you're putting something in a neighborhood that's literally across the street from houses. They're also trying to join in with Propel for routing that energy. So the question is, there are no term studies, long-term, about the effects of both the high voltage wires

as well as the BESS facilities. Let me see -- the other thing too is, are the volunteer fire departments in your district on board with supporting this? Ours in Glenwood Landing is not, and they've made it very vocal to Jupiter through proceedings. Also too, when you offer the option of sheltering in place, I don't know about you, but my house is not airtight. So the toxins are going to be coming in through your house because most houses have been here forever. Evacuation, as we know, is absolutely not an option for us because we're already congested at eleven o'clock at night. How do we clean up the debris that falls from this? Again, we don't know, as Christine said, the effects of this, long term. I'm very concerned about the drinking water. I already have a triple filtration, like, serious system for what we currently have, I don't know what it's going to be from there. Notification for our area, I don't -- just to prepare you, is not much. So they notify people within 500 feet which is absolutely absurd because 500 feet is not where the air is going to stop. The other thing they do is they bury it in a little tiny notice about this big in the newspaper. I don't read the newspaper, who reads the newspaper? If you do, you're looking for information, headlines, not for the little -- the little notifications. Also, the mailers that they send out are very candy-coated, so they don't talk about any of the effects, it's just wonderful clean energy. Also, too, just so that you guys know --

CLERK SRIVASTAVA: Thank you, time.

MS. MATTHEWS: One more second.

SUPERVISOR DESENA: Well, we said we were going to give you the extra time.

MS. MATTHEWS: Thank you.

SUPERVISOR DESENA: Go ahead.

MS. MATTHEWS: So if the battery reserve is also going upstate for chip manufacturing for AI data managing -- management, what is going to happen, like, where is our power going to come from? If they wipe out our power lines, the electricity is not going to help us anyway. We're actually, Long Island is pretty good. Fifty-eight years here, we get our power and up and running pretty fast. How many turbines does it take to power a BESS facility just for the cooling, the security, the lighting? The one they're planning on doing in Glenwood has nobody onsite to monitor it, and it's across the street from people. But I just want to say thank you for your time, but one last thing. A lot of the BESS facilities are popping up because they want to be moneymakers. They're not looking into the effects of how it's going to harm people. We've been to meetings before, and they don't want to address certain things, but thank you for your time.

CLERK SRIVASTAVA: Thank you.

MS. MATTHEWS: Just to make you aware.

SUPERVISOR DESENA: Thank you.

CLERK SRIVASTAVA: Thank you. Chris Rom? Chris Rom?

MR. ROM: How's it going? My name is Chris Rom, I reside in Wantagh, New York. So I'm on the Island but I'm here on behalf of the Citizens Climate Lobby, and also in solidarity of anyone here with Greenlight America. So I'm not in favor of the moratorium. What we heard from the fire marshal earlier about any other learnings that could come out of studies that are happening with the few fires that had occurred. If there is a six week window on that, like the woman from Iceland said earlier, I don't understand why it would need to be a year if you were going to implement anything. It seems like it could be framed around any other learnings you

would need to garner in order to implement other updates into whatever code you would be making, and I just feel that trying to bring up safety, obviously, like, it's important. But it -- to me, it feels like a straw man argument when you're comparing it to dirty fossil fuels because, like, when we all walk out of here and walk back to go home, we're going to be breathing in toxic fumes from all the cars that are on the road. Like, fossil fuels have completely dirtied the entire planet. Like, I understand that you want to make sure that the facilities are safe, but like we also heard where it's three in 5,000 where fires occurred. No technology is going to be perfect. But the science is clear, we've been told emissions have to be cut in half by 2030. We can't be kicking the can down the road like others have said. If you think other actions need to take place before some of these projects could get implemented, the climate crisis is the exact topic of conversation where they need to be put at the front of the agenda. If you're going to put any sort of moratorium on something, it should be because you're trying to solve it as fast as possible because this issue is something that affects everybody on the planet. It's not just some little local issue that only affects the people in this room and in this town. It's part of something way bigger, and I just think we -- you just need to put everything related to the climate crisis at the top of the agenda. These are the most important issues, and decarbonizing the economy is the most important thing for us. Thank you.

COUNCILWOMAN LIU: Thank you.

CLERK SRIVASTAVA: Thank you.

We're done with our cards on this Item.

SUPERVISOR DESENA: No more cards on this Item?

CLERK SRIVASTAVA: No additional cards.

SUPERVISOR DESENA: Oh, okay, we have — come on, come forward please.

MS. KRAMER: Good evening. Oh.

SUPERVISOR DESENA: Yeah, that was too close.

MS. KRAMER: Yeah, sorry.

SUPERVISOR DESENA: That's okay.

MS KRAMER: My name is Christina Kramer, I'm from Long Beach, New York. I am the administrator of the Protect Our Coast, Long Island, New York, Facebook group. We have 5,500 members, and we also have 15,000 signatures in opposition of offshore wind and its infrastructure. The people in this room are not addressing the fact that these BESS plants are part of a three-pronged plan for offshore wind. The turbines on our coast are going to be a thousand feet tall, destroying the ocean, and nobody's mentioning that turbine companies are indeed oil companies. BP, Shell, Exxon, all of these oil companies have rebranded themselves into clean energy turbine creators. Turbines are made with coal. Turbines are made with metals that are mined with child and slave labor. Turbines are a disaster to create, to install and maintain using thousands of gallons of fossil fuels every day. Substations from the offshore wind turbines will intake cool clean ocean water and expel chlorinated warm brown water into the ocean, three million gallons per day per substation. This is not green, this is not clean, it is not renewable, it is not efficient, it is not affordable. We will have 200 to 400 times the prices in energy, and I didn't come here to talk about turbines, I actually wanted to talk about hydrochloride -- hydro fluoride, but I think that people need to understand that all of this is in an effort to destroy and

industrialize our ocean with -- and then the high voltage wires, they want to put 700,000 watts of high voltage cables throughout all of Long Island. This is three to six years of heavy construction, and when you're -- and they're only installing them 36 inches beneath the ground, and they're going to install them in resident -- highly populated residential areas where people live, walk their dogs, take their children to school, it's catastrophic, and then the BESS plants, yes, I fully support a moratorium. I fully support a full on quit. These BESS plants, I live in Long Beach, Island Park is just a stone's throw away. They -- yes, we have 5,000 in New York, but these plants are five to 20 megawatts. They want to install 275 megawatts, 200 megawatts by us. They're not even comparable. If these things go up, people will be on lockdown. That's right, the windows, you'll get that hydro fluoride, and it will kill you. It will wreck your nervous system. Everybody needs to look up this horrible chemical, and when it's mixed with water, it turns into hydrofluoric acid. Everything about this green energy plan is not green, not clean, not renewable, not affordable, and we need to put Long Island first, and the resident's safety, health and wellbeing as the priority. I've left some materials so you can take a look at what we're doing here, and I just want to leave these for you guys, and I appreciate your time.

CLERK SRIVASTAVA: Thank you.

SUPERVISOR DESENA: Thank you.

CLERK SRIVASTAVA: Thank you.

SUPERVISOR DESENA: Does anyone else wish to be heard? Anybody -- oh, okay, come on up.

MS. McCANN: My name is Cecilia McCann, I'm at 99 Glenwood Road in Glenwood Landing, and I'm here to speak about what the rest of them are speaking about. First of all, thank you very much for considering a moratorium against the BESS units. What I'm concerned about --

COUNCILMAN SCOTT: Excuse me, before you go on anymore, just let me ask you a quick question. Your background?

MS. McCANN: We've met.

COUNCILMAN SCOTT: Yeah.

MS. McCANN: I'm a mechanical engineer.

COUNCILMAN SCOTT: Thank you very much.

MS. McCANN: Thank you very much, and we've met before, I'm sorry. I'm a mechanical engineer, and I also work for, and I've got to be very careful about this, I work for an insurance company who -- I'm an Assistant Vice-President of Claims for an insurance company, and we specialize in commercial equipment breakdown, and I can tell you --

SUPERVISOR DESENA: Can you stand closer to the microphone?

MS. McCANN: Yeah, thank you.

COUNCILWOMAN DALIMONTE: You're speaking as a resident, though; right?

MS. McCANN: I'm speaking as a resident, not as an employee of the corporation, but I will tell you from 40 years of experience, this is very dangerous. They're very dangerous, these situations, and we have a lot of very bad situations, insurance claims, that have occurred with BESS, and also with, unfortunately, the transmission lines that are getting put into place, and

what goes on with the transmission lines are also BESS units, and I don't think you're all aware of it at this point in time, maybe you're aware of it, is as the transmission lines with Propel New York, that project going into place, every single one of those substations will have a BESS unit put into place. They're very dangerous, extremely dangerous, and I've seen this as a claims person. I've seen them arcing, I've seen them hurting people, and the gentlemen from the fire department is one of those people that, sadly, fire department people are the ones who have to deal with this stuff. So all of that aside, they're also looking to put it in front of my house which is ironic, I suppose, but I appreciate the fact that the Board is taking a step back and being cautious about these units. You should be cautious. They're very, very dangerous. They're very dangerous to human lives, they're very dangerous to property, and I appreciate the fact that you want to be considerate about this. So thank you very much.

SUPERVISOR DESENA: Thank you.

COUNCILMAN SCOTT: Thank you.

COUNCILWOMAN LIU: Thank you.

SUPERVISOR DESENA: Anybody else?

MR. McDONOUGH: My name is Thomas McDonough, I'm am the Chairman of the 8th Fire Battalion, the Nassau County -- I'm a Commissioner on the Nassau County Fire Commission. I don't think that -- in my interpretation of what you're doing with the moratorium is that you're not saying no, you're just saying, not right now, let's do a little bit more study. The state just came out, the governor asked that a committee be formed, she formed a committee, and they did their research. They came out with that paper a couple of weeks ago. It's going to take time to implement that. I think that what people think here tonight is that the town can come up with its own code. Well, that's not the way it happens. You can come up with your own code, send it upstate to Albany, and Albany is going to say, nah, that's not going to work, it's going to contradict ours, we're not going to allow that, and that's how it is. You pass a law, especially in construction, it has to go up there, if it contradicts the New York State Building Code, it gets thrown out. They won't allow it to go into place. So we keep talking about health. One of the premier fire protection products that came out back in the 30's is one of the biggest killers today. It's called asbestos. Asbestos. You want to talk about a class action suit? There's a class action suit for you, asbestos. But it was one of the best fire protection products that was ever developed. We, the fire service, state that if you build it, we will protect it. We don't say no, we normally don't come out and say no, we're not going to respond to the fire, you know, we don't endorse anything. Do we endorse the safety products? Sure we do. Smoke detectors, sprinkler systems. You know what? Sprinkler systems are great, residential sprinkler systems are great. Who's the biggest fighter against it? The builders, right? So we will be there if they build it, but again, we were told at 9/11 that it was safe. It was safe. I know what death is from down there, I know what illness is from down there. We just want to find out how we can be protected from any kind of catastrophe involving a BESS. Thank you.

SUPERVISOR DESENA: Thank you.

COUNCILMAN WALSH: Thank you.

COUNCILWOMAN LIU: Thank you.

CLERK SRIVASTAVA: Thank you.

SUPERVISOR DESENA: Okay, come on up.

MS. LEO: Thank you, I'll make it quick. My name is Michele Leo, I'm from Island Park. Thank you very much for the opportunity to speak. So New York State wants 3,000 megawatts of storage by 2030. The development of these BESS facilities are part of the state's goals under the Climate Leadership and Community Protection Act. We know that the CLCPA is inequitable financially --

SUPERVISOR DESENA: That's actually too close.

COUNCILWOMAN DALIMONTE: Yeah, that makes it —

SUPERVISOR DESENA: Yeah.

MS. LEO: Thank you -- is inequitable financially because the New York State Comptroller is currently looking into the cost benefit analysis of the CLCPA and how these costs will impact all rate payers. So I got -- I'm going to give you a little story, back up. So I got here because I received a letter from Equinor informing me that they wanted to install two 345 kilovolts of high voltage EMF cables in front of my home. Equinor representatives verbatim said, we have no data on how high voltage EMF cables or substations will affect health -- safety or health or let alone property values. They also said, we're from Norway, we're new at this, we don't know, and so, in their own words, they're telling us we're going to be monitored after the fact. That's simply unacceptable from a billion dollar oil company not to have any research. I'm curious if these BESS companies are going to have the same nonanswer, if they're not going to have any research or data on how it's going to affect our health or safety or property values. How are turbines going to supply all of our energy need when they only run on about four hours of power? These turbines actually pull power from the grid to keep components running. How much energy will be used to keep the BESS climate-controlled? Are we -- are we going to be expending more energy than actually producing. Someone mentioned about what the state wants to do. So Governor Hochul vetoed bill number 621A2A because of local opposition on the South Shore against the cable, and then circumvented local communities by imposing the Rapid Act, which is just exactly what it said, it's rapid, it's going to move fast. So the Department of State wrote to the Public Service Commission, lots of agencies here, so in December, 2023, informing them of the environmental impact of battery storage which is a multiyear permitting process to mitigate fire risk, and the governor's imposed Rapid Act, which will do it faster. How does this make any sense? Before we go scorched earth, can we think about mechanical, thermal and electrical hazards of battery storage being imposed on all of us? Because of the rush to destroying the environment and saving the planet, we're already seeing the turbine blades polluting our ocean with PFAS in Nantucket. FYI, the Vineyard Wind 1 offshore wind environmental impact statement says, overall, it is anticipated that there will be no collective impact on global warming as a result of offshore wind projects alone. PFAS is a forever chemical, and yes, we already have PFAS in our environment, why do we need more? So I'm grateful for the -- it's not a moratorium, just considering putting a moratorium just because everything is just moving way too fast, and I'm not against clean energy. I agree with, why can't we just do hydro? It's just a little bit more -- it's safer and no one's being put at risk. Thank you.

SUPERVISOR DESENA: Thank you.

CLERK SRIVASTAVA: Thank you.

SUPERVISOR DESENA: Are there any other -- anyone else from the public who'd wish to be

heard?

(WHEREUPON, there was no response.)

SUPERVISOR DESENA: Anyone from the Board wish to be heard?

(WHEREUPON, there was no response.)

SUPERVISOR DESENA: Okay, seeing none —

COUNCILWOMAN DALIMONTE: No, I'm sorry. I was just getting myself ready.

SUPERVISOR DESENA: Oh.

COUNCILWOMAN DALIMONTE: So I know that it talks about a year moratorium.

SUPERVISOR DESENA: Speak closer to the microphone.

COUNCILWOMAN DALIMONTE: Oh. I know it talks about a year moratorium. Did we ever consider doing a six month, and I agree with Nick, like, what is our plan? There was a moratorium put in place for the BW zone in Port Washington, and when I came in it was still a moratorium, and because of COVID that was extended a year, but it would have been done within six months if I had the time, you know, without COVID. But I really want to know, what is our plan? Because when you put a moratorium in place, are we setting up a task force? Are we setting up meetings that the public can come to to hear the input, to hear the experts? What is it going to entail? I think that's really, really important, and we've known about this, you know, for the last month that we were going to -- that this was -- that we were having a public hearing today, but I haven't heard anything about what our plan is. So what is our plan?

SUPERVISOR DESENA: Well, I think we've heard from Mr. McDonough as well as from the fire marshal's office that we are waiting for New York State Fire Code. We don't know when these regulations -- obviously, the comment period isn't even closed yet. We don't know --

COUNCILWOMAN DALIMONTE: Right, September 24th.

SUPERVISOR DESENA: But we don't know if it'll be extended, you know, things get extended, as you just said. So why would we think that New York State is going to be any faster? So I -- the 12 month moratorium is so that the legislators have time, and so that our fire departments have time, our fire marshal's office have time. If they are comfortable, if the regulations are implemented and they are comfortable, this is a moratorium that can end at any time. So if -- as was explained, we don't want to -- we don't want to rush it. We don't want to take the risk when it comes to safety. There's been some talk about the cost of energy, but I want to remind everyone of the cost of a life and of grave health consequences. We have a lot of firefighters right here in this room tonight, and I want to thank them and all of our volunteer fire service. So that is what I see. You know, I have heard that we're sending a message that we're unfriendly to green technology. That is untrue. Everyone up here is conscious of climate control needs, climate -- we've heard about the flooding that we experienced just last week. It's a real issue, and we do what we can. But I don't want to talk about sending a message or about safety being a straw man and talking about fossil fuels when we're talking about the lives and the health of our firefighters who get up in the middle of the night and who train to protect us. So this moratorium can end as soon as they tell us they're ready.

COUNCILWOMAN DALIMONTE: But why don't we —

SUPERVISOR DESENA: It's not us. It's not — the town doesn't make these rules.

COUNCILWOMAN DALIMONTE: No, no, no, but we — I was hoping to hear that your office would set up a task force with the public because you placed this, you know, you put this moratorium on. I think it's really important that we do, because maybe we can make something stricter in our town code to protect our residents. So I think that we shouldn't rely on somebody else. Like yes, the fire codes need to be changed. The period is open till September 24th. But what I'm saying is, why don't we look, the Town of North Hempstead look to see what we can do to make sure that everything -- that we cross our T's and we dot our I's. Don't rely on somebody else or another government entity. Rely on us to do that.

SUPERVISOR DESENA: I'm not going to sit here and say that anyone on this dais is more experienced or qualified than our Nassau County Fire Marshal.

COUNCILWOMAN DALIMONTE: I'm not — wait, wait, wait, wait, wait, hold on. I'm not saying that. I'm saying, and I did not mean any disrespect to the Nassau County Fire Marshal. My entire family are firefighters, volunteer. So what I'm saying is, the code, the draft fire code for New York State, hopefully, is going to be changed. The open period is till September 24th. What I am saying is, why don't we work with the Nassau County Fire Marshal? Why don't we work with having Mr. McDonough on that? Why don't we work with having Hildur on that? Some of the people that spoke tonight, why don't we work as a task force to make sure what we do at the Town of North Hempstead is we are making sure that the 230,000 residents in the Town of North Hempstead, we are crossing our T's and dotting our I's. I don't want to have to rely on the state or Town of Oyster Bay or Town of Hempstead. I think we need to make sure that we protect our residents and make sure that the legislation we put it in is the best for our 230,000 residents.

COUNCILMAN SCOTT: Again —

COUNCILWOMAN DALIMONTE: That's what I'm saying.

COUNCILMAN SCOTT: — but Mariann, we have to wait for the state. We wait for the state to turn around and come down, like they all just said, we're going to set up a task force waiting there for them to come down.

COUNCILWOMAN DALIMONTE: No.

COUNCILMAN SCOTT: What do you mean, no?

COUNCILWOMAN DALIMONTE: What you do is you set up a task force -- so when I had the -- when I came in, and there was a moratorium, I -- there was a committee. We met. It was open to the public.

COUNCILMAN SCOTT: A moratorium on what?

COUNCILWOMAN DALIMONTE: It was on a building code.

COUNCILMAN SCOTT: A building code, all right.

COUNCILWOMAN DALIMONTE: Yes.

COUNCILMAN SCOTT: But we're not talking about dealing with the state. You're talking about a moratorium on a building code that we had, not the state. We have to wait on the state to come down. Like, I can't wait to speak to you afterwards, I want to get more knowledge on

what's going on. Cutting this back to six months, you know, no. We can cut it back at any time. The 12 -- it protects us right now, and let's not forget that the state can pull stuff on smaller townships, and there's nothing that we can do about it. With this moratorium in place, it gives us protection to look at it, and see what we have to do and wait for the state to come out with what they have to come out with.

COUNCILWOMAN DALIMONTE: So they — if you look on July 26th, there is draft code language that you can read.

COUNCILMAN SCOTT: Draft.

COUNCILWOMAN DALIMONTE: Draft, yes.

COUNCILMAN SCOTT: But not official.

COUNCILWOMAN DALIMONTE: Not official, draft.

COUNCILMAN SCOTT: Okay, all right.

SUPERVISOR DESENA: It just came out.

COUNCILWOMAN DALIMONTE: It just did.

SUPERVISOR DESENA: It's nowhere near done.

COUNCILWOMAN DALIMONTE: Right.

SUPERVISOR DESENA: So why do you want to rush? Why do you want to tie our hands to six months? I agree, we've had amazing resources -- can I --

COUNCILWOMAN DALIMONTE: Mm-hmm.

SUPERVISOR DESENA: We've had amazing speakers tonight, and we certainly are open to hearing more and sharing information with these resources. A 12 month moratorium can be ended at any time as soon as we're ready.

COUNCILWOMAN DALIMONTE: What I'm — but I'm — the other part that I was asking and what I was speaking about is, I am asking you, your office, to set up a task force why this is happening. Go.

COUNCILMAN TROIANO: Yeah, I'm — I am totally confused the last five minutes of this discussion. Councilwoman -- Councilmember Dalimonte is asking for a task force to be set up. It seems like a reasonable --

COUNCILWOMAN DALIMONTE: Yeah.

COUNCILMAN TROIANO: — kind of request, because, you know, my problem with this legislation is that it's got no foundation, and I'll talk about that when I vote, and it's got no scaffolding to hang anything on. But what I'm confused about was that in response to your question, the Supervisor said, we're waiting on the state, when the legislation says, "the Town Board finds it imperative that the town undertake a thorough examination of these systems." So the legislation itself calls for, in different words, Mariann --

COUNCILWOMAN DALIMONTE: Yes.

COUNCILMAN TROIANO: — a task force. But then we're told from the dais that the town is going to punt and put it on the state, and so I'm confused by the legislation, and that's -- I find

the legislation -- I may be supportive of a moratorium, but not the way this is written, and not given how the Supervisor has said we're relying on the state. But the legislation itself says we're going to do our own study. So apparently, we're not, because that's not what the Supervisor just said.

COUNCILWOMAN DALIMONTE: Right, so we're voting on something, you know, the local law that's in front of us is different than what is being stated here tonight.

COUNCILMAN SCOTT: Well, I don't see it that way. I see it as, we got the -- the public's coming out, we have pros and cons. We already started our investigation into this. This very meeting tonight started the investigation into it. A moratorium on it ensures that the state won't sneak anything in on us or change their codes or anything like that.

COUNCILMAN TROIANO: It's hard to call — it's hard to call a hearing a thorough examination of these systems to identify any possible threats to public health, safety and welfare, as well as evaluate the potential for environmental degradation. It's hard to call a hearing that examination. But let's just say, as you said, that's the start. Mariann is asking, and I'm going to follow up and also ask, what's part two?

SUPERVISOR DESENA: The point — this moratorium gives us the time to continue hearing from the experts, to hear from the state legislators, to hear from our fire service. The moratorium gives us the time to do exactly the things that you're asking, and so, unless we have any further comments, I move to close the hearing, and I offer the resolution and move for its adoption.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: One of our speakers tonight proudly said that she was a mother, she's concerned about the welfare of her children. I am a father and a grandfather concerned about the welfare of my children and my grandchildren. I see a number of people nodding their heads in agreement with me, and it's funny because you're both on different sides of the aisle, so to speak, which I think speaks to the sincerity of everybody that's come up to speak tonight. I believe that everybody believes what they are saying tonight. My concern though, as a concerned father and grandfather, is that this moratorium does nothing but kick the can down road exposing my children and my grandchildren to additional risk from fossil fuels and other forms of environmental damage. I don't know where that ends. We've heard that it's only a year, we can stop it any time we want. We've heard from other people come up here and speak and talk about three to six years, we're to just not do anything. We've heard someone say we should not approve this until there's zero risk. There's zero risk in nothing. There's near zero risk in my drive home tonight, yet, I am going to drive home tonight. We have heard the state's going to come out with a study soon, maybe in September. We've also heard that I don't trust the state. So we're at a loss. The legislation says, "the town will undertake a study," yet, there's no scaffolding, there's no framework for such a study. There's no identification of who will conduct that study. I don't know who in the town has the capability to do all of the things that are said in this legislation. So the legislation itself is just faulty, and I would suggest that we table this, rewrite the legislation, let's put a plan in place, Rita and Amelia spoke from different sides of this issue, but both agreed, we need a plan, we need a plan to go forward. I'm going to put a bumper sticker together that says, let's plan, not ban. That's what we need to do. The legislation, again, says we're going to undertake a thorough examination. Well, let's do that or let's at least establish what the benchmarks are, what we're waiting for, what has to come out of this study. You know, the state's approved -- has already given us proposals, including response time from fire

departments. Yet, some people have said, we can't possibly do that, it's never going to happen. So then what's the moratorium for? If you feel that way going into this, why don't we just vote to never have these facilities? Well, to me, that's not an educated option, and by the way, our plan ought to include an educational component because I've heard some things tonight about the risks and the toxins that just are not true, are not -- is not what happened in any locations where there was a fire. So I'm going to try to split the baby as well as I can here by saying I understand the interest in making sure that these are safe facilities, and I understand the motive for wanting to stop our reliance on fossil fuels. But we've got to do it better than this legislation provides for, and until we can improve this legislation, I vote no.

CLERK SRIVASTAVA: Councilman Scott?

COUNCILMAN SCOTT: I disagree with my fellow Councilman. I feel that let's -- this statement, let's plan, not ban, again, I reiterate it again, this is not a ban, it is a timeout. You've been in public service for long time, and you've seen what the state has done when it comes to smaller municipalities. You talk about building the framework of a foundation. Today's moratorium and today's people that have spoken today in various fields, it starts the frame. It starts the one bolt to build the frame, and we can, as Councilmembers here, talk about this. Just because the Board meeting doesn't happen every day, we can talk about this amongst ourselves. Mariann, I walk past your office all the time. You and I can sit down after speaking to some of my constituents and coming back and say, hey, what do you think about this. It starts now, and then when the state finally gets -- I'll use the word their stuff together, okay, and they come out and give us a detailed or definite things what they want to do or how they want to see this to proceed or some of the things that they're going to implement, then we can act on that. Let's get the task force together. All right, what do you think? This is what the state wants to do, and then do it. I feel the moratorium gives us a safety net, and with that, I vote yes.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Yeah, this is very simple for me, this is 2024, and I don't want us to see -- I don't want to see us go back to the days of Robert Moses where you put shovels in the ground first and worry about environmental issues as they come along. With that, I vote yes.

CLERK SRIVASTAVA: Councilwoman Liu?

COUNCILWOMAN LIU: I want to thank everybody for coming out and taking time from your busy schedules on this important issue that means so much personally to you guys, and I know a lot of you care about our environment, care about the safety of your families and our firefighters and first responders. So I'm learning a lot while sitting here today as well. Thank you for educating us in -- because we do some research, and then you guys added to that, so that was very helpful, but then we have to go back and fact check everything that was said today; right? So that's also our due diligences as well, that we need to do, and so, this room and very split today, and it's not usually like this all the time, and I've only been at Board meetings for this past year, but I would say it's pretty evenly split here, and one thing that really concerns me is the recommendations that were made by, and I'm going to read it because it's a very long title of this group, The New York State Interagency Fire Safety Working Group fire code recommendations that were made by this group. Some of you mentioned them; right? And there were a number of recommendations that I thought made a lot of sense, especially having an emergency response plan and regular fire department training, like annual local training of first responders at every BESS installation; right? So to me, these are kind of like no-brainer recommendations that I hope

get implemented; right? So that's why I asked the fire marshal, do you know when this will come on the agenda for -- I think it's called the fire code commission or something where they adopt this and it becomes part of our fire code, and I believe that they're meeting in September. So that is a very crucial meeting. I know the public comment closes in September, and so hopefully, they would be meeting and this is on the agenda and these recommendations can be adopted. So that's the first thing that I feel is very necessary to know as a Councilperson in voting on this moratorium, is whether these recommendations are going to go into effect, and how soon these will go into effect, and then whether we have a plan. I do believe we need to have, regardless whether these recommendations go through, we still need to have a plan in the Town of North Hempstead, and I believe that starts with the task force. We do have a number of Fire Commissioners, we have different nonprofit organizations, we have residents here, we have school districts that want to give input. So I feel like that is also very necessary, and I what hear what Councilman Scott and -- has said and Supervisor DeSena. It's a one-year moratorium, we can always lift it. The flip side to that is also, we can have a six month moratorium and extend it; right? So it works both ways, and it's just how you want to craft this legislation; right? And I think in all fairness, we extend things all the time. I don't know about lifting, I haven't been part of that part yet, but I know that we extend all the time here, the Town Board. I say all this because it's still a work in progress in my head, and I haven't really formulated what my district feels because I have been a little bit out of commission for a while. I had surgery a month ago, and I'm still recovering. So I haven't met with my constituents. Nobody has called or e-mail -- I've gotten a few e-mails, but only one from my district. I haven't gone to the civic meetings. There are a lot of stakeholders here; right? We've got fire departments, we have civic associations, all within all of our various districts that we need to speak to. So I haven't gotten a chance to speak with them. I met -- I was absent from the last Town Board meeting because of my injury, and this is the first time I'm back. So I would like to meet with more of my constituents to see how they feel about it, where -- if they think where these locations should go, and you know, what kind of plans we think we should have in place. So there's a lot of things that are still moving parts, I feel, for myself and my district, and to be fair, I don't think I can really vote on this today because I really haven't heard from my constituents yet. So for this reason, I'm going to be abstaining today from this vote.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Okay, so I support renewable energy, but I know we need to do it safely. The thing that is -- that bothers me is, I'd rather have a six month moratorium than a 12 month. I would. I'd rather have a plan. I want to have a task force, think tank, I think you mentioned it Hildur, a think tank. I think we need to update our codes. Someone else who actually wanted the moratorium said, you need to update your codes, and I agree with him, and that's my problem. I've heard tonight, and thank you for everyone that came out tonight. You're away from your family, you really care, you came out, you educated us. I've also done my own research, a very thick folder, but I want to have a moratorium, but I am not for a 12 month moratorium. I am for a six month moratorium, let's put our feet to the ground, let's cross our T's, dot our I's. So because of that, I am going to -- I don't want to vote no, and I don't want to vote yes.

SUPERVISOR DESENA: So don't vote.

COUNCILWOMAN DALIMONTE: Excuse me, can I have my vote?

SUPERVISOR DESENA: I just want to make sure, though, before you vote that you understand that abstaining means there is no moratorium, and so it means that --

COUNCILWOMAN DALIMONTE: Excuse me, but just —

SUPERVISOR DESENA: Okay.

COUNCILWOMAN DALIMONTE: — just because — I'm sorry. This is my vote, this is the way I feel, and I'm going to vote whether I was first in line or I'm number -- it doesn't matter. I need to vote the way I feel. That -- and I have residents on both sides that are for it and residents that are against it, and I understand it, but I want to have a plan, and I want to have a task force, and I want to have a six month moratorium. This comes back on for a six month moratorium, I will support it, and I'm saying that. I will support it. So in that case, because I'm not getting -- I think 12 months is too long, I think that there should be a task force, and this should be -- the person who put the moratorium on, should be the lead. That's my opinion, and I'm entitled to my opinion, and so I abstain from this vote.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Well, obviously, I support this moratorium. I'm disappointed that, you know, with a month's notice that two of us were unable to vote tonight. By the time another moratorium can be put onto this agenda, you might have an application in for a battery storage facility, and the moratorium might be too late. So you know, to use semantics, to ignore all of the concerns that you've just heard, and one of the things that tends to bother me is when people say, oh, my district. We all have a duty to vote for the whole town. So you have the same duty to the residents of Glenwood Landing as Mr. Scott does. I mean, we are all voting for the good of our whole town. So obviously, I'm disappointed that we couldn't agree on a pause so that we could be conservative and proactive in the name of safety for our firemen and for the health of our residents, for our water, because there are -- not everything is perfect about the system. So I vote yes.

CLERK SRIVASTAVA: Thank you.

COUNCILMAN TROIANO: Before all of the people that spoke today that were concerned or perhaps concerned now that the moratorium wasn't approved, I have no doubt it'll come back on in the near future. But you shouldn't think that, as we just stated --

SUPERVISOR DESENA: They can think whatever they want.

COUNCILMAN TROIANO: — that because an application is filed tomorrow, that that means there'll be a facility constructed next month. It's just not the case. We don't have the zoning for it, we have to have a zoning hearing to provide for zoning, and as the fire marshal said, in the end, it doesn't matter what we do, it doesn't matter what the Building Department does in terms of approving a permit, it doesn't matter what the BZA does in terms of approving a variance. In the end, it comes down to what the fire marshal approves, and if the fire marshal has a concern -- if the fire marshal has a concern about the construction of the facility, then he will express that and disapprove it.

AUDIENCE MEMBER: That's a lie. That's a lie.

SUPERVISOR DESENA: Okay, please call the next Item.

CLERK SRIVASTAVA: Item number 7 . A public hearing to consider the adoption of

ordinances affecting Moore Street and Talbot Street in New Hyde Park, New York.

SUPERVISOR DESENA: Okay, are there any cards on Item 7?

CLERK SRIVASTAVA: So we don't have cards on this Item.

COUNCILWOMAN DALIMONTE: This is your Item.

COUNCILWOMAN LIU: Seven.

COUNCILWOMAN DALIMONTE: Madam Clerk, did you call Item 7?

SUPERVISOR DESENA: Yes, she did.

COUNCILWOMAN DALIMONTE: Oh, she did.

SUPERVISOR DESENA: I'm sorry, I didn't hear.

COUNCILWOMAN LIU: Is there anyone who wishes to heard on Item 7 on the agenda?

(WHEREUPON, there was no response.)

COUNCILWOMAN LIU: Do we have any cards?

SUPERVISOR DESENA: No.

COUNCILWOMAN LIU: Okay.

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

COUNCILWOMAN LIU: All right, then I move to close the public hearing and move for its adoption.

CLERK SRIVASTAVA: Councilman Troiano? Councilman Troiano?

COUNCILMAN WALSH: Hold on a second.

SUPERVISOR DESENA: We're voting on Item 7, there were no --

COUNCILMAN TROIANO: Dennis said something.

COUNCILWOMAN DALIMONTE: On Item 7?

COUNCILMAN WALSH: You know, I'm having difficulty hearing.

SUPERVISOR DESENA: Item 7.

COUNCILMAN WALSH: Item number 7.

COUNCILMAN SCOTT: Can somebody shut the door?

COUNCILMAN WALSH: But I didn't hear her read it.

SUPERVISOR DESENA: I didn't hear her read it.

COUNCILMAN WALSH: She should, you know —

CLERK SRIVASTAVA: Somebody can close the door.

COUNCILMAN WALSH: Ah, I have —

CLERK SRIVASTAVA: Somebody can please close the door.

COUNCILWOMAN LIU: Can we close the door, please. Thank you.

COUNCILMAN WALSH: I'm on Item 7, but I didn't —

COUNCILWOMAN LIU: She was too quick this time, but yes, we've already moved to close the public hearing and move for its adoption.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Scott?

COUNCILMAN SCOTT: Aye, I'm sorry.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Yes.

CLERK SRIVASTAVA: Councilwoman Liu?

COUNCILWOMAN LIU: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

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

ORDINANCE NO. 11 - 2024

A PUBLIC HEARING TO CONSIDER THE ADOPTION OF ORDINANCES AFFECTING MOORE STREET AND TALBOT STREET IN NEW HYDE PARK, 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. 11 - 2024

NEW HYDE PARK, NEW YORK

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

PROPOSAL

ADOPT:

1. MOORE STREET – EAST AND WEST SIDE - SCHOOL SPEED ZONE – 20 MPH – 7:00 A.M. TO 6:00 PM - SCHOOL DAYS
From the south curblineline of Shelter Rock Road, south, to the south curblineline of Talbot Street.

2. TALBOT STREET – NORTH AND SOUTH SIDE - SCHOOL SPEED ZONE – 20 MPH – 7:00 A.M. TO 6:00 PM - SCHOOL DAYS
From the west curblineline of Herricks Road, west, to the east curblineline of Moore Street.

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 13, 2024

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

Nassau Illustrated News f/k/a New Hyde Park Illustrated News
132 East Second Street
Mineola, NY, 11501
Phone: 5167478282 Fax: 5167426376



Affidavit of Publication


To: Town Of North Hempstead - Town Clerk -
200 Plandome Rd
Manhasset, NY, 11030

Re: Legal Notice 955211,

State of NY }
 } SS:
County of Nassau }

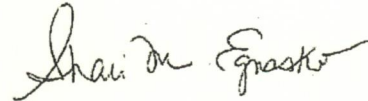
The undersigned is the authorized designee of Victoria Schneeps-Yunis/Publisher of Nassau Illustrated News f/k/a New Hyde Park Illustrated News, a Weekly newspaper published in Mineola, NY. A notice was published in said newspaper once in each Day for 1 consecutive Days, commencing on 08/01/2024 and ending 08/01/2024. The text of the notice as published in said newspaper is as set forth below, or in the annexed exhibit. This newspaper has been designated by the Clerk of Nassau County for this purpose.

Sworn to me on this 9th day of August 2024

By 

Ralph D'Onofrio

Authorized Designee of the
Publisher



Shari M. Egnasko
Notary Public, State of NY
No. 01EG6119807
Qualified in Nassau County
My commission expires on
December 6, 2024

**LEGAL NOTICE
NOTICE OF HEARING
PLEASE TAKE**

NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead on the 13th day of August, 2024, at 7:00 o'clock in the evening for the purpose of considering the adoption of the following ordinance:

**MOORE STRRET,
NEW HYDE PARK,
NEW YORK**

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

**PROPOSAL
ADOPT:**

1. MOORE STREET - EAST AND WEST SIDE - SCHOOL SPEED ZONE - 20 MPH - 7:00 A.M. TO 6:00 PM - SCHOOL DAYS From the south curbline of Shelter Rock Road, south, to the south curbline of Talbot Street.

2. TALBOT STREET - NORTH AND SOUTH SIDE - SCHOOL SPEED ZONE - 20 MPH - 7:00 A.M. TO 6:00 PM - SCHOOL DAYS From the west curbline of Herricks Road, west, to the east curbline of Moore Street.

Section 2. All ordinances or regulations heretofore adopted in conflict with this ordinance are hereby repealed.

Section 3. PENALTIES: "A violation of this ordinance shall be punishable by a fine not in excess of Thirty (\$30.00) Dollars, plus any surcharge payable to other governmental entities."

Section 4. This ordinance shall take effect ten days from the date of its publication and posting pursuant to Section 133 of the Town Law of the State of New York.

Section 5. This ordinance shall be incorporated in the Uniform Traffic Code of the Town of North Hempstead.

Dated: June 4, 2024
Manhasset, New York
BY ORDER OF THE
TOWN BOARD OF
THE TOWN OF
NORTH HEMPSTEAD
RAGINI SRIVASTAVA
TOWN CLERK

8-1-24 IT# 955211 NIN/
NHP

**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.
11- 2024**

**NEW HYDE PARK,
NEW YORK**

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

PROPOSAL

ADOPT:

**1. MOORE STREET -
EAST AND WEST SIDE
- SCHOOL SPEED ZONE
- 20 MPH - 7:00 A.M. TO
6:00 PM - SCHOOL DAYS**
From the south curblinc of
Shelter Rock Road, south,
to the south curblinc of
Talbot Street.

**2. TALBOT STREET
- NORTH AND SOUTH
SIDE - SCHOOL SPEED
ZONE - 20 MPH - 7:00
A.M. TO 6:00 PM -
SCHOOL DAYS** From the
west curblinc of Herricks
Road, west, to the east
curblinc of Moore Street.

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 13, 2024
Manhasset,
New York

**BY ORDER OF THE
TOWN BOARD OF
THE TOWN OF NORTH
HEMPSTEAD
RAGINI SRIVASTAVA
TOWN CLERK
8-22-24 1T# 957032 NIN/
NHP**

CLERK SRIVASTAVA: Item number 8 . A public hearing to consider the adoption of ordinances affecting North 2nd Street, North 3rd Street, White Avenue and Clausen Place in New Hyde Park, New York.

COUNCILWOMAN LIU: Do we have any cards or does anybody wish to be heard on this Item?

CLERK SRIVASTAVA: We don't have cards on this Item.

COUNCILWOMAN LIU: Okay, and I'd like to close the public hearing and offer the resolution and move for its adoption.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Scott?

COUNCILMAN SCOTT: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Liu?

COUNCILWOMAN LIU: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

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

ORDINANCE NO. 12 - 2024

A PUBLIC HEARING TO CONSIDER THE ADOPTION OF ORDINANCES AFFECTING NORTH 2ND STREET, NORTH 3RD STREET, WHITE AVENUE AND CLAUSEN PLACE IN NEW HYDE PARK, NEW YORK.

NOTICE IS HEREBY GIVEN that, after a public hearing duly held by the Town Board of the Town of North Hempstead, the following ordinance was ordered adopted:

ORDINANCE NO. T.O. 12 - 2024

NEW HYDE PARK, NEW YORK

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

PROPOSAL:

ADOPT:

1. NORTH 3RD STREET – EAST SIDE – NO STOPPING HERE TO CORNER
From the north curbline of White Avenue, north for a distance of 27 feet.
2. NORTH 3RD STREET – WEST SIDE – NO STOPPING HERE TO CORNER
From the north curbline of White Avenue, north for a distance of 49 feet.
3. NORTH 3RD STREET – EAST SIDE – NO STOPPING HERE TO CORNER
From the south curbline of White Avenue, south for a distance of 41 feet.
4. NORTH 3RD STREET – WEST SIDE – NO STOPPING HERE TO CORNER
From the south curbline of White Avenue, south for a distance of 25 feet.
5. WHITE AVENUE – NORTH SIDE – NO STOPPING HERE TO CORNER
From the east curbline of North 3rd Street, east for a distance of 25 feet.
6. WHITE AVENUE – SOUTH SIDE – NO STOPPING HERE TO CORNER
From the east curbline of North 3rd Street, east for a distance of 25 feet.
7. WHITE AVENUE – NORTH SIDE – NO STOPPING HERE TO CORNER
From the west curbline of North 3rd Street, west for a distance of 25 feet.
8. WHITE AVENUE – SOUTH SIDE – NO STOPPING HERE TO CORNER
From the west curbline of North 3rd Street, west for a distance of 25 feet.

9. NORTH 2nd STREET – EAST SIDE – NO STOPPING HERE TO CORNER
From the north curblineline of White Avenue, north for a distance of 45 feet.
10. NORTH 2nd STREET – WEST SIDE – NO STOPPING HERE TO CORNER
From the north curblineline of White Avenue, north for a distance of 49 feet.
11. NORTH 2nd STREET – EAST SIDE – NO STOPPING HERE TO CORNER
From the south curblineline of White Avenue, south for a distance of 42 feet.
12. NORTH 2nd STREET – WEST SIDE – NO STOPPING HERE TO CORNER
From the south curblineline of White Avenue, south for a distance of 25 feet.
13. WHITE AVENUE – NORTH SIDE – NO STOPPING HERE TO CORNER
From the east curblineline of North 2nd Street, east for a distance of 25 feet.
14. WHITE AVENUE – SOUTH SIDE – NO STOPPING HERE TO CORNER
From the east curblineline of North 2nd Street, east for a distance of 25 feet.
15. WHITE AVENUE – NORTH SIDE – NO STOPPING HERE TO CORNER
From the west curblineline of North 2nd Street, west for a distance of 25 feet.
16. WHITE AVENUE – SOUTH SIDE – NO STOPPING HERE TO CORNER
From the west curblineline of North 2nd Street, west for a distance of 25 feet.
17. NORTH 3RD STREET – EAST SIDE – NO STOPPING HERE TO CORNER
From the south curblineline of Hillside Avenue, south for a distance of 44 feet.
18. NORTH 3RD STREET – WEST SIDE – NO STOPPING HERE TO CORNER
From the south curblineline of Hillside Avenue, south for a distance of 25 feet.
19. NORTH 3RD STREET – EAST SIDE – NO STOPPING HERE TO CORNER
From the south curblineline of Clausen Place, south for a distance of 47 feet.
20. NORTH 3RD STREET – WEST SIDE – NO STOPPING HERE TO CORNER
From the south curblineline of Clausen Place, south for a distance of 30 feet.
21. CLAUSEN PLACE – SOUTH SIDE – NO STOPPING HERE TO CORNER
From the east curblineline of North 3rd Street, east for a distance of 37 feet.
22. CLAUSEN PLACE – NORTH 3RD STREET – FULL STOP
All traffic Westbound on Clausen Place shall come to a Full Stop at its intersection with North 3rd Street.
23. CLAUSEN PLACE – NORTH SIDE – NO STOPPING HERE TO CORNER
From the east curblineline of North 3rd Street, east for a distance of 45 feet.

24. CLAUSEN PLACE – NORTH SIDE – NO STOPPING ANYTIME

From a point 290 feet east of the east curblineline of North 3rd Street, east then north for a distance of 45 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 13, 2024

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

**LEGAL NOTICE
NOTICE OF HEARING
PLEASE TAKE
NOTICE** that a public hearing will be held by the Town Board of the Town of North Hempstead on the 13th day of August, 2024, at 7:00 o'clock in the evening for the purpose of considering the adoption of the following ordinance:

**NORTH 3RD STREET,
NEW HYDE PARK,
NEW YORK**

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

PROPOSAL:

ADOPT:

1. NORTH RD STREET - EAST SIDE - NO STOPPING HERE TO CORNER From the north curblin of White Avenue, north for a distance of 27 feet.

2. NORTH 3RD STREET - WEST SIDE - NO STOPPING HERE TO CORNER From the north curblin of White Avenue, north for a distance of 49 feet.

3. NORTH 3RD STREET - EAST SIDE - NO STOPPING HERE TO CORNER From the south curblin of White Avenue, south for a distance of 41 feet.

4. NORTH 3RD STREET - WEST SIDE - NO STOPPING HERE TO CORNER From the south curblin of White Avenue, south for a distance of 25 feet.

5. WHITE AVENUE - NORTH SIDE - NO STOPPING HERE TO CORNER From the east curblin of North 3rd Street, east for a distance of 25 feet.

6. WHITE AVENUE - SOUTH SIDE - NO STOPPING HERE TO CORNER From the east curblin of North 3rd Street, east for a distance of 25 feet.

7. WHITE AVENUE - NORTH SIDE - NO STOPPING HERE TO CORNER From the west curblin of North 3rd Street, west for a distance of 25 feet.

8. WHITE AVENUE - SOUTH SIDE - NO STOPPING HERE TO CORNER From the west curblin of North 3rd Street, west for a distance of 25 feet.

9. NORTH 2nd STREET - EAST SIDE - NO STOPPING HERE TO CORNER From the north curblin of White Avenue, north for a distance of 45 feet.

10. NORTH 2nd STREET - WEST SIDE - NO STOPPING HERE TO CORNER From the north curblin of White Avenue, north for a distance of 49 feet.

11. NORTH 2nd STREET - EAST SIDE -

NO STOPPING HERE TO CORNER From the south curblin of White Avenue, south for a distance of 42 feet.

12. NORTH 2nd STREET - WEST SIDE - NO STOPPING HERE TO CORNER From the south curblin of White Avenue, south for a distance of 25 feet.

13. WHITE AVENUE - NORTH SIDE - NO STOPPING HERE TO CORNER From the east curblin of North 2nd Street, east for a distance of 25 feet.

14. WHITE AVENUE - SOUTH SIDE - NO STOPPING HERE TO CORNER From the east curblin of North 2nd Street, east for a distance of 25 feet.

15. WHITE AVENUE - NORTH SIDE - NO STOPPING HERE TO CORNER From the west curblin of North 2nd Street, west for a distance of 25 feet.

16. WHITE AVENUE - SOUTH SIDE - NO STOPPING HERE TO CORNER From the west curblin of North nd Street, west for a distance of 25 feet.

17. NORTH 3RD STREET - EAST SIDE - NO STOPPING HERE TO CORNER From the south curblin of Hillside Avenue, south for a distance of 44 feet.

18. NORTH 3RD STREET - WEST SIDE - NO STOPPING HERE TO CORNER From the south curblin of Hillside Avenue, south for a distance of 25 feet.

19. NORTH 3RD STREET - EAST SIDE - NO STOPPING HERE TO CORNER From the south curblin of Clausen Place, south for a distance of 47 feet.

20. NORTH 3RD STREET - WEST SIDE - NO STOPPING HERE TO CORNER From the south curblin of Clausen Place, south for a distance of 30 feet.

21. CLAUSEN PLACE - SOUTH SIDE - NO STOPPING HERE TO CORNER From the east curblin of North 3rd Street, east for a distance of 37 feet.

22. CLAUSEN PLACE - NORTH 3RD STREET - FULL STOP All traffic Westbound on Clausen Place shall come to a Full Stop at its intersection with North 3rd Street.

23. CLAUSEN PLACE - NORTH SIDE - NO STOPPING HERE TO CORNER From the east curblin of North 3rd Street, east for a distance of 45 feet.

24. CLAUSEN PLACE - NORTH SIDE - NO STOPPING ANYTIME From a point 290 feet east of the east curblin of

North 3rd Street, east then north for a distance of 45 feet.

Section 2. All ordinances or regulations heretofore adopted in conflict with this ordinance are hereby repealed.

Section 3. PENALTIES: "A violation of this ordinance shall be punishable by a fine not in excess of Thirty (\$30.00) Dollars, plus any surcharge payable to other governmental entities."

Section 4. This ordinance shall take effect ten days from the date of its publication and posting pursuant to Section 133 of the Town Law of the State of New York.

Section 5. This ordinance shall be incorporated in the Uniform Traffic Code of the Town of North Hempstead.

**Dated: June 4, 2024
Manhasset, New York
BY ORDER OF THE
TOWN BOARD OF
THE TOWN OF
NORTH HEMPSTEAD
RAGINI SRIVASTAVA
TOWN CLERK 8-1-24
IT# 955210 NIN/NHP**

**LEGAL NOTICE
NOTICE IS HEREBY
GIVEN that, after a
public hearing duly held
by the Town Board of
the Town of North
Hempstead, the following
ordinance was ordered
adopted:**

**ORDINANCE NO. T.O.
12 - 2024**

**NEW HYDE PARK,
NEW YORK**

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

PROPOSAL:

ADOPT:

1. NORTH 3RD
STREET - EAST SIDE -
NO STOPPING HERE TO
CORNER

From the north curbline
of White Avenue, north for
a distance of 27 feet.

2. NORTH 3RD
STREET - WEST SIDE -
NO STOPPING HERE TO
CORNER

From the north curbline
of White Avenue, north for
a distance of 49 feet.

3. NORTH 3RD
STREET - EAST SIDE -
NO STOPPING HERE TO
CORNER

From the south curbline
of White Avenue, south for
a distance of 41 feet.

4. NORTH 3RD
STREET - WEST SIDE -
NO STOPPING HERE TO
CORNER

From the south curbline
of White Avenue, south for
a distance of 25 feet.

5. WHITE AVENUE
- NORTH SIDE - NO
STOPPING HERE TO
CORNER

From the east curbline of
North 3rd Street, east for a
distance of 25 feet.

6. WHITE AVENUE
- SOUTH SIDE - NO
STOPPING HERE TO
CORNER

From the east curbline of
North 3rd Street, east for a
distance of 25 feet.

7. WHITE AVENUE
- NORTH SIDE - NO
STOPPING HERE TO
CORNER

From the west curbline of
North 3rd Street, west for a
distance of 25 feet.

8. WHITE AVENUE
- SOUTH SIDE - NO
STOPPING HERE TO
CORNER

From the west curbline of
North 3rd Street, west for a
distance of 25 feet.

9. NORTH 2nd STREET
- EAST SIDE - NO
STOPPING HERE TO
CORNER

From the north curbline
of White Avenue, north for
a distance of 45 feet.

10. NORTH 2nd
STREET - WEST SIDE -

NO STOPPING HERE TO
CORNER

From the north curbline
of White Avenue, north for
a distance of 49 feet.

11. NORTH 2nd
STREET - EAST SIDE -
NO STOPPING HERE TO
CORNER

From the south curbline
of White Avenue, south for
a distance of 42 feet.

12. NORTH 2nd
STREET - WEST SIDE -
NO STOPPING HERE TO
CORNER

From the south curbline
of White Avenue, south for
a distance of 25 feet.

13. WHITE AVENUE
- NORTH SIDE - NO
STOPPING HERE TO
CORNER

From the east curbline of
North 2nd Street, east for a
distance of 25 feet.

14. WHITE AVENUE
- SOUTH SIDE - NO
STOPPING HERE TO
CORNER

From the east curbline of
North 2nd Street, east for a
distance of 25 feet.

15. WHITE AVENUE
- NORTH SIDE - NO
STOPPING HERE TO
CORNER

From the west curbline
of North 2nd Street, west
for a distance of 25 feet.

16. WHITE AVENUE
- SOUTH SIDE - NO
STOPPING HERE TO
CORNER

From the west curbline of
North 2nd Street, west for a
distance of 25 feet.

17. NORTH 3RD
STREET - EAST SIDE -
NO STOPPING HERE TO
CORNER

From the south curbline
of Hillside Avenue, south
for a distance of 44 feet.

18. NORTH 3RD
STREET - WEST SIDE -
NO STOPPING HERE TO
CORNER

From the south curbline
of Hillside Avenue, south
for a distance of 25 feet.

19. NORTH 3RD
STREET - EAST SIDE -
NO STOPPING HERE TO
CORNER

From the south curbline
of Clausen Place, south for
a distance of 47 feet.

20. NORTH 3RD
STREET - WEST SIDE -
NO STOPPING HERE TO
CORNER

From the south curbline
of Clausen Place, south for
a distance of 30 feet.

21. CLAUSEN PLACE
- SOUTH SIDE - NO
STOPPING HERE TO
CORNER

From the east curbline of
North 3rd Street, east for a
distance of 37 feet.

22. CLAUSEN PLACE
- NORTH 3RD STREET -
FULL STOP

All traffic Westbound
on Clausen Place shall
come to a Full Stop at its
intersection with North 3rd
Street.

23. CLAUSEN
PLACE - NORTH
SIDE - NO STOPPING
HERE TO CORNER

From the east curbline of
North 3rd Street, east for a
distance of 45 feet.

24. CLAUSEN PLACE
- NORTH SIDE - NO
STOPPING ANYTIME

From a point 290 feet
east of the east curbline
of North 3rd Street, east
then north for a distance of
45 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 13, 2024

Manhasset,
New York

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

RAGINI SRIVASTAVA
TOWN CLERK
8-22-24 IT# 957037 NIN/
NHP

COUNCILWOMAN DALIMONTE: Can we call — Madam Clerk? Can we call Item 9 and 10 together?

CLERK SRIVASTAVA: Nine and 10. We have a consent calendar.

COUNCILWOMAN DALIMONTE: Excuse me?

CLERK SRIVASTAVA: We have a consent —

COUNCILWOMAN DALIMONTE: This is a public hearing, 9 and 10.

CLERK SRIVASTAVA: No, we are now coming to the resolution.

COUNCILWOMAN DALIMONTE: No.

SUPERVISOR DESENA: We're still in public hearings.

COUNCILWOMAN DALIMONTE: Nine is a public hearing.

CLERK SRIVASTAVA: Okay. Oh, yeah.

COUNCILWOMAN DALIMONTE: Number 11's a resolution.

CLERK SRIVASTAVA: Okay. Oh, okay, okay, you're saying 9 and 10.

COUNCILWOMAN DALIMONTE: Correct.

CLERK SRIVASTAVA: All right. A resolution and order after public hearing held on August 13th, 2024, for the increase and improvement of facilities of the Port Washington Water District, pursuant to Section 202-B of the town law, and you want me to read 10, as well?

COUNCILWOMAN DALIMONTE: Ten, yes.

CLERK SRIVASTAVA: A bond resolution of the Town of North Hempstead, New York, adopted August 13th, 2024, appropriating \$60,060,700 for the increase and improvement of facilities of the Port Washington Water District, in said town, and authorizing the issuance of \$60,060,700 serial bond of said town to finance said appropriation.

COUNCILWOMAN DALIMONTE: Do we have any —

CLERK SRIVASTAVA: We have a card on this.

COUNCILWOMAN DALIMONTE: We do? Okay.

CLERK SRIVASTAVA: Marilyn?

COUNCILWOMAN LIU: Marlene?

CLERK SRIVASTAVA: Yes, Marlene, Marlene.

MS. MUNNELLY: Good evening, I'm Marlene Munnely, I live in Port Washington on Litchfield Road. I spoke here six weeks ago when the police district's \$32 million bond was approved, and I'm here to ask, again, the same question or the same question about the bond actual cost. So it's a \$60 million bond that is proposed, and it is to be paid over 30 years, but I think it's important for myself, but for others taxpayers in town, to know what the ultimate cost is so it -- I'd like to know if there is a figure on what the final cost, after 30 years, will be? What will the amount be that the taxpayers will have paid for to repay this bond?

COUNCILWOMAN DALIMONTE: So I'm going to ask you, did you go to the public hearing at the Water District?

MS. MUNNELLY: I did not, no, I'm sorry.

COUNCILWOMAN DALIMONTE: Okay, that's usually where those questions are usually asked, but I believe the Water District is here. I don't know if they can answer the question.

MS. MUNNELLY: I just feel like, going forward in this, as well as in the district hearings in this venue, it would be helpful to the public to know that total amount.

MR. MERKLIN: Hello, I'm Bill Merklin with D&B Engineers and Architects, I represent the Port Washington Water District. It's actually not not possible to answer that question because we don't know what the rates will be, we don't know if there will be bond anticipation notes and what the cost of those will be. We don't know for sure what the timeline will be for spending the money. These are construction projects that will take at least five years, maybe longer, and there's just too many variables --

COUNCILWOMAN DALIMONTE: And also —

MR. MERKLIN: — to answer that.

COUNCILWOMAN DALIMONTE: — I do know that they are applying for grants, and so they're applying for 60 million, a bond of 60 million, and if they get grants, that will be taken off that 60 million.

MR. MERKLIN: Yes, and to clarify that, we in fact, have been notified of award for a total of \$19,003,800 which would reduce this to \$41,056,900, if we're able to actually close on all of those and meet all of the requirements to get all of that money which is not a guaranteed outcome either.

COUNCILWOMAN DALIMONTE: Congratulations.

MR. MERKLIN: Thank you.

MS. MUNNELLY: That makes a significant difference.

SUPERVISOR DESENA: Sure, 19 million.

COUNCILWOMAN DALIMONTE: But that's — just so you know, the three elected Commissioners and the superintendent are working very, very hard. So they have to apply for more than what they're going to use because they have -- they're going to apply for these grants, as you just heard, 19 million, but they're going to keep on applying. So they don't want to increase your taxes just as much as you don't want to see them being increased, but this is for our water system, and we -- I truly have the utmost respect for all three of those Commissioners, elected Commissioners, and I rely on them to basically -- if they are asking for this money, then I know they are in need of it.

MS. MUNNELLY: So the vote tonight will be to authorize, though, to up to 60 million or will it be --

COUNCILWOMAN DALIMONTE: Correct, up to 60 million, yes.

MS. MUNNELLY: Okay, all right, thank you.

COUNCILWOMAN DALIMONTE: You're welcome. So is there any other -- anyone else

wishing to be heard?

(WHEREUPON, there was no response.)

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

CLERK SRIVASTAVA: For Item 9 first?

COUNCILWOMAN DALIMONTE: For Item number 9.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Scott?

COUNCILMAN SCOTT: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Liu?

COUNCILWOMAN LIU: 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. 380 - 2024

A RESOLUTION AND ORDER AFTER PUBLIC HEARING HELD ON AUGUST 13, 2024, FOR THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE PORT WASHINGTON WATER DISTRICT, PURSUANT TO SECTION 202-B OF THE TOWN LAW.

Recitals

WHEREAS, map, plan and report have been prepared by D&B Engineers and Architects, P.C., engineers duly licensed by the State of New York (herein called the “Engineers”), for the increase and improvement of facilities of the Port Washington Water District (herein called the “District”), in the Town of North Hempstead, New York (the “Town), consisting of various improvements to and upgrades of the Water Supply System, including: (i) Sandy Hollow Station Wells 1 and 2 PFAS Treatment Enhancement, (ii) Neulist Station site, mechanical and chemical improvements; (iii) Hewlett Station Well 4 PFAS treatment enhancement; (iv) Bar Beach Station Well 6 PFAS treatment, raising of well, and miscellaneous improvements; (v) Ricks Station Well 7 PFAS treatment, raising of well, and miscellaneous improvements; (vi) Longview Booster Station electrical, lighting and SCADA upgrades and replacement of Bilco hatches and stairs; (vii) replacement of cast iron water mains and (viii) Southport Station water storage tank rehabilitation and miscellaneous improvements; and to the extent possible, any of the other contingency projects described in the Report; all of the foregoing to include any and all necessary furnishings, equipment, machinery, apparatus, installations, appurtenances, accessories and related engineering and other costs in connection therewith, all as further described in detail in the map, plan and report entitled “Report on the Need for Water Supply System Improvements for the 2024 Bond Issue,” dated June 2024 (the “Report”), prepared by D&B Engineers and Architects, P.C., engineers duly licensed by the State of New York (herein called “Engineers), at the estimated total cost of \$60,060,700; and

WHEREAS, such map, plan and report and estimates of cost have been filed with the Town Board, and the Town Board thereafter adopted a Resolution on July 2, 2024 describing in general terms the proposed increase and improvement of facilities of the District, specifying the estimated cost thereof, and stating that the Town Board would meet on the date hereof at 7:00 o’clock P.M. (Prevailing Time) at Town Hall to hear all persons interested in said increase and improvement of facilities; and

WHEREAS, a Notice of such public hearing was duly published and posted pursuant to the provisions of Article 12 of the Town Law; and

WHEREAS, a Notice of such public hearing was also mailed by first class mail to each owner of taxable real property in the District; and

WHEREAS, such public hearing was duly held by the Town Board on the date thereof, at 7:30 P.M. (Prevailing Time) at the Town Hall, 220 Plandome Road, Manhasset, New

York, and considerable discussion on the matter having been had and all persons desiring to be heard having been heard, including those in favor of and those in opposition to said increase and improvement of the facilities of the District; and

WHEREAS, the Board of Commissioners of the District, as lead agency, has given due consideration to the impact that the increase and improvement of the facilities of the District may have on the environment and the District has complied in every respect with all applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act (“SEQRA”), constituting Article 8 of the Environmental Conservation Law and the applicable documentation thereof has been filed in the office of the Town Clerk;

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

DETERMINED, that it is in the public interest to increase and improve the facilities of the District as hereinabove described and referred to at the estimated maximum cost of \$60,060,700; and it is hereby

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

FURTHER ORDERED, that the expense of said increase and improvement of facilities shall be financed by the issuance of \$60,060,700 serial bonds of the Town, and the cost of said increase and improvement of facilities, including payment of principal of and interest on said bonds, shall be paid by from charges collected through water metering and/or by the assessment, levy and collection of assessments upon the several lots and parcels of land within the District which the Town Board shall deem especially benefited by said improvements, so much upon and from each as shall be in just proportion to the amount of benefit which the improvement shall confer upon the same; and it is hereby

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

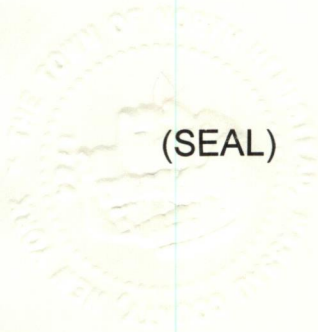
DATED: AUGUST 13, 2024

TOWN BOARD OF
THE TOWN OF NORTH HEMPSTEAD

CERTIFICATE

I, Ragini Srivastava, Town Clerk of the Town of North Hempstead, in the County of Nassau, New York, DO HEREBY CERTIFY that I have compared the preceding Resolution and Order After Public Hearing with the original thereof filed in my office on the 14 day of August, 2024, and the same is a true and correct copy of said original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town this 14 day of August, 2024.



(SEAL)

Ragini Srivastava

Town Clerk

COUNCILWOMAN DALIMONTE: For Item number 10, 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 Scott?

COUNCILMAN SCOTT: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Liu?

COUNCILWOMAN LIU: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

COUNCILWOMAN DALIMONTE: And thank you to the Commissioners for sitting here since quarter after 10, it's a quarter after ten, they and the staff. Thank you very much.

AUDIENCE MEMBER: Thank you.

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. 381 - 2024

A BOND RESOLUTION OF THE TOWN OF NORTH HEMPSTEAD, NEW YORK, ADOPTED AUGUST 13, 2024, APPROPRIATING \$60,060,700 FOR THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE PORT WASHINGTON WATER DISTRICT, IN SAID TOWN, AND AUTHORIZING THE ISSUANCE OF \$60,060,700 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION.

Recital

WHEREAS, following preparation of a map, plan and report for the increase and improvement of facilities of the Port Washington Water District (the "District"), in the Town of North Hempstead (herein called the "Town"), in the County of Nassau, New York, consisting of various improvements to and upgrades of the Water Supply System, including: (i) Sandy Hollow Station Wells 1 and 2 PFAS Treatment Enhancement, (ii) Neulist Station site, mechanical and chemical improvements; (iii) Hewlett Station Well 4 PFAS treatment enhancement; (iv) Bar Beach Station Well 6 PFAS treatment, raising of well, and miscellaneous improvements; (v) Ricks Station Well 7 PFAS treatment, raising of well, and miscellaneous improvements; (vi) Longview Booster Station electrical, lighting and SCADA upgrades and replacement of Bilco hatches and stairs; (vii) replacement of cast iron water mains and (viii) Southport Station water storage tank rehabilitation and miscellaneous improvements; and to the extent possible, any of the other contingency projects described in the Report; all of the foregoing to include any and all necessary furnishings, equipment, machinery, apparatus, installations, appurtenances, accessories and related engineering and other costs in connection therewith described in the Report; and after a public hearing duly called and held, the Town Board of the Town determined that it is in the public interest to increase and improve the facilities of the District, and ordered that such facilities be increased and improved;

Now, therefore, be it

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

Section 1. The Town hereby appropriates the amount of \$60,060,700 for the increase and improvement of facilities of the District as described in the above Recital, all in accordance with the map, plan and report entitled "Report on the Need for Water Supply System Improvements for the 2024 Bond Issue," dated June 2024 (the "Report"), prepared by D&B Engineers and Architects, P.C., engineers duly licensed by the State of New York, on file in the office of the Town Clerk and hereby approved. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$60,060,700. The plan of financing includes the issuance of not to exceed \$60,060,700 bonds of the Town to finance said appropriation, and the collection of charges from water metering and/or the assessment, levy

and collection of assessments upon the several lots and parcels of land within the District which the Town Board shall deem benefited thereby, so much upon and from each as shall be in just proportion to the amount of benefit which the improvement shall confer upon the same, to pay the principal of and interest on said bonds as the same shall become due and payable.

Section 2. Bonds of the Town are hereby authorized to be issued in the principal amount of \$60,060,700, pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

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

(a) The period of probable usefulness of the specific object or purpose for which said \$60,060,700 bonds are authorized to be issued, within the limitations of Section 11.00 a. 4. of the Law, is forty (40) years.

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

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

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

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

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

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

(b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

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

Section 7. This bond resolution shall take effect immediately, and the Town Clerk is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in "Newsday" and the "Port Washington News" two newspapers each having general circulation in the Town and hereby designated the official newspapers of the Town for such publication.

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

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

* * *

CERTIFICATE

I, Ragini Srivastava, Town Clerk of the Town of North Hempstead, in the County of Nassau, New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Town Board of said Town, duly called and held on August 13, 2024 has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Town Board and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town this 14 day of August, 2024.

(SEAL)


Ragini Srivastava

Town Clerk

(NOTICE AND SUMMARY OF BOND RESOLUTION FOR PUBLICATION)
NOTICE

The resolution, a summary of which is published herewith, has been adopted on August 13, 2024, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of North Hempstead, in the County of Nassau, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

Ragini Srivastava
Town Clerk

A BOND RESOLUTION OF THE TOWN OF NORTH HEMPSTEAD, NEW YORK, ADOPTED AUGUST 13, 2024, APPROPRIATING \$60,060,700 FOR THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE PORT WASHINGTON WATER DISTRICT, IN SAID TOWN, AND AUTHORIZING THE ISSUANCE OF \$60,060,700 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION

The object or purpose for which bonds are authorized is various improvements to and upgrades of the Water Supply System, including: (i) Sandy Hollow Station Wells 1 and 2 PFAS Treatment Enhancement, (ii) Neulist Station site, mechanical and chemical improvements; (iii) Hewlett Station Well 4 PFAS treatment enhancement; (iv) Bar Beach Station Well 6 PFAS treatment, raising of well, and miscellaneous improvements; (v) Ricks Station Well 7 PFAS treatment, raising of well, and miscellaneous improvements; (vi) Longview Booster Station electrical, lighting and SCADA upgrades and replacement of Bilco hatches and stairs; (vii) replacement of cast iron water mains and (viii) Southport Station water storage tank rehabilitation and miscellaneous improvements; and to the extent possible, any of the other contingency projects described in the map, plan and report prepared for the District; all of the foregoing to include any and all necessary furnishings, equipment, machinery, apparatus, installations, appurtenances, accessories and related engineering and other costs in connection therewith.

The maximum amount of obligations authorized to be issued is \$60,060,700.

The period of probable usefulness is forty (40) years.

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

Dated: August 13, 2024

Manhasset, New York

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

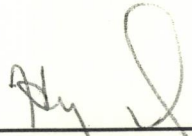
Henry Krukowski, being duly sworn, deposes and says that on the 30th day of July, 2024, he posted the attached Notice of Hearing regarding the increase and improvement of facilities of the District, consisting of various improvements to and upgrades of the Water Supply System, including: (i) Sandy Hollow Station Wells 1 and 2 PFAS Treatment Enhancement, (ii) Neulist Station site, mechanical and chemical improvements; (iii) Hewlett Station Well 4 PFAS treatment enhancement; (iv) Bar Beach Station Well 6 PFAS treatment, raising of well, and miscellaneous improvements; (v) Ricks Station Well 7 PFAS treatment, raising of well, and miscellaneous improvements; (vi) Longview Booster Station electrical, lighting and SCADA upgrades and replacement of Bilco hatches and stairs; (vii) replacement of cast iron water mains and (viii) Southport Station water storage tank rehabilitation and miscellaneous improvements; and to the extent possible, any of the other contingency projects described in the Report; all of the foregoing to include any and all necessary furnishings, equipment, machinery, apparatus, installations, appurtenances, accessories and related engineering and other costs in connection with the foregoing, all as further described in detail in the map, plan and report entitled "Report on the Need for Water Supply System Improvements for the 2024 Bond Issue," dated June (the "Report"), prepared by D&B Engineers and Architects, P.C., engineers duly licensed by the State of New York. The estimated total cost of the foregoing is \$60,060,700, at the following locations:

Town Clerk Bulletin Board

Port Washington Post Office

In front of 70 Harbor Rd

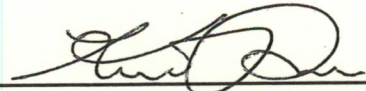
In front of 802 Shore Dr



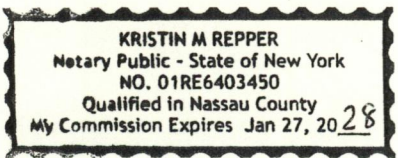
Henry Krukowski

Sworn to me this

31st day of July, 2024



Notary Public



NEWSDAY AFFIDAVIT OF PUBLICATION

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

STATE OF NEW YORK)

Legal Notice No.

0021866924

:SS.:

COUNTY OF ERIE)

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

Wednesday

July 31, 2024

Nassau

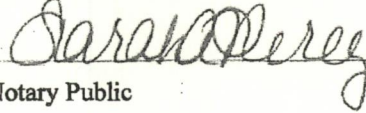
By: 

Samantha Robinson

Print Name:

Authorized Designee of Newsday LLC, Publisher of Newsday

SWORN to before me this
05 Day of August, 2024.


Notary Public

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

Ad Content

Legal Notice # 21866924
NOTICE OF PUBLIC HEARING
NOTICE IS HEREBY GIVEN
that the Town Board of the
Town of North Hempstead,
in the County of Nassau,
State of New York, will meet
at the Town Hall, 220
Plandome Road, Manhasset,
New York, on August 13,
2024, at 7:30 P.M. (Prevail-
ing Time), for the purpose of
conducting a public hearing
regarding the increase and
improvement of facilities of
the District, consisting of
various improvements to and
upgrades of the Water Sup-
ply System, including: (i)
Sandy Hollow Station Wells
1 and 2 PFAS Treatment En-
hancement; (ii) Neulist Sta-
tion site, mechanical and
chemical improvements; (iii)
Hewlett Station Well 4
PFAS treatment enhance-
ment; (iv) Bar Beach Station
Well 6 PFAS treatment, rais-
ing of well, and miscellane-
ous improvements; (v) Ricks
Station Well 7 PFAS treat-
ment, raising of well, and
miscellaneous improve-
ments; (vi) Longview Boos-
ter Station electrical, light-
ing and SCADA upgrades and
replacement of Silco hatches
and stairs; (vii) replacement
of cast iron water mains and
(viii) Southport Station wa-
ter storage tank rehabilita-
tion and miscellaneous im-
provements; and to the ex-
tent possible, any of the oth-
er contingency projects de-
scribed in the Report; all of
the foregoing to include any
and all necessary furnish-
ings, equipment, machinery,
apparatus, installations, ap-
purtenances, accessories and
related engineering and oth-
er costs in connection with
the foregoing, all as further
described in detail in the
map, plan and report entitled
"Report on the Need for Wa-
ter Supply System Improve-
ments for the 2024 Bond
Issue," dated June (the "Re-
port"), prepared by D&B Engi-
neers and Architects, P.C.,
engineers duly licensed by
the State of New York. The
estimated total cost of the
foregoing is \$50,060,700.
At said public hearing, the
Town Board will hear all per-
sons interested in said sub-
ject matter thereof.
BY ORDER OF THE TOWN
BOARD OF THE TOWN OF
NORTH HEMPSTEAD
Dated: July 2, 2024
Manhasset, New York
RAGINI SRIVASTAVA
Town Clerk

NEWSDAY PROOF

Ad Number: 0021866924

Advertiser: TOWN OF NORTH HEMP TOWN CLERK

Port Washington News
132 East Second Street
Mineola, NY, 11501
Phone: 5167478282 Fax: 5167426376



Affidavit of Publication

To: Town Of North Hempstead - Town Clerk -
200 Plandome Rd
Manhasset, NY, 11030

Re: Legal Notice 955194,

State of NY }

} SS:

County of Nassau }

The undersigned is the authorized designee of Victoria Schneeps-Yunis/Publisher of Port Washington News, a Weekly newspaper published in Mineola, NY. A notice was published in said newspaper once in each Day for 1 consecutive Days, commencing on 08/01/2024 and ending 08/01/2024. The text of the notice as published in said newspaper is as set forth below, or in the annexed exhibit. This newspaper has been designated by the Clerk of Nassau County for this purpose.

Sworn to me on this 9th day of August 2024

By

A handwritten signature in black ink, appearing to read "Ralph D'Onofrio".

Ralph D'Onofrio

Authorized Designee of the
Publisher

A handwritten signature in black ink, appearing to read "Shari M. Egnasko".

Shari M. Egnasko
Notary Public, State of NY
No. 01EG6119807
Qualified in Nassau County
My commission expires on
December 6, 2024

**LEGAL NOTICE
NOTICE OF PUBLIC
HEARING**

NOTICE IS HEREBY GIVEN that the Town Board of the Town of North Hempstead, in the County of Nassau, State of New York, will meet at the Town Hall, 220 Plandome Road, Manhasset, New York, on August 13, 2024, at 7:30 P.M. (Prevailing Time), for the purpose of conducting a public hearing regarding the increase and improvement of facilities of the District, consisting of various improvements to and upgrades of the Water Supply System, including: (i) Sandy Hollow Station Wells 1 and 2 PFAS Treatment Enhancement, (ii) Neulist Station site, mechanical and chemical improvements; (iii) Hewlett Station Well 4 PFAS treatment enhancement; (iv) Bar Beach Station Well 6 PFAS treatment, raising of well, and miscellaneous improvements; (v) Ricks Station Well 7 PFAS treatment, raising of well, and miscellaneous improvements; (vi) Longview Booster Station electrical, lighting and SCADA upgrades and replacement of Bilco hatches and stairs; (vii) replacement of cast iron water mains and (viii) Southport Station water storage tank rehabilitation and miscellaneous improvements; and to the extent possible, any of the other contingency projects described in the Report; all of the foregoing to include any and all necessary furnishings, equipment, machinery, apparatus, installations, appurtenances, accessories and related engineering and other costs in connection with the foregoing, all as further described in detail in the map, plan and report entitled "Report on the Need for Water Supply System Improvements for the 2024 Bond Issue," dated June (the "Report"), prepared by D&B Engineers and Architects, P.C., engineers duly licensed by the State of New York. The estimated total cost of the foregoing is \$60,060,700.

At said public hearing, the Town Board will hear all persons interested in said subject matter thereof.

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

Dated: July 2, 2024
MANHASSET, NEW
YORK
RAGNI SRIVASTAVA
TOWN CLERK
8-1-24 IT# 955194 PORT

NEWSDAY AFFIDAVIT OF PUBLICATION

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

STATE OF NEW YORK)

Legal Notice No.

0021869641

: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 16, 2024

Nassau

By: 

Samantha Robinson

Print Name:

Authorized Designee of Newsday LLC, Publisher of Newsday

SWORN to before me this
16 Day of August, 2024.


Notary Public

Connor Wack
Notary Public - State of New York
No. 01WA0024608
Qualified in Erie County
Commission Expires 05/10/2028

Ad Content

Legal Notice # 21869641

Notice

The resolution, a summary of which is published herewith, has been adopted on August 13, 2024, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of North Hempstead, in the County of Nassau, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

Rajni Srivastava
Town Clerk

A BOND RESOLUTION OF THE TOWN OF NORTH HEMPSTEAD, NEW YORK, ADOPTED AUGUST 13, 2024, APPROPRIATING \$60,060,700 FOR THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE PORT WASHINGTON WATER DISTRICT, IN SAID TOWN, AND AUTHORIZING THE ISSUANCE OF \$60,060,700 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION.

The object or purpose for which bonds are authorized is various improvements to and upgrades of the Water Supply System, including: (i) Sandy Hollow Station Wells 1 and 2 PFAS Treatment Enhancement; (ii) Neulist Station site, mechanical and chemical improvements; (iii) Hewlett Station Well 4 PFAS treatment enhancement; (iv) Bar Beach Station Well 6 PFAS treatment, raising of well, and miscellaneous improvements; (v) Ricks Station Well 7 PFAS treatment, raising of well, and miscellaneous improvements; (vi) Longview Booster Station electrical, lighting and SCADA upgrades and replacement of Bilco hatches and stairs; (vii) replacement of cast iron water mains and (viii) Southport Station water storage tank rehabilitation and miscellaneous improvements; and to the extent possible, any of the other contingency projects described in the map, plan and report prepared for the District; all of the foregoing to include any and all necessary furnishings, equipment, machinery, apparatus, installations, appurtenances, accessories and related engineering and other costs in connection therewith.

The maximum amount of obligations authorized to be issued is \$60,060,700.

The period of probable usefulness is forty (40) years.

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

Dated: August 13, 2024
Manhasset, New York

NEWSDAY PROOF

Ad Number: 0021869641

Advertiser: TOWN OF NORTH HEMP TOWN CLERK

Notice

The resolution, a summary of which is published herewith, has been adopted on August 13, 2024, and the validity of the obligations authorized by such resolution may be hereafter

contested only if such obligations were authorized for an object or purpose for which the Town

of North Hempstead, in the County of Nassau, New York, is not authorized to expend money or

if the provisions of law which should have been complied with as of the date of publication of

this Notice were not substantially complied with, and an action, suit or proceeding contesting

such validity is commenced within twenty days after the publication of this Notice, or such

obligations were authorized in violation of the provisions of the constitution.

Ragini Srivastava
Town Clerk

rehabilitation and miscellaneous improvements; and to the extent possible, any of the other

contingency projects described in the map, plan and report prepared for the District; all of the

foregoing to include any and all necessary furnishings, equipment, machinery, apparatus,

installations, appurtenances, accessories and related engineering and other costs in connection therewith.

The maximum amount of obligations authorized to be issued is \$60,060,700.

The period of probable usefulness is forty (40) years.

A complete copy of the bond resolution summarized above shall be available for public

inspection during normal business hours at the office of the Town Clerk, Town Hall, 220

Plandome Road, Manhasset, New York.

Dated: August 13, 2024
Manhasset, New York
8-22-24 IT# 957044 PORT

A BOND RESOLUTION OF THE TOWN OF NORTH HEMPSTEAD, NEW YORK,

ADOPTED AUGUST 13, 2024, APPROPRIATING \$60,060,700 FOR THE INCREASE

AND IMPROVEMENT OF FACILITIES OF THE PORT WASHINGTON WATER

DISTRICT, IN SAID TOWN, AND AUTHORIZING THE ISSUANCE OF \$60,060,700

SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION

The object or purpose for which bonds are authorized is various improvements to and

upgrades of the Water Supply System, including: (i) Sandy Hollow Station Wells 1 and 2 PFAS

Treatment Enhancement, (ii) Neulist Station site, mechanical and chemical improvements; (iii)

Hewlett Station Well 4 PFAS treatment enhancement; (iv) Bar Beach Station Well 6 PFAS

treatment, raising of well, and miscellaneous improvements; (v) Ricks Station Well 7 PFAS

treatment, raising of well, and miscellaneous improvements; (vi) Longview Booster Station

electrical, lighting and SCADA upgrades and replacement of Bilco hatches and stairs; (vii)

replacement of cast iron water mains and (viii) Southport Station water storage tank

CLERK SRIVASTAVA: It has been agreed by the members of the Town Board that the following items can be called together. This is -- we are moving on to the consent calendar.

Item number 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 21 (sic), 22, 23, 24, 25, 26 was out, the Supervisor took it out, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 46, 47, 48, 50, 51, 52, 53.

COUNCILWOMAN DALIMONTE: So the only two that were pulled out was 45 and 49 if I did that correct?

SUPERVISOR DESENA: Okay.

COUNCILMAN WALSH: Could you speak up a little bit? Sorry.

COUNCILWOMAN DALIMONTE: Oh, I'm sorry. If I did that correct, the only Items being pulled are 45 and 49.

CLERK SRIVASTAVA: Yes.

SUPERVISOR DESENA: I offer the resolutions and move for their adoption.

COUNCILWOMAN DALIMONTE: Well, we —

CLERK SRIVASTAVA: We have one card, one card.

SUPERVISOR DESENA: Oh, we have a card? I'm sorry, we have a card on one of the Items on the consent calendar.

CLERK SRIVASTAVA: Yes.

SUPERVISOR DESENA: Come on up.

COUNCILWOMAN DALIMONTE: I saw you sitting there.

CLERK SRIVASTAVA: It's Emily.

MS. HAMBURGER: I've been here for three hours.

SUPERVISOR DESENA: Okay.

CLERK SRIVASTAVA: And we appreciate it.

MS. HAMBURGER: So thank you so much for your time.

SUPERVISOR DESENA: What number are you?

MS. HAMBURGER: 40 — 42.

SUPERVISOR DESENA: Okay.

CLERK SRIVASTAVA: Okay.

MS. HAMBURGER: So my name is Emily Hamburger, I'm the owner of 7 Orchard Street in Port Washington, not to be confused with 7 Orchard Street in Port Washington which is two miles away from where I live. So the reason for my request to change the address is that there is another home two miles away from where I live that has the same exact address. With this duplicate address comes misdelivered mail and the inability to get packages or deliveries to my home because navigation services do not recognize the existence of my property. Additionally, this is a major safety concern. A few months back, a child was experiencing a medical

emergency at one of the 7 Orchards, and the ambulance showed up to the wrong house. So thankfully, the child is okay, but there's an ongoing concern about fire or medical getting to the correct house. So I'm asking that you approve the resolution to change the address to 7A. Thank you.

SUPERVISOR DESENA: Thank you.

CLERK SRIVASTAVA: Thank you.

COUNCILWOMAN DALIMONTE: So just so you know, that has been addressed with the Port Washington Fire Department, you know, I've been on that with them, and they know about it, we all know about this, so just, we're hoping that this will help.

MS. HAMBURGER: I hope so, because —

COUNCILWOMAN DALIMONTE: Just so you know, I met with your street, Orchard Street, before you bought that house.

MS. HAMBURGER: Yeah.

COUNCILWOMAN DALIMONTE: And they do not want to change their street name.

MS. HAMBURGER: I'm aware.

COUNCILWOMAN DALIMONTE: And neither does the other Orchard.

MS. HAMBURGER: Yeah, it's just a major concern.

COUNCILWOMAN DALIMONTE: I agree.

MS. HAMBURGER: Because it's two houses with the exact same address.

CLERK SRIVASTAVA: Thank you.

SUPERVISOR DESENA: I hope this works.

COUNCILMAN WALSH: And we are all prepared to vote for it, so --

SUPERVISOR DESENA: Yes.

COUNCILWOMAN DALIMONTE: But thank you for coming and speaking, sorry.

SUPERVISOR DESENA: Okay. I offer the resolutions and move for their adoption.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: I have a comment about Item 47. Late in the day I asked a question about this, and unfortunately, I asked it so late that the answer couldn't be got by the time we voted. So I am going to vote for this but I'm just going to ask the Supervisor, and I'm going to also ask Mr. Bogle to find the answer to my question before we actually commit to 47. So 47 says that we're going to pay down some borrowings --

SUPERVISOR DESENA: Right.

COUNCILMAN TROIANO: -- for a project we expect that we're never going to do.

SUPERVISOR DESENA: Right.

COUNCILMAN TROIANO: Which makes sense to me.

SUPERVISOR DESENA: Right.

COUNCILMAN TROIANO: Because we're paying interest on that. My question was, are we taking that money and investing it and so that perhaps we are earning a return that's higher than what we're paying in interest, and in the financial markets that's called an arbitrage, and those, you know, those occasions happen if you borrow money during a, for example, a low interest rate environment market, and then as market rates go up and you invest the market money later, you can actually make money back. For municipalities there are guidelines for how much arbitrage you can get, you can take advantage of. So all I'm asking, Supervisor, is that before we actually pay down the bonds, we make sure there's not an opportunity here to conduct an arbitrage.

MR. BOGLE: I did reach out to the Comptroller's office in an attempt to -- sorry, I did reach out to the Comptroller's office in an attempt to understand where this money was being held, in what accounts, if it was accruing interest, if it was in those accounts. Unfortunately, as Councilman Troiano mentioned, it was a little too late in the day to receive a response. Again, I leave it to the Board to determine whether or not they want to vote on the Item.

COUNCILMAN TROIANO: Well, yeah, I'm recommending -- because I will vote for it. I'm just asking that before we actually -- before we actually pay down the bonds, we make sure that we're not losing money on that bond.

MR. BOGLE: Could be.

SUPERVISOR DESENA: Well, we've been paying money on this. We've been paying interest on this bond for over ten years. So we want to stop paying interest.

COUNCILMAN TROIANO: I understand, that's one side of the transaction.

SUPERVISOR DESENA: Right, okay.

COUNCILMAN TROIANO: So we borrow money; right? And we pay the lender money. We can then take that money, and we deposit it somewhere and that earns interest, and that interest could be above the amount of interest we're paying. So I'm not having a fight --

SUPERVISOR DESENA: Mm-hmm.

COUNCILMAN TROIANO: I'm just saying, ask the question, and if it's --

COUNCILWOMAN DALIMONTE: We could be making money.

SUPERVISOR DESENA: This was very specific that it was only to be used for this property in Roslyn Country Club that we didn't own. So we're not allowed to use it for others purposes, we have --

COUNCILMAN TROIANO: Yeah, but Jen, we don't just have it sit in a bank not earning any interest; okay? It's sitting in some deposit. I don't imagine it's invested in anything that's riskier than a bank deposit, but it's sitting somewhere, and it's either getting interest or it's earning credit rate that may, in fact, exceed what we're paying to borrow the money.

COUNCILWOMAN DALIMONTE: Right, we could be making \$10,000, \$20,000 a year on that money by having it in an interest bearing account, that's basically what you're saying. So we -- it should be analyzed. I completely agree with you.

COUNCILMAN TROIANO: And it would take the Comptroller's department five minutes to figure it out.

COUNCILWOMAN DALIMONTE: Correct.

COUNCILMAN TROIANO: So I vote aye.

CLERK SRIVASTAVA: Councilman Scott?

COUNCILMAN SCOTT: Oh, all right, I vote aye on it also.

SUPERVISOR DESENA: We're voting aye on the whole consent calendar.

COUNCILMAN SCOTT: On the whole consent calendar, yup.

SUPERVISOR DESENA: Right.

CLERK SRIVASTAVA: Yes.

SUPERVISOR DESENA: Even this one which is included in it.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: I mean, I take it that you don't want to pull 47 out of the consent calendar; am I right about that?

CLERK SRIVASTAVA: Mm-hmm.

COUNCILMAN WALSH: Okay, so then I vote aye.

CLERK SRIVASTAVA: Councilwoman Liu?

COUNCILWOMAN LIU: It's been a long night. I vote aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

Item 11

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. 382 - 2024

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 57 OF THE TOWN CODE ENTITLED "TOWN FACILITIES."

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 57 of the Town Code entitled "Town Facilities" setting regulations for takeoffs and landings of unmanned aerial vehicles on Town property.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on September 10, 2024, at 10:00 A.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 57 of the Town Code entitled "Town Facilities" setting regulations for takeoffs and landings of unmanned aerial vehicles on Town property; 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 10, 2024, at 10:00 A.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 57 of the Town Code entitled "Town Facilities" setting regulations for takeoffs and landings of unmanned aerial vehicles on Town property.

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 13, 2024

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

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Town Clerk

Item 12

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. 383 - 2024

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

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

WHEREAS, this Board wishes to set a date for a public hearing to consider the adoption of a Local Law amending Chapter 70 of the Town Code entitled "Zoning" in order to add accessory retail use as a conditional use in the Planned Industrial Park District.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on September 10, 2024, at 10:00 A.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 70 of the Town Code entitled "Zoning" in order to add accessory retail use as a conditional use in the Planned Industrial Park District; and be it further

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

NOTICE OF HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead, on the 10th day of September, 2024, at 10:00 A.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, to consider the adoption of a Local Law amending Chapter 70 of the Town Code entitled "Zoning" in order to add accessory retail use as a conditional use in the Planned Industrial Park District.

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 13, 2024

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

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Town Clerk

Item 13

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. 384 - 2024

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING STIRRUP LANE IN ROSLYN HEIGHTS, NEW YORK.

WHEREAS, a recommendation has been made for the adoption of an ordinance affecting Stirrup Lane, Roslyn Heights, 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 10th day of September, 2024, at 10:00 o'clock in the morning for the purpose of considering the adoption of the following ordinance:

PROPOSAL:

ADOPT:

1. STIRRUP LANE – STRAWBERRY LANE – FULL STOP

All traffic Northbound on Stirrup Lane shall come to a Full Stop at its intersection with Strawberry Lane.

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

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

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Public Safety Comptroller Traffic Safety

Item 14

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. 385 - 2024

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER APPROVAL OF TAX EXEMPT FINANCING FOR THE LEASE/PURCHASE OF NEW FIRE TRUCKS BY THE ALBERTSON HOOK & LADDER, ENGINE & HOSE COMPANY NO. 1, INC.

WHEREAS, this Board has been requested by the Albertson Hook & Ladder, Engine & Hose Co., No. 1, Inc., Albertson, New York to approve the fire company's use of tax-exempt financing for an amount not to exceed \$1,044,811.00 to enter into a financing/purchase agreement for two fire trucks between the fire company and a vendor; and

WHEREAS, approval by the municipal subdivision which contracts with the fire company is required pursuant to §§ 147 and 150 of the Internal Revenue Code; and

WHEREAS, said Internal Revenue Code requires a public hearing on proper notice.

NOW, THEREFORE BE IT

RESOLVED that a public hearing be held by this Board on the 10th day of September, 2024, at 10:00 A.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York for the purpose of considering the approval of the fire company's use of tax-exempt financing in an amount not to exceed \$1,044,811.00 for the financing/purchase of two fire trucks for the Albertson Hook & Ladder, Engine & Hose Co., No. 1, Inc., Albertson, New York; and be it further

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

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that the Town of North Hempstead (the "Town"), in the County of Nassau, State of New York, will hold a public hearing pursuant to Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code") at 10:00 A.M. (Local Time) on the 10th day of September, 2024 at Town Hall, 220 Plandome Road, Manhasset, New York, to discuss the proposed plan of financing for the acquisition of two fire trucks (the "Project") by the Albertson Hook & Ladder, Engine & Hose Co., No. 1, Inc., Albertson, New York, a New York not-for-profit corporation (the "Company"). As part of the proposed plan of financing for the Project, the Company proposes to execute and deliver, from time to time, a tax-exempt obligation or obligations (the "Loan") and to use the proceeds of the Loan to provide funds for the Project. The Loan will be an obligation of the Company payable from the Company's general revenues. The Project will be owned and operated by the Company, which is a

“qualified volunteer fire department” within the meaning of Section 150(e) of the Code and will be housed within the facilities of the Company. The amount of the Loan is not to exceed \$1,044,811.00. At the hearing, members of the public may make or give oral or written comments in favor of or in opposition to the execution and delivery of the Loan by the Company or the nature of the Project. The Project will be located at 100 I.U. Willets Road, Albertson, NY 11507.

PLEASE TAKE FURTHER NOTICE that all interested persons shall have an opportunity to be heard concerning such financing/purchase at the time and place advertised.

PLEASE TAKE FURTHER NOTICE that approval of the Loan to finance the Project by the Supervisor of the Town is necessary in order for the interest on the Loan to be excluded from gross income for federal income tax purposes. The Loan will not be a debt or liability of the Town, the State of New York, or any other political subdivision thereof. None of the Town, the State of New York or any other political subdivision thereof shall have any obligations whatsoever with respect to the Loan. This public hearing described herein is to be held solely for the purpose of complying with the requirements of Section 147(f) of the Internal Revenue Code of 1986, as amended.

Dated: Manhasset, New York

August 13, 2024

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

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney

Item 15

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. 386 - 2024

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

WHEREAS, WAC Lighting has generously offered, as a gift, \$5,000 for the Town's 2024 Asian-American Festival; and

WHEREAS, Northwell Valley Stream has generously offered, as a gift, \$2,500 for the Town's 2024 Asian-American Festival; and

WHEREAS, Northwell Health has generously offered, as a gift, \$2,500 for the Town's 2024 Asian-American Festival; and

WHEREAS, Send in the Clowns/Print Station has generously offered, as a gift, \$1,500 worth of tee shirts for the Town's Pickleball Tournament at Michael J. Tully Park; and

WHEREAS, the Klein Family, Zofchak Family and their friends have generously offered, as a gift, \$2,500 for the purchase of a commemorative bench at Pine Street/Merriman Park; and

WHEREAS, Reworld (formerly Covanta) has generously offered, as a gift, \$5,000 for youth programs at the "Yes We Can" Community Center; and

WHEREAS, Northwell has generously offered, as a gift, \$5,000 for the Town's Funday-Monday Summer Series and Resource Fair 2024 at North Hempstead Beach Park; and

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

NOW, THEREFORE, BE IT

RESOLVED that this Board hereby gratefully accepts the Gifts.

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Comptroller Parks and Recreation

Item 16

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. 387 - 2024

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

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

WHEREAS, the Office of the Comptroller has requested that the Board authorize supplemental appropriations in year 2024 (the “Supplemental Appropriation”) as follows:

1. \$2,500 to be recorded to revenue line A.2089 with the corresponding increase in expenses for this appropriation to be recorded to expense code A.02.7310.4890 for the Town’s Asian-American Festival; and
2. \$2,500 to be recorded to revenue line A.2089 with the corresponding increase in expenses for this appropriation to be recorded to expense code A.02.7310.4890 for the Town’s Asian-American Festival; and
3. \$5,000 to be recorded to revenue line A.2089 with the corresponding increase in expenses for this appropriation to be recorded to expense code A.02.7310.4890 for the Town’s Asian-American Festival; and
4. \$5,000 to be recorded to revenue line A.2089 with the corresponding increase in expenses for this appropriation to be recorded to expense code A. 34.6773.4903 for the Town’s 2024 Funday Monday series; and
5. \$400 to be recorded to revenue line A.2089 with the corresponding increase in expenses for this appropriation to be recorded to expense code A. 34.6773.4903 for the Town’s 2024 Funday Monday series; and
6. \$9,401 to be recorded to revenue line A.2089 with the corresponding increase in expenses for this appropriation to be recorded to expense code A.34.6773.4903 for the 2024 Senior Recognition Luncheon; and
7. \$2,500 to be recorded in revenue line A.2705 with the corresponding increase in Gifts and Donations for this appropriation to be recorded to expense code SP155.2705 for the purpose of procuring a commemorative bench at Pine Street/Merriman Park with the remainder, if any, to be used to support the Department of Parks and Recreation; and;

8. \$5,000 to be recorded to revenue line A.2705 with the corresponding increase in Gifts and Donations for this appropriation to be recorded to expense code A.05.7141.4903 for youth programs at the “Yes We Can” Community Center; 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 2024 as requested by the Comptroller; and be it further

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

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Comptroller Clerk

Item 17

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. 388 - 2024

A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR BROADWAY PARK IMPROVEMENTS, GARDEN CITY PARK, NY, DPW PROJECT NO. 23-10.

WHEREAS, the Town Clerk solicited bids for Broadway Park Improvements, DPW Project No. 23-10 (the “Project”); and

WHEREAS, bids in response to the solicitation (the “Bids”) were received and were opened, which Bids are as follows; and

Bidder	Price
Galvin Brothers, Inc. 149 Steamboat Road Great Neck, NY 11024	Total Gross Bid: \$1,232,244.00
Landtek Group, Inc. 105 Sweeneydale Avenue Bayshore, NY 11706	Total Gross Bid: \$1,426,026.00
Laser Industries, Inc. 1775 Route 25 Ridge, NY 11961	Total Gross Bid: \$1,169,000.00
Loduca Associates 113 Division Avenue Bluepoint, NY 11715	Total Gross Bid: \$1,301,000.00

PSL Industries, Inc. 640 6 th Street Ronkonkoma, NY 11779	Total Gross Bid: \$1,202,803.00
--	---------------------------------

WHEREAS, after a review of the bids, the Commissioner of the Town's Department of Public Works (the "Commissioner") has recommended that the contract for the Project be awarded to Laser Industries, Inc., 1775 Route 25, Ridge, NY 11961 (the "Contractor") as the lowest responsible bidder at its bid price of One Million One Hundred Sixty-Nine Thousand and 00/100 Dollars (\$1,169,000.00); and

WHEREAS, the Town Board desires to authorize the award of a contract to the Contractor as recommended by this Commissioner.

NOW, THEREFORE, BE IT

RESOLVED that a Contract for the Project is hereby awarded to the Contractor, as the lowest responsible bidder, at its bid price of One Million One Hundred Sixty-Nine Thousand and 00/100 Dollars (\$1,169,000.00), as more particularly set forth in an agreement which will be filed in the Office of the Town Clerk (the "Award"); and be it further

RESOLVED that the Supervisor or her designee is hereby authorized to execute the contract documents, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney is hereby authorized and directed to supervise the execution of the contract documents to effectuate the Award; and be it further

RESOLVED that the Comptroller is hereby authorized and directed to pay the cost thereof upon receipt of duly executed contract and certified claims therefor.

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney

Comptroller

DPW

Item 18

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. 389 - 2024

A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR SITE IMPROVEMENTS AT THE TOWN TRANSFER STATION (TNH306-2023).

WHEREAS, the Director of Purchasing (the “Director”) has solicited bids for Site Improvements at the Town of North Hempstead Transfer Station; and

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

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

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

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee be and hereby is authorized and directed to execute, on behalf of the Town, any purchase agreements and related documents, a copy of which shall be on file in the Division of Purchasing, and to take such other related action as may be necessary to effectuate the foregoing; and be it further

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

Dated: Manhasset, New York

August 13, 2024

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

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Comptroller Purchasing

TNH306-2024-Site Improvements at The Town Transfer Station	The Landtek Group, Inc. 105 Sweeneydale Ave Bay Shore New York, 11706 (631)691-2381 Estimatinggroup@landtekgroup.com	Stasi Industries Inc. 303 Winding Road Old Bethpage, NY 11804	Pioneer Landscaping & Asphalt Paving Inc 168 Townline Road Kings Park, NY 11754	Roadwork Ahead Inc. 2186 Kirby Lane Syosset, NY 11791	G and M Earth Moving, Inc. 345 Ellsworth Street Holbrook, NY 11741
	\$ 1,523,890.00	\$ 1,226,805.00	\$ 1,141,299.00	\$ 1,399,040.00	\$ 1,868,000.00

TNH306-2024-Site Improvements at The Town Transfer Station	<u>AWARD</u> Pioneer Landscaping & Asphalt Paving Inc 168 Townline Road Kings Park, NY 11754	
		\$ 1,141,299.00

Item 19

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. 390 - 2024

A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR HVAC SERVICES (TNH037-2024).

WHEREAS, the Director of Purchasing (the “Director”) has solicited bids for HVAC Services; and

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

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

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

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee be and hereby is authorized and directed to execute, on behalf of the Town, any purchase agreements and related documents, a copy of which shall be on file in the Division of Purchasing, and to take such other related action as may be necessary to effectuate the foregoing; and be it further

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

Dated: Manhasset, New York

August 13, 2024

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

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Comptroller Purchasing

TERTIARY VENDOR

Best Climate Control Corp
760 Koehler Ave, Suite 4
Ronkonkoma, NY 11779
631-218-8022
Joseph Farruggia
jfarruggia@bcchvac.com and
kpolly@bcchvac.com

SECONDARY VENDOR

Cooling Pro Inc
45 Lawrence Pl
Spring Valley, NY 10977
845-721-1252
Glad Kleh
coolingpro@gmail.com

PRIMARY VENDOR

Energy Mechanical
77 Brightside Ave
Central Islip, NY 11722
718-866-8544
Mike Raguseo
mike@energymechanicalny.com

Infinity Contracting Services Corp
112-20 14th Ave
College Point, NY 11356
718-762-3200
Anastasios Catehis
tcatehis@infinityvsc.com

No.	DESCRIPTION	UNIT	ESTIMATED NUMBER PER YEAR*													
A. LABOR RATES																
1	STEAMFITTER – regular business hours (M-F 8-4)	HOURLY	60	\$	125.00	\$	7,500.00	\$	95.00	\$	5,700.00	\$	145.00	\$	8,700.00	
2	LABORER - regular business hours (M-F 8-4)	HOURLY	30	\$	117.00	\$	3,510.00	\$	75.00	\$	2,250.00	\$	125.00	\$	3,750.00	
3	STEAMFITTER APPRENTICE - regular business hours (M-F 8-4)	HOURLY	60	\$	65.00	\$	3,900.00	\$	65.00	\$	3,900.00	\$	85.00	\$	5,100.00	
4	LABORER APPRENTICE - regular business hours (M-F 8-4)	HOURLY	30	\$	60.00	\$	1,800.00	\$	55.00	\$	1,650.00	\$	85.00	\$	2,550.00	
5	STEAMFITTER – Overtime rate	HOURLY	15	\$	181.00	\$	2,715.00	\$	125.00	\$	1,875.00	\$	217.50	\$	3,262.50	
6	LABORER – Overtime rate	HOURLY	10	\$	175.00	\$	1,750.00	\$	100.00	\$	1,000.00	\$	187.50	\$	1,875.00	
7	STEAMFITTER APPRENTICE – Overtime rate	HOURLY	15	\$	98.00	\$	1,470.00	\$	80.00	\$	1,200.00	\$	142.50	\$	2,137.50	
8	LABORER APPRENTICE – Overtime rate	HOURLY	10	\$	90.00	\$	900.00	\$	65.00	\$	650.00	\$	127.50	\$	1,275.00	
B. MISCELLANEOUS																
9	FLAT FEE FOR PROJECT ESTIMATE (if applicable)^	EACH	5	\$	100.00	\$	500.00	\$	50.00	\$	250.00	\$	N/A	\$	N/A	
10	PARTS AND EQUIPMENT	EACH											15% above Certified cost			
11	SUBCONTRACTOR**	EACH											10% above certified invoice			
12	EQUIPMENT RENTALS (with or without operator)^	EACH											10% above certified invoice			
TOTAL Items 1-9							\$	24,045.00			\$	20,725.00			\$	29,250.00

The three (3) awarded Contractors the "HVAC Panel" may be called up in whole or in part. When deemed necessary, the Town shall have the option to obtain quotes from the HVAC Panel and award project work by factoring qualifications in the following order of importance:

- (a) Lowest proposed labor rate
- (b) Ability of Contractor to respond / perform a site visit within a 24-hour period.
- (c) Offer the lowest price / value to address the required HVAC work.

TNH037-2024-HVAC Services- Repair, Servicing, Maintenance, and New Installation - Award	
Winning Vendors	Items Won
Energy Mechanical 77 Brightside Ave Central Islip, 11722 718-866-8544 Mike Raguseo mike@energymechanicalny.com	All Items (Primary Vendor)
Cooling Pro Inc 45 Lawrence Pl Spring Valley, NY 10977 845-721-1252 Gilad Klein coolingpro@gmail.com	All Items (Secondary Vendor)
Best Climate Control Corp 760 Koehler Ave, Suite 4 Ronkonkoma, NY 11779 631-218-8022 Joseph Farruggia ifarruggia@bcchvac.com and kpolly@bcchav.com	All Items (Tertiary Vendor)

The three (3) awarded Contractors the "HVAC Panel" may be called up in whole or in part. When deemed necessary, the Town shall have the option to obtain quotes from the HVAC Panel and award project work by factoring qualifications in the following order or importance:

- (a) Lowest proposed labor rate
- (b) Ability of Contractor to respond / perform a site visit within a 24-hour period.
- (c) Offer the lowest price / value to address the required HVAC work.

Item 20

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. 391 - 2024

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE NEW HYDE PARK-GARDEN CITY PARK UNION FREE SCHOOL DISTRICT FOR THE USE OF MICHAEL J TULLY PARK, NEW HYDE PARK.

WHEREAS, the New Hyde Park-Garden City Park Union Free School District (the “School District”), in furtherance of its emergency response preparedness, requires the use of temporary emergency shelters for students and staff of the School District during an emergency evacuation situation; and

WHEREAS, the Town of North Hempstead (the “Town”) owns Michael J. Tully Park (“Tully Park”) in New Hyde Park which is located near schools in the School District; and

WHEREAS, the School District has requested the use of Tully Park as an emergency shelter location to be used by the School District in the event of an emergency evacuation situation (the “Use”); and

WHEREAS, the Commissioner of the Department of Parks and Recreation has recommended that the Town grant the School District a License for the Use (the “License”) and authorize the execution of an agreement with the School District for the License (the “Agreement”); and

WHEREAS, the Board finds it in the best interest of the Town to enter into the Agreement.

NOW, THEREFORE, BE IT NOW

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

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

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

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

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Admin Services Comptroller

Item 21

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. 392 - 2024

A RESOLUTION AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT WITH THE BRYANT LIBRARY FOR THE PLACEMENT OF A STORYWALK AT GERRY POND PARK IN ROSLYN.

WHEREAS, the Town of North Hempstead (the “Town”) owns certain real property known as Gerry Pond Park (“Gerry Park”) located in Roslyn (the “Premises”); and

WHEREAS, the Bryant Library, 2 Papermill Road, Roslyn, New York 11576 (the “Licensee”) has requested a license to create a StoryWalk in Gerry Park through the placement of seventeen (17) laminated story board pages from the book My Garden by Kevin Henkes, to be mounted on 18” x 24” plastic corrugated signs on 10” x 30” H-frame signs, between August 14, 2024 and September 14, 2024 (the “Use”); and

WHEREAS, the Commissioner of the Town’s Department of Parks and Recreation has recommended that the Town grant the Licensee a license for the Use (the “License”) and authorize the execution of an agreement with the Licensee for the License (the “License Agreement”); and

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

NOW, THEREFORE, BE IT

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

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

RESOLVED that the Supervisor or her designee be and is hereby authorized and directed to execute on behalf of the Town, 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.

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

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Comptroller Public Safety

Item 22.

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. 393 - 2024

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH HILARY GROSSMAN, CPA FOR ACCOUNTING SERVICES.

WHEREAS, the Town of North Hempstead (the “Town”) requires professional accounting services in connection with various matters (the “Services”); and

WHEREAS, the Division of Purchasing (the “Division”) issued a Request for Proposals (the “RFP”) for the Services, in accordance with the Town’s Procurement Policy; and

WHEREAS, after reviewing and scoring of the proposals submitted in response to the RFP, a Town review committee has recommended that the Town enter into a professional services agreement with Hilary Grossman, 5 Oak Tree Lane, Sands Point, New York 11050 (the “Contractor”) to provide the Services for a term of one (1) year with the option to renew for two (2) additional one (1) year periods, on the same terms and conditions including price, at the sole discretion of the Town, in consideration of payment for the Services at the hourly rate of One Hundred Twenty-Five and 00/100 Dollars (\$125.00) (the “Agreement”); and

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

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

Item 23

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. 394 - 2024

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH MILBER MAKRIS PLOUSADIS & SEIDEN LLP FOR LEGAL SERVICES FOR THE OFFICE OF THE TOWN ATTORNEY.

WHEREAS, the Town Attorney's Office requires legal services in connection with the matter of Matthew Davis v. LiRo Engineers, Inc., The County of Nassau, Nassau County Department of Public Works, Nassau County Traffic Management, Nassau County Planning Department, Nassau County Traffic Safety Board, The Town of North Hempstead, The Town of North Hempstead Department of Public Works, The Town of North Hempstead Community Development Agency (the "Services"); and

WHEREAS, the Town Attorney has recommended that the Town enter into an agreement with Milber Makris Plousadis & Seiden, LLP, 1000 Woodbury Road, Suite 402, Woodbury, New York 11797 ("Counsel") to provide the Services retroactive to July 22, 2024 (the "Agreement"); and

WHEREAS, Counsel is listed in the Town Attorney's panel of outside legal counsel, having submitted a proposal in response to the Town's request for proposals for legal services; and

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

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Comptroller

Item 24

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. 395 - 2024

A RESOLUTION AUTHORIZING THE TOWN TO ENTER INTO CERTAIN AGREEMENTS WITH VARIOUS NASSAU COUNTY AUXILIARY POLICE UNITS FOR PUBLIC SAFETY PURPOSES.

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

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

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

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

NOW, THEREFORE, BE IT

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

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

; and be it further

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

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Comptroller

Item 25

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

RESOLUTION NO. 396 - 2024

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH BURYING GROUND PRESERVATION GROUP, INC. FOR A HISTORIC PRESERVATION WORKSHOP AT MONTFORT CEMETERY IN PORT WASHINGTON.

WHEREAS, the Town Board (the “Board”) of the Town of North Hempstead (the “Town”), is committed to local historic preservation and the restoration of historic Monfort Cemetery in Port Washington; and

WHEREAS, the Town requires training and education in the basic techniques of cleaning and preserving historical burial monuments (the “Services”); and

WHEREAS, the Town Historian has recommended that the Town enter into an agreement with Burying Ground Preservation Group, Inc. (the “Contractor”) to provide the Services during a four (4) hour workshop, to be held on August 15, 2024, for up to twelve (12) participants approved by the Town Historian in consideration of an amount not to exceed Seven Hundred Fifty and 00/100 Dollars (\$750.00) (the “Agreement”); and

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

NOW, THEREFORE, BE IT

RESOLVED that the Agreement be and 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 the Supervisor is authorized to take such further action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the execution of the Agreement, and 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 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Comptroller

Item 27

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. 397 - 2024

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH JP MORGAN CHASE, N.A. FOR LOCKBOX SERVICES FOR THE OFFICE OF THE RECEIVER OF TAXES.

WHEREAS, the Town of North Hempstead (the “Town”) requires lock box services for the Office of the Receiver of Taxes (the “Tax Office”) (the “Services”); and

WHEREAS, the Tax Office has recommended the Town enter into an agreement with JP Morgan Chase, NA, 395 Service Road, Suite 302, Melville, New York 11747 (the “Bank”) to perform the Services for a term of five (5) years, accruing on the date of execution of the agreement, in consideration of Interest Earnings Credits (the “Earnings Credits”) accrued by the Town as a result of its previous business with the Bank; and

WHEREAS, constituents will be provided the option to mail remittance checks to the Binghamton, NY lockbox site who will provide two (2) lockboxes for the receipt of the checks; and

WHEREAS, the Bank will apply the Town’s Earning Credits to offset the Contract Amount which will result in a zero balance to the Town for the Services; and

WHEREAS, the Department has requested that the Board authorize the Town to enter into an Agreement with the Bank to perform the Services for the Contract Amount (the “Agreement”); and

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

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Tax Receiver Comptroller

Item 28

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. 398 - 2024

A RESOLUTION AUTHORIZING THE USE OF AN AGREEMENT BETWEEN THE NEW YORK STATE OFFICE OF GENERAL SERVICES AND WEX BANK FOR FUEL CARD SERVICES.

WHEREAS, the Town of North Hempstead (the “Town”) requires the use of a fuel card for the purchase of fuel for marine equipment (the “Services”); and

WHEREAS, the New York State Office of General Services made Award 23310 entitled “Group 79008 – Fuel Card Services (WEX Bank, Inc.)” (the “Agreement”) to Wex Bank, 111 East Sego Lily Drive, Suite 250, Sandy, Utah 84047 (the “Contractor”); 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 Services upon receipt of the Agreement and certified claims therefor.

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Admin Services Comptroller

Item 29

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. 399 - 2024

A RESOLUTION AUTHORIZING THE USE OF AN AGREEMENT BETWEEN THE NEW YORK STATE OFFICE OF GENERAL SERVICES AND VARIOUS VENDORS FOR SCHOOL AND ART SUPPLIES.

WHEREAS, the Town of North Hempstead (the “Town”) requires the purchase of school and art supplies (the “Purchase”); and

WHEREAS, the New York State Office of General Services made Award 23297 entitled “Group 23100 – School and Art Supplies” (the “Agreement”) to various vendors; and

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

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

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Purchasing Comptroller

Item 30

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. 400 - 2024

A RESOLUTION AUTHORIZING THE USE OF AN AGREEMENT BETWEEN THE COUNTY OF SUFFOLK AND VARIOUS VENDORS FOR THE SHREDDING/DESTRUCTION/RECYCLING OF CONFIDENTIAL RECORDS.

WHEREAS, the Town of North Hempstead (the "Town") requires the services of a contractor for the shredding, destruction, and recycling of confidential records (the "Services"); and

WHEREAS, the County of Suffolk awarded contract #SDRCCR050120, entitled "Shredding/Destruction/Recycling of Confidential Records" (the "Agreement") to various vendors; and

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

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

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 Services upon receipt of the Agreement and certified claims therefore.

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Admin Services Comptroller

Item 31

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. 401 - 2024

A RESOLUTION AUTHORIZING THE USE OF AN AGREEMENT BETWEEN THE COUNTY OF SUFFOLK AND WATRAL BROTHERS, INC. FOR ENGINEERED WOOD FIBER SAFETY SURFACE FOR PLAYGROUNDS.

WHEREAS, the Town of North Hempstead (the "Town") requires the purchase of wood fiber safety surfaces for various Town locations (the "Purchases"); and

WHEREAS, the County of Suffolk awarded contract #EWF-051324 entitled "Engineered Wood Fiber Safety Surface for Playgrounds" (the "Agreement") to Watral Brothers, Inc., 45 South 4th Street, Bayshore, New York 11706 (the "Contractor"); and

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

WHEREAS, the Board wishes to authorize the use of the Agreement for the Purchases 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 Purchases and Services upon receipt of the Agreement and certified claims therefor.

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Admin Services Comptroller

Item 32

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. 393 - 2024

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH HILARY GROSSMAN, CPA FOR ACCOUNTING SERVICES.

WHEREAS, the Town of North Hempstead (the "Town") requires professional accounting services in connection with various matters (the "Services"); and

WHEREAS, the Division of Purchasing (the "Division") issued a Request for Proposals (the "RFP") for the Services, in accordance with the Town's Procurement Policy; and

WHEREAS, after reviewing and scoring of the proposals submitted in response to the RFP, a Town review committee has recommended that the Town enter into a professional services agreement with Hilary Grossman, 5 Oak Tree Lane, Sands Point, New York 11050 (the "Contractor") to provide the Services for a term of one (1) year with the option to renew for two (2) additional one (1) year periods, on the same terms and conditions including price, at the sole discretion of the Town, in consideration of payment for the Services at the hourly rate of One Hundred Twenty-Five and 00/100 Dollars (\$125.00) (the "Agreement"); and

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

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

Item 33

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. 393 - 2024

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH HILARY GROSSMAN, CPA FOR ACCOUNTING SERVICES.

WHEREAS, the Town of North Hempstead (the "Town") requires professional accounting services in connection with various matters (the "Services"); and

WHEREAS, the Division of Purchasing (the "Division") issued a Request for Proposals (the "RFP") for the Services, in accordance with the Town's Procurement Policy; and

WHEREAS, after reviewing and scoring of the proposals submitted in response to the RFP, a Town review committee has recommended that the Town enter into a professional services agreement with Hilary Grossman, 5 Oak Tree Lane, Sands Point, New York 11050 (the "Contractor") to provide the Services for a term of one (1) year with the option to renew for two (2) additional one (1) year periods, on the same terms and conditions including price, at the sole discretion of the Town, in consideration of payment for the Services at the hourly rate of One Hundred Twenty-Five and 00/100 Dollars (\$125.00) (the "Agreement"); and

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

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

Item 34

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. 393 - 2024

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH HILARY GROSSMAN, CPA FOR ACCOUNTING SERVICES.

WHEREAS, the Town of North Hempstead (the "Town") requires professional accounting services in connection with various matters (the "Services"); and

WHEREAS, the Division of Purchasing (the "Division") issued a Request for Proposals (the "RFP") for the Services, in accordance with the Town's Procurement Policy; and

WHEREAS, after reviewing and scoring of the proposals submitted in response to the RFP, a Town review committee has recommended that the Town enter into a professional services agreement with Hilary Grossman, 5 Oak Tree Lane, Sands Point, New York 11050 (the "Contractor") to provide the Services for a term of one (1) year with the option to renew for two (2) additional one (1) year periods, on the same terms and conditions including price, at the sole discretion of the Town, in consideration of payment for the Services at the hourly rate of One Hundred Twenty-Five and 00/100 Dollars (\$125.00) (the "Agreement"); and

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

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

Item 35

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. 405 - 2024

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH AMERICAN RECREATIONAL PRODUCTS, INC. FOR THE INSTALLATION OF A SHADE STRUCTURE AT WHITNEY POND PARK.

WHEREAS, pursuant to duly adopted resolutions, the Town of North Hempstead entered into an agreement with American Recreational Products, Inc., 144-1 Remington Boulevard, Ronkonkoma NY 11779, for the purchase and installation of a shade structure at Whitney Pond Park in Manhasset in consideration of payment in an amount not to exceed Twenty-Nine Thousand Three Hundred Thirteen and 12/100 dollars (\$29,313.12) (the "Original Agreement"); and

WHEREAS, the Commissioner of Parks and Recreation has requested that the Original Agreement be amended to account for a change in the elements of the shade structure installed and the location of its installation in Whitney Pond Park thereby necessitating an increase in the contract amount by an amount not to exceed Five Thousand One Hundred Fifty-Nine and 64/100 Dollars (\$5,159.64) (the "Amendment"); and

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

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Parks and Recreation

Item 36

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. 406 - 2024

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH STATEWIDE INSTALLATIONS INC. FOR THE REPAIR OF THE LIFT AT THE NORTHSIDE YARD.

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with Statewide Installations, Inc., 43 Mahan Street, West Babylon, New York 11704 (“the Contractor”) to repair a lift at the Northside Yard in consideration of payment in an amount not to exceed Eight Thousand Six Hundred Fifty-Four and 00/100 dollars (\$8,654.00) (the “Original Agreement”); and

WHEREAS, the Superintendent of Highways has recommended that the Town amend the Original Agreement to account for a change in the price of the equipment needed for the repair thereby necessitating an increase in the contract amount by an amount not to exceed Two Hundred Forty-Six and 00/100 Dollars (\$246.00) (the “Amendment”); and

WHEREAS, the Town Board finds it in the best interests of the Town to authorize the Amendment; and

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

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Highways Comptroller

Item 37

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

RESOLUTION NO. 407 - 2024

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH HARBOR LINKS GOLF COURSE FOR THE TOWN'S 2024 SENIOR RECOGNITION LUNCHEON.

WHEREAS, pursuant to Resolution No. 69-2024, duly adopted on February 6, 2024, the Town of North Hempstead (the "Town") entered into an agreement with Harbor Links Golf Course (the "Golf Course"), to provide catering services for the Department of Services for the Aging's ("DOSA") annual senior recognition lunch (the "Event") on May 22, 2024 in consideration of payment by the Town in an amount of Thirty and 00/100 Dollars (\$30.00) per person in addition to a twenty percent (20%) administrative fee (the "Original Agreement"); and

WHEREAS, the Commissioner of DOSA has recommended that the Town amend the Original Agreement to include payment for the cost of 30 kosher meals provided at the Event at a cost of Forty and 19/100 Dollars (\$40.19) per kosher meal (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 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Comptroller Highway

Item 38

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

RESOLUTION NO. 408 - 2024

A RESOLUTION AUTHORIZING THE PURCHASE OF SOFTWARE MAINTENANCE AND TECHNICAL SUPPORT SERVICES FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS.

WHEREAS, the Town Department of Information Technology and Telecommunications (the “Department”) requires annual software maintenance and technical support services for hosting of the Town’s website (the “QScend Support”), the Merkoma payment hub for the Town’s Microsoft Dynamics System for the Office of the Receiver of Taxes (the “MicroForce Support”), for the Town’s ticketing, inventory and contract management systems (the “EasyVista Support”), the Town’s Eaton Equipment (the “US Tech Support”) and Bitdefender Antivirus software for desktops, laptops and servers (the “Bitdefender Support”); and

WHEREAS, the Commissioner of the Department has recommended that the Town purchase the QScend Support from Catalis Public Works & Citizen Engagement, LLC, 3025 Windward Plaza, Alpharetta, Georgia, 30005 for a term of one (1) year in consideration of an amount not to exceed Fourteen Thousand One Hundred Ninety-Three and 05/100 Dollars (\$14,193.05) (the “QScend Purchase”); and

WHEREAS, the Commissioner of the Department has recommended that the Town purchase the MicroForce Support from MicroForce, 68 South Service Road, Suite 100, Melville, NY 11747 for a term of one (1) year in consideration of an amount not to exceed One Thousand Seven Hundred and 00/100 Dollars (\$1,700.00) (the “MicroForce Purchase”); and

WHEREAS, the Commissioner of the Department has recommended, following the receipt of three quotes in accordance with the Town’s procurement policy, that the Town purchase the EasyVista Support from FMX Solutions, 2426 34th Avenue, San Francisco, California 94116 for a term of three (3) years in consideration of an amount not to exceed Fifty Six Thousand Seven Hundred Eighty-Nine and 10/100 Dollars (\$56,789.10), payable Eighteen Thousand Nine Hundred Twenty-Nine and 70/100 Dollars (\$18,929.70) per year (the “EasyVista Purchase”); and

WHEREAS, the Commissioner of the Department has recommended that the Town purchase the US Tech Support from US Tech Incorporated, P.O. Box 152, Franklin Lakes, New Jersey 07417 for a term of one (1) year in consideration of an amount not to exceed Three Thousand Four Hundred Thirty-Five and 00/100 Dollars (\$3,435.00) (the “US Tech Purchase”); and

WHEREAS, the Commissioner of the Department has recommended, following the receipt of three quotes in accordance with the Town’s procurement policy, that the Town

purchase the proposed Bitdefender Support from CDW Government, LLC, 230 N. Milwaukee Avenue, Vernon Hills, Illinois 60061 for a sum not to exceed Fifteen Thousand Five Hundred and 00/100 Dollars (\$15,500.00) (the "Bitdefender Purchase"); and

WHEREAS, this Board finds it to be in the best interest of the Town to authorize the QScend Purchase, the MicroForce Purchase, the EasyVista Purchase, the US Tech Purchase and the Bitdefender Purchasee (collectively the "Purchases").

NOW, THEREFORE, BE IT

RESOLVED that the Purchases be and are hereby authorized; and be it further

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

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Comptroller DOITT

Item 39

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. 409 - 2024

A RESOLUTION AUTHORIZING PAYMENT TO MULTIPLE VENDORS FOR THE PURCHASE OF POOL TABS.

WHEREAS, the Town of North Hempstead (the "Town") Department of Parks and Recreation (the "Department") required the purchase of pool tabs (the "Purchase"); and

WHEREAS, the Town's contracted vendor was unable to provide pool tabs when needed by the Town; and

WHEREAS, following receipt of emergency approval, the Department purchased pool tabs from the following vendors: W.W. Grainger, Inc., 1 Park Drive, Melville, New York 11747 at the cost of \$1,369.62, Recreation Supply Co., PO Box 2757, Bismarck, North Dakota 58502 at the cost of \$848.52 and Autochem, 296 West Montauk Hwy, Hampton Bays, New York 11946 at the cost of \$2,370.00 (the "Purchases"); and

WHEREAS, it has been recommended that the Town Board ratify the Department's actions in making the Purchases and to further authorize payment for the Purchases (the "Payments"); and

WHEREAS, this Board finds it to be in the best interest of the Town to ratify the actions of the Department and authorize the Payments.

NOW, THEREFORE, BE IT

RESOLVED that the actions of the Department in making the Purchases be and hereby are ratified; and be it further

RESOLVED that the Payments are hereby authorized; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed make the Payments upon receipt of certified claims therefor.

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Planning

Item 40

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

RESOLUTION NO. 410 - 2024

A RESOLUTION ESTABLISHING NEW PROPERTY ADDRESSES OF 3 AND 7 CAPI LANE, PORT WASHINGTON, NEW YORK FOR THE PREMISES IDENTIFIED AS SECTION 5, BLOCK C, LOTS 468 AND 469 ON THE LAND AND TAX MAP OF THE COUNTY OF NASSAU.

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

WHEREAS, Eric Li, as agent for Evergreen Bay LLC, (the "Applicant") owns real property located at 2 Joel Place, Port Washington, New York 11050 and identified on the Nassau County Land and Tax Map as Section 5, Block C, Lots 468 and 469, (the "Property"); and

WHEREAS, the property is being subdivided and the frontage reoriented and the Applicant has requested that Lot 468 be designated as 7 Capi Lane, Port Washington, New York, and Lot 469 be designated as 3 Capi Lane, Port Washington, New York (the "Address Designations"); and

WHEREAS, the Port Washington Postmaster has approved the Address Designations sought by the Applicant; and

WHEREAS, subject to the Nassau County Fire Marshal rendering a determination that the designations would not impede optimum emergency response time (the "Determination"), the Town Board wishes to grant the Applicant's request for the Address Designations.

NOW, THEREFORE, BE IT

RESOLVED that subject to the Determination of the Nassau County Fire Marshal, the Town Board hereby authorizes and directs that the real property identified as Section 5, Block C, Lot 468 be designated as 7 Capi Lane, Port Washington, New York, and the real property identified as Section 5, Block C, Lot 469 be designated as 3 Capi Lane, Port Washington, New York; and be it further

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

RESOLVED that the Town Board hereby authorizes and directs the Town Clerk to notify the Nassau County Clerk, the Nassau County Engineer, the Applicant and the post-office

department of the United States where the premises is located, to advise them of the Address Designations.

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc Town Attorney Receiver of Taxes Planning Building Town
Clerk

Item 41

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

RESOLUTION NO. 411 - 2024

A RESOLUTION ESTABLISHING A NEW PROPERTY ADDRESS OF 108 LINDEN STREET, ROSLYN HEIGHTS, NY 11577 FOR THE PREMISES IDENTIFIED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 7, BLOCK 68, LOT 20.

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

WHEREAS, Westwood Builders, Inc., by Michael Preston, (the "Applicant") owns real property located on Linden Street, Roslyn Heights, New York and identified on the Nassau County Land and Tax Map as Section 7, Block 68, Lot 20, (the "Property"); and

WHEREAS, the Applicant has requested that the Property be assigned a new street address of 108 Linden Street, Roslyn Heights, New York 11577 (the "Address Designation"); and

WHEREAS, the Roslyn Heights Postmaster has approved the Address Designation sought by the Applicant; and

WHEREAS, subject to the Nassau County Fire Marshal rendering a determination that the designation would not impede optimum emergency response time (the "Determination"), the Town Board wishes to grant the Applicant's request for the Address Designation.

NOW, THEREFORE, BE IT

RESOLVED that subject to the Determination of the Nassau County Fire Marshal, the Town Board of the Town of North Hempstead hereby authorizes and directs that the real property located at Linden Street, Roslyn Heights, New York and identified on the Nassau County Land and Tax Map as Section 7, Block 68, Lot 20, (the "Property"), be assigned the street address of 108 Linden Street, Roslyn Heights, New York 11577; and be it further

RESOLVED that the Town Board hereby authorizes and directs that all necessary action be taken by the Town Department of Building Safety, Inspection and Enforcement to effectuate the foregoing; and be it further

RESOLVED that the Town Board hereby authorizes and directs the Town Clerk to notify the Nassau County Clerk, the Nassau County Engineer, and the post-office department of the United States where the premises is located, within ten days following receipt of the Determination of the Nassau County Fire Marshal as set forth above, to advise them of the Address Designation.

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

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

Item 42

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

RESOLUTION NO. 412 - 2024

A RESOLUTION ESTABLISHING A NEW PROPERTY ADDRESS OF 7A ORCHARD STREET, PORT WASHINGTON, NEW YORK FOR THE PREMISES IDENTIFIED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 4, BLOCK 33, LOT 118.

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

WHEREAS, Emily Hamburger, (the "Applicant") owns real property located at 7 Orchard Street, Port Washington, New York 11050, and identified on the Nassau County Land and Tax Map as Section 4, Block 33, Lot 118, (the "Original Street Address"); and

WHEREAS, the Applicant has requested that the Original Street Address for the premises located at 7 Orchard Street, Port Washington, New York 11050, be changed to 7A Orchard Street, Port Washington, New York 11050 (the "Address Redesignation"); and

WHEREAS, the Port Washington Postmaster has approved the Address Redesignation sought by the Applicant; and

WHEREAS, subject to the Nassau County Fire Marshal rendering a determination that the designation would not impede optimum emergency response time (the "Determination"), the Town Board wishes to grant the Applicant's request for the Address Redesignation.

NOW, THEREFORE, BE IT

RESOLVED that subject to the Determination of the Nassau County Fire Marshal, the Town Board of the Town of North Hempstead hereby authorizes and directs that the real property located at 7 Orchard Street, Port Washington, New York 11050, and identified on the Nassau County Land and Tax Map as Section 4, Block 33, Lot 118, be redesignated as 7A Orchard Street, Port Washington, New York 11050; and be it further

RESOLVED that the Town Board hereby authorizes and directs that all necessary action be taken by the Town Department of Building Safety, Inspection and Enforcement to effectuate the foregoing; and be it further

RESOLVED that the Town Board hereby authorizes and directs the Town Clerk to notify the Nassau County Clerk, the Nassau County Engineer, and the post-office department of the United States where the premises is located, within ten days following receipt of the Determination of the Nassau County Fire Marshal as set forth above, to advise them of the Address Redesignation.

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

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

Item 43

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

RESOLUTION NO. 413 - 2024

A RESOLUTION AMENDING RESOLUTION NO. 178-2024, ADOPTED APRIL 2, 2024, AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH ARCHANGEL MICHAEL CHURCH TO OPERATE A FEAST AT NORTH HEMPSTEAD BEACH PARK, PORT WASHINGTON, NEW YORK.

WHEREAS, pursuant to resolution No. 178-2024, duly adopted on April 2, 2024, the Town Board granted a license to, and authorized the execution of a license agreement with, the Archangel Michael Greek Orthodox Church for use of the parking lot at North Hempstead Beach Park ("NHBP"), located at 175 West Shore Road, Port Washington, for the purposes of setting up, hosting, and breaking down its Annual Greek Festival, including alcohol and a fireworks display, from September 13, 2024 through September 23, 2024 in consideration of payment to the Town in an amount of Ten Thousand Twenty-Five and 00/100 Dollars (\$10,025.00) (the "Resolution"); and

WHEREAS, the Commissioner of the Department of Parks and Recreation has requested that the Resolution be amended to change the date of the use of NHBP for the Festival to September 20, 2024 through September 30, 2024 (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 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Comptroller Parks and Recreation

Item 44

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. 414 - 2024

A RESOLUTION AMENDING RESOLUTION NO. 372-2024, ADOPTED JULY 2, 2024, AUTHORIZING A DEBRIS CLEANUP EFFORT FOR MANHASSET BAY.

WHEREAS, pursuant to resolution No. 372-2024, duly adopted on July 2, 2024, the Town Board authorized the coordinated clean-up and removal of debris from Manhasset Bay on Monday, October 14, 2024, involving the Town departments of Solid Waste Management, Highways, Parks and Public Safety/Bay Constables Manhasset Bay (the "Resolution"); and

WHEREAS, Councilwoman Dalimonte has requested that the Resolution be amended to change the date of the clean-up to Tuesday, October 15, 2024 (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 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Comptroller Parks and Recreation

Item 46

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. 415 - 2024

A RESOLUTION AUTHORIZING THE TOWN BOARD, ACTING AS THE BOARD OF COMMISSIONERS OF THE ALBERTSON FIRE DISTRICT, TO CALL A SPECIAL ELECTION TO DETERMINE IF THE LENGTH OF SERVICE AWARD PROGRAM SHALL BE AMENDED TO INCREASE THE MAXIMUM YEARS OF LOSAP ELIGIBILITY FOR ELIGIBLE MEMBERS.

WHEREAS, at a special election held on Tuesday, June 19, 1990, qualified voters of the Albertson Fire Protection District, in the Town of North Hempstead, State of New York (the "District"), pursuant to General Municipal Law §216, approved the establishment of a Defined Benefit Length of Service Award Program (the "LOSAP Program") for volunteer firefighters ("Members") of the Albertson Hook & Ladder, Engine & Hose Co. No. 1, Inc. (the "Fire Company"); and

WHEREAS, pursuant to the provisions of General Municipal Law §219, the Town of North Hempstead (the "Town") and the Fire Company entered into an agreement (the "Agreement") establishing the LOSAP Program; and

WHEREAS, the Program, as currently set forth in the Agreement and approved by District voters, limits to forty (40) years the number of years of firefighting service credit for which a Member is eligible to receive credit for their retirement benefit ("Service Credit"); and

WHEREAS, Article 11-A of the New York State General Municipal Law ("GML") has been recently amended to allow for an increase in the maximum number of years of Service Credit to fifty (50) years; and

WHEREAS, the Fire Company has requested that the LOSAP Program be amended in accordance with Article 11-A of the GML to increase the maximum years of Service Credit to fifty (50) years effective January 1, 2026 (the "Amendment"); and

WHEREAS, Article 11-A authorizes the Town Board to seek voter approval for amendments to the LOSAP Program; and

WHEREAS, pursuant to duly authorized resolutions, the Town entered into an agreement with Penflex Actuarial Services, LLC. ("Penflex"), 50 Century Hill Dr., Suite 3, Latham, NY 12110 to provide actuarial and administrative services for the Fire Company's LOSAP Program (the "Penflex Agreement"); and

WHEREAS, pursuant to Resolution No. 247-2024, duly adopted on May 7, 2024, the Town Board authorized the execution of an amendment to the Penflex Agreement to provide

for an analysis of the cost estimate from increasing the service credit maximum under the LOSAP Program from 40 years to 50 years; and

WHEREAS, the estimated cost of the LOSAP Program for the year 2026 is approximately \$253,000; and

WHEREAS, the amended cost of the LOSAP Program is estimated to be approximately \$260,000 for the year 2026; and

WHEREAS, the members of the Town Board, acting as the Board of Commissioners of the District, believes it to be in the best interest and safety of the Town's residents to authorize adoption of the Amendment, and wish to approve the Amendment, subject to approval by qualified voters of the District pursuant to a mandatory referendum pursuant to General Municipal Law.

NOW, THEREFORE, BE IT

RESOLVED that, subject to approval by qualified voters of the District pursuant to a mandatory referendum conducted as required by General Municipal Law, members of the North Hempstead Town Board (the "Town Board"), acting as the Board of Commissioners ("Commissioners") of the Albertson Fire Protection District (the "District"), hereby approve an amendment to the Defined Benefit Service Length of Service Awards Program (the "Program") for volunteer firefighters ("Members") of the Albertson Hook & Ladder, Engine & Hose Co. No. 1, Inc. (the "Fire Company"), and the agreement between the Town of North Hempstead and the Fire Company providing for the Program (the "Agreement"), increasing the maximum number of years of firefighting service for which retirement service credit may be given from forty (40) years to fifty (50) years effective January 1, 2026; and be it further

RESOLVED that members of the Town Board, acting as the Commissioners of the District, hereby authorize the holding of a special election of qualified voters of the District to be held on Tuesday, September 24, 2024 between the hours of 3:00 P.M. and 9:00 P.M. at the I.U. Willets Firehouse, located at 100 I. U. Willets Road, Albertson, New York, so that they may consider whether to approve the Amendment (the "Special Election"); and be it further

RESOLVED that the Supervisor or her designee be and is hereby authorized and directed to execute any documents or agreements essential to carry out the subject referendum; and be it further

RESOLVED that the Town Clerk, be and is hereby authorized and directed to publish a notice of referendum, and to take such other steps as may be reasonable and necessary in connection with the special election, which notice shall be in substantially the following form:

**NOTICE OF SPECIAL ELECTION
ALBERTSON FIRE PROTECTION DISTRICT
SEPTEMBER 24, 2024**

NOTICE IS HEREBY GIVEN pursuant to the General Municipal Law of the State of New York that a Special Election of the qualified voters of the Albertson Fire Protection District, in the Town of North Hempstead, shall be held on Tuesday, September 24, 2024, between the hours of 3:00 P.M. and 9:00 P.M., at the I.U. Willets Firehouse, located at 100 I. U. Willets Road, Albertson, New York, for the purpose of voting on the following proposition involving an amendment to the Defined Benefit Length of Service Awards Program for volunteer firefighters of the Albertson Hook & Ladder, Engine & Hose Co. No. 1, Inc.

All residents of the Albertson Fire Protection District who were duly registered to vote with the Nassau County Board of Elections on or before August 24, 2024, shall be entitled to vote on this election.

PROPOSITION

Shall the Length of Service Award Program for the Albertson Hook & Ladder, Engine & Hose Co. No. 1, Inc, be amended, effective January 1 2026:

AMENDMENT OF LENGTH OF SERVICE AWARD PROGRAM FOR THE VOLUNTEER FIREFIGHTERS OF THE ALBERTSON HOOK & LADDER, ENGINE & HOSE CO. NO. 1, INC. TO ALLOW ELEGIBLE PROGRAM PARTICIPANTS TO ACCURE PROGRAM POINTS AND RECEIVE A PROGRAM CONTRIBUTION TO THE MAXIMUM EXTENT PERMITTED BT LAW, I.E. FOR A PERIOD NOT TO EXCEED FIFTY YEARS; SAID AMENDMENT TO INCREASE THE 2026 ESTIMATED COST FOR YEAR 2026 OF \$253,000 BY AN ESTIMATED \$7,000; THEREBY INCREASING THE ESTIMATED ANNUAL AMOUNT PAID BY THE ALBERTSON FIRE PROTECTION DISTRICT TO AN APPROXIMATE ANNUAL COST OF \$260,000.

Dated: Manhasset, New York

August 13, 2024

**BY ORDER OF THE TOWN BOARD OF
THE TOWN OF NORTH HEMPSTEAD ACTING AS THE BOARD OF
COMMISSIONERS OF THE ALEBRTSON FIRE PROTECTION DISTRICT**

**RAGINI SRIVASTAVA
TOWN CLERK**

; and be it further

RESOLVED that the Comptroller is hereby authorized and directed to pay the costs of holding the special election, with the funds for said payment to be drawn from the funds of the District.

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

NEWSDAY AFFIDAVIT OF PUBLICATION

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

STATE OF NEW YORK)

Legal Notice No.

0021873474

: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:

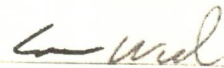
Thursday September 12, 2024 Nassau

By: 

Print Name: Samantha Robinson

Authorized Designee of Newsday LLC, Publisher of Newsday

SWORN to before me this
12 Day of September, 2024.



Notary Public

Connor Wack
Notary Public - State of New York
No. 01WA0024608
Qualified in Erie County
Commission Expires 05/10/2028

Ad Content

Legal Notice # 21873474

**NOTICE OF SPECIAL ELECTION
ALBERTSON FIRE PROTECTION DISTRICT
SEPTEMBER 24, 2024**

NOTICE IS HEREBY GIVEN pursuant to the General Municipal Law of the State of New York that a Special Election of the qualified voters of the Albertson Fire Protection District, in the Town of North Hempstead, shall be held on Tuesday, September 24, 2024, between the hours of 3:00 P.M. and 9:00 P.M., at the I.U. Willets Firehouse, located at 100 I. U. Willets Road, Albertson, New York, for the purpose of voting on the following proposition involving an amendment to the Defined Benefit Length of Service Awards Program for volunteer firefighters of the Albertson Hook & Ladder, Engine & Hose Co. No. 1, Inc.

All residents of the Albertson Fire Protection District who were duly registered to vote with the Nassau County Board of Elections on or before August 24, 2024, shall be entitled to vote on this election.

PROPOSITION

Shall the Length of Service Award Program for the Albertson Hook & Ladder, Engine & Hose Co. No. 1, Inc. be amended, effective January 1, 2026:

AMENDMENT OF LENGTH OF SERVICE AWARD PROGRAM FOR THE VOLUNTEER FIREFIGHTERS OF THE ALBERTSON HOOK & LADDER, ENGINE & HOSE CO. NO. 1, INC. TO ALLOW ELIGIBLE PROGRAM PARTICIPANTS TO ACCRUE PROGRAM POINTS AND RECEIVE A PROGRAM CONTRIBUTION TO THE MAXIMUM EXTENT PERMITTED BY LAW, I.E. FOR A PERIOD NOT TO EXCEED FIFTY YEARS; SAID AMENDMENT TO INCREASE THE 2026 ESTIMATED COST FOR YEAR 2026 OF \$253,000 BY AN ESTIMATED \$7,000; THEREBY INCREASING THE ESTIMATED ANNUAL AMOUNT PAID BY THE ALBERTSON FIRE PROTECTION DISTRICT TO AN APPROXIMATE ANNUAL COST OF \$260,000.

Dated: Manhasset, New York
August 13, 2024

**BY ORDER OF THE TOWN BOARD OF
THE TOWN OF NORTH HEMPSTEAD ACTING AS
THE BOARD OF COMMISSIONERS OF THE
ALBERTSON FIRE PROTECTION DISTRICT
RAGINI SRINIVASTAVA
TOWN CLERK**

NEWSDAY PROOF

Ad Number: 0021873474

Advertiser: TOWN OF NORTH HEMP TOWN CLERK

The Roslyn News
132 East Second Street
Mineola, NY, 11501
Phone: 5167478282 Fax: 5167426376



Affidavit of Publication


To: Town Of North Hempstead - Town Clerk - RACHEL NABAVIAN
200 Plandome Rd
Manhasset, NY, 11030

Re: Legal Notice 965053,
State of NY }
 } SS:
County of Nassau }

SEP 12 2024
NOTARY PUBLIC
STATE OF NEW YORK

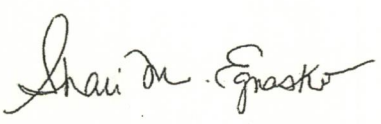
The undersigned is the authorized designee of Victoria Schneeps-Yunis/Publisher of The Roslyn News, a Weekly newspaper published in Mineola, NY. A notice was published in said newspaper once in each Day for 1 consecutive Days, commencing on 09/12/2024 and ending 09/12/2024. The text of the notice as published in said newspaper is as set forth below, or in the annexed exhibit. This newspaper has been designated by the Clerk of Nassau County for this purpose.

Sworn to me on this 12th day of September 2024

By 

Ralph D'Onofrio

Authorized Designee of the
Publisher



Shari M. Egnasko
Notary Public, State of NY
No. 01EG6119807
Qualified in Nassau County
My commission expires on
December 6, 2024

**NOTICE OF SPECIAL
ELECTION
ALBERTSON FIRE
PROTECTION
DISTRICT**

SEPTEMBER 24, 2024

**NOTICE IS HEREBY
GIVEN** pursuant to the
General Municipal Law
of the State of New York
that a Special Election of
the qualified voters of the
Albertson Fire Protection
District, in the Town of
North Hempstead, shall be
held on Tuesday, September
24, 2024, between the
hours of 3:00 P.M. and
9:00 P.M., at the I.U.
Willets Firehouse, located
at 100 I. U. Willets Road,
Albertson, New York, for
the purpose of voting on
the following proposition
involving an amendment to
the Defined Benefit Length
of Service Awards Program
for volunteer firefighters
of the Albertson Hook &
Ladder, Engine & Hose Co.
No. 1, Inc.

All residents of the
Albertson Fire Protection
District who were duly
registered to vote with
the Nassau County Board
of Elections on or before
August 24, 2024, shall
be entitled to vote on this
election.

PROPOSITION

Shall the Length of Service
Award Program for the
Albertson Hook & Ladder,
Engine & Hose Co. No. 1,
Inc, be amended, effective
January 1, 2026:

**AMENDMENT OF
LENGTH OF SERVICE
AWARD PROGRAM
FOR THE
VOLUNTEER
FIREFIGHTERS OF
THE ALBERTSON
HOOK & LADDER,
ENGINE &
HOSE CO. NO. 1,
INC. TO ALLOW
ELIGIBLE PROGRAM
PARTICIPANTS TO
ACCRUE PROGRAM
POINTS AND RECEIVE
A PROGRAM
CONTRIBUTION TO
THE MAXIMUM
EXTENT PERMITTED
BY LAW, I.E. FOR A
PERIOD NOT TO
EXCEED FIFTY
YEARS; SAID
AMENDMENT TO
INCREASE THE 2026
ESTIMATED
COST FOR YEAR 2026
OF \$253,000 BY AN
ESTIMATED \$7,000;
THEREBY
INCREASING THE
ESTIMATED ANNUAL
AMOUNT PAID BY
THE ALBERTSON
FIRE PROTECTION
DISTRICT TO AN
APPROXIMATE
ANNUAL COST OF
\$260,000.**

Dated: Manhasset, New
York
August 13, 2024

**BY ORDER OF THE
TOWN BOARD OF**

**THE TOWN OF NORTH
HEMPSTEAD ACTING
AS THE BOARD OF
COMMISSIONERS OF
THE ALBERTSON
FIRE PROTECTION
DISTRICT
RAGINI SRIVASTAVA
TOWN CLERK
9-12-24 IT# 965053 ROS**

**NOTICE OF SPECIAL
ELECTION
ALBERTSON FIRE
PROTECTION
DISTRICT
SEPTEMBER 24, 2024
NOTICE IS HEREBY**

GIVEN pursuant to the General Municipal Law of the State of New York that a Special Election of the qualified voters of the Albertson Fire Protection District, in the Town of North Hempstead, shall be held on Tuesday, September 24, 2024, between the hours of 3:00 P.M. and 9:00 P.M., at the I.U. Willets Firehouse, located at 100 I. U. Willets Road, Albertson, New York, for the purpose of voting on the following proposition involving an amendment to the Defined Benefit Length of Service Awards Program for volunteer firefighters of the Albertson Hook & Ladder, Engine & Hose Co. No. 1, Inc.

All residents of the Albertson Fire Protection District who were duly registered to vote with the Nassau County Board of Elections on or before August 24, 2024, shall be entitled to vote on this election.

PROPOSITION

Shall the Length of Service Award Program for the Albertson Hook & Ladder, Engine & Hose Co. No. 1, Inc, be amended, effective January 1, 2026:

**AMENDMENT OF
LENGTH OF SERVICE
AWARD PROGRAM
FOR THE
VOLUNTEER
FIREFIGHTERS OF
THE ALBERTSON
HOOK & LADDER,
ENGINE &
HOSE CO. NO. 1,
INC. TO ALLOW
ELIGIBLE PROGRAM
PARTICIPANTS TO
ACCRUE PROGRAM
POINTS AND RECEIVE
A PROGRAM
CONTRIBUTION TO
THE MAXIMUM
EXTENT PERMITTED
BY LAW, I.E. FOR A
PERIOD NOT TO
EXCEED FIFTY
YEARS; SAID
AMENDMENT TO
INCREASE THE 2026
ESTIMATED
COST FOR YEAR 2026
OF \$253,000 BY AN
ESTIMATED \$7,000;
THEREBY
INCREASING THE
ESTIMATED ANNUAL
AMOUNT PAID BY
THE ALBERTSON
FIRE PROTECTION
DISTRICT TO AN
APPROXIMATE
ANNUAL COST OF
\$260,000.**

Dated: Manhasset, New
York
August 13, 2024

**BY ORDER OF THE
TOWN BOARD OF**

**THE TOWN OF NORTH
HEMPSTEAD ACTING
AS THE BOARD OF
COMMISSIONERS OF
THE ALBERTSON
FIRE PROTECTION
DISTRICT
RAGINI SRIVASTAVA
TOWN CLERK
9-12-24 IT# 965053 ROS**

THE UNIVERSITY OF CHICAGO
LIBRARY

Item 47

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. 416 - 2024

A RESOLUTION OF THE TOWN OF NORTH HEMPSTEAD, NASSAU COUNTY, NEW YORK, ADOPTED AUGUST 13, 2024, AUTHORIZING THE REDEMPTION OF A PORTION OF THE TOWN'S PUBLIC IMPROVEMENT SERIAL BONDS-2016 SERIES B (THE "PRIOR BONDS"); APPROPRIATING AN AMOUNT NOT TO EXCEED \$1,120,000.00 THEREFOR; DIRECTING THAT NOTICE OF SUCH REDEMPTION BE PROVIDED BY THE TOWN SUPERVISOR TO BONDHOLDERS OF THE PRIOR BONDS TO BE REDEEMED IN THE MANNER PRESCRIBED IN THE PRIOR BONDS AND MAKING CERTAIN OTHER DETERMINATIONS RELATIVE THERETO.

Recitals

WHEREAS, the Town of North Hempstead, Nassau County, New York (herein called the "Town"), has heretofore issued its \$48,046,322 Public Improvement Serial Bonds-2016 Series B (herein referred to as the "Prior Bonds"), to finance various purposes, including the acquisition of the Roslyn/Levit Park property (the "Park Property") pursuant to bond resolution #471-2012;

WHEREAS, the Prior Bonds maturing on September 15, 2025 and thereafter are subject to redemption prior to maturity at the option of the Town, in whole or in part, at par, plus accrued interest to the date of redemption on any date on or after September 15, 2024 after the mailing of notice to the registered holders of the Prior Bonds at least 30 days prior to the date set for redemption;

WHEREAS, the Town Board has determined that the Town will not acquire the Park Property and that is necessary to redeem prior to maturity the outstanding Prior Bonds relating to the Park Property with a like portion of the unspent proceeds of the Prior Bonds and hereby adopts this resolution to effectuate such redemption.

NOW, THEREFORE,

THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD, NASSAU COUNTY, NEW YORK, HEREBY RESOLVED AS FOLLOWS:

Section 1. The Town Board of the Town (herein called the "Town"), hereby authorizes the redemption of a portion of the Prior Bonds of the Town maturing in the years 2025 and thereafter (the "Redeemed Bonds"), issued to finance the acquisition of land for Roslyn/Levit Park, as more particularly described and referred to in the Notice of Redemption attached hereto.

Section 2. The Redeemed Bonds shall be redeemed on September 15, 2024 (the "Redemption Date"). The sum to be paid on the Redemption Date shall be \$1,120,000, consisting of the par value of the Redeemed Bonds, plus accrued interest, if any, to the Redemption Date and said amount is hereby appropriated therefor to accomplish the redemption of the Redeemed Bonds.

Section 3. The Town Supervisor, acting as the chief fiscal officer of the Town, is hereby:

(a) authorized to approve all details of the redemption of the Redeemed Bonds, and

(b) directed to cause irrevocable notice, in the form set forth in **Exhibit A**, of such call for redemption, to be given in the name of the Town in accordance with the terms appearing in the Redeemed Bonds, to the registered holders of such Redeemed Bonds.

(c) authorized to do all things, to take all actions, and to execute and deliver all agreements, certificates, instruments and other documents necessary or desirable in connection with the matters described herein, without the need for further action by the Town Board.

Section 4. The election to call in and redeem such Redeemed Bonds and the notice thereof given as provided in Section 3 shall become irrevocable and shall constitute a covenant with the holders of such Redeemed Bonds.

Section 5. This resolution shall take effect immediately.

* * *

and duly put to a vote, which resulted as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

The resolution was declared adopted.

EXHIBIT A

**TOWN OF NORTH HEMPSTEAD
NASSAU COUNTY, NEW YORK
(the "Town")**

CUSIP BASE #: 659666

NOTICE OF REDEMPTION

To the Holders of

**TOWN OF NORTH HEMPSTEAD, NASSAU COUNTY, NEW YORK
\$48,046,322 PUBLIC IMPROVEMENT SERIAL BONDS - 2016 SERIES B**

NOTICE IS HEREBY GIVEN that the Town has elected to call in and redeem on September 15, 2024 (the "Redemption Date") a \$1,120,000 portion of the \$27,660,000 outstanding aggregate principal amount of Public Improvement Serial Bonds - 2016 Series B, dated September 29, 2016 (referred to herein as the "Redeemed Portion of the Bonds"), and maturing in the years 2025 to 2034, inclusive at par plus accrued interest to the Redemption Date.

NOTICE IS HEREBY FURTHER GIVEN that the Redeemed Portion of the Bonds maturing after the Redemption Date should be presented and surrendered for payment as aforesaid on the Redemption Date at the office of the Town Supervisor, Town of North Hempstead, 220 Plandome Road, Manhasset, New York 11030, as fiscal agent of the Town for the Bonds.

NOTICE IS HEREBY FURTHER GIVEN that interest on the Redeemed Portion of the Bonds shall cease to be paid after the Redemption Date.

The Redeemed Portion of the Bonds is as follows:

Maturity Date

Interest Rate

	<u>Principal Amount</u>	<u>CUSIP Number</u>
September 15, 2025	\$105,0002.000%	659666 RX1
September 15, 2026	105,0002.000%	659666 RY9
September 15, 2027	105,0002.000%	659666 RZ6
September 15, 2028	110,0002.125%	659666 SA0
September 15, 2029	110,0002.250%	659666 SB8
September 15, 2030	110,0002.375%	659666 SC6
September 15, 2031	115,0002.500%	659666 SD4
September 15, 2032	120,0003.000%	659666 SE2
September 15, 2033	120,0003.000%	659666 SF9
September 15, 2034	120,0003.000%	659666 SG7

Under the provisions of the Jobs and Growth Tax Relief Reconciliation Act of 2003, paying agents making payments of interest or principal on municipal securities may be obligated to withhold a 28% tax from remittance to individuals who have failed to furnish the paying agent with a valid taxpayer identification number. Owners of the Bonds who wish to avoid the imposition of the tax should submit certified taxpayer identification numbers when presenting the Bonds for payment.

The Town shall not be responsible for the selection or use of the CUSIP identification numbers printed herein or on the Bonds nor is any representation made as to the correctness of any CUSIP identification number shown herein or printed on the Bonds. Said CUSIP identification numbers are included solely for the convenience of the holders.

Dated: August 13, 2024

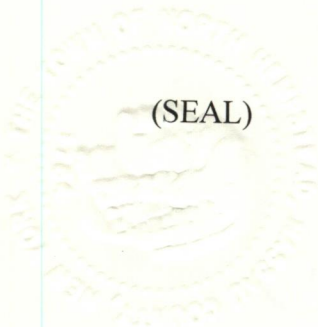
**TOWN OF NORTH HEMPSTEAD,
NASSAU COUNTY, NEW YORK**

CERTIFICATE

I, Ragini Srivastava, Town Clerk of the Town of North Hempstead, in the County of Nassau, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Town Board of said Town of North Hempstead duly called and held on August 13, 2024, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Town Board and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town of North Hempstead this 14 day of August, 2024.

(SEAL)


Ragini Srivastava

Town Clerk

NEWSDAY AFFIDAVIT OF PUBLICATION

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

STATE OF NEW YORK)

Legal Notice No.

0021869758

: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 16, 2024

Nassau

By: 

Print Name:

Samantha Robinson

Authorized Designee of Newsday LLC, Publisher of Newsday

SWORN to before me this
16 Day of August, 2024.


Notary Public

Connor Wack
Notary Public - State of New York
No. 01WA0024608
Qualified in Erie County
Commission Expires 05/10/2028

Ad Content

Legal Notice # 21869758

**EXHIBIT A
TOWN OF NORTH HEMPSTEAD
MASSAU COUNTY, NEW YORK
(the "Town")
CUSIP BASE #: 659666
NOTICE OF REDEMPTION**

**To the Holders of
TOWN OF NORTH HEMPSTEAD, MASSAU COUNTY, NEW YORK
\$48,046,322 PUBLIC IMPROVEMENT SERIAL BONDS - 2016
SERIES B**

NOTICE IS HEREBY GIVEN that the Town has elected to call in and redeem on September 15, 2024 (the "Redemption Date") a \$1,120,000 portion of the \$27,660,000 outstanding aggregate principal amount of Public Improvement Serial Bonds - 2016 Series B, dated September 29, 2016 (referred to herein as the "Redeemed Portion of the Bonds"), and maturing in the years 2025 to 2034, inclusive at par plus accrued interest to the Redemption Date.

NOTICE IS HEREBY FURTHER GIVEN that the Redeemed Portion of the Bonds maturing after the Redemption Date should be presented and surrendered for payment as aforesaid on the Redemption Date at the office of the Town Supervisor, Town of North Hempstead, 220 Plandome Road, Manhasset, New York 11030, as fiscal agent of the Town for the Bonds.

NOTICE IS HEREBY FURTHER GIVEN that interest on the Redeemed Portion of the Bonds shall cease to be paid after the Redemption Date.

The Redeemed Portion of the Bonds is as follows:

Maturity Date	Principal Amount	Interest Rate	CUSIP Number
September 15, 2025	\$105,000	2.000%	659666 RX1
September 15, 2026	105,000	2.000%	659666 RY9
September 15, 2027	105,000	2.000%	659666 RZ6
September 15, 2028	110,000	2.125%	659666 SA0
September 15, 2029	110,000	2.250%	659666 SB8
September 15, 2030	110,000	2.375%	659666 SC6
September 15, 2031	115,000	2.500%	659666 SD4
September 15, 2032	120,000	3.000%	659666 SE2
September 15, 2033	120,000	3.000%	659666 SF9
September 15, 2034	120,000	3.000%	659666 SG7

Under the provisions of the Jobs and Growth Tax Relief Reconciliation Act of 2003, paying agents making payments of interest or principal on municipal securities may be obligated to withhold a 28% tax from remittance to individuals who have failed to furnish the paying agent with a valid taxpayer identification number. Owners of the Bonds who wish to avoid the imposition of the tax should submit certified taxpayer identification numbers when presenting the Bonds for payment.

The Town shall not be responsible for the selection or use of the CUSIP identification numbers printed herein or on the Bonds nor is any representation made as to the correctness of any CUSIP identification number shown herein or printed on the Bonds. Said CUSIP identification numbers are included solely for the convenience of the holders.

Dated: August 15, 2024
TOWN OF NORTH HEMPSTEAD,
MASSAU COUNTY, NEW YORK

NEWSDAY PROOF

Ad Number: 0021869758

Advertiser: TOWN OF NORTH HEMP TOWN CLERK

Item 48

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. 417 - 2024

A RESOLUTION AUTHORIZING AND APPROVING THE PAYMENT OF CLAIMS AGAINST THE TOWN OF NORTH HEMPSTEAD AND AUTHORIZING AND DIRECTING THE COMPTROLLER OR DEPUTY COMPTROLLER TO PAY THE COSTS THEREOF.

WHEREAS, the Town Attorney has requested the approval of the Town Board for settlement and payment of claims as more particularly described herein below, for the reasons set forth in a memorandum to the Board on file in the Office of the Town Attorney; and

WHEREAS, the Board deems it to be in the best interests of the Town to approve the request of the Town Attorney.

NOW, THEREFORE, BE IT

RESOLVED that the settlement and payment of the following claims, in the amounts set forth herein, be and the same is approved by this Board in all respects:

<u>Claimant</u>	<u>File Number.</u>	<u>Amount</u>
Kenneth Liebowitz v. TONH	TD-24-0044	\$467.09
Joseph Kenul v. TONH, et al.	TI-22-0052	\$9,000.00
Project Resources Group v. TONH	TD-24-0054	\$9,860.00
Charles J. Sockett v. TONH, et al.	TI-17-0069	\$475,234.14

RESOLVED that the Office of the Comptroller be and hereby is authorized and directed to pay the amount set forth above upon receipt of properly executed and certified claims therefor.

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney Comptroller

Item 50

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. 418 - 2024

A RESOLUTION APPROVING THE ACTION OF THE FLOWER HILL HOSE COMPANY, NO. 1, PORT WASHINGTON, NEW YORK, IN ADDING BRYAN FLORES AND CHRISTOPHER MELENDREZ TO MEMBERSHIP.

WHEREAS, the Flower Hill Hose Company, No. 1, Port Washington, New York, has advised of adding Bryan Flores and Christopher Melendrez 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 Bryan Flores, 52 A Inwood Rd, Port Washington, NY 11050 and Christopher Melendrez, 52 Main St, Apt 5, 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 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Flower Hill Hose Co., No. 1

Town Attorney

Comptroller

Item 51

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. 419 - 2024

A RESOLUTION APPROVING THE ACTION OF THE FIRE-MEDIC CO., NO. 1, PORT WASHINGTON, NEW YORK, IN ADDING CESAR COLLIER, CHRISTINE PAIGE FAULK, PATRICK FOYE, DAISY LABELLA, DILLON MARVIN, OLIVIA MAHER, SARAH ALVARDOTO MEMBERSHIP AND REMOVE REBECCA MICHAELS AND DYLAN LEFEBVRE FROM MEMBERSHIP.

WHEREAS, the Fire-Medic Co. No. 1, Port Washington, New York, has advised of adding Cesar Collier, Christine Paige Faulk, Patrick Foye, Daisy Labella, Dillon Marvin, Olivia Maher and Sarah Alvarado to membership, removing Rebecca Michaels and Dylan Lefebvre from membership, and changing Caitlin Fitzpatrick and Michael Honsberger from active to exempt membership.

NOW, THEREFORE, BE IT

RESOLVED that the action of the Fire-Medic Co. No. 1, 65 Harbor Rd, Port Washington, NY 11050, of adding Cesar Collier, 15 Boat Lane, Port Washington , NY 11050, Christine Paige Faulk, 34 Irma Ave, Port Washington, NY 11050, Patrick Foye, 24 Cornwells Beach Road, Port Washington, NY 11050, Daisy Labella, 12 Colonial Road, Port Washington, NY 11050, Dillon Marvin, 21 Jackson St, Port Washington, NY 11050, Olivia Maher, 3 June Ave, Bayville, NY 11709, and Sarah Alvarado, 75 Manorhaven Blvd, Port Washington, NY 11050 to membership, removing Rebecca Michaels and Dylan Lefebvre from membership and changing Caitlin Fitzpatrick and Michael Honsberger from active to exempt 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 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Fire-Medic Co. No. 1 Town Attorney Comptroller

Item 52

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. 420 - 2024

A RESOLUTION APPROVING THE ACTION OF THE ALERT ENGINE, HOOK, LADDER AND HOSE CO. NO. 1 INC., GREAT NECK, NEW YORK, IN ADDING BENJAMIN FEINGOLD, JUSTIN SHARIF AND JONAHTAN SHARIF TO MEMBERSHIP.

WHEREAS, the Alert Engine, Hook, Ladder and Hose Co. No. 1, Inc., Great Neck, New York, has advised of adding Benjamin Feingold, Justin Sharif and Jonathan Sharif to membership.

NOW, THEREFORE, BE IT

RESOLVED that the action of Alert Engine, Hook, Ladder and Hose Co. No. 1, Inc., 555 Middle Neck Rd., Great Neck, NY 11023, of adding Benjamin Feingold, 10 Wooleys Lane, Apt 1E, Great Neck, NY 11023, Justin Sharif, 108 Maple Street, Great Neck, NY, 11023 and Jonathan Sharif, 108 Maple Street, Great Neck 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 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Alert Engine Town Attorney Comptroller

Item 53

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

RESOLUTION NO. 421 - 2024

A RESOLUTION APPROVING THE ACTION OF THE PROTECTION ENGINE COMPANY 1, PORT WASHINGTON, NEW YORK IN ADDING DONALD BOYCE TO MEMBERSHIP.

WHEREAS, the Protection Engine Company 1, 14 S. Washington Street, Port Washington, New York, 11050 has advised of adding Donald Boyce to membership.

NOW, THEREFORE, BE IT

RESOLVED that the action of the Protection Engine Company 1, 14 S. Washington Street, Port Washington, New York, 11050, of adding Donald Boyce, 75-30 West Shore Road, Port Washington, NY 11050, to membership hereby is approved and the Town Clerk directed to record the name in the Minutes of the Town Board.

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Protection Engine Company 1 Town Attorney Comptroller

Strachmore
WRITING PRODUCTION

CLERK SRIVASTAVA: Item number 45, 45. A resolution authorizing the Town Board to suspend parking meters for holiday shopper's parking from November 20th, 2024, to January 1st, 2025, on certain roads in Port Washington.

COUNCILWOMAN DALIMONTE: So I would like to amend this resolution, and I spoke to the Town Attorney's office this morning. Since it's within the date -- sorry Dennis, since it's within the date, I'm allowed to. So I would like to amend the resolution correcting the date when the parking meters are to be suspended. It should be starting not on November 20th, it should be starting on Wednesday, November 27th, which is the day before Thanksgiving, and I would like to thank Noreen from the Parking District for catching that for me, thank you. I don't know why I thought the 21st was Thanksgiving, but thank you. So we have to vote on the amendment first. Oh, I'm so sorry. I make a motion to amend the -- I make a motion to amend the resolution. Sorry about that.

CLERK SRIVASTAVA: Thank you. Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Scott?

COUNCILMAN SCOTT: Aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: I mean, I think it's a good idea because it goes from the 27th instead of the 20th, and there'll be less money lost in the parking meters. So I'm in favor of it, aye.

CLERK SRIVASTAVA: Councilwoman Liu?

COUNCILWOMAN LIU: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: And I hope that this allows, and I thank the Board for approving this, and hopefully, again, this year, it will allow people from all over the Town of North Hempstead to come and shop locally for the holidays. I vote aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: I think it's good that we're able to just correct this now and vote on it. So I vote aye.

CLERK SRIVASTAVA: No, the amendment.

SUPERVISOR DESENA: Oh, that's on the amendment.

COUNCILWOMAN DALIMONTE: That's the amendment.

SUPERVISOR DESENA: Now move the resolution.

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

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Scott?

COUNCILMAN SCOTT: Of course I'm going to vote -- I'm going to vote yes for it, Mariann. But one of the suggestions, going forward in the future, we do take a loss in the revenue. Do you ever get any sponsorships, or you know, people that might want to advertise and put the little bag, this parking was paid for you, so that we could -- we can give free parking and also help us.

COUNCILWOMAN DALIMONTE: So we had — I went to the Village of Roslyn, many, many, many years ago, and they had these beautiful bags, and I went to them, and I said, where did you get them, and they told me it was a place in Glen Cove, and the BID at that time donated the bags. They are beautiful bags that they say free parking for holiday shopping. I get what you're saying about getting a sponsor.

COUNCILMAN SCOTT: Also like a sponsorship that you would be —

COUNCILWOMAN DALIMONTE: Right, but I don't know, I would have to look into the cost of the bags versus the sponsorship because the bags were expensive, wait till you see our bags, they're very nice.

COUNCILMAN SCOTT: They're very nice.

COUNCILWOMAN DALIMONTE: They're very nice.

COUNCILMAN SCOTT: Year after year.

COUNCILWOMAN DALIMONTE: Yes, and we use them year after year. We actually wipe them down, and we air dry them, and we put them away in a container so they don't get moldy or anything like that. So the business improvement district, back when I was the Executive Director, donated these to the Port Washington Parking District. But maybe we can see what we can do. But I also know at that time, a lot of the merchants and residents are also being hit up for -- to do the holiday decorations on the the lampposts. But we could always look and see, and maybe we'll add that to our list, but thank you, that's great.

COUNCILMAN SCOTT: Or something like that to do it for you; right? Anyway, I vote yes on your --

COUNCILWOMAN DALIMONTE: Thank you, thank you.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: Yes, in the beautiful little town called Saugerties, exit 20, Long Island Expressway (sic), at the holidays at the same time, local stores advertise, we paid for your free parking, and I think that would be a good idea. There's many, many stores in Port Washington that may want to advertise their names. So perhaps going forward, we should look into stores or other, you know, groups that want to sponsor this, and it will save -- it'll increase the tax revenue for the people in the town. So with that, I vote yes.

CLERK SRIVASTAVA: Councilwoman Liu?

COUNCILWOMAN LIU: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: I vote aye but I just want to let everyone know that the Port Washington Parking District, that money, the taxes for that is paid by the Port Washington residents, not the Town of North Hempstead. So I just want everyone to be aware of that. So the money would go back to the Port Washington Parking District. So I'm just -- - I'm letting

everyone -- I want everyone to be aware of that, 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. 422 - 2024

A RESOLUTION AUTHORIZING THE TOWN BOARD TO SUSPEND PARKING METERS FOR HOLIDAY SHOPPER PARKING FROM NOVEMBER 20, 2024 TO JANUARY 1, 2025, ON CERTAIN ROADS IN PORT WASHINGTON.

WHEREAS, the Town Board finds it in the best interests of the Town to suspend Section 88 (A) of the Town of North Hempstead Uniform Traffic Code (the "UTC") relative to metered parking such that vehicles may be parked on the streets stated in this resolution from November 27, 2024 through, and including, January 1, 2025 without the necessity of a parking meter payment, but subject to the time restrictions contained in Section 88 (B) and (C) of the UTC and the enforcement provisions contained in Section 89(A) of the UTC.

NOW, THEREFORE, BE IT

RESOLVED that Section 88 (A) of the UTC relative to metered parking is hereby suspended such that vehicles may be parked on the following streets from November 27, 2024 through, and including, January 1, 2025 without the necessity of a parking meter payment, but subject to the time restrictions contained in Section 88 (B) and (C) of the UTC, and the enforcement provisions contained in Section 89(A) of the UTC:

Port Washington Boulevard – Mertz Place to Campus Drive

Port Washington Boulevard – Bogart Avenue to Chestnut Road

Main Street – Port Washington Boulevard to Anchorage Road

Irma Avenue

S. Maryland Avenue

Carlton Avenue

Haven Avenue – Main Street to Franklin Avenue.

Dated: Manhasset, New York

August 13, 2024

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

cc: Town Attorney PWPPD

CLERK SRIVASTAVA: Item number 49. 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 WALSH: Forty-nine.

COUNCILMAN TROIANO: I vote aye on Items 49-1 through 49-37, with the exception of 49-36, to which I abstain.

CLERK SRIVASTAVA: Councilman Scott?

COUNCILMAN SCOTT: I vote aye.

CLERK SRIVASTAVA: Councilman Walsh?

COUNCILMAN WALSH: I vote aye on everything.

CLERK SRIVASTAVA: Councilwoman Liu?

COUNCILWOMAN LIU: Aye on 49-1 through 49-37.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: I vote aye on Items 49-1 through 49-37, but I would also like to say, on this resolution is a retirement for John Sullivan in the Highway Department. He was a highway maintenance supervisor, and when we did not have a highway superintendent, he did a phenomenal job alongside Brian Waterson. He was in charge of the south side of the Town of North Hempstead, and he was here for many, many years, and I just would like to thank him for his service.

COUNCILWOMAN LIU: Thank you, Mariann.

COUNCILWOMAN DALIMONTE: I voted aye; right?

COUNCILWOMAN LIU: Yeah.

COUNCILWOMAN DALIMONTE: I voted already?

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: I vote aye on Item numbers 49-1 through 49-37, and I also wish John Sullivan a lovely retirement. Congratulations after so many years.

CLERK SRIVASTAVA: Congratulations.

COUNCILMAN WALSH: Yeah, John Sullivan, you know, when I first came here, I guess now it's two years and eight months ago, and my how times flies when you have fun, which I have, Mr. Sullivan always helped my district, helped me when I was new, guided us and helped us with the problem that we had with holiday lighting. I guess it was 2022, where the holiday lights didn't go up in Garden City Park until long after Thanksgiving, and John certainly did help get that resolved, and part of the problem was the lighting was old and broken and John Sullivan helped put it back together and get the lights up that we could. So I wish John Sullivan all the luck in the world, and you know, you take a job on to retire, and God bless him, he's going to retire.

COUNCILMAN TROIANO: Thank you, Supervisor, for reminding me that John is on this agenda Item, and John and his family are friends including their -- his children and his -- their -- each of their spouses, but I just want to thank John and wish him great luck in his retirement, and also thank him for always being a source of information for me about issues that affected my district. So thank you, John.

COUNCILWOMAN LIU: 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. 423 - 2024

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: 423 -1

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the full-time hire of Michael Sollitto to the title of Automotive Mechanic Aide to the amount of \$29.34 hourly / \$61,026 annually to the Highways Department effective 08/14/24.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

RESOLUTION NO: 423 -2

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the full-time hire of Gillian Dempsey to the title of Clerk Typist 1 to the amount of \$2,092.20 bi-weekly / \$54,398 annually to the Town Clerk's Office effective 09/03/24.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

RESOLUTION NO: 423 -3

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal to full-time hire of James Cosolito to the title of Laborer I to the amount of \$24.81 hourly / \$51,601 annually to the Department of Parks & Recreation - Clark effective 08/17/24.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

RESOLUTION NO: 423 -4

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 Lenox Whyte to the title of Laborer I to the amount of \$24.81 hourly / \$51,601 annually to the Department of Parks & Recreation - Tully effective 08/17/24.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

RESOLUTION NO: 423 -5

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time to full-time hire and salary change of Helen Reddington to the title of Secretary to the Receiver of Taxes to the amount of \$2,384.62 bi-weekly / \$62,000 annually to the Receiver of Taxes effective 08/17/24.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

RESOLUTION NO: 423 -6

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Peter Flood to the title of Lifeguard I in the amount of \$18.00 hourly to the Department of Parks & Recreation - Manorhaven effective retro to 7/6/2024.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

RESOLUTION NO: 423 -7

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Brenden Groh to the title of Lifeguard Trainee in the amount of \$20.00 hourly to the Department of Parks & Recreation - NHBP effective retro to 7/6/2024.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

RESOLUTION NO: 423 -8

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Mandeep Karir to the title of Clerk Typist 1 Seasonal in the amount of \$16.00 hourly to the Town Clerk's Office effective 08/19/24.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

RESOLUTION NO: 423 -9

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Jack McMillan to the title of Clerk Typist 1 Seasonal in the amount of \$18.00 hourly to the Town Board - Council District 5 effective Retro to 7/6/2024.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

RESOLUTION NO: 423 -10

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the full-time to part-time, title and salary change for Maryanne Meyer to the title of Clerk Typist P/T in the amount of \$35.00 hourly in the Receiver of Taxes effective 08/17/24.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

RESOLUTION NO: 423 -11

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the salary change for Tracie Villani in the title of Secretary to Commissioner of Public Safety to the amount of \$2,500 bi-weekly / \$65,000 annually in the Town Attorney's Office effective 08/17/24.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

RESOLUTION NO: 423 -12

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the title, grade, step and salary change for Isiah Burrus to the title of Laborer 1 to the amount of \$27.46 hourly / \$57,119 annually in the Administrative Services effective 08/17/24.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

RESOLUTION NO: 423 -13

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the title, grade, step and salary change for Lynda Del Balzo to the title of Community Liaison Aide to the amount of \$2,514.70 bi-weekly / \$65,383 annually in the Receiver of Taxes effective 08/17/24.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

RESOLUTION NO: -14

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the removal of temporary title appointment and salary adjustment for Victor Thomas in the amount of \$6,000 per month for the period of 5/8/2024 through 7/28/2024 only.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Abstain: Councilperson Adhami.

RESOLUTION NO: 423 -15

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the department change for Christopher Lopes in the title of Maintenance Mechanic 1 in the amount of \$31.17 hourly / \$64,832 annually to the Department of Parks & Recreation - Satellite Parks effective 08/17/24.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

RESOLUTION NO: 423 -16

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for Giuseppe Piscitelli in the title of Laborer 1 in the amount of \$24.81 hourly / \$51,601 annually to the Department of Parks & Recreation - Tully effective 08/17/24.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

RESOLUTION NO: 423 -17

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the title, grade, step and salary change for Rocco Macri to the title of Auto Mechanic to the amount of \$31.00 hourly / \$64,485 annually in the Department of Highways effective 08/17/24.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

RESOLUTION NO: 423 -18

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the title, grade, step and salary change for James Piccolo to the title of Equipment Operator Trainee to the amount of \$26.15 hourly / \$54,398 annually in the Department of Highways effective 08/17/24.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

RESOLUTION NO: 423 -19

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the title, grade, step and salary change for Jonathan Deutsch to the title of Auto Mechanic to the amount of \$31.00 hourly / \$64,485 annually in the Department of Highways effective 08/17/24.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

RESOLUTION NO: 423 -20

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the title, grade, step and salary change for Ryan Miller to the title of Highway Construction Supervisor to the amount of \$35.87 hourly / \$74,615 annually in the Department of Highways effective 08/17/24.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

RESOLUTION NO: 423 -21

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the hourly rate and location change for seasonal employee Noah Fattore in the title of Lifeguard I to the amount of \$18.00 hourly to the Department of Parks & Recreation - Harbor Hills effective Retro to 7/6/2024.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

RESOLUTION NO: 423 -22

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the title change for seasonal employee Sara Giura to the title of Lifeguard I in the amount of \$19.00 hourly in the Department of Parks & Recreation - CGM effective 08/17/24.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

RESOLUTION NO: 423 -23

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the title and hourly rate change for seasonal employee Melissa Bilge to the title of Lifeguard II to the amount of \$21.00 hourly in the Department of Parks & Recreation - Manorhaven effective 08/17/24.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

RESOLUTION NO: 423 -24

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the title and hourly rate change for part-time w/ seasonal hours employee Luca Van Velsor to the title of Recreation Aide to the amount of \$18.00 hourly in the Department of Parks & Recreation - NHBP effective 08/17/24.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the title and hourly rate change for part-time w/ seasonal hours employee Lucia Piccirillo to the title of Lifeguard II to the amount of \$21.00 hourly in the Department of Parks & Recreation - Manorhaven effective 08/17/24.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

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 Lorena Giammarino in the title of Clerk 1 P/T to the amount of \$25.00 hourly in the Department of Highways effective 08/17/24.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

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 John Miller in the title of Laborer 1 P/T to the amount of \$25.00 hourly in the Department of Highways effective 08/17/24.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the resignation of Nyle Fooqui in the title of Lifeguard I in the amount of \$19.00 hourly in the Department of Parks & Recreation - Whitney effective 08/18/23.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

RESOLUTION NO: 423 -29

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the resignation of Jasmine Willis in the title of Recreation Aide in the amount of \$20.00 hourly in the Department of Parks & Recreation - Whitney effective 07/14/24.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

RESOLUTION NO: 423 -30

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the resignation of full-time employee Brendon Lyons in the title of Laborer 1 in the amount of \$25.77 hourly / \$53,605 annually in the Department of Highways effective 07/26/24.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

RESOLUTION NO: 423 -31

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the resignation of full-time employee Mildred Nunez in the title of Public Safety Officer I in the amount of \$25.45 hourly / \$52,934 annually in the Department of Parks & Recreation - Parks Public Safety effective 08/16/24.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

RESOLUTION NO: 423 -32

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the retirement of full-time employee Linda Brickman in the title of Architect in the amount of \$6,146.40 bi-weekly / \$159,807 annually in the Buildings Department effective 07/24/24.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the retirement of full-time employee Clara Hairston in the title of Laborer I in the amount of \$26.50 hourly / \$55,114 annually in the Department of Parks & Recreation - Tully effective 07/29/24.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the retirement of full-time employee Raymond Jones in the title of Equipment Operator 3 in the amount of \$47.06 hourly / \$97,895 annually in the Department of Highways effective 07/31/24.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the retirement of full-time employee John Sullivan in the title of Highway Maintenance Supervisor 1 in the amount of \$60.77 hourly / \$126,394 annually in the Department of Highways effective 07/17/24.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the termination of Michael Jackson in the title of Recreation Aide in the amount of \$33.00 hourly in the Department of Parks & Recreation - Yes We Can Community Center effective 07/22/24.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

Abstain: Councilperson Troiano.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the full-time hire (60%) of Robyn Levy Brattner to the title of Deputy Town Attorney to the amount of \$2,230.76 bi-weekly / \$58,000 annually, 60% reduced hours in the Town Attorney's Office effective 09/03/24.

Ayes: Councilperson Dalimonte, Councilperson Liu, Councilperson Scott, Councilperson Troiano, Councilperson Walsh, Supervisor DeSena.

Nays: None.

Absent: Councilperson Adhami.

SUPERVISOR DESENA: All right, I move to adjourn.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Scott?

SUPERVISOR DESENA: Scott, you got to vote to adjourn.

COUNCILMAN SCOTT: Aye.

CLERK SRIVASTAVA: Councilman Troiano?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Scott, Councilman Walsh?

COUNCILMAN WALSH: Well, okay, aye.

CLERK SRIVASTAVA: Councilwoman Liu?

COUNCILWOMAN LIU: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte?

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Supervisor DeSena?

SUPERVISOR DESENA: Aye.

CLERK SRIVASTAVA: Good night everybody.

SUPERVISOR DESENA: All right, good night everybody.

(WHEREUPON, this meeting was concluded at 10:30 p.m.)

Rajiv Srivastava
Town Clerk