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TOWN OF NORTH HEMPSTEAD

TOWN BOARD

PUBLIC HEARING

Town Hall

August 4, 2022 7:08 p.m.

COUNCILMEMBERS PRESENT

JOSEPH SCALERO	- Deputy Supervisor
ROBERT J. TROIANO	- District 1 Councilman
PETER J. ZUCKERMAN	- District 2 Councilman
DENNIS J. WALSH	- District 3 Councilman
VERONICA A. LURVEY	- District 4 Councilwoman
DAVID A. ADHAMI	- District 5 Councilman
MARIANN DALIMONTE	- District 6 Councilwoman

ALSO PRESENT

RAGINI SRIVASTAVA	- Town Clerk
MARGARET MALITO	- Deputy Town Clerk
JOHN CHIARA, ESQ.,	- Town Attorney

DEPUTY SUPERVISOR SCALERO: If I could ask everyone to stand for the Pledge of Allegiance first.

(Pledge of Allegiance.)

DEPUTY SUPERVISOR SCALERO: If I can ask you all to remain standing for one moment to turn the mic over to Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Good evening. I would like to have a moment of silence for Betty Siegel and Thomas Fatticone. Mrs. Siegel passed away and was on the North Hempstead Housing Authority Board for 27 years and served as Vice Chairman for the last 15 years. Betty was a long-time resident of Port Washington and worked for the New York State Housing and Community Development for over 30 years. Betty was instrumental in the Housing Authority, helping all of its housing and even developing a new, beautiful 77 senior affordable development in Westbury. Mr. Fatticone passed away last week and worked for the Town of North Hempstead for 33 years. He started with the town as a laborer in 1963 and worked his way up to Highway Maintenance Supervisor till he retired on December 28th, 1996. Mr. Fatticone loved working for the Town of North Hempstead and was a life-long resident of Port Washington. I ask for a moment of silence.

(Moment of Silence.)

COUNCILWOMAN DALIMONTE: Thank you.

DEPUTY SUPERVISOR SCALERO: Thank you. Good evening, everyone. First, let me introduce myself, I am Joe Scalero, the Deputy Town Supervisor. Supervisor DeSena could not be in attendance tonight, she has a long-standing family commitment out-of-state. Just so that everyone knows, for anybody who is here, under state law, the Deputy Supervisor of the town presides over any meeting, where the Supervisor is not here, as a full member of the board with the exception of casting votes, I may not cast a vote. I will be presiding, I ask the good Councilmen and Councilwomen to please bear with me, I am not a professional at this, this is my first time doing this, so I ask for some patience and understanding on that. With that, we can -- oh, I should say welcome Assemblywoman --we have a guest with us tonight, thank you.

COUNCILMAN TROIANO: Assemblywoman Sollitti.

DEPUTY SUPERVISOR SCALERO: With that, I'd like to go right into the first order of business. We do have 30 minutes of public comments.

COUNCILWOMAN LURVEY: Do we open the meeting first?

CLERK SRIVASTAVA: Good evening, everyone.

DEPUTY SUPERVISOR SCALERO: Ragini --excuse me, Madam Clerk, can you call the attendance, please?

CLERK SRIVASTAVA: Thank you. Good evening, everyone, Town of North Hempstead board meeting, Thursday, August 4, 2022. Councilman Troiano.

COUNCILMAN TROIANO: Here.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Here.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Here.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Here.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Here.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Here.

CLERK SRIVASTAVA: Supervisor DeSena -- so I will not call this. We'll have 30 minutes of public comments and we'll request you to please keep your comments up to three minutes.

(Whereupon, the public comments were off the record.)

CLERK SRIVASTAVA: We are done with our cards for public comments. Moving on to the items.

DEPUTY SUPERVISOR SCALERO: That's the end of the public comments portion, if there is anyone what wanted to speak, this is probably going to be a very long night, but you're welcome, we will reopen it to the public at the end. If you hear to speak on a specific hearing though, that comes up as the hearings come up, you don't have to wait necessarily to the end. I see somebody waving in the back; is there a question?

(Audience Participation.)

DEPUTY SUPERVISOR SCALERO: We're not taking additional speakers. If there's a question about procedure -- Madam Clerk, will you call the first item? We have a couple of open hearings that are being continued this evening.

CLERK SRIVASTAVA: Thank you. Item No. 1, a public hearing to consider the adoption of a local law amending Chapter 2 of the town code entitled, administration and enforcement. We have a card on this?

MS. LURVEY: So the purpose of the local law is to make modifications to the procedure on request for expedited permit application review under section 2-10.1 of the town code. This was continued from June 16, 2022. A little bit of history on this item. This has been on for quite a while now. It was originally put on as Item 2, and in order to remove the councilmembers and the Supervisor from the process of reviewing the expedite request to the buildings department. The original proposal put forth by the Supervisor removed them from the process and added a seven-day limit, but upon discussion, there was some deficiencies in the language that needed to be fixed, and also, in my opinion, we needed to fix the problem of there being just one sole reviewer, and also to expand the categories of the applications that could be granted expedited review. So this Item 1 fixes those deficiencies and it fixes the problem of the sole reviewer. It adds additional expanded categories, so it builds upon the Supervisor's item, and with that being said, I would like to know from Madam Clerk if there is anybody here to speak.

CLERK SRIVASTAVA: We have a card on this item, Michael O'Donnell.

MR. O'DONNELL: Michael O'Donnell, New Hyde Park. I think the councilwoman has more of less clarified some of the question that came up. Are you, the councilmembers, going to be removed from the equation here?

COUNCILWOMAN LURVEY: Yes.

MR. O'DONNELL: So you have no input at all whatsoever on any of these permits or anything coming up.

COUNCILWOMAN LURVEY: This is specifically with respect to when somebody asks for their permit to be reviewed on an expedited basis. We are currently part of that equation. We would be taken out of that equation and the decision will be made by the Commissioner of Buildings and Commissioner of Planning.

MR. O'DONNELL: Isn't there something wrong with that? We elected you to represent us, and by representing us, you represent us when there is a problem. We come to you with permits, which everybody sooner or later needs a permit for everything in this town, we have someone sitting in an office somewhere, someone who is not elected. That's not America. That sounds like Hitler or Stalin or somebody else. This is wrong. We have to allow you guys, good, bad or indifferent, to take the weight of that you satisfy the citizen that's coming to you.

COUNCILWOMAN DALIMONTE: I'm glad we're being taken out of the process because a few months ago, Supervisor DeSena did a press conference on the steps of town hall calling us corrupt about it, so we're being taken out of the process so we are not corrupt. We are showing the Planning Department and the Building Department will handle this, because I am not going to be reviewing these and have somebody call me corrupt on the town board.

MR. O'DONNELL: So you are, councilwoman, you would be considered corrupt if you did your job, your due diligence as a member of the town counsel. I have been dealing with elected officials for 40-some odd years.

COUNCILWOMAN DALIMONTE: I did my job, and if you remember, there was a resident that came up - -

MR. O'DONNELL: I most certainly do.

COUNCILWOMAN DALIMONTE: There was a resident who that came up because the Building Department denied somebody a -- and I have all the information in my office, they denied a resident -- there's four criteria, and one them is safety. There was a resident in my district that had a sinking floor. Did I go to the house? No, I did not go to the house. I read the letter, it was denied, I read the letter and I overrode the Building Department and I approved it, because to me, that was safety. But if you remember all the public hearings before this, they talked about, well, how can you judge that, how can you judge that that was a sinking floor, that that was an emergency, and I was also told from the Building Department came up here and he said if we ever had something like that, we would send someone out immediately to go look at the floor because that is an emergency. So I wrote to the homeowner asking if anyone visited her, she said no, I was the only person that contacted her. So, you know, it's a back and forth here. So do we let the Supervisor is the one that started this whole process? We looked at it, we made it better, instead of one set of eyes looking at it, we're adding another set of eyes looking at it, so, I mean, I am fine with approving this because you're taking it out of our hands so there could be no, like, I don't think --no one on this board would ever do it, but - - you know - -

COUNCILWOMAN LURVEY: Quid pro quo.

MR. O'DONNELL: Right, quid pro quo.

COUNCILWOMAN LURVEY: Appearance.

MR. O'DONNELL: Appearance of a quid pro -- transparency, I understand --

COUNCILWOMAN DALIMONTE: So now it's going to the Commissioner of Building and the Commissioner of Planning, and between the two of them, they will decide, so it's being taken out of the elected official's hands.

MR. O'DONNELL: So what we recourse do we have? We're getting screwed. Let's be very honest and blunt on the whole situation.

COUNCILWOMAN LURVEY: Well I think the Building Commissioner and the Planning Commissioner will be applying the criteria, the same way that they apply any criteria in the town code, and if you feel like it's being applied in the wrong way, you're always --my office is open, you can reach out to us.

MR. O'DONNELL: It becomes a long, protracted problem, where a situation, as the councilwoman described, or anybody else going for a permit.

COUNCILWOMAN DALIMONTE: This is expedited, this is not a regular permit, it's an expedited.

MR. O'DONNELL: I know, I know --

COUNCILWOMAN DALIMONTE: Very few of them.

MR. O'DONNELL: This is -- situation is a hurry, let's get it done, the roof's falling in, the rain's coming in, I understand that. It's got to be done yesterday. Unfortunately for us, we've had very good commissioners over the years, some a little tardy, but that's how life is, but there has to be a fallback that you guys, our elected officials --

COUNCILWOMAN DALIMONTE: Obviously if a constituent is not happy, they will contact their elected official.

MR. O'DONNELL: But it's taken out of your hands, it's already been given to the building commissioner, I got it, that's it. Thank you, two cents time.

DEPUTY SUPERVISOR SCALERO: Madam Clerk, before you call the next speaker, I would just like to correct one thing, Councilwoman Dalimonte. By the way, I have to observe that I never heard Supervisor DeSena's name thrown out so much tonight when she's not here. I will correct one thing --

COUNCILWOMAN DALIMONTE: It's an important meeting, we have a lot on the agenda.

DEPUTY SUPERVISOR SCALERO: This is an important comment that you made alleging that somebody said you were corrupt.

COUNCILWOMAN DALIMONTE: We all were.

DEPUTY SUPERVISOR SCALERO: I was at that press conference, no one ever called you corrupt, it was never said. What they said was, the process as it currently existed can lead to corruption or could lead to political influence peddling, not that you were corrupt. Let's just be clear on that. Thank you. Madam Clerk, is there any other speaker?

CLERK SRIVASTAVA: We have no cards on that.

COUNCILWOMAN LURVEY: I would like to close the public hearing, offer the resolution

and move for its adoption.

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

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

RESOLUTION NO. 386 - 2022

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

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

WHEREAS, a proposed Local Law has been prepared, pursuant to enabling legislation, to amend the Town Code by the adoption of a Local Law amending Chapter 2 of the Town Code entitled "Administration and Enforcement" in order to make modifications to the procedure on requests for expedited permit application review under Section 2-10.1 of the Town Code; and

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

WHEREAS, due notice has been heretofore given of a public hearing to be held on the 16th day of June, 2022, which hearing was continued to July 7, 2022, which hearing was further continued to August 4, 2022, concerning the adoption of the proposed Local Law, which Local Law was available for viewing by the public on the Town's website and during regular business hours in the Office of the Town Clerk; and

WHEREAS, the Town Board carefully considered the proposed Local Law during the aforesaid seven-day period, conducted said hearing on June 16, 2022, July 7, 2022 and August 4, 2022, with respect to said Local Law, and has afforded all interested persons an opportunity to be heard at the public hearing; and

WHEREAS, in accordance with the State Environmental Quality Review Act and the Act's implementing regulations (the "SEQRA Regulations") the Department of Planning and Environmental Protection has recommended that the adoption of the Local Law be determined to be a Type II Action pursuant to Sections 617.5(c)(26) and (33) of the SEQRA Regulations and, as such, no further environmental review is required; and

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

NOW, THEREFORE, BE IT

RESOLVED that the Town Board determines that the adoption of the Local Law is a Type II Action pursuant to Sections 617.5(c)(26) and (33) of the SEQRA Regulations and, as such, no further environmental review is required; and be it further

RESOLVED that Local Law No. 12 of 2022 be and it hereby is adopted, which Local Law reads as follows:

**TOWN OF NORTH HEMPSTEAD
LOCAL LAW NO. 12 OF 2022**

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

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

Section 1. Legislative Intent

The Board finds that it is in the best interest of the Town of North Hempstead to amend Chapter 2 of the Town Code entitled "Administration and Enforcement" in order to modify the procedure relative to expedited permit application review.

Section 2.

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

Procedure on request for expedited permit application review.

[Added 5-2§ 2-10.19-2007 by L.L. No. 6-2007]

A. An applicant may apply in writing to the Building Commissioner requesting expedited permit application review, which request shall include such supportive documentation **and information** as the Building Commissioner may require. The Building Commissioner shall review the request to determine if it meets one or more of the following criteria:

(1) The request is made to accommodate an **urgent or** emergency situation which has created a danger to health and/or safety, **or to property. The Building Commissioner may conduct a site inspection in accordance with applicable law to verify the urgent or emergency situation;** or

(2) The request is in furtherance of advancing a public interest such as, but not limited to, job creation and/or economic development; or

(3) The request is made in connection with the provision of an essential service, which shall include, but not be limited to, facilities or parts thereof which are connected to the furnishing of medical, governmental, police, fire and/or health and safety services; or

(4) The request is made to avoid extreme financial hardship to the applicant, which hardship is not self-created.

(5) The request is related to an application for design modifications and accessibility improvements to facilitate access, safety or independent living or

to remove architectural barriers to access for persons with mobility impairments or for people with disabilities, at entrances to and within buildings. Some examples of requests satisfying this criterion shall include but not be limited to the following: the installation of ramps or kitchen and bathroom renovations for the purposes listed above.

(6) The request is made to address an urgent concern including but not limited to, illness, disability, extreme living conditions, death in the family, or a critical need involving the applicant or an immediate family member of the applicant, and the delay in waiting for the application to be processed under ordinary review-time standards would result in a severe detriment to the applicant or the applicant's immediate family member.

B. The procedure set forth in Section 2-10.1(A) shall not apply to the following:

(1) Building and plumbing permit applications to maintain construction, changes, alterations, improvements or modifications previously undertaken without the required permit(s).

(2) Where it can be reasonably determined by the Building Commissioner that the applicant or someone on the applicant's behalf engaged in conduct that is contrary to the Town Code, New York State Building Code, or other applicable law, or with the intention of not complying with such code or law without first seeking a required approval.

[B] C. Upon receipt of a request for expedited permit application review, the Building Commissioner and the Planning Commissioner shall review the request, together with the documentation supporting it, and render a [proposed] written determination within five (5) business days. The Building Commissioner and Planning Commissioner may require additional documentation to support the request. If the two commissioners agree on the determination, the determination shall be the final determination. If the two commissioners do not agree on the determination, the request shall be denied. The Building Commissioner shall notify the applicant of the determination, in writing, within five (5) business days from receipt of the request. The written determination shall become a part of the permanent file maintained by the Building Department.

~~[The proposed written determination shall then be forwarded to the Supervisor and the Councilperson having jurisdiction over the affected premises for comment from each. The Supervisor and the Councilperson shall have five business days to consider the request and proposed determination, and each may provide comment and/or recommendations to the Building Commissioner prior to the expiration of that time period.]~~

~~C. In the event that the Supervisor and Councilperson make no comment or recommendation, the proposed determination shall become a final determination and shall become a part of the permanent file maintained by the Building Department. In the event that the Supervisor and/or Councilperson make comments or recommendations contrary to the proposed determination, those comments or recommendations shall prevail and shall become a part of the permanent file maintained by the Building Department.~~

~~D. Applicants not meeting the above criteria who wish to have an expedited permit application review may request same in writing to the Building Commissioner. Upon receipt of said request, the applicant will be provided with a list of designated architectural and engineering firms which have been approved by the Town Board of the Town of North Hempstead, whereupon, the applicant may select a participating firm to review his/her application and pay the cost thereof. [Amended 5-27-2008 by L.L. No. 5-2008]]~~

D. Prohibitions.

It shall be unlawful for any person or business entity to make false statements or mislead the Building Commissioner in order to secure an expedited review pursuant to the provisions of this chapter, or to fail and/or neglect to inform the Commissioner of a change in the project which would negate eligibility for an expedited review.

Section 3.

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

and; be it further

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

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that pursuant to the provisions of Article 9 of the New York State Constitution, the Municipal Home Rule Law, and the Town Law, at a meeting of the Town Board duly held on August 4, 2022, Local Law No. 12 of 2022 was adopted. The local law amends Chapter 2 of the Town Code entitled "Administration and Enforcement" in order to make modifications to the procedure on requests for expedited permit application review under Section 2-10.1 of the Town Code.

Dated: Manhasset, New York

August 4, 2022

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

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Town Attorney

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

Henry Krukowski, being duly sworn, deposes and says that on the 1st day of June, 2022, he posted the attached Notice of Hearing to consider the adoption of a Local Law amending Chapter 2 of the Town Code entitled "Administration and Enforcement" in order to make modifications to the procedure on requests for expedited permit application review under Section 2-10.1 of the Town Code, at the following locations:

Town Clerk Bulletin Board

Manhasset Post Office

Great Neck Post Office

Port Washington Post Office

Greenvale Post Office

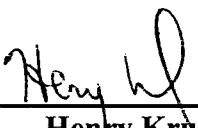
Roslyn Heights Post Office

Albertson Post Office

Carle Place Post Office

Westbury Post Office

New Hyde Park Post Office


Henry Krukowski

Sworn to me this

2nd day of June, 2022


Notary Public

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

NEWSDAY

AFFIDAVIT OF PUBLICATION

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

STATE OF NEW YORK)

Legal Notice No. 0021727059

:SS.:

COUNTY OF ERIE)

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

Friday

June 03, 2022

Nassau

By: _____

Ciara Woodin

Ciara Woodin

Print Name: _____

Authorized Designee of Newsday LLC, Publisher of Newsday

SWORN to before me this
06 Day of June, 2022.

Notary Public

Sarah Perez

Sarah Perez

Notary Public – State of New York

No. 01PE6397402

Qualified in Erie County

Commission Expires 09/03/2023

This remote notarial act involved the use of communication technology

Ad Content

Legal Notice # 21727059

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 16th day of June, 2022, at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, to consider the adoption of a Local Law amending Chapter 2 of the Town Code entitled "Administration and Enforcement" in order to make modifications to the procedure on requests for expedited permit application review under Section 2-10.1 of the Town Code.

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

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

Dated: Manhasset, New York
May 19, 2022

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

NEWSDAY PROOF

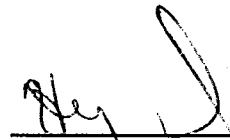
Ad Number: 0021727059

Advertiser: TOWN OF NORTH HEMP TOWN CLERK

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

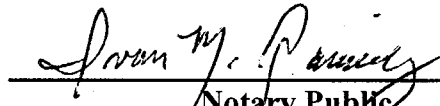
Henry Krukowski, being duly sworn, deposes and says that on the 8th
day of August, 2022, he posted the attached Notice of Adoption of a Local Law amending
Chapter 2 of the Town Code entitled "Administration and Enforcement" at the following
locations:

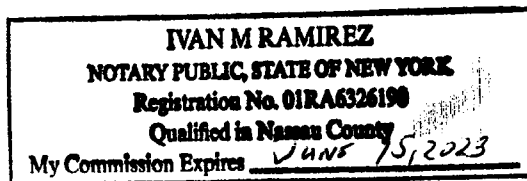
Town Clerk Bulletin Board


Henry Krukowski

Sworn to me this

8th day of August, 2022


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. 0021738638

:SS.:

COUNTY OF ERIE)

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

Monday

August 08, 2022

Nassau

By: _____

Ciara Woodin

Ciara Woodin

Print Name: _____

Authorized Designee of Newsday LLC, Publisher of Newsday

SWORN to before me this

8 Day of August, 2022.

Sarah Perez

Notary Public

Sarah Perez

Notary Public – State of New York

No. 01PE6397402

Qualified in Erie County

Commission Expires 09/03/2023

This remote notarial act involved the use of communication technology

Ad Content

Legal Notice # 21738638
NOTICE OF ADOPTION
PLEASE TAKE NOTICE that
pursuant to the provisions of
Article 9 of the New York
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modifications to the proce-
dure on requests for expedit-
ed permit application review
under Section 2-10.1 of the
Town Code.
Dated: Manhasset, New York
August 4, 2022
BY ORDER OF THE TOWN
BOARD OF THE TOWN OF
NORTH HEMPSTEAD RAGINI
SRIVASTAVA TOWN CLERK

NEWSDAY PROOF

Ad Number: 0021738638

Advertiser: TOWN OF NORTH HEMP TOWN CLERK

CLERK SRIVASTAVA: Item No. 2, a public hearing to consider the adoption of a local law amending Chapter 2 of the town code entitled "administration and enforcement."

DEPUTY SUPERVISOR SCALERO: Before we continue, Madam Clerk, I have discussed this with the Supervisor earlier today. For months now, as Councilwoman Lurvey has pointed out, we have tried to come up with a reconciliation bill between these two resolutions. We were making some progress, we seemed to get hung up on one aspect of it, so we are where we are here now. It is the Supervisor's feeling that because Item 1 has already passed, has made some progress, Item 2 becomes almost superfluous, but more importantly, as many of you may know, the Building Department is currently under an audit now by the county. I don't know that it would be appropriate to continue to pass resolutions that might be deemed as being done to somehow interfere with that, so the Supervisor would like to withdraw this from consideration at this time.

COUNCILMAN ADHAMI: I second that motion.

DEPUTY SUPERVISOR SCALERO: Can we have a vote, please? I don't know that needs a vote, a member can withdraw their own --

COUNCILMAN TROIANO: I don't know --we may want to get some --

MR. CHIARA: I think you have to continue without a date or you need to close the hearing without a vote.

COUNCILMAN ZUCKERMAN: You can continue without a date.

DEPUTY SUPERVISOR SCALERO: So then I will entertain a motion to continue without a date.

COUNCILMAN ADHAMI: Second the motion.

COUNCILMAN TROIANO: Just a bureaucratic point, the supervisor proposed this legislation; right? Is she the one that has to call for it to be continued without a vote or can the deputy supervisor stand in her stead?

MR. CHIARA: I believe the deputy supervisor can do it.

DEPUTY SUPERVISOR SCALERO: Councilman Troiano, as I announced at the beginning of the meeting, it's okay to be frank. The state law, the state town law governs us, not code, whatever, it does give the deputy supervisor the full authority in all things except voting. Entertaining a motion, conducting a meeting, I respect your point, but I think that's -- Town Attorney Chiara has --

COUNCILMAN TROIANO: I'm fine with that, I just wanted to make sure we won't be violating any state law, because then our vote wouldn't have any significance and I think it's quite correct to remove this particular legislation. We -- with the legislation that's already been passed, we tried to address the supervisor's concern, that the process was subject to the appearance of an impropriety, and those of us, many of us sitting at this dais, although I hear Mr. McDonald's [sic] point about it takes the elected officials out of the process, which is something I object to, but the supervisor's recommendation would have installed just one person, the building commissioner, to make a determination. We didn't think that that was appropriate and we felt that the one that has been passed already provides the check and the balance, and that requires two votes voting to expedite a permit application before it gets done, so I'm quite happy

that the supervisor decided to withdraw and effect, withdraw and effect her legislation.

COUNCILWOMAN LURVEY: May I ask --

DEPUTY SUPERVISOR SCALERO: I believe there's a motion --

COUNCILMAN TROIANO: So I vote aye on the continuation with no date.

DEPUTY SUPERVISOR SCALERO: Madam Clerk? Madam Clerk, can you continue calling the vote, please.

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: I vote aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Before I vote, I apologize, but one quick question. Deputy Supervisor, you mentioned that the Nassau County Comptroller has started their audit of the building department, and so has there been a letter; has there been any communication?

DEPUTY SUPERVISOR SCALERO: No, I believe it was announced.

COUNCILWOMAN LURVEY: All right, okay, I misunderstood, thank you. I vote aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Item No. 3, a public hearing to consider the adoption of a local law amending Chapter 2 of the town code, titled "administration and enforcement."

COUNCILWOMAN DALIMONTE: The purpose of the local law is to amend Chapter 2 of the code titled, "administration enforcement to prohibit the establishment and operation of short term or transient rentals within the town to preserve and protect the health, character, safety and general welfare of the residential and mixed use neighborhoods and to mitigate the adverse effects of short-term rentals. There have been multiple complaints recently from residents throughout the town concerning short term or transient rentals. Residents with short term rentals in their neighborhoods often complain about increased noise, litter and parking and traffic issues. Short-term rentals are negatively impacting the quality of life, which is often the reason these residents purchased their homes where they did in the first place. The local law will define a short-term rental property as a property rented out for a period of less than 30 consecutive days and is aligned with the New York State building code. Several villages within the Town of North Hempstead have codes regulating short-term rentals, which are far more restrictive than what is being proposed here. Madam Clerk, I would like to enter into the record, copies of redacted service complaints from 311, which were also provided to the town board last week.

Do we have any cards on the item?

CLERK SRIVASTAVA: We also received an e-mail from Mr. John Reddock (phonetic) regarding short-term rentals. It was distributed to the board and his letter will be entered into record. We have a few cards on this. Doug Kramer?

MR. KRAMER: Good evening, thanks for having me. I'm here to urge you to please proceed with banning these short-term rentals. My wife and I moved to Port Washington, Roger Drive about 15 years ago, started our family there. We live on a quite cul-de-sac. We know all our neighbors; my kids grew up with the neighbors. There is a bus stop on the corner that has regularly 15 or so kids every morning. The house next to has historically been a rental, which is fine. About two years ago, our neighbor decided to start listing his place on Airbnb as a short-term rental, and since that time we've seen a revolving door of weekend folks coming in, a day or two at a time, new cars, new people, they have no regard for our lives there, for anything. They've had wild parties, there is a Jacuzzi in the house there that has had a lot of parties at. The people have been sick in the street, midnight, some of you might have seen months ago, we sent in a video from our Ring doorbell of a woman knocking on our door one night at midnight, woke up our dog, kids, everything, looking for a wine opener. This wasn't a hotel, it's just a street. We have regular issues with parking, people, you know -- listen, it's our street, we know where the basketball court is, you know, it's just little things like that. They get angry if you want them to move their car; some of the them are nice people, I'm not against people, but it is really distracting our way of life. The other side of it is that when it's not being rented, the house is empty. There was a fire there some months ago in the backyard of the house, and fortunately my 14-year-old son saw the fire, because there is no one there, there is no security there, it's just an empty dark house when it's not a rental. And you know, would love it -- I'd love for somebody to buy the it house and live there, but it's fine for --it was a long-term rental, the short term thing is really affecting the neighborhood. Many of the neighbors were concerned just security, we don't know who these people are, people come, they circle through the cul-de-sac looking at the house, just kind of checking it out. We've had a lot of speeding through the neighborhood and it's been very upsetting. Lastly, this evening when I was coming here, my daughter who just turned 12, asked just to make sure that I mention to you that she's really sad she doesn't get to have any neighbors anymore. With that, I just really urge to you to please put this ban in. I know they have this elsewhere in Long Island, it would be really great to have it here. Thank you.

COUNCILWOMAN DALIMONTE: Thank you for your comments.

CLERK SRIVASTAVA: Thank you. Next is Pat Higgins.

MS. HIGGINS: Hi, my name is Pat Higgins, I live in Port Washington, and I am -- I fully support not a ban, but a regulation of short-term rentals. I believe there should not be a situation like this gentleman just spoke of, but I don't see the same kind of problems if the home is occupied by the owner and the owner is permitted to rent out a room, a spare room. The kids grow up, mom and dad age, dad leaves, as in my situation, and I had two children with special needs, one of them was able to, you know, create a live for herself, the other lives in the city because he cannot drive, he'll never be able to drive, but he has learned to use transit. He comes every week, spends a few days with me. I needed to stay in Port Washington, I wanted to stay Port Washington, I've always been -- I was born in the Town of North Hempstead, I grew up there, I raised my kids there, I got married there, it's my life, I love my home, but especially

since the reassessment and the hike in property taxes, if I could not be an Airbnb host, I would have to leave, I'd be forced to leave. I certainly can't afford to live in the city, but I can't be that far from my son, I am the only family that he has here. He's autistic, a high-functioning autistic, and he's making a life for himself and I need to support that. My friends are here, my life is here. Now, when you're a host for Airbnb, there are options. You can rent out the whole place, and I know, I think it's horrible that people buy up property, it's caused a lot of problems for people and they're not there and they rent to out and who knows who is there and they do crazy things. I think that's wrong. But someone like me, and I know I'm not the only senior in the Town of North Hempstead who depends on this income. I was a nurse, I worked in the schools locally, I had to retire earlier than planned because of multiple health problems, I can't work as a nurse anymore, there's a lot of things I can't do anymore, but I can host, I can have nice people come and most of the them are professionals, more than half of them have ties to the Town of North Hempstead. They're coming from family reunions, they're coming for funerals, weddings, lots of school reunions, especially this year. When COVID was at its height, the hospitals were overwhelmed and all these medical professionals had to come from other states. Where are they going to stay for three months? I know that's longer than what you call a short-term rental, but I do short term and I do long term. There are students who come for internships, so I've hosted doctors, nurses, mostly professional people, business people. Most of them are middle aged or older. The younger ones tend to be here for college internships that they get, and because of the way the website is set up, I can screen everybody before I decide I'm going to let them stay, and I know several other hosts, they do the same thing. They care about their homes, they care about their neighbors, they're not going to rent to some crazy person that they know nothing about. Most of these people have stayed in Airbnb's previously. The hosts in those places write reviews, I read the reviews, I see what they say about these people. If there is something I don't like, I don't accept them. There's also -- Airbnb vets everybody, you know, they have to have proof that this person is who they say they are. I never do -- what do they call it, I don't let somebody stay when somebody else is trying to arrange it. I need to know as much -- and I talk to them, and we message each other. If they don't tell me right off the bat why they're coming here, I say, what is bringing you to Port Washington, and we have a discussion. So my feeling is, this doesn't need to be a blanket ban that's going to hurt people like me. This isn't the only reason. I bring a lot of business, my business, they don't eat at my house, they eat they at all the restaurants. It's a boost to the economy here, they shop at the shops and all this stuff --

DEPUTY SUPERVISOR SCALERO: Ma'am, pardon me for interrupting, you're past the three minute --if you could just wrap up, we have a lot of other speakers.

MS. HIGGINS: So my point is -- one more thing is, you talk about the negative impacts, but I don't know that any of you have looked into the benefits and weighed the benefits with what you're fearing, but as I said, if it's owner occupied, those problems just don't happen. I mean you can look and see if they've happened, but it's never happened. I've been doing this for almost nine years, I've never had a single neighbor complain, I don't have trash outside, I don't have these problems, and none of the other hosts that do it the way I do it, none of them have these problems. So I hope that you would -- before voting for a blanket ban, do a little research if you haven't already. Consider the pros of having the short-term rentals.

COUNCILMAN WALSH: Excuse me, there are other people that want to speak, but I do want to comment one thing: You have to be careful. In New York State, once somebody stays in a property for more than 30 days, they have what's called an implied lease and you may have to

take them to court to get them out if they decide not to pay. I have a situation right now in an incorporated village in my district, I don't want to say where or who, but this individual has two people in their house that they can't get rid of and it's been going on for a-year-and-a-half, so I just want to add that to the story, that you have to be cautious of an implied lease that exists after someone is in your house for 30 days. We do understand your position and other people want to speak.

MS. HIGGINS: The people, when they go through Airbnb, I'm paid before they even --

COUNCILMAN WALSH: Airbnb does not supercede New York State law. If somebody stays in your house, and maybe not your house, but I know of a situation in an incorporated village and this person is stuck.

MS. HIGGINS: I'm paid before they even step through into my house. I get the money first. Thank you very much.

COUNCILMAN WALSH: Thank you.

CLERK SRIVASTAVA: John Jenowski.

MR. JENOWSKI: This is on proposition No. 6?

COUNCILWOMAN DALIMONTE: Number 3. This is short-term rentals.

CLERK SRIVASTAVA: Beth Kramer.

MS. KRAMER: Hello, my husband just spoke before, but I just wanted to get up here myself, because this has been very disturbing over the last two years for me, as a mother. It's having the short-term rental coming through our neighborhood, there's been some very strange people walking through our neighborhood, it's been called out, a couple of my neighbors are here and they'll be bringing it up, just some very strange characters. And as my husband said, there's been incidents that have happened that should not be happening in a community like ours. Our personal situation, our owner has never lived in the house. He bought the house around 15 years ago when we bought our has and not one day has he lived in this house. He bought it to fill his pockets with money and now he's figured out there is another can make more money by renting it out to people who are coming through town. We moved to the community to be part of a neighborhood, and we -- if we had wanted to live next to a hotel, we would have moved next to a hotel, but this is what this man has turned his house into. Addressing what that woman just mentioned before us, there's plenty of hotel options in the community. If someone's coming here for a day or two, for a week, there's plenty of other options besides moving into a house for a week, and that's all I have to say, so thank you so much.

COUNCILWOMAN DALIMONTE: Thank you for your comments.

CLERK SRIVASTAVA: Megvin Long.

COUNCILWOMAN DALIMONTE: Can you repeat that, please?

CLERK SRIVASTAVA: Megvin Long.

COUNCILWOMAN DALIMONTE: Long?

CLERK SRIVASTAVA: Miguel, sorry about that. Miguel Long.

MR. LONG: Hi, I'm Miguel Long, I look Chinese, I'm from Peru but my parents are Chinese but I'm from Peru, that's why I have the name Miguel. I wanted to speak about the Airbnb. I

was horrified by the comments that the first speaker said about -- it's not the way it should be, but I was coming to be in favor of certain restrictions to prevent this situation for the first speakers. On the other hand, short-term rentals provide additional income, supplemental income to people that may not have other resources besides their own house, and there is also, in short-term rental, there is a process of vetting the people that are coming to the house, so the fact that there are bad actors, yeah, it's possible, but most of the people are professionals, they are a part of the neighborhood, they're either professionals that come to work or they come to visit family and friends, so they behave very well, so they're obviously -- any activity, there are always bad actors, but that shouldn't rule day-to-day activities on a blanket prohibition, so that's all I have to stay.

COUNCILWOMAN DALIMONTE: I would like to reiterate that the Village of Flower Hill prohibits leasing or letting a term of less than 90 consecutive days, we're talking about 30 days in the Town of North Hempstead. Port Washington North is 180 consecutive days. The Village of Lake Success and Old Westbury is for no less than one year. We're talking 30 days. All of these are a lot stricter than us for 30 days. Do you own a --

MR. LONG: I own a house and I rent a room.

COUNCILWOMAN DALIMONTE: You rent? Okay, so --

MR. LONG: Or put it on Airbnb.

COUNCILWOMAN DALIMONTE: You rent the entire house.

MR. LONG: No, not the entire house.

COUNCILWOMAN DALIMONTE: Just a room?

MR. LONG: Just a room.

COUNCILWOMAN DALIMONTE: You might want to -- our building -- is John Niewender here?

COUNCILMAN WALSH: You may want to watch what you say -- watch what you say because there is no boarding house allowed, so be careful what you say.

COUNCILWOMAN DALIMONTE: John, So I have a question, in the Town of North Hempstead, are you allowed to rent a room in an owner-occupied house?

MR. NIEWENDER: You are not.

COUNCILWOMAN DALIMONTE: No.

COUNCILMAN TROIANO: I just want to say, I think we have to be careful about asking him to make comments like that that are really complicated legal matters, and I think there are numerous cases where it would be feasible for somebody to rent a room in their home, provided that there is, as an example, that they all use the same kitchen, the same bathroom, there are not locks on doors, so rather than put the commissioner in a position to state what some might think is the law, it's not settled law and you should just be careful with that.

COUNCILWOMAN DALIMONTE: But I have another question for you, because when we went through, we did a lot of research on this. The town attorneys office worked very, very hard on this, and I thank them for that, and so did your department. New York State, if you have anyone renting your home for less than 30 days, it goes under transient. Transient, per New York

State code, makes it where you have to have certain safety in that home, like, God rest the two girls that passed away in Southampton in the fire because they were renting that home for less than 30 days. Per New York State code, there should have been a sprinkler system in that house.

MR. NIEWENDER: If I may, John Niewender, Building Commissioner. An unoccupied -- a nonexisting owner on a property, okay, who rents out for less than 30 days, those are transient in nature. That no longer is a single-family home. It has to meet the criteria of what you just spoke of. Hotel, boarding house, bed and breakfast. With that comes egress handicap facilities, fire sprinkler where appropriate, so you're changing the use of that and it goes on to another item that you're outside of your Certificate of Occupancy. To add to that, and maybe I'm overstepping here a little bit, before anyone else comes up and starts to speak, the liability involved in something like that, if your Certificate of Occupancy is for a single-family home or a two-family home and you're changing that use, and they all may be nice people and vetted, all it takes is somebody to fall down the stairs or a cigarette to set something on fire, it's over. You're going to have a big problem on your hands, because they're going to come to me and say, let me see that Certificate, if you're an owner and you have somebody staying at your home and you're collecting -- as soon as the word rent is involved, there is a rental permit required. Once that rental permit is filed for, an inspection takes -- goes forward, then that inspection will determine, is it a boarding house, is it a room for rent. You can have guests in your house, how you guys compensate each other for staying there, it's not my department. However, safety is key, you cannot have locks on doors to separate them, everyone has to live together as a family unit. You don't have to be related, you have to live as a family unit. But transient is key, 30 days or less, you're transient. That changes the whole game.

COUNCILWOMAN LURVEY: I think the term short-term rental is being sort of - -people are understanding it mean the rental of the whole house and the rental of rooms, and it seems to be that what we're trying to do here applies to one but not the other.

MR. NIEWENDER: Short-term rental --there is no short-term rental. In the owners eyes, perhaps, but in the town code under rental registration, it's a two-year rental. You file the application, you have to supply the ages of those involved, because that's how you do the calculation. If, after six months, somebody moves, somebody else moves in, the code actually states you need to notify us. Does that ever happen, probably not. It goes on it's way if there is no situation there, or often a tenant will call and say the house is unsafe, we'll come and take a look. But in most cases, they don't notify us, it's a tough enforcement of that. However, that is the code. And again, if something should happen there, we're out constantly, houses that have fires, have gas leaks, have carbon monoxide leaks, and we come to find that it was never in the system or it's not the same people that were there, or there is a lot more people there that should be there. So homeowners should beware, as a public service message that you should be very careful if you're going to be covered by insurance, file the proper documents, that's why the codes are in place. Yeah, we all need income and we all need to do what we need to do, but we have to do it safely and we have to do it legally. New York State is very strict on the letter of the law, on 30 days and transient.

COUNCILMAN WALSH: Mr. Niewender, if you may, I agree with what Councilman Troiano said, I know of a situation like that also, where all the doors are open, everybody lives like a family, but if someone lives in a residence for more than 30 days, whether Airbnb is involved or not, that person has the right -- has implied lease, rather than a signed lease, and if they deny rent or just deny anything, the homeowner has to take them to court to get them out on day 31, and I

only know that from dealing in my past life with single-room occupancy hotels, which is the same case.

MR. NIEWENDER: It's a very tough eviction process. Very tough.

COUNCILWOMAN DALIMONTE: Thank you.

MR. LONG: Should I be concerned he's going to go after me?

COUNCILWOMAN DALIMONTE: You never stated your address, we have no idea. So in my -- thank you.

COUNCILWOMAN DALIMONTE: Do we have any other cards?

CLERK SRIVASTAVA: No, we don't.

COUNCILMAN WALSH: I think we have a hand.

COUNCILWOMAN DALIMONTE: We have a hand.

MS. GORDON: Nina Gordon. Hi, I told you I had a lot to say tonight. So I just became aware of this fairly recently. Somebody said to me, did you know that we have Airbnb's in Great Neck, and I went to Airbnb and I put in Great Neck and I was amazed at the things that came up, and people make no secret of it, they advertise their name, their host, they put pictures of the house with the street number, and some of them were in villages and one or two were in the town, so I e-mailed those to Veronica for her to look into, and -- excuse me, Councilwoman Lurvey, I should be more formal. But, you know, when I signed up to speak about this I felt very strongly against it, and then I heard this woman Pat speak, and I said, oh, there's another side to this thing, but I think that it's an awful big job to ask the town to become enforcers, to see who's owner occupied Airbnb and who is not, so I don't know that it's really feasible for the town to get that down in the weeds. Something that came up when I was listening to Pat speak was, a lack of housing options in the town and an enormous amount of older, house-rich, cash-poor people in the town, and I think that what this brought up for me was, maybe the town could look into co-housing option for older people who have space, that want to rent out their house to people at -- I know that Nassau County has something on their older department of --Department of Older Services, but I am not able to find out anything about it, so obviously there is a need for people who own home and would like to make additional income. I don't think it's -- I'm not sure the town could safely and feasibly be the enforcer, no matter who vets it, if Airbnb vets them, that's not the issue, the issue is safety for the community, and given the amount of increased burglaries that we've had in Great Neck, I'm not thrilled of the idea of having short-term rentals.

COUNCILWOMAN DALIMONTE: Thank you. We have no more cards?

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

COUNCILMAN TROIANO: I'm sorry, Madam Clerk?

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

COUNCILMAN TROIANO: I believe there is a gentleman earlier that wanted to speak, I don't know whether he put a card in or not; did you still want to speak, sir?

MALE VOICE: Not to take anyone's time, I'm actually a friend of Pat Higgins, I wasn't really aware of this whole issue --

COUNCILMAN TROIANO: Can you speak --can you speak --

MALE VOICE: I'm sorry, I just wanted to say I'm a good friend of Pat Higgins and this actually just came to my attention, this whole thing, and I also should say she also submitted a letter which was forwarded to me, I think it actually really presents these issues really, really well. I don't want to belabor any of this, but I think it's something that, you know, I think what she's in favor of is some kind of regulation, it's almost like, you know, sometimes occasionally a car will come screeching down the street, and I'll say, well, we can't really say we're going to ban cars here, it's just every once in a while. Or things can get -- you know, in certain corners of society, things can get a little out of control, but I certainly, completely agree or identify or agree with anyone who -- I feel a lot of sympathy for people who have had this issue with people, you know, just making noise through the night. And I don't think this should ever happen, I don't think this should be open to anybody who is an absentee. I think the whole thing is that these are situations where, you know, the owners are present and it's like they do not want to have any scenes in their own home, so, that's all.

COUNCILWOMAN DALIMONTE: Thank you. I am actually going to move to continue this to September 22, 2022, town board meeting. Not the September 1st because it's still summer, so September 22nd.

DEPUTY SUPERVISOR SCALERO: There's a motion made, Madam Clerk, will you call the roll?

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

DEPUTY SUPERVISOR SCALERO: Can you call the next item, please?

CLERK SRIVASTAVA: Item No. 4, a public hearing to consider the adoption of a local law amending Chapter 27 of the town code entitled "historic landmarks preservations."

COUNCILWOMAN DALIMONTE: The Landmark Preservation Commission has requested more time to review this amendment. I move to continue this item to the September 22nd town board meeting.

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Item No. 5, a public hearing to consider the adoption of a local law amending chapter 24 of the town code entitled "governmental operations."

DEPUTY SUPERVISOR SCALERO: Chair recognizes Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Thank you. The purpose of the local law is to authorize the town board, the board of zoning appeals, the historic landmarks preservation commission and all committees or subcommittees of the Town of North Hempstead to participate in meetings via video conference in a manner consistent with the town board rules of procedures and the authority granted in New York public officers law, 103-A. Madam Clerk, are there any cards on this item?

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

COUNCILWOMAN LURVEY: Anybody would like to speak from the town board?

COUNCILWOMAN DALIMONTE: No, but after this --

COUNCILWOMAN LURVEY: Close the public hearing, offer the resolution and move for its adoption.

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

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

RESOLUTION NO. 387 - 2022

A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 24 OF THE TOWN CODE ENTITLED "GOVERNMENTAL OPERATIONS."

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

WHEREAS, a proposed Local Law has been prepared, pursuant to enabling legislation, to amend the Town Code by the adoption of a Local Law amending Chapter 24 of the Town Code entitled "Governmental Operations" in order to authorize the Town Board, the Board of Zoning and Appeals, the Historic Landmarks Preservation Commission, and all committees or subcommittees of the Town of North Hempstead, to participate in meetings via videoconference in a manner consistent with the Town Board Rules of Procedure and the authority granted in New York Public Officers Law § 103-a; and

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

WHEREAS, due notice has been heretofore given of a public hearing to be held on the 4th day of August, 2022, concerning the adoption of the proposed Local Law, which Local Law was available for viewing by the public on the Town's website and during regular business hours in the Office of the Town Clerk; and

WHEREAS, the Town Board carefully considered the proposed Local Law during the aforesaid seven-day period, conducted said hearing on August 4, 2022, with respect to said Local Law, and has afforded all interested persons an opportunity to be heard at the public hearing; and

WHEREAS, in accordance with the State Environmental Quality Review Act and the Act's implementing regulations (the "SEQRA Regulations") the Office of the Town Attorney has recommended that the adoption of the Local Law be determined to be a Type II Action pursuant to Sections 617.5(c)(26) and (33) of the SEQRA Regulations and, as such, no further environmental review is required; and

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

NOW, THEREFORE, BE IT

RESOLVED that the Town Board determines that the adoption of the Local Law is a Type II Action pursuant to Sections 617.5(c)(26) and (33) of the SEQRA Regulations and, as such, no further environmental review is required; and be it further

RESOLVED that Local Law No. 13 of 2022 be and it hereby is adopted, which Local Law reads as follows:

**TOWN OF NORTH HEMPSTEAD
LOCAL LAW NO. 13 OF 2022
A LOCAL LAW AMENDING CHAPTER 24 OF THE TOWN CODE
ENTITLED "GOVERNMENTAL OPERATIONS"**

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

Section 1. Legislative Intent

The Board finds that it is in the best interest of the Town of North Hempstead to amend Chapter 24 of the Town Code entitled "Governmental Operations" in order to authorize the Town Board, Board of Zoning and Appeals, Historic Landmarks Preservation Commission, and all committees or subcommittees of the Town of North Hempstead to participate in meetings via videoconference in a manner consistent with the Town Board Rules of Procedure and the authority granted in Public Officers Law § 103-a.

Section 2. Authority.

This local law is adopted pursuant to Public Officers Law § 103-a, which expressly authorizes the Town Board to adopt a local law giving the Town Board, Board of Zoning and Appeals, Historic Landmarks Commission, and all committees or subcommittees of the Town of North Hempstead the authority to participate in meetings via videoconference from locations not accessible to the public so long as a quorum of the applicable body participates from locations where the public may be physically present and other conditions are met.

Section 3.

Chapter 24 of the Town Code of the Town of North Hempstead is hereby amended to add Article XIII as follows:

Article XIII
USE OF VIDEOCONFERENCING TECHNOLOGY
TO PARTICIPATE IN PUBLIC MEETINGS

§ 24-97 through § 24-99. (Reserved)§ 24-100 Legislative intent.

It is the intent of this local law to give the Town Board, Board of Zoning and Appeals, Historic Landmarks Preservation Commission, and all committees or subcommittees of the Town of North Hempstead, the authority to participate in meetings via videoconference in a manner consistent with the Town Board Rules of Procedure and the authority granted in Public Officers Law § 103-a. The Town Board of the Town of North Hempstead shall, in their discretion, use videoconferencing to conduct public meetings in accordance with the procedures set forth in this section.

§ 24-101 Definitions.

For the purpose of this Article, the following terms shall have the meanings indicated:

EXTRAORDINARY CIRCUMSTANCES

Disability, illness, caregiving responsibilities, or any other significant or unexpected factor or event which precludes a member of a public body from being physically present.

HYBRID MEETING

A meeting at which there is a mix of physically present and virtually present members participating.

PHYSICALLY PRESENT

When a member or members are actually present at the physical location for the meeting shown in the meeting's public notice.

PUBLIC BODY

The Town Board and any Town Commission as the term is defined in Section 16A-7 of the Town Code.

QUORUM

A majority of the whole membership of the public body.

VIRTUALLY PRESENT

When a member or members participate in a public meeting virtually, using video conferencing.

§ 24-102 Videoconferencing for Public Meetings.

A. The Town Board authorizes members of a public body to participate in meetings using videoconferencing technology in a manner consistent with Public Officers Law § 103-a, the Town Board Rules of Procedure and this Article.

B. Where videoconferencing is utilized to conduct public meetings of a public body of the Town of North Hempstead:

(1) At least a quorum of the public body must be physically present at all hybrid meetings.

(2) Member(s) of the public body may be virtually present at a hybrid meeting, via videoconferencing, only under extraordinary circumstances.

(3) A member who wishes to participate in a meeting by videoconference must provide advance notice and justification for their absence to the extent possible, consistent with applicable law, to the other members of the public body.

(4) Members of the public shall be provided the opportunity to view such meeting via video, and to participate in proceedings via videoconference in real time where public comment or participation is authorized. The public body shall ensure that videoconferencing authorizes the same public participation or testimony as in person participation or testimony.

(5) Except in the case of executive sessions conducted pursuant to §105 of the New York Public Officers Law, the public body shall ensure its members can be heard, seen, and identified during the hybrid meeting, including but not limited to any motions, proposals, resolutions, and any other matter formally discussed or voted upon.

(6) The hybrid meeting minutes shall identify the names of the members of the public body who participated remotely and the names of the members who participated physically in person.

(7) The public notice of the hybrid meeting shall inform the public where to view and participate in the meeting virtually, the physical location for the meeting where the public may attend and participate and identify where required documents and records will be posted or made available.

(8) The in-person participation requirements of subdivision (1) of this section shall not apply during a state disaster emergency declared by the governor pursuant to §28 of the Executive Law of New York State, or a local state of emergency proclaimed by the County Executive of Nassau County, or the Town Supervisor pursuant to §24 of the Executive Law of New York State, if the Town Board determines that the circumstances necessitating the emergency declaration would affect or impair the ability of the Town Board to hold an in-person meeting.

(9) Each hybrid meeting conducted using videoconferencing shall be recorded and such recordings shall be linked to or posted on the Town's

website within five business days following the meeting and shall remain so available for a minimum of five years thereafter.

(10) Hybrid meetings of the public body that are broadcast or that use videoconferencing shall utilize technology to permit access by members of the public with disabilities consistent with the 1990 Americans with Disabilities Act (ADA), as amended, and corresponding guidelines. For purposes of this subdivision, "disability" shall have the meaning defined in §292 the Executive Law of New York State.

(11) These written procedures governing videoconferencing in extraordinary circumstances shall be conspicuously posted on the Towns website.

Section 3. Severability.

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

Section 4. Effective Date and Repealer

This Local Law shall take effect immediately upon filing with the Secretary of State and shall expire and be deemed repealed on July 1, 2024.

and; be it further

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

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that pursuant to the provisions of Article 9 of the New York State Constitution, the Municipal Home Rule Law, and the Town Law, at a meeting of the Town Board duly held on August 4, 2022, Local Law No.13 of 2022 was adopted. The local law amends Chapter 24 of the Town Code entitled "Governmental Operations" in order to authorize the Town Board, the Board of Zoning and Appeals, the Historic Landmarks Preservation Commission, and all committees or subcommittees of the Town of North Hempstead, to participate in meetings via videoconference in a manner consistent with the Town Board Rules of Procedure and the authority granted in New York Public Officers Law § 103-a.

Dated: Manhasset, New York

August 4, 2022

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

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Town Attorney

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

Henry Krukowski, being duly sworn, deposes and says that on the 19th day of July, 2022, he posted the attached Notice of Hearing to consider the adoption of a Local Law amending Chapter 24 of the Town Code entitled "Governmental Operations" in order to authorize the Town Board, the Board of Zoning and Appeals, the Historic Landmarks Preservation Commission, and all committees or subcommittees of the Town of North Hempstead, to participate in meetings via videoconference in a manner consistent with the Town Board Rules of Procedure and the authority granted in New York Public Officers Law § 103-a, at the following locations:

Town Clerk Bulletin Board

Manhasset Post Office

Great Neck Post Office

Port Washington Post Office

Greenvale Post Office

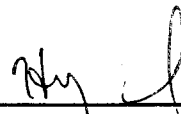
Roslyn Heights Post Office

Albertson Post Office

Carle Place Post Office

Westbury Post Office

New Hyde Park Post Office



Henry Krukowski

Sworn to me this

20th day of July, 2022



Notary Public

Adriana Demirciyan
NOTARY PUBLIC, STATE OF NEW YORK
Registration No. 02DE6370858
Qualified in Nassau County
Commission Expires February 12, 2020

NEWSDAY

AFFIDAVIT OF PUBLICATION

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

Legal Notice No. 0021735148

:SS.:
COUNTY OF ERIE)

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

Tuesday July 19, 2022 Nassau

By:

Ciara Woodin

Print Name:

Ciara Woodin

Authorized Designee of Newsday LLC, Publisher of Newsday

Cara Wilson

Notary Public

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

CARRA V. WILSON
NOTARY PUBLIC, STATE OF NEW YORK
Registration Number # 01W16425408
Qualified in Erie County
Commission Expires Nov. 22, 2025

Ad Content

Legal Notice # 23735148
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 4th day of August, 2022, at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, to consider the adoption of a Local Law amending Chapter 24 of the Town Code entitled "Governmental Operations" in order to authorize the Town Board, the Board of Zoning and Appeals, the Historic Landmarks Preservation Commission, and all committees or subcommittees of the Town of North Hempstead, to participate in meetings via videoconference in a manner consistent with the Town Board Rules of Procedure and the authority granted in New York Public Officers Law § 103-a.
PLEASE TAKE FURTHER NOTICE that all interested persons shall have an opportunity to be heard concerning the Local Law at the public hearing.
PLEASE TAKE FURTHER NOTICE that the full text of the proposed Local Law will be on available on the Town's website and on file in the Office of the Town Clerk prior to the hearing and may be examined during regular business hours.
Dated: Manhasset, New York
July 7, 2022
BY ORDER OF THE TOWN
BOARD OF THE TOWN OF
NORTH HEMPSTEAD
RAGINI SRIVASTAVA
TOWN CLERK

NEWSDAY PROOF

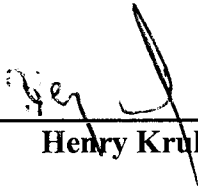
Ad Number: 0021735148

Advertiser: TOWN OF NORTH HEMPSTEAD (GEN ACCT)

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

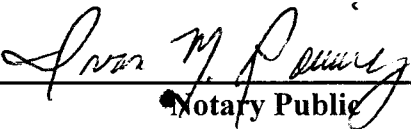
Henry Krukowski, being duly sworn, deposes and says that on the 8th
day of August, 2022, he posted the attached Notice of Adoption of a Local Law amending
Chapter 24 of the Town Code entitled "Governmental Operations" at the following
locations:

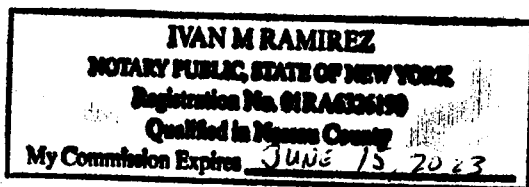
Town Clerk Bulletin Board


Henry Krukowski

Sworn to me this

8th day of August, 2022


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. 0021738639

:SS.:

COUNTY OF ERIE)

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

Monday

August 08, 2022

Nassau

By: _____

Ciara Woodin

Ciara Woodin

Print Name: _____

Authorized Designee of Newsday LLC, Publisher of Newsday

SWORN to before me this

8 Day of August, 2022.

Sarah Perez

Notary Public

Sarah Perez

Notary Public – State of New York

No. 01PE6397402

Qualified in Erie County

Commission Expires 09/03/2023

This remote notarial act involved the use of communication technology

Ad Content

Legal Notice # 21738639
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 4, 2022, Local Law No. 13 of 2022 was adopted. The local law amends Chapter 24 of the Town Code entitled "Governmental Operations" in order to authorize the Town Board, the Board of Zoning and Appeals, the Historic Landmarks Preservation Commission, and all committees or subcommittees of the Town of North Hempstead, to participate in meetings via videoconference in a manner consistent with the Town Board Rules of Procedure and the authority granted in New York Public Officers Law § 103-a.
Dated: Manhasset, New York
August 4, 2022
BY ORDER OF THE TOWN
BOARD OF THE TOWN OF
NORTH HEMPSTEAD RAGINI
SRIVASTAVA TOWN CLERK

NEWSDAY PROOF

Ad Number: 0021738639

Advertiser: TOWN OF NORTH HEMP TOWN CLERK

COUNCILWOMAN DALIMONTE: Madam Clerk, before you call -- does everyone -- do you mind if we just take a -- the next one is going to be very long and I really want to hear everyone. Just a five-minute recess, I do have to go to the restroom.

DEPUTY SUPERVISOR SCALERO: The Chair will entertain a motion for a five-minute recess. Councilwoman, if we can keep it to a ten minute, five minute recess.

(Whereupon, at 8:31 p.m., a recess was taken.)

(Time resumed: 8:45 p.m.)

DEPUTY SUPERVISOR SCALERO: Come back to order. Madam clerk, will you call the next item, please.

CLERK SRIVASTAVA: Item No. 6, a public hearing to consider the adoption of a local law amending Chapter 41A of the town code entitled "pregnancy termination facilities."

COUNCILWOMAN LURVEY: The purpose of the local law is to repeal the provisions of Chapter 41A of the town code of the Town of North Hempstead. Chapter 41A of the town code entitled "pregnancy termination facilities," purports to regulate the locations that which an abortion may be performed within the Town of North Hempstead, and provides for enforcement of its provisions and penalties for violations. The law makes it illegal to perform an abortion, whether it was done medically, using prescription drugs or otherwise, unless it is performed in a hospital or a facility administered by a hospital or a facility having a hospital affiliation agreement. The law also authorizes the building department to enforce the law and specifies the penalties for those found guilty of violating the law. The penalties for a conviction of this misdemeanor offense include imprisonment for up to 15 days and/or a fine up to \$1,000. This town code was adopted in 1971, prior to the U.S. Supreme Court's decision in Roe v. Wade. The 1971 town code is antiquated, places an undue burden on a woman who may want to terminate her pregnancy as well as on medical professionals performing the procedure. Those who seek an abortion today are doing so in an increasingly confusing and frightening climate, and the Town of North Hempstead does not want our code to contribute to that confusion. Currently, this provision is preempted by state law. We need to make sure that women can access the healthcare that they need in the Town of North Hempstead. We are -- we are seeing the confusion and upheaval caused by the Dobbs decision. We need to make sure that women continue to be able to access the healthcare they need, no matter what happens on the state level. In short, the town should not be putting up barriers on a woman's right to choose. Medical professionals, family, clergy, close confidants, those are the people who a woman might consult with, but the North Hempstead Town Board should not have a say on this issue. Quite a few people are here to speak on this item tonight. I know people are passionate on this topic, and I ask for calm and respect to those who are speaking, whether you agree or not. This is the Town of North Hempstead and we treat each other with respect. Madam clerk, please call the first comment -- before I do that, I'm so sorry, I also wanted to point out that the town board, through the comments, e-mail, got 51 total e-mails in support of the repeal, including from the Rabbi and the Canter from the Reconstructionist Synagogue of the North Shore, the League of Women Voters from Port Washington-Manhasset and the League of Women Voters of Great Neck, various members of the organization Hadassah, and a number, a large number of individuals, and we thank you for your e-mails, they have been made available to the town board and will be part of the record. Madam Clerk, I'm sorry, please.

CLERK SRIVASTAVA: The first card we have is Senator Anna Kaplan.

SENATOR KAPLAN: Good evening, my name is an Anna Kaplan and I proudly represent the 7th Senate District. I'm here tonight to add my voice to those who have gathered here in support of today's resolution. Repealing a section of the town code that places unlawful barriers between women and their right to have an abortion. This isn't just about cleaning up an old law, this isn't just about rights and historical injustice. This is about standing up for women. This is about standing up for our rights to make decisions for ourselves, and this is about sending a message that we will always stand up for women in the Town of North Hempstead. In the last few weeks since our extremist Supreme Court overturned 50 years of established precedent, and stole our constitutional right to choose, we've all had to learn a tough lesson that we can't sit back and expect that things will be okay here, just because we live in a place where our rights are protected. We've seen that there are people that will stop at nothing to assert their control over women's bodies, and the only people who can stop them are those of us who are willing to stand up and do the right thing. So I'm here to applaud Councilwoman Lurvey, for introducing this important measure, and also to all those members and --

(Audience Participation.)

SENATOR KAPLAN: I would like to applaud Councilwoman Lurvey.

(Audience Participation.)

SENATOR KAPLAN: Excuse me, it is my time. You are interrupting me.

DEPUTY SUPERVISOR SCALERO: Madam Senator, if I may pause for one moment, there are a lot of people on this issue who would like to speak today and be heard, I believe I speak for the board when I say we want to hear every comment made, but we'll never get through this night if we keep interrupting each other. I would ask everybody to please respect one another, it's that simple. It goes back to what we learned in kindergarten.

SENATOR KAPLAN: Thank you.

DEPUTY SUPERVISOR SCALERO: Senator, if you'd continue, please.

SENATOR KAPLAN: As I said, I would like to applaud Councilwoman Lurvey for introducing this important measure, and all those members of the town board who are supporting it. It is really disappointing to see Supervisor DeSena is not here to vote. I would have hoped, as a woman, that she would have been here to stand up for us. Residents of the Town of North Hempstead have a right to know where she stands. This is a moment for us to steal our resolve and fight for our rights and not back down in the face of extremists. In New York, we only move forward. Thank you.

CLERK SRIVASTAVA: Assemblyman Charles Levine.

ASSEMBLYMAN LEVINE: Thank you for the opportunity to be able to address you this evening. Although it's been quite a few years, I served on my own city council, and I want you to know how much respect I have for what you do for our community, and by the way, I was also acting city attorney for the City of Glen Cove and have great respect for what the city attorneys do. Unfortunately, like it or not, national politics have become state politics, and national politics have become local politics, as well. I am very proud to be here this evening with my wife, Ronny, who is a very proud Planned Parenthood volunteer, and I will share with you that years she worked at the Planned Parenthood center in Hempstead, I worried about her safety every

single day she went there, and I worried about the safety of everyone else who worked in that wonderful facility, and what I want to say is this, and I want to make this personal, I have the great honor of representing northeast Nassau County and the New York State Assembly, I'm also Chair of the Judiciary Committee and played a role of the adoption of some of the important bills that governor Hochul signed into office, most particularly, my bill denies foreign states that seek to punish people who have gotten abortions, or physicians or healthcare providers who have been involved in those medical procedures, from being prosecuted here in the State of New York. But I want to share something with you that's personal. I grew up far from here in a place that was anything but economically advantaged, and the first of the kids I grew up with, the very first of my contemporaries who had a baby, had that baby in 7th grade or 8th grade, which means she was pregnant in 6th grade or 7th grade. When she got pregnant, I didn't know about the birds and the bees. I didn't know how babies were made, and I can guarantee you that she had no more knowledge or information than I did. That was a world in which children were forced to bear children. There are those today who want to return us to that world, and I pledge this to you, as long as I serve in public office, I will do everything to stop us from returning to that world. This ordinance this local law that you consider this evening, was passed in 1970. A year after New York State, under the leadership of Governor Rockefeller, adopted a policy, a public policy that permitted women to have abortions in New York State. Seems to me pretty obvious that this was a reaction to that, this was a spite piece of legislation. The world has changed. We must stand together, and I commend Councilmember Lurvey for sponsoring this bill, I stand here in favor of this bill, and let me simply end with this observation: Women today do not have equality, so long as abortion is illegal, and only nations that have second-class citizens are second-class nations. New York is not going to be a second-class state, and the United States is not going to be a second-class nation. I thank you for letting me share my thoughts with you, and I urge you to continue discussion of this important piece of legislation at such a time as the supervisor is here and the full council is here, as well. That's how significant this particular piece of legislation is. Thank you for letting me share my thoughts with you.

CLERK SRIVASTAVA: Gina Sillitti, assemblywoman.

ASSEMBLYWOMAN SILLITTI: All right, good evening, everyone. My name is Gina Sillitti, I'm a member of New York State Assembly, proud resident of the Town of North Hempstead in Port Washington. So, I know there is going to be a lot of differing voices here tonight, so I want to give you mine. I'm here to offer my strong support of rescinding this town code, because there has been slow, in my opinion, steady assault on women's rights across our country. With the recent Supreme Court decision, the courts have said women don't get to decide what happens with our own bodies. We're instead leaving it in the hands of state legislators to decide the fate of women, because at the end of the day, that's what this assault on our rights has been all about, controlling. I'm proud, though, to represent a state that protects a women's right to decide what happens to her own body and one that values women and not controls them. A state that also empowers reproductive healthcare providers and safeguards them from retaliation. So make no mistake about it, women will travel to New York for healthcare, and we will protect them. In the last days of our legislative session in June, we passed a series of bills to do just that. Now, we look to our local municipalities to do the same. I'm thankful that my own Town of North Hempstead is leading the way in this effort with Councilwoman Lurvey's resolution tonight. I hope that what you're doing here, it will encourage other towns to do the same. We have to make sure every loophole is closed and closed tight. So, thank you for bringing forth this resolution, thank you for valuing women, and thank you for ensuring we project

reproductive healthcare at every level of government. Thank you.

DEPUTY SUPERVISOR SCALERO: Thank you, and Assemblywoman Sollitti, I apologize for wringing your name earlier when I introduced you.

CLERK SRIVASTAVA: Kristin Pepper.

MR. PEPPER: Hi, good evening, Deputy Supervisor and councilmembers, my name is Kristin Pepper, and I am a 35-year-resident of the Town of North Hempstead and not a representative of -- anyhow, I support the law amending chapter 41A to not restrict pregnancy termination facilities in any way that is not medically necessary. Many young women I know have a high deductible insurance, so making them go to a more expensive option is a real healthcare barrier. Also, they need to be able to access healthcare through their own trusted doctor. I very much value the life and children, and I am very concerned that young women have access to good, safe healthcare. Thank you.

CLERK SRIVASTAVA: Jen O'Neal.

DEPUTY SUPERVISOR SCALERO: Can you repeat that?

CLERK SRIVASTAVA: Jen O'Neal.

DEPUTY SUPERVISOR SCALERO: Jen O'Neal? Great Neck? They may have left, let's go on to the next one.

CLERK SRIVASTAVA: Catherine O'Neal.

DEPUTY SUPERVISOR SCALERO: Is that the same address? Perhaps they left together.

CLERK SRIVASTAVA: Susanne Goderer.

FEMALE VOICE: I live in Manhasset, 15 Ridge Drive, for 59 years, I just want to say very shortly that it's a valid argument, regardless of your belief, that it's unsafe for doctors to operate when it's not in a hospital.

DEPUTY SUPERVISOR SCALERO: Just for clarity, can you state your name, please?

MS. GODERER: Hi, my name is Susan Goderer, I'm the director of the Nassau County New York Civil Liberties Union. I'm here to speak about rescinding the provision 41A. The New York Civil Liberties Union is grateful for the opportunity to submit the following testimony regarding access to reproductive healthcare. The NYCLU, the New York State affiliate of the American Civil Liberties Union is a not-for profit organization with 88 offices across the state, and over 180,000 members and is supporters. The NYCLU defends and promotes the fundamental principles and values embodied in the Bill of Rights, the United States Constitution and the New York State Constitution. The NYCLU supports rescinding this provision. We are in the moment of crisis in this country. On June 24th, the Supreme Court over turned Roe versus Wade, ending almost 50 years of precedent that constitutionally protected people's right to control their own bodies. I would ask everybody to think very hard about that concept, and ask yourself if your body has every been owned by the law on or the government as you make this decision. That is why it is so important here in New York where we are proud to be a safe haven, that we help break down barriers to access and welcome all who come to our state, while also supporting those in the community. The measure before this body represents an important step forward in a time of devastating national regression. The NYCLU supports any measure that will expand access to reproductive healthcare, rescinding the restriction in the town code is a

good start toward that end, and we applaud the legislators who are going to vote for it and we thank you for raising it. We know states all over the country have passed and are passing laws that prohibit abortions under all circumstances. This has led to scary and dangerous conditions, where we find doctors consulting attorneys about the legality of treating ectopic pregnancies, about the legality of providing DNC procedures, important and vital DNC procedures, to people who have had miscarriages and about providing care in the case of nonviable pregnancies in general. In addition to jeopardizing women's lives, these laws rob people of their right to agency over their own bodies. Agency over their own bodies. As soon as this law was passed, as soon as the decision came down, I viewed my body differently. I viewed my body as being owned by someone other than myself. And my daughters bodies, and my nieces. That is what this decision has done. Lifting restriction and expanding access will go a long way toward breaking down at least one of the barriers. There are many barriers that people face coming from other states, and coming from other economic situations, where they're going to have to overcome those barriers, only to find out there's no way to get an appointment, on the ticking clock that is pregnancy. They will find out they can't get appointments, and people in the state will also find out that they can't get appointments, and people here will find out that they can't get appointments either. So the more we can expand access, the better, and the safer people will be. The NYCLU is grateful to the Town of North Hempstead for considering this important measure and encourage all of you to vote to rescind. Thank you.

CLERK SRIVASTAVA: Vasu Krishnamurthy.

MR. KRISHNAMURTHY: Good evening, Deputy Supervisor and Councilmembers. My name is Vasu Krishnamurthy, I'm a 20-year resident of Manhasset. I thank Councilwoman Lurvey for sponsoring the repeal of Article 41A and the entire board to take up this issue promptly in light of the travesty that the Supreme Court has foisted upon us. Let me state this as clearly --my personal views as clearly as I can. I believe it is morally repugnant, repugnant, to view women and barely pubescent girls as birthing pods, instead of human beings with inalienable rights, and those rights include the right to terminate a pregnancy until liability. I also believe that any indirect attempts to make the exercise of that fundamental right harder, is unconscionable. Therefore, in that spirit, I urge the Supervisor and the councilmembers to do the right thing and repeal the dinosaur section that Chapter 41A is. Listen to humane experts, like Planned Parenthood, who have decades of experience providing safe and confidential services, and rewrite the law that does right by our citizens. Look, righting this wrong that the Supreme Court has foisted upon us, on this monumental right is really -- if you reflect upon it, is a once in career opportunity that you all personally have. Do the right thing, don't get caught on the wrong side of history. Thank you for listening to me.

CLERK SRIVASTAVA: Roseanne Spinner.

MS. SPINNER: Deputy Supervisor and councilmembers, my name is Roseanne Spinner, I'm a 52-year resident of the Town of North Hempstead, and unapologetically pro-life, just like my mama. Different DNA from her, not my body. I have a letter here from my son who spent most of his 50 years in this town; he owns a house two doors from, he's out of town right now, but he sent a letter and I hope you'll let me read it, and I thank you for this opportunity to speak on this very contentious topic. The letter is addressed to Honorable Jennifer DeSena and Council Member Adhami, and I have a copy here for Councilman Walsh and also for the County Clerk. "Dear Supervisor DeSena and Councilman --

COUNCILMAN TROIANO: I'm sorry, I just want to make -- I couldn't quite -- as someone said earlier, the microphones are very

MS. SPINNER: I'm sorry, is there a better one?

COUNCILMAN TROIANO: It's not you --

COUNCILWOMAN DALIMONTE: Just Step back a little --

MS. SPINNER: Oh, okay. Is that better? Is that good?

COUNCILMAN ZUCKERMAN: Yeah.

COUNCILMAN TROIANO: I just want to make sure that that letter is addressed to Supervisor DeSena?

MS. SPINNER: It's addressed to Supervisor DeSena and David Adhami, who is our Councilman.

COUNCILMAN TROIANO: And who else?

MS. SPINNER: I also have copies here for Councilman Walsh and for the town clerk. These were all e-mailed earlier today --

COUNCILMAN TROIANO: But not the rest of us on the town council?

MS. SPINNER: I have copies here, though.

COUNCILMAN TROIANO: You said Councilman Walsh, that's why I'm asking.

MS. SPINNER: You're right, I do only have four copies, but --

COUNCILMAN TROIANO: Thank you.

MS. SPINNER: It says dear Supervisor DeSena and -- am I okay now with the mic?

COUNCILMAN TROIANO: Much better.

MS. SPINNER: "I write as a taxpayer who is concerned about the welfare of North Hempstead in order to express my opposition to the proposed liberalization of Chapter 41A, pregnancy termination facilities. Although I spent recent years away, New Hyde Park was my home for most of my life. My concern also derives from my work as special counsel to the House Select Investigative Panel on Infant Lives, from 2015 to 2017. Chapter 41A is a provision on which both sides of the abortion debate can find value. Its requirement that abortions occur within hospitals or hospital related facilities, was meant to provide greater protection to women's health than a completely unregulated abortion regime. It additionally creates conditions under which babies who survive abortions are more likely to receive medical care. It renders less likely, the egregious crimes committed in cases like that, of Dr. Kermit Gosnell in Pennsylvania. I will state up front that I am pro-life and I do not believe that vulnerable pre-born babies are without rights that the rest of us are bound to respect. That position was long the prevailing law in America until the Supreme Court decided to subvert existing laws by judicial fiat in Roe v. Wade. New York State, to its discredit, has designated itself the virtual abortion clinic capital of America, with laws that, thanks to a capricious health exception, virtually applied throughout pregnancy and compel taxpayers to support the practice. This is of additional relevance because New York in 2019 repealed New York Public Health Law, Section 4164 Standard of Care Provisions, that protected not just mothers, but also babies who survive the abortion procedure, including Section

41642's provision, that such child who survives an abortion shall be accorded immediate legal protections under the State of New York. This repeal defies the equal protection clause of the 14th amendment to the U.S. Constitution and Article 1, Section 11, of the New York Constitution. It surely does not prevent the town from supplying such protections and indeed, the town would imply -- would simply by adhering to the federal Born Alive Infants Protection Act if it did so. The House Select Investigative Panels investigation demonstrated, among other things, the absence of protective protocols for born-alive infants, and New York since this has only exacerbated this travesty. The argument that Chapter 41A must be repealed in favor of a less regulated regime of abortion on demand obfuscates what should be obvious. It is no more preempted by New York State law today than it was in the very recent past. Before the overruling of *Roe v. Wade* and *Planned Parenthood versus Casey*, or our advocates of repeal maintaining that it was those judicial precedents and not state law that stood in the way of Chapter 41A's implementation. Notably, while those Supreme Court precedents remained operative, numerous states that had abortion laws on the books, that were inconsistent with those precedents, did not repeal them. In 1977, David Souter, while the Attorney General of New Hampshire explained that he opposed repealing such laws on the grounds that such repeal would make his state the abortion mill of the United States. For transparent reason that the push is now being made for such a repeal is in fact a voice of protest against the court's recent decision in *Dobbs v. Jackson*, women's health organization, and to signal an embrace of abortion so extreme, that even the modest regulations of Chapter 41A will be deemed unacceptable. It is just as clear that liberalizing the town code on abortion without taking and steps to impose a standard of care, recognizing that the doctor treating a pregnant woman, has in fact two patients, would be an extreme statement. It would effectively announce that not only one pre-born baby -- that not only pre-born babies, but even those who survive abortion, have no rights. Rather than effecting the proposed Chapter 41A, repeal and liberalization, I respectfully request that the town council instead pursue a revision of the town code that would introduce a standard of care requiring physicians to protect infants that survive abortion, that bears respect for the equal dignity of every life with counsel, at least this modest step, and I thank you for your consideration, Frank Scitro (phonetic.)

CLERK SRIVASTAVA: Susanne Baker. Kathleen Gaffney.

DR. GAFFNEY: Good evening, Honorable Deputy Supervisor and Councilmembers, my name is Kathleen Gaffney, I'm a physician licensed in New York State, I'm board certified in preventive medicine and public health. I've lived in Williston Park since 1994. I served as Nassau County's Commissioner of Health from 1994 to 2000. Then I taught at the Columbia University Mailman School of Public Health. I continue now to volunteer as part of the Nassau County Medical Reserve Corp and assisted at Nassau County COVID Immunization clinics. Throughout my career in public health, pregnancy, women's and children's health have been a major focus, assuring that everyone has access to the safe and high quality medical care they need and seek. I also grew up before abortion was legal in the United States. Assemblywoman Connie Cook wrote the bill that she had a co-sponsor in the New York State Senate, which became law in 1970, legalizing abortion. It won by only one vote. One assemblyman changed his vote after he consulted with the women in his family, and then announced and it became true, that he knew that this was the end of his career as an elected official. Fortunately through recent legislation, New York State has further affirmatively assured the right to abortion in New York. In 1951, my older sister Charlotte was a student nurse at Saint Vincent's hospital in New York City, where at any time, two full wards were filled with women with life threatening sequela of

"kitchen table abortions." She told me, however, that never once did she ever hear a nun tell her that these women had done anything wrong. Rather, they told her her role as a nurse was to provide the best care so they could survive. As a college student in the 60's, I saw rich classmates fly to England for the care they sought, while those without resources risked their lives in the hands of persons who are required to operate outside medical facilities. More recently, I was grateful that a young woman I know and her husband and young daughter had access to the best medical care, when in the sixth month of her pregnancy, her uterus started expanding rapidly and threatened to rupture, because the fetus had stopped drinking amniotic fluid due to the profound anomalies incompatible with life. She was able to survive with high quality medical intervention, and now has a second daughter. Pregnancies can be very high risk, and access to safe medical care is essential to assure the best outcomes for all. As public officials, I, in my former role, and I hope you in your current role, will assure that by this action, you will let everybody know that they have access to highest quality sexual and reproductive care they seek here in North Hempstead and throughout New York. I support the repeal of Chapter 41A and the town code, which as we've already discussed, is unenforceable, but this action will end any confusion. Thank you very much.

DEPUTY SUPERVISOR SCALERO: Dr. Gaffney. If I may, Dr. Gaffney, I would just -- this may be the only time I ever get this microphone, most likely the last time. I just wanted her to know, I had the very good fortune some 20 years ago as a very young Joe Scalero, to work with Dr. Gaffney when she was the Commissioner of Health --

DR. GAFFNEY: You look familiar but you've aged a little bit like I have.

DEPUTY SUPERVISOR SCALERO: I used to be. And I believe that was also when Councilman Troiano was at the legislature -- I can't speak for the councilman, but I can tell you that as a young government employee just making my way, there was no one whose opinion was more valued than Dr. Gaffney, she is the role model, the epitome of public servant when it comes to public health.

DR. GAFFNEY: And I thank you for carrying through your obligations for the women and the people of Long Island and Nassau County, especially Councilwoman Lurvey, only because apparently you initiated this.

COUNCILWOMAN DALIMONTE: Thank you for your service.

CLERK SRIVASTAVA: Florence Skarzynski.

MS. SKARZYNSKI: My name is Florence Skarzynski, and thank you very much for pronouncing it correctly, because a lot of people can't do that. I'm a pro-life feminist and I want you to know that that is not a contradiction in terms, but the lecture on that is for another day. I'm a member of an organization called Feminists Choosing Life of New York, and you should have received an e-mail from our executive director. If you did not, I have copies for all of you. May I give them to the clerk? Also, contrary to common opinion, pro-life people are concerned about the life of the mother as well as the baby, and I am deeply concerned that the repeal of 41A, which requires an affiliation with a hospital and an operating certificate will have ramifications for the health of the mother. An operating certificate ensures that certain requirements are met. These requirements include that a doctor have admitting rights to a hospital, and that there be a policy and procedures in place for the transfer of women who during an abortion, have an untoward episode. We all know that during surgery, anything can happen.

It doesn't matter how well prepared you are, or how often the doctor has done the procedure, things happen. People are allergic to anaesthesia, there are undiagnosed bleeding complications and it is imperative that a doctor be able to transfer a woman to a hospital where she can be seen immediately. That is a life saving procedure. Why you want to repeal this part of 41A is beyond me. I find that it's a safety net for a woman having an abortion. New York State prides itself on protecting women's reproductive health. How does repealing this provision serve and protect women's reproductive health? Furthermore, repealing the requirement that an affiliation for a facility has met -- this repeal negates the requirement that there is some oversight in these abortion clinics, and they will be popping up all over North Hempstead, whether they are reputable or not reputable is not for me to say. There has to be some kind of oversight, and I can assure you that there are people in North Hempstead who do not want abortion clinics around the corner from them. The phrase "not in my backyard," has application here. During the Clinton administration, the mantra for abortion was that it should be safe, legal and rare. Well in New York State, it's legal, it's legal all 40 weeks of pregnancy. But eliminating the requirement that there be a doctor who has admitting privileges at a hospital and that there is a way to fast track somebody into an emergency room, makes abortion less safe and less rare. Thank you very much.

CLERK SRIVASTAVA: Benedict McHugh.

MR. MCHUGH: My wife is going to give me her time, I put a card in at the same time. I am a pro-life and proud of it Christian. But you don't have to be a Christian to be against the repeal 41A, you just have to believe in human rights. You just have to believe that a woman has a right to a safe procedure. I'm a pharmacist in the State of New York and I work in a hospital, very busy hospital in Queens. One of the things that 41A does is, it eliminates, as Florence said, the safety net. The Governor has -- I take the subway everyday, the Governor has ads in the subway right now, they're video ads and they say abortion in New York is still legal. Well, that's true. Roe v. Wade's overturning changed nothing, absolutely nothing about New York State law, nothing. It's the same as it was before. The Governor's ad say, safe, legal, accessible and forever. Well, I think we can maybe downgrade safe if we eliminate 41A. I don't think you can quite make that statement truthfully. Now, what would 41A do? Well, 41A repeal would allow the proliferation it lowers safety, but it would allow the proliferation of unaffiliated abortion providers in the Town of North Hempstead. Right now, I took the zoning code, I was a civic leader, and this was our bible. This is the zoning code of the Town of North Hempstead, Chapter 70. So this week I went over it to see what zones are currently allowed -- would allow, an abortion clinic, if they were not necessarily affiliated in a hospital zone, well there's two zones - business B, and the multiuse IB. It's permissible use in those two zones, currently. Are they there right now? No, because of 41A, unless you have that affiliation with a hospital and medical center, which gives you that extra oversight. Those hospitals are medical centers, they have very -- I work for one, my wife works for one, they have very stringent, very stringent procedures and inspection because they're liable. Something goes wrong for a woman undergoing an abortion procedure with them, there's going to be a lawsuit like you wouldn't believe tomorrow, so they're really tight. What this does is, this opens it up to freelancers, people that will come in and say, you know what, I meet the code for New York State but I don't have anybody else overseeing me. There's no extra protection for women, and you need it. Why? As Florence said, you can have an allergic reaction to anaesthesia, but there's another thing. In New York State, women are not screened before their procedures for any type of coagulation anomaly. What do I mean by that? My wife is an expert in this, she is an expert, she is a

medical technologist and she's an expert in hematology and coagulation, that's been her career for 40 years. So she's an expert. What does that mean? It means that if you're undergoing a procedure, especially second and third trimester, which are not little things, if you are a woman who has a coagulation anomaly, meaning Von Willebrand syndrome, they don't know that before they do a procedure on you. If you're not in a hospital and you're in a clinic somewhere else, you start to bleed, they're not going to be able to stop it, and you will die. Is that what we're for? In a hospital and medical center, you have professionals right there to save your life. Let's think. This is the truth. This is what we're looking to rescind, folks. Something that would make it safer for women, and the only thing I could think of is why you'd want to rescind it is, you want proliferation for some reason, that you'd want free-standing clinics. Maybe it's because the Governor has \$35 million dangling out there for people that do what she wants them to do. If we become an abortion destination, then we need more clinics. We need some place for the women from out of state to go. North Hempstead does not want to become, I don't think, the abortion destination for the United States, and even in New York State. This is the truth. You can be -- you have -- we stand for the life and the protection of the woman and the unborn child. Both, there are two lives at stake, not just one. Two. And the technology and the science proves it, anybody see the first baby picture? It's a Level 4 sonogram, it's like a photograph. We're gonna deny a human life there now? It's a photograph. You can see it at 18 weeks. Not 24, is this what we're for? I'm not.

DEPUTY SUPERVISOR SCALERO: I'm sorry, you've passed the three minutes, I believe.

MR. MCHUGH: I just want to say one thing, we put our cards in first, my wife and I. Somehow we ended up in the middle of the pack. So I don't know, it used to be it was done by the order that you turned in your card, but somehow the cards got shuffled tonight. The TV cameras are gone, I guess that's why.

CLERK SRIVASTAVA: Robert Feretti.

DEPUTY SUPERVISOR SCALERO: Repeat that, please.

CLERK SRIVASTAVA: Robert Feretti, F-E-R-E-T-T-I.

MS. RUSSO: Good evening, my name is Betty Russo, I've been a resident of Port Washington for --

DEPUTY SUPERVISOR SCALERO: That was not the name.

COUNCILMAN ADHAMI: I think it was Robert Feretti.

COUNCILMAN ZUCKERMAN: Robert Feretti was the name.

MS. RUSSO: Oh, I'm sorry.

DEPUTY SUPERVISOR SCALERO: Is he outside, is there a Robert Feretti?

CLERK SRIVASTAVA: No? Then Robert Zimmerman.

DEPUTY SUPERVISOR SCALERO: Robert Zimmerman.

MR. ZIMMERMAN: Good evening, Deputy Supervisor, members of the board, my name is Robert Zimmerman from Great Neck. I'm a 58-year resident of this town. We've heard a lot this evening about Chapter 41A being unenforceable. It's unenforceable until it's not. If we learned nothing, if we learned nothing from the recent developments that took place this past

year, when we saw an extremist Supreme Court overturn Roe v. Wade with the Dobbs Decision, is that nothing is guaranteed, nothing is protected and we can never drop our guard, especially when it comes to standing up for women's health, saving women's lives and women's personal autonomy. We see what's going on around our country. There is a vicious assault on women's freedom, on the LGBT+ community, and so many other segments of our society by extremists in our legislatures and court. The reason it's so important to repeal Chapter 41A is because laws change. Courts change, governments change. We're very grateful. I am very grateful that we have Governor Hochul, Senator Anna Kaplan and Assemblyman Chuck Levine and Assemblywoman Gina Sollitti, legislators and leaders who were protecting women's health and women's safety, but we all know too well that laws can be modified and governments change and all of a sudden, Chapter 41A can be used as it was intentionally originally, to harass women, to make it more difficult for women to seek counseling and healthcare. That's why it was put in place in the first place. Only try to undermine state law to make it more difficult to women have reproductive rights, abortion rights, personal access to abortion care, and I'd be very proud of our town if we led the way in standing up in New York State as the town that led the way for protecting women's lives, protecting women's personal freedom and autonomy, and protecting women's right to a safe and legal abortion. So I ask you when you vote to in fact repeal Chapter 41A, yes, it may not be enforceable today, but you're making an important first step in making sure that when laws change, events change, as you know they will, our town will not be part of the problem, but moving forward, being on the right side of history, and you're not alone. Kansas showed us, they're marching with you, Veronica Lurvey, so we're grateful for your resolution. We are grateful to you, Councilwoman. I'm grateful to Councilwoman Mariann Dalimonte, Councilman Peter Zuckerman, Councilman Troiano, for your support for this resolution. I look forward to the Supervisor going on the record stating her position, as it her obligation to do so. But more than that, having lived here for 58 years, I'm glad to see my town is correcting an historical wrong and standing up for women's health, standing up to save women's lives and standing up for women's freedom. Thank you.

CLERK SRIVASTAVA: David Hanglein. Stefanie Shulman.

MS. SHULMAN: Good evening, I will make my remarks brief. Thank you for giving me the opportunity to speak to you this evening. My name is Stefanie Shulman, I'm a resident of Manhasset-Flower Hill, and as more than a middle-aged woman, I don't think I'll be needing an abortion. But yes, it is possible, God forbid, that my daughter could, or her friends could, or my neighbors could, or perhaps a very unfortunate incident could happen, a young woman as a result of rape or incest could need an abortion, one who had been traumatized. Do not limit these women access to safe and secure abortions in North Hempstead. Please rescind the local code 41A, an unenforceable code that needn't be on the books, but could rear its ugly head again. I implore you, when so much confidence in government has been eroded, do the right thing. Listen to your constituents and ensure safe and fair healthcare for women in our area, wherever they choose to have their procedures. Please repeal the code, do not stick your head in the sand. This matters. This matters to many of us. We're counting on you to demonstrate leadership and good decision making. That's why we elected you. Thank you.

CLERK SRIVASTAVA: Zerica Kumar. Zerica Kumar. Anne Welsh. Anne Welsh.

MS. WELSH: Hi, good evening, thank you so much for giving me the opportunity to give just a short, little remark. 41A has been in effect here for years. Basically, taking it off the books would allow abortions to be performed in any site without admitting privileges to a hospital.

Abortions are available throughout New York State and Long Island. It is not a matter of not being able to get one in New York, if you so choose. This law, 41A, protects women by allowing the abortion to be done only by doctors who can send the woman to a hospital if complications should arise. There are many abortion sites throughout the country that have to call in EMTs and send clients to a hospital because of complications occurring during the abortion. I find abortion an abomination, but pray women who have a pregnancy will get the help that both the mother and the child need. Thank you very much.

CLERK SRIVASTAVA: Agnes Jere.

COUNCILWOMAN DALIMONTE: Can you repeat that?

CLERK SRIVASTAVA: Agnes, A-G-N-E-S, J-E-R-E.

MS. JERE: Good evening, everybody. My name is Agnes Jere, and I'm coming from Port Washington. My concern is -- more black -- it says in the Jason Riley in the journal -- article, that more black babies are aborted in New York City than are born, delivered. I'm just concerned because it's a question, won't this amending -- won't this amending the court increase the number of abortion? Thank you.

CLERK SRIVASTAVA: Lauren Garfinkle.

MS. GARFUNKLE: Good evening, my name is Lauren Reese Garfinkle, I'm a Port Washington resident and I'm also here on behalf of National Council of Jewish Women. I would like it to be put on the record that we also support the repeal of this law. Unfortunately, I just heard about it earlier today, but we very much stand in favor of the repeal of this law. It's really important to note that 93 percent of abortions happen before 13 weeks of pregnancy. As the pharmacist said earlier, the further into pregnancy an abortion happens, the more likelihood there is of complications. Well, 6 percent occur between 14 and 20 weeks, and only 1 percent occur after that. What this law would do if it were in effect, is place an undue burden on pregnant people who can only get to this one or two hospital-affiliated clinics. Abortion, when provided by professionals who have practiced it for many, many years, as most abortion healthcare professionals I know have, is a very, very safe procedure, as safe as going for oral surgery or a colonoscopy, many of which are very often performed outside of a hospital setting. I would just like to say in the religion of Judaism, as I am an observant Jewish woman, abortion is permitted and sometimes required if the health of the pregnant person is at stake, and that's not just the physical health. The mental and emotional health are important, as well, and we believe that this does not only extend to Jews, but this extends to all people, because the dignity of all people is what is paramount. So --

(Audience Participation.)

MS. GARFUNKLE: Yes, all breathing people, because Jews believe that life begins as birth. So, I would like to state that because of this very important religious freedom issue, New York should -- the Town of North Hempstead should go with -- align with the State of New York with the expanded access that the Governor has provided, get rid of this antiquated law and bring Democracy back to the people. Thank you so much, Councilwoman Lurvey, for bringing this up, and thank you to all of you. Goodnight.

COUNCILWOMAN DALIMONTE: Excuse me, Ms. Garfinkle, could you just see Erin Molinoff from my office for a second? Thanks.

CLERK SRIVASTAVA: Roz Merson, R-O-Z.

MS. MERSON: Hi to all the councilmembers here, especially Veronica Lurvey for bringing this up. It is such an important issue and as Robert Zimmerman said, it is antiquated law, but you can't take any chances in today's world. This could come up and hurt us. I don't want to keep repeating what everyone else has said, but I would like to know from all the people who are here tonight, who have said that it has to be at a hospital, I want to know where they get their colonoscopies, where they get their endoscopies.

(Audience Participation.)

MS. MERSON: I go to a very, very –

DEPUTY SUPERVISOR SCALERO: Folks, excuse me, ma'am, could we keep the comments from the audience down, all right? We said at the beginning, everybody will have a chance to be heard, you have to respect the speakers when it's their turn. This is North Hempstead where every voice counts, and we're not going to change that tonight. Please continue.

MS. MERSON: I know I go to a very reputable place, it is not -- I mean, I'm sure it is associated with a hospital, I shouldn't say it's not because my doctor is with Northwell, but I am not at Northwell, I am not near Northwell, but I feel very secure where I go, and I don't want to see women having to look for places to go. I'm old enough to remember when there were terrible incidents because women could not get the care they needed, and they had to go and use horrible things. Now, we've heard a very distinguished doctor today here say, that places outside of hospitals are safe, so I just hope that you will get rid of this law because it is antiquated. I also must mention that I am part of Hadassah, we are 4,449 members of our membership of 300,000 and 4,449 of us live in North Hempstead. I know every one of us is very glad that you brought this up. Thank you.

CLERK SRIVASTAVA: Julio Greco.

MR. GRECO: Good evening, everyone. All of you honorable for having this public hearing on this and in some sense, it becomes comments afterwards on the judicial process of the nation. But certainly I just wanted to oppose that amendment to the repeal of this code. There is a purpose to this code. There is a purpose to this code that is wise, also it exercise a limiting principle on something that can go offhand, as you have heard examples. Perhaps in the previous item, if I may revisit a previous item, there were comments from neighbors of visitors from places that you may not even know, and who knows if this item is pushed forward, what that will create to new visitors, transients as you may call them. The normal transients that come here --

DEPUTY SUPERVISOR SCALERO: Excuse me, are you speaking about the rental?

MR. GRECO: Pardon me?

DEPUTY SUPERVISOR SCALERO: Is this referring to the rental?

MR. GRECO: No, no, no, but I was here listening, I'm, sorry.

DEPUTY SUPERVISOR SCALERO: I only ask because you used the word "transient" that was --

MR. GRECO: Yes, yes, yes, no, no, no, I thank you for clarifying that.

COUNCILWOMAN DALIMONTE: Can you just step back from the mic a little? Thank you.

MR. GRECO: Is this better? Okay, I'm sorry, I was torturing you.

COUNCILMAN WALSH: We heard the word "transient" and then everything else was muffled.

MR. GRECO: The only reason is because the natural process in which human beings do come into our human society is the way we all came, and that is a natural process belonging to the reproductive system, yes, of someone who is equal in dignity to men and, you know, women. So respecting that process, you know, you also comment to a philosophical argument, a philosophical argument that, you know, because it is a forced procedure that it must be carried to term, it is, therefore, like, organ donation, or being like slavery. It is not the case because the first thing that's required, I believe, you may correct me if I'm wrong, an organ donation is blood-type compatibility, but you don't have that when there is a new offspring. The blood cells don't mix, according to human anatomy textbooks, embryology textbooks. So all of these things, you have to cross --so how you repeal a code, it will create other unforeseen events and certainly damaging to the human species, that's another thing we omit, human species. It's not just an individual you're talking about or two, it is an entire human species and we look out for each other. Thank you.

CLERK SRIVASTAVA: Ellen Furuia.

MS. FURUIA: Hi there, I'm Ellen Furuia, I am a long-time resident in the Town of North Hempstead, 30 years, I've been here. I came to listen tonight, since everybody had a point of view, I thought I would share mine as well, so here I am. Rescind 41A, thank you so much, Veronica. I read this in Newsday, what you said. The Town of North Hempstead should not have provisions in the code that contribute to the confusion and place an undue burden on a woman's right to choose. Powerful, and I'm totally with you there. I think affordable quality healthcare for women is just critical, and it compels me to come up here and just present my point of view. I support what you're trying to do and let's clear this antiquated law off the books and move forward. My daughter is an OBGYN resident and I appreciate New York State's protections of her, and I think -- let's just make this a place where she might want to move back to and practice. Thanks.

CLERK SRIVASTAVA: James. J. McHugh. Amanda Field.

MS. FIELD: Hi, good evening, thank you Deputy Commissioner and thank you to councilmembers for having us here this evening. My name is Amanda Field, I'm currently a commissioner of water and as a public servant who has had the obligation and commitment to protect public health every day since I took my oath, I stand here today at the most critical time in history, in our nation's history, to stand up for our rights, whether or not I agree with or understand your decisions about your reproductive healthcare decisions with your doctors, it's absolutely none of my business. We have seen in recent past with the extreme Supreme Court decisions, our rights where healthcare decisions are not safe at any level and anything can happen. Leaving decisions up to any level of government must not be taken for granted. Chapter 41A of the town code which currently provides penalties for violations and is admittedly confusing and misleading, I'm standing here today in support of the town board and North Hempstead to repeal Chapter 41A of the town code entitled, "pregnancy termination facilities." Thank you very much and I appreciate you having us here tonight. Thank you.

CLERK SRIVASTAVA: Eric Spinner.

MR. SPINNER: Good evening, councilmembers. My name is Eric Spinner and I'm a 30-year resident of North Hempstead in New Hyde Park. I didn't come here today to argue whether Roe v. Wade should be pro or con. I didn't come here to argue whether a woman should be deprived or allowed reproductive rights. What I came here was to present a letter which has been provided to the clerk for the board. My take on this whole 41A revision and elimination, is that a woman who definitely should have the right to make a choice at the right time in early stages, if she doesn't want --if she wants to terminate a pregnancy, that's really not my say. The law has provided for that. Whether or not the Supreme Court has made the right decision in anybody's mind is not my decision to make. We have -- they have been appointed, they have been approved. They stand to make decisions based on the constitutionality of laws. If you want to have a change in that opinion, wait for a change in the Court. Meanwhile, New York State has always provided for abortions. New York State has always provided for a woman's right to choose. My beef with repeal of 41A is that a woman's safety will be put in jeopardy. We are simply asking that a medical facility that will provide abortions at least be affiliated with an emergency service and a hospital so that a woman's life is not placed in jeopardy. Thank you for listening.

COUNCIL WOMAN LURVEY: Thank you for your comments, sir. I don't think I received a copy of that letter.

MR. SPINNER: The clerk has them.

COUNCIL WOMAN LURVEY: Oh, okay, thank you.

CLERK SRIVASTAVA: Nadia Holubnyczj.

MS. HOLUBNYCZYJ: I'll just speak really, really loud. My name is Nadia Holubnyczj, I'm a resident of Floral Park, I actually crossed over the town border, so this is my first North Hempstead meeting. As I did find it very important to speak on this issue, because as a disabled woman, it's important to understand that to understand that unwanted pregnancy happens to us, too. Although pregnancy might not be a health risk, it can be yet another challenge added to the challenging world for someone disabled. I'll be damned if someone is going to tell me how or what decisions I make for my own body. I, and I alone, know my limitation and only I can make such important decisions. Thank you.

CLERK SRIVASTAVA: Annmarie Egan.

MS. EGAN: Good evening, thank you for allowing me to speak to you, councilmembers. I just wanted to come at the end here because I did have a couple of points to make on what other people might be saying. One, I was very happy to hear from elected officials that are either running for reelection or seeking higher aspirations because of their rousing speeches, but there is some falsehoods, especially the ectopic pregnancy one, I don't know why that was brought up because there is not one state in the country that says no one can have an operation for an ectopic pregnancy. It's a falsehood that I think everybody should look up because it's a falsehood. The other information that someone mentioned back there was, yes, the New York City had a year, I believe it was either 2016 or 2017, that the famous eugenist Margaret Sanger had Planned Parenthood perform more abortions on black children for black women, than were born in New York City. That number has gone down, but there was -- I believe it was '16 or '17 where that did happen. So, the other issues that I wanted to bring up was someone mentioned an affiliation

when she goes for a colonoscopy or anything like that, I think all of or at least 99 percent of the pro-lifers here are questioning the validity or the affiliation or the oversight of these new facilities because we do, we are very concerned for the mothers as well as the children, that there is an affiliation or a professional involved with the abortion because it should be safe. We do care about the mothers as well, and if people think that it can't happen, whether it's in a town or a city, I'd like them also to look up Kermit Gosnell. Thank you very much.

CLERK SRIVASTAVA: Nina Gordon.

MS. GORDON: Last time tonight. So, I have my colonoscopy in a doctor's office, it is not affiliated with a hospital. 30 years ago, my son had his tonsils out at a free-standing day-op center in Mineola, it's owned by ProHEALTH, again, not affiliated about a hospital. I believe there has been an operating abortion clinic in North Hempstead, probably one of the longest operating in New York State that is not affiliated with a hospital. There are -- if you go down Northern Boulevard, there is the plastic surgery, Dr. Jacono day spa, you can go get liposuction, not affiliated with a hospital. There are countless places where medical procedures are performed out of a hospital, and this has been the case for many, many years. So I just want to debunk all of those claims that it is necessary to be in a hospital, and I also want to offer a personal story about my abortion, because my abortion was in a hospital and it was a horrible experience. It was a medicine abortion, it was in 1981 and this was an experimental procedure, I was part of a -- what do you call it, not a control group, a study, and I went to Bellevue, I was given medication and left on my own for hours, cramping and then a couple of hours later someone came in and said, "how you doing?" So hospitals are not always the answer, you know, I've seen great care in hospitals and I've seen horrible care in hospitals. I think that as Assemblyman Levine said earlier, times change, things have changed, 30, 40 years ago, 50 years ago, when Roe v. Wade was passed, we didn't have abortions available through medication, they were all surgical procedures. So I think we need to move forward with the times and I applaud Councilwoman Lurvey for bringing this forward, and I think we all need to take a deep breath and remember that this legislation is not about pro-life or pro-choice, this is about removing the restrictions on a medical procedure and bringing it in line with the rest of medical procedures in 2022. So thank you very much.

CLERK SRIVASTAVA: Eden Pierson, Long Island. Eden, E-D-E-N. J. Randolph Hundertmark.

MR. HUNDERTMARK: Good evening, deputy supervisor and councilmembers, my name is Dave Hundertmark, I'm a long time resident of the Town of North Hempstead. I'm here to voice my opposition to the repeal of Chapter 41A. I believe it is vital for the health and safety of the women of the Town of North Hempstead, many of whom end up in a so-called pregnancy termination center due to circumstances beyond their control. I think it is incumbent on the town they ensure there is proper equipment and expertise to address emergency situations that might arise from this procedure. I think it's also incumbent on the town to protect our future fellow citizens who may be born alive during this procedure, and they also have the expertise and equipment necessary to save their lives. So, that's my position, I appreciate the opportunity to express it. Thank you.

CLERK SRIVASTAVA: Florence Skarzynski. Helen Goldstein. Karen Seltzer.

MS. SELTZER: Good evening, members of the town board, my name is Karen Seltzer, and I am a resident of the Town of North Hempstead and have been my whole life. I'm also the

Board Chair of Planned Parenthood of Greater New York. I want to thank you for holding this public hearing to rescind Code 41A, which was adopted a long time ago, over 40 years, and it limits the availability of abortion care in our town. We are in a moment of crisis in this country. On June 24th, the Supreme Court overturned Roe versus Wade, ending almost 50 years of precedent, the constitutionally protected abortion care. This decision highlights that the right to abortion is not safe. Code 41A is confusing and misleading, and I'm told, unenforceable. The Town of North Hempstead should not be putting up any barriers to people seeking essential healthcare, and abortion is essential healthcare. We have seen the immediate and devastating impact this decision has had across the country. In many places, confusion and fear of prosecution have forced clinicians to limit patients access to lifesaving abortion care. Here in New York, thanks to our state legislatures, abortion remains legally accessible. State laws pertaining to abortion are now part of the public health law in New York, and they preempt any town code. As more states move to restrict abortion, we must be ready to welcome all of those who travel to our state for care, while also supporting those in need of care in our communities. Please vote to rescind this code and take a stand in support for access to abortion care. I also just would like to ask you to consider keeping public comment open until the next meeting. It's getting very late. Thank you.

CLERK SRIVASTAVA: Joe Egan.

MR. EGAN: Good evening and thank you very much. I just have a few quick lines briefly from the Book of Jeremiah that I'd like to read. "And the word of the Lord came to me saying, before I formed thee in the womb of thy mother I knew thee, and before thou earnest forth out of the womb, I sanctified thee, and thee a profit unto the nations, and I said, ah, ah, Lord, God, behold, I cannot speak for I am child, and Lord said to me, say not, I am a child, for thou shalt go to all that I shalt send thee, and whatsoever I shall command thee, thou shalt speak. Be not afraid of their presence, for I am with thee to deliver thee, sayeth the Lord. Thank you."

CLERK SRIVASTAVA: Robert Stern.

MR. STERN: Ladies and gentlemen, besides the fact as we've heard from several speakers that it's likely that Chapter 41 conflicts with New York State public health law permitting abortions, and is therefore likely unlawful fundamentally, I believe there are at least two other reasons why it should be repealed by the town council this evening. One, it is willfully antiquated. As of 2020, it's estimated that approximately 54 percent of abortions were conducted by medication and not by surgery, which substantially eliminates the risk of complications requiring the advanced facilities which could be provided by a hospital. More fundamentally, this code provision is economically regressive. About half of the abortions in America are provided to women living below the poverty line, requiring them to leave the Town of North Hempstead over confusion, confusing laws, to seek an abortion, or worse, requiring them to be admitted to a hospital with all the attending costs would substantially increase the cost of an abortion, punishing those least able to afford it is manifestly unjust, especially in a state which prides itself on it's safe haven status. As a town resident and voter for more than 32 years, I urge each of you to vote in favor the proposal to repeal chapter 41A and thereby support a woman's right to choose and make decisions about her own medical conditions. Thank you for your attention.

CLERK SRIVASTAVA: Sanjeev Jindal.

MR. JINDAL: Thank you for all of the dignities sitting in front of us giving us the opportunity to share our views. My name is Sanjeev Jindal, I come from the largest Democracy to the oldest

Democracy in the world. So we understand what Democracy means, our body of a choice, that's what I stand for. I would like to thank our Councilwoman Lurvey, the board members that are here for reconciling for 41A, which will end arcane regulation that limit abortion care and liberty in our town. I'm here to stand for women's safe access to healthcare, I believe when it comes to your body, your life, your future, your personal decisions are only, you are the one responsible for that. It means our body, our choice, pro-choice should be there. Thank you.

CLERK SRIVASTAVA: Michael O'Donnell.

MR. O'DONNELL: Michael O'Donnell, North New Hyde Park. Listening to all the comments back and forth here, I wonder where you stand on this issue. The one thing it seems to be is it has to be, when a facility opens where there's going to be an abortion, has to be supervised, and it has to be properly cared and inspected and the town will eventually have to make rules and regulations governing where the facility that opens up. Needless to say, I'm a firm believer in abortion. I've seen the end results of which doctors sneaking out the window, coat hanger lying there. I've seen so-called qualified facilities, which were illegal then, the woman had an abortion, I found out from the local neighbors that told me. I went in, Mr. Nosey, search around, look around, a woman was left alone in a room. She just had an abortion, there was nobody watching her. Yes, you have an old rule, old regulation, times you have to move on, it should be removed, but the town is going to have to do additional homework. You're going to have an inspection, somebody has to supervise these facilities and make sure they're being properly maintained and taken care of. So, abortion, yes, Supreme Court got it wrong on this one, not all of the times are they -- make out right. Remove the facility, that's the law, create new regulations to cover this that's going in. Thank you.

CLERK SRIVASTAVA: We are done with our public comments on this item.

COUNCILWOMAN LURVEY: So we've had some personal, some heartfelt, definitely heartfelt --

(Audience Participation.)

COUNCILWOMAN LURVEY: Oh, I thought she said we're done with public comment. I'm sorry, my misunderstanding.

COUNCILWOMAN DALIMONTE: Do we have anymore cards?

CLERK SRIVASTAVA: We don't have anymore cards.

COUNCILWOMAN DALIMONTE: They don't have anymore cards.

MS. RUSSO: I was one of the first people here --

DEPUTY SUPERVISOR SCALERO: Can you state your name?

MS. RUSSO: -- that's why I got a seat in here.

DEPUTY SUPERVISOR SCALERO: Can you please state your name and go ahead.

MS. RUSSO: Good evening, my name is Betty Russo, and I've been a resident of Port Washington for 47 years. I'm the mother of seven children, I have 35 grandchildren and one great grandson. I'd like to ask, why, in the light of the escalating violence in this nation of ours, anyone would favor rescinding a ruling that keeps abortion mills out of their neighborhood? Where two people go in alive, one comes out alive and one comes out dead, and if the good

people in Nazi Germany had a say in where gas chambers were to be built, would they want them in their neighborhood? Since Dobbs decision, 50 crisis pregnancy's have been vandalized. There was a woman, a director of a crisis pregnancy center, she appeared before Congress who said she had to install \$150,000 worth of security in her crisis pregnancy center. We know churches have been vandalized, over 50 churches because of this decision. And another woman reported, who runs a crisis pregnancy center, that a man actually came in with a machete, so, we are only adding to the violence in this country. We have to have a completely new mindset and become a culture of life, not a culture of death. Thank you very much.

DEPUTY SUPERVISOR SCALERO: I'm sorry, we have one -- did you put a card in? Yeah, I did.

DEPUTY SUPERVISOR SCALERO: Okay, we have one other person then you? All right.

MR. JANOWSKI: Good evening, ladies and gentlemen, my name is John Janowski, I'm here with my wife Ellen. We've been residents of the Town of North Hempstead for about 40 years. I'm not going to talk to you about Roe v. Wade or about Dobbs, I'm going to focus on two things. You've heard that the ordinance is antiquated, it's 40, 50 years old, well, U.S. constitution is more than 200-years old, established in 1787, Dred Scott decision was also the law of the land for 50, 60 years, and that was overturned, rightly so, so the argument that this statute or ordinance was antiquated is nonsense. I'd just like to read the -- we've gone far afield this afternoon and this evening, but I'd like to read that ordinance, 41A2. It doesn't restrict a woman's right to choose, it doesn't restrict the right of a woman to have an abortion, no one is restricting that, it simply says, "any statute, law, ordinance, rule or regulation to the contrary notwithstanding, justifiable abortifacient acts as defined in the penal law of the State of New York, shall be performed only in a hospital, having an obstetrical gynecological or surgical service, and having a valid operating certificate from New York State Department of Health, or in the suitably equipped and staffed facility, administered by such hospital, or a suitably staffed and equipped facility having a hospital affiliation, agreement acceptable to the State Hospital Review and Planning Council." Isn't that reasonable, ladies and gentlemen? Does that restrict a woman's right to have an abortion? You heard speaker after speaker tell you about the safeguards, the safety of a woman. How is repealing this going to increase the safety of a woman having an abortion? Any medical procedure can go awry. I have personal experience of someone who had a stroke, two days after a simple nasal deviated septum operation. So please don't talk about having an unregulated facility where this abortion takes place. My second point is a selfish reason. It has to do with zoning. I do not want, and my wife does not want an abortion facility next door. It seem that is everyone seems to be gung ho about, yeah, let's do an abortion in the parking lot of McDonald's, or a storefront, or if a midwife was next door to me and she has the right to perform an abortion, I don't want that next door. Would you want to have an abortion facility next to where you live? I don't think so. What's unreasonable about having an abortion at a medical facility affiliated with a hospital? That's what's reasonable.

DEPUTY SUPERVISOR SCALERO: Thank you, sir.

MR. JANOWSKI: Thank you.

DEPUTY SUPERVISOR SCALERO: We have, I believe, one last speaker who is waiting and then we'll move the item.

MS. REBECCA: I just wanted to say thank you for hearing me out. So when it comes to

women's healthcare, I'm very proud to be a resident of Nassau County. As an EMT and a woman, we have some of the best healthcare in Nassau County. In the year 2020, me and my fiancé found out that I was pregnant and I was so happy. I ended up going to crisis pregnancy center just to check up on everything, and they did not have a real health provider there, and I was given a sonogram by a nun who had no certification, and during the first few weeks of my pregnancy, I noticed that I did not feel good. Now during this time, I actually ended up having a lot of pain and bleeding, and when I went to a real provider, which was at Planned Parenthood of Nassau County, they told me I was having an ectopic pregnancy and that if I didn't get help, if I didn't get an abortion, I would have died. I'm so grateful to the provider that I had, and I'm grateful that they actually had a medical degree, but I wanted to say they saved my life and now being alive, I'm able to have children, I'm able to be a productive person of Nassau County. Thank you for hearing me out, I appreciate it.

CLERK SRIVASTAVA: Your name, please?

COUNCILWOMAN LURVEY: Thank you for waiting, and if you can share your name.

CLERK SRIVASTAVA: Okay, so we are done with our cards --

DEPUTY SUPERVISOR SCALERO: We have somebody with their hand up.

AUDIENCE MEMBER: Sorry, just So clear the air --

COUNCILWOMAN DALIMONTE: You have to come up.

DEPUTY SUPERVISOR SCALERO: It was Agnes, right?

MS. JERE: Sorry, just to clear the air, that what she had was not an abortion and that is why we're insisting that we'll always take care of whatever procedure --

DEPUTY SUPERVISOR SCALERO: I would entertain a motion to at this point to close the hearing and move the item --

COUNCILWOMAN DALIMONTE: She's got to do it because she opened it. Am I correct?

COUNCILMAN TROIANO: I'd like, if I may, this has been quite an evening, there have been a lot of impassioned speeches on both sides of the room, I see you divided yourselves much like a bride and groom would at a wedding, and there's been a lot of -- I think there's a lot we heard tonight that we need to reflect on. Prior to coming tonight, I was getting e-mails and is other communications from people saying they wished they could be here but they couldn't, and hoping for a postponement. In fact, the Supervisor couldn't make it tonight, either. And I don't know her name, I apologize, the Chairwoman of Planned Parenthood suggested that the hour is getting late and we should look to continue the hearing, I would tend to agree with that. We've seen -- aside from people not being able to attend tonight, the hour has gotten late, we've watched people leave before they had the opportunity to even make a comment, so it's been an interesting night, just by virtue of the impassion on both sides, but also for Veronica Lurvey, and I hate to rain on your parade, because people have given you a lot of thanks for holding this hearing and at least having it aired out by the community, but I'm going to ask you for a deference as a colleague, that we continue this hearing until September 1st, to provide the opportunity for others that may want to speak to come and speak at that time, and also for all of us to reflect on what we've heard. We've heard some arguments made here tonight that I'd like to be able to check the validity of before being forced to vote, so, Councilwoman Lurvey, I duly and respectfully request that we continue this until September 1st.

DEPUTY SUPERVISOR SCALERO: Before the Chair recognizes that -- excuse me.

(Audience Participation.)

DEPUTY SUPERVISOR SCALERO: Folks, I have the chair, please. It's been a long night already. We need to get through, we have a long agenda still, this is one item. I just wanted to add to that point, Councilman, that the very reason why the Supervisor isn't here tonight is because these meetings, the board meetings, are calendar set a year in advance; correct? They were done, I believe this meeting was set before she was even supervisor. This hearing was added following the Roe v. Wade decision, it was deemed as an urgent matter, we put it on for tonight for that reason. Because of that, the Supervisor couldn't be here due to a family obligation. I don't understand why if it was urgent then, it suddenly has to be put off until September. So that's why I ask for a motion to move the item.

COUNCILMAN TROIANO: Thank you, and I appreciate your commentary, and it was -- it is an emergency, but we've, as I've said, we've had a lot of information give to us tonight, so it was urgent to have the hearing, and the purpose of a hearing is for the resident's to be able to express their views and for us to be able to reflect on that. We've had that opportunity in part, but I think it's clear we need more time to hear other people, but also to reflect on what we've heard tonight.

DEPUTY SUPERVISOR SCALERO: And I respect that opinion, Councilman, except that was not the message of urgency that was given, it was urgent because we needed to avoid confusion in the code, to avoid confusion when people go online seeking services, and that was the reason given. I'm just saying, it's odd that two weeks ago it was urgent and now it's let's wait a month.

COUNCILMAN TROIANO: I think you're twisting it, there still is a sense of urgency amongst all of us, but we want to make sure that we take the proper amount of time to come to the right decision for the residents of the town.

COUNCILMAN ADHAMI: I don't understand what the issue is, we had -- we heard just everybody that wanted to make a comment, I don't believe there is anybody else that wants to make a comment --

COUNCILMAN TROIANO: I don't know, David, I mean --

COUNCILMAN ADHAMI: Councilman Troiano --

COUNCILMAN TROIANO: I'm just going to say that --

COUNCILMAN WALSH: Come on --

DEPUTY SUPERVISOR SCALERO: Councilman Troiano, Councilman Adhami has the floor, please.

COUNCILMAN TROIANO: Well I've made a request --

COUNCILMAN WALSH: Yeah, but nobody cut you off.

DEPUTY SUPERVISOR SCALERO: Excuse me.

COUNCILMAN ADHAMI: I did not cut you off, Councilman Troiano, I do not speak much on this board --

COUNCILMAN TROIANO: No, you don't.

COUNCILMAN ADHAMI: I do not. I believe I have the right to speak uninterrupted for 30

seconds. Councilman Troiano, there's been numerous times where I'd make motions to table things or to adjourn them to other meetings, and for good reason, and including to allow for more public comment, and there is no harm in my view or most other peoples views to adjourn it just for a short date. In this one for some reason, as Deputy Supervisor has stated, there was a note of emergency, and now, yet, you feel that it must be adjourned. I do not understand why. Anytime I ask for something to be kicked over just one meeting where we could have more public comments or we could discuss it more amongst ourselves, I was shot down, and I don't see why we can't vote here. Everybody spoke. If there's anybody else that wants to speak, we can hear them, but everybody spoke.

COUNCILMAN TROIANO: May I respond?

COUNCILMAN ADHAMI: I think it's just a stall tactic to get more people here next time and drag out the next meeting, as well.

COUNCILMAN TROIANO: Can I respond to that?

COUNCILMAN ADHAMI: You may respond.

COUNCILMAN TROIANO: Thank you. So you're saying everybody spoke? Everybody in the Town of North Hempstead has not spoken.

COUNCILMAN ADHAMI: I did not say everybody in the town has spoken.

COUNCILMAN TROIANO: There were people here tonight who left because they couldn't stay any longer, and they deserve the opportunity to have another chance to come here, and honestly, Councilman, Councilman, can I please have your attention in that?

COUNCILMAN ADHAMI: What is the harm

COUNCILMAN TROIANO: I believe that I have the right to some deference from you as well, because there are things that have been said tonight that I'd like time to see if they're even true and reflect on, and I'd rather make a decision having a full knowledge base than to just go ahead and vote because you want to make a vote.

COUNCILMAN ADHAMI: I guess I'll give you one of your answers, Councilman Troiano, this has been on the agenda for weeks and you had your opportunity to do your research.

COUNCILMAN TROIANO: No, I think you're misstating my words. You're trying to be very artful, but the difference with this is, is that you have come to these meetings before and said that I didn't get the information, and I've said to you, you can get the information from the town employees, and I've said to you, you have the opportunity for at least two weeks to do that. This is a different instance. Here we've had information provided to us by residents of the town, and they want us to reflect on that and decide based on what they've said. In some cases, things have been said, for example, by Mr. McHugh, that I don't know if he's right or wrong, but I'd like to opportunity to talk to him and talk to others to see if he's right, so I can come and make a decision with a full base of knowledge. I did not have that opportunity over the last two weeks. I did not know Mr. McHugh's position. I had no reason to go seek him out, but now I've heard it, and now I want the opportunity to be able to have that discussion with him and everybody else that spoke today that raised questions that I don't know the answers to and can't have answered tonight, and that's the difference, Mr. Adhami, between what you've done, when you haven't sought out guidance from people that work for the town and what I'm doing tonight, because that's the first time I've heard Mr. McHugh speak about this issue.

COUNCILMAN WALSH: So we're going to rely on what your concerns about what Mr. McHugh said. You know, I'm entitled to speak too, and I think I'm prepared to vote and that they're just looking to drag this out.

COUNCILMAN ZUCKERMAN: Listen, I'd just like to weigh in on this, as well. I think that the points Councilman Troiano is making is valid. We've heard a lot of information tonight and there was no way to anticipate everything we heard tonight, and Mr. McHugh makes some interesting points and I would like to speak to him as well, so I'm in line with Councilman Troiano.

COUNCILWOMAN LURVEY: This is a very weighty issue, and I think the more voices we hear on this matter, the better, and I think if we take some time and think it through, all the better for the town and for its residents. I think Assemblyman Levine said it well at the beginning, he said this is -- I think he actually called it an important matter that also should be before the full board, so there are residents out there who still want to be heard and I think we should have the full board here to make the decision, so I am moving to continue --

DEPUTY SUPERVISOR SCALERO: Before you move that, just on that point, all right, I've been in government a long time, you are never going to have every resident represented by this board come through this town hall and make a comment, and the more hearings you have, the more people will come and talk. But you're not going to get everybody and at what point do you end it? You requested that -- I read your memo, I agreed with it, it was urgent, there are lives at stake, we need to stop the confusion, we had to put it on for tonight and suddenly it's not urgent because we want some more people --

COUNCILWOMAN LURVEY: I think it is still urgent and I think we're taking the right step in clarifying the matter, but I do not believe in rushing things either, so I think it was urgent to be put on the agenda, and I'm glad it was put on the agenda, and I think now that we have heard from people and we have heard from people in the audience that said there were others who want to come speak who were not able to come speak tonight, so I would like to close the public hearing --

COUNCILWOMAN DALIMONTE: No, no.

COUNCILWOMAN LURVEY: Sorry, I would like to continue this item to the September 1, 2022, town board meeting.

DEPUTY SUPERVISOR SCALERO: Madam Clerk, call the roll.

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: No, I'm prepared to vote.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: No, I'd prefer to vote tonight as well.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: We can move on to the next item, Item No. 7.

COUNCILWOMAN LURVEY: I want to thank everybody who spoke tonight, I want to thank anybody who stayed here late or who left early. I know that you have busy lives and your input is very much appreciated, we will continue this public hearing at the September 1st town board meeting. Thank you.

DEPUTY SUPERVISOR SCALERO: Madam Clerk, before you call the next item, does anyone here need a break? Please, a five-minute break? I need a motion to go into recess.

COUNCILMAN ZUCKERMAN: I make a motion.

COUNCILMAN WALSH: I'll offer the motion, I'll second the motion, aye.

DEPUTY SUPERVISOR SCALERO: Please make it five minutes.

(Whereupon, at 10:31 p.m., a recess was taken.)

(Time resumed: 10:48 p.m.)

DEPUTY SUPERVISOR SCALERO: Madam Clerk, if you could call Item 7.

CLERK SRIVASTAVA: I'll move on directly to Item 7.

COUNCILMAN WALSH: I can't hear you.

COUNCILWOMAN DALIMONTE: I can't hear you.

CLERK SRIVASTAVA: Item No. 7, can you hear me now?

DEPUTY SUPERVISOR SCALERO: Yes.

CLERK SRIVASTAVA: All right, thank you. A public hearing to consider the adoption of a local law amending Chapter 70 of the town code entitled "zoning." We have a few cards on this too. Frank Scobbo.

DEPUTY SUPERVISOR SCALERO: I didn't hear the name, I'm sorry.

CLERK SRIVASTAVA: You didn't hear the name?

DEPUTY SUPERVISOR SCALERO: He's here.

MR. SCOBBO: Good evening everybody, Frank Scobbo, past president of the North Hempstead Contractors and Business Association. We've been around since 1978, reorganized in 1989, I've sat before the Honorable Newberger, the Honorable John Kaiman. I was much younger and had more hair back then. As past president of the association, we could only have about 100, 125 businesses within the association, anywhere from 1,500 to 1,900, maybe more, employees. One of our concerns with this, and perhaps we're going to ask that you table it and meet with the association, we would like to get some more information regarding this. I know you, in the notes and the comments, there was a directive to try to meet the residential code, the concern that some of the members of the association have and the board members and the businesses. Businesses are very different than residential. If, perhaps, a business receives or get

a Notice of Violation it could be interpreted incorrectly, it would be wrong, it could be mis-issued, there's a lot of different variables that surround businesses and is the operating thereof. Businesses have, I believe, 30 days within the town code to correct it, so while violations or notice of violations are getting corrected, you're still going to have the procedures to address that. I think by passing a blanket law regarding the ability to revoke a Certificate of Existing Use of a business is not addressing the specific issue. If a business has an issue, you need to address that specific issue, because not every business is cookie-cutter. If there's a residential fence, that's an issue, but each businesses are zoned different, they operate differently, they're under different guides, and their operations, they may sell plastic chairs one day and then they may sell cement chairs another day to meet the demand of change in the economy. If a Notice of Violation were and it was done incorrectly, now you're fighting to fix it while you're also fighting the clock. I think that, again, it should be -- we would like it to be tabled, sit with our board, because we've sat with many personnel on this board, as I said, dating back to 1980's to address the issues. You heard from Aldo Calabrese, the past president. We have always worked with the town on these particular issues. There are about 60 to 100 company owners who would like to be here tonight, unfortunately, they could not, and they asked me to come here and basically convey some of the messages from the board and the members. Does anybody have any questions to the association regarding that?

COUNCILMAN TROIANO: Yes, I'm sorry, have you read the legislation?

MR. SCOBBO: I have, and it was to basically mimic what or address the loophole regarding residential versus commercial.

COUNCILMAN TROIANO: I don't know about a loophole, I wouldn't phrase it that way.

MR. SCOBBO: To address the fact that there is nothing in the --

COUNCILMAN TROIANO: I beg your pardon?

MR. SCOBBO: There is nothing in the current code.

COUNCILMAN TROIANO: Commercial, right. So what's your objection to the legislation that's being proposed tonight?

MR. SCOBBO: So if a business was told, you know what, you're not fixing your issue, we're going to pull your Certificate of Existing Use, we're not going to let you operate. One that could potentially violate some constitutional rights that the business has to operate.

COUNCILMAN TROIANO: If I can -- I don't mean to cut you off, I get accused of not letting people speak, and sometimes I'm actually guilty of that.

MR. SCOBBO: No, it's better, I want to hear what you have to say. I'm not going to accuse you of that, but go ahead.

COUNCILMAN TROIANO: Embedded in the legislation is a process for you to express that you feel the building department code enforcer is wrong, so there is that process that's built in, so I'm not sure I understand what your concern is.

MR. SCOBBO: And the time constraint of 30 days addresses --

COUNCILMAN TROIANO: So your objection is to 30 days.

MR. SCOBBO: And the process thereof. What would be the objection to addressing it

business-by-business, issue-by-issue. Westbury may have a different issue than Port Washington, may have a different issue than Manhasset, New Hyde Park --

COUNCILMAN TROIANO: You're right, and it's not region-by-region, it's business-by-business and one business in Westbury where I'm from, one business may have an issue, and the business right next door may have a different issue, but, you know, both of them have at least 30 days to make their case known. That's before it even goes to the town council for, if I can use this word, adjudication, so I'm not sure I'm understanding what the problem is. If you're saying it's -- 30 days isn't enough time?

MR. SCOBBO: I think it should be more.

COUNCILMAN TROIANO: How much time do you want?

MR. SCOBBO: Nothing less than 90 days, because what happens if a business doesn't have the means or the financial wherewithal to address those particular issues at that particular time? If it's a fix that has to get addressed and within 30 days, running a business myself, I could tell that you that sometimes your customers don't pay you in 30 days, and no matter what, the taxman shows up and there's -- you know, again, a little bit different.

COUNCILMAN TROIANO: So you're saying you would need 90 days to --

MR. SCOBBO: Not to exceed --

COUNCILMAN TROIANO: -- hold on, I just want to understand. Because you have 30 days to respond, not necessarily to fix it, but to respond. So I'm not sure why 30 days isn't enough time just to respond.

MR. SCOBBO: Again, some of the smaller businesses that have asked us to attend, they felt that the way it was written may be too restrictive, so that's why they wanted to be more involved in the process, to take a look and see if they could --

COUNCILMAN TROIANO: So when did you first hear about this? When did you first hear about this?

MR. SCOBBO: About two weeks ago, three weeks ago.

COUNCILMAN TROIANO: And So did you speak to anybody on the town council or staff?

COUNCILWOMAN DALIMONTE: Yes, So --as everyone knows, I have a newsletter for District Six. Mr. Scobbo --

MR. SCOBBO: A very nice one, too.

COUNCILWOMAN DALIMONTE: Thank you. Mr. Scobbo is signed up for my newsletter, so after he received my newsletter, after the last board meeting, he had called me and asked me what it was about. I had sent him an e-mail letting him know just, you know, what we knew what it was, because, I, at that time, did not have the local law, then I spoke to

Mr. Scobbo again today and he asked me what it was, and I basically told him how there's a provision for residential and there's not a provision for commercial, so we're just adding this so we could have this as a last resort to make sure that commercial businesses do what they're supposed to do and that's why I advised you well that Mr. Scobbo was going to be coming today to discuss this.

COUNCILMAN TROIANO: I wish I had known that before because I would have liked to

have spoken to you and anybody else you'd like to -- have me speak to because I'm the sponsor of this. So I'm -- help me out here, okay, this came to my awareness because there are a few businesses in the Westbury area, in New Cassel, more specifically, that I believe are in violation of the CO's, and they're causing a health hazard to my community, and so for me, there's a sense of urgency and emergency about this.

MR. SCOBBO: How long have the businesses been operating?

COUNCILMAN TROIANO: Too long, as far as I'm concerned. And so we've gotten to the point now where -- about the only thing we can do to get their attention is to pull their CO, and so -- and DEC is doing a study now because they're aware of how bad it is in the area, and it's the home of a Brownfield and a Superfund, and these businesses are operating in a way that's out of conformity with the code, or out of compliance with the code. So, now you come, in my point of view, almost at midnight, literally --

MR. SCOBBO: Shows the dedication; right?

COUNCILMAN TROIANO: -- and they're asking me to put my residence potentially at further risk by delaying this further because of a not quite articulated concern, that maybe 30 days isn't long enough to just respond, and I understand that 30 days may not be enough time to fix or remedy the violation, if you will, you but just to respond, 30 days isn't enough, and that's just -- then you also have the opportunity to go to the town council before this gets decided. So I'm feeling the weight of my community's health against what doesn't seem to me to be a real legitimate concern, so help me feel that.

MR. SCOBBO: I'm not going to -- I don't really know the particulars of the business. Being in the industry, I might take a stab and say recycling, maybe, or crushing, maybe. This issue came before the town board

COUNCILMAN TROIANO: I don't want to give anybody's

MR. SCOBBO: I get that. Like I said, I've sat here before, the Honorable May Newberger, John Kaiman, this isn't the first time that this was brought up, and they specifically address the issue with those business owners to try to mitigate and address those concerns instead of issuing a blanket, hey, do what we tell you, otherwise we could pull your C of O. So, again, like I said, I've sat here and that's why I kind of have an idea of who, although I think I'm in the ballpark, because, again, this isn't the first time I've been here, but back then, I think you can check the record, '88 and I believe in '94, those issues were specifically addressed. Now, I don't know what happened subsequent to that, but some of the concern is, it's a blanket statement of, okay, you can respond within 30 days, and then if we choose to -- I'm going to use your word, adjudicate, we're going to pull your C of O, when you can address something specifically regarding that business, so that's what the gist was. In terms of notification, 60 days, but you still come up with the same result, you can still at some point decide, well, you know what, we don't like your business, or you don't meet certain criteria, so therefore, we're going to bang the gavel and take your right to operate away. I think that there's -- and council may want to look into that, but I think there are other issues legally with that. If they're not meeting the requirements set forth in the EPA, DEC and things of that nature, then you address that specifically.

(Audience Participation.)

COUNCILMAN TROIANO: You'll get your chance, okay, not now, but don't leave me, all right? So I just want to be clear, that I understand your objection is. Initially, you were saying

it was the timeframe, you just need more time. But when you were talking just now, it seemed like you were saying you don't trust the process at all.

MR. SCOBBO: I think that there needs to be an additional review before you decide we're gonna not let you operate in the Town of North Hempstead, because I think that by saying, well, the superseding agency, the superseding agencies, the agencies that have authority over environmental concerns, agencies that have certain requirements to operate, if you're going to operate a particular type of business, you have to meet those guidelines, and those are gonna be the agencies that could say, hey, we have the authority to shut you down under the State of New York and things of that, you know, if you're not meeting or if you're failing to again, it's a process, summonses will be issued, it would be argued and go through the process system, but nowhere would the State of New York say we're going to pull your right to operate.

COUNCILMAN TROIANO: Sorry, say again?

MR. SCOBBO: Nowhere in the State of New York would say, we're going to pull your right to operate. Now, if you had a business

COUNCILMAN TROIANO: But no other entity gives a CO based on certain conditions. You make the argument that nowhere else can you do that, well, of course not, because only the town board gives the CO.

MR. SCOBBO: The particular business, and I don't want to get into his or her operations, requires other approvals to do what they need to do. And again, there's a process and procedure, a very long process, about two years, and if you notice, I mentioned that this wasn't the first time it came up because within the year or so that issue was addressed and everybody was happy. So the concern, aside from the timeline, is not only that, but having the ability say, you know what, we're banging the gavel and taking the business away because. So that's what I think needs to be reviewed, and that was the sentiment from some of the board members. Thank you.

COUNCILMAN TROIANO: Thank you.

CLERK SRIVASTAVA: There's one more card, Aldo Calabrese.

MR. CALABRESE: Good evening, again. Mr. Troiano, I'd like to help you out. Based on the conversation I heard between you and Frank, we also --we are on board of this business group, and we've been asked because several members of the board could not be present here tonight because of time constraints and also vacation, a lot of individuals are away this time of the year. What we're looking for, is more input as a business community with the town. We'd like to be able to assist you in what you're looking to do as far as proposing this legislation. What we're asking then is, can you possibly table it for tonight and we can get together, meaning our representatives and yourself and the other members of the board, if they would like to be present, if then we actually can have that kind of meeting. Thank you.

DEPUTY SUPERVISOR SCALERO: There being no more speakers, Councilman Troiano --

COUNCILMAN ZUCKERMAN: Mr. O'Donnell.

MR. O'DONNELL: I guess you missed the card. Michael O'Donnell, quick question for the Councilman. What --

COUNCILMAN TROIANO: Are you gonna help me, too?

MR. O'DONNELL: What circumstances would they pull a C of O on a residence, just by curiosity?

COUNCILMAN TROIANO: I beg your pardon?

MR. O'DONNELL: What situations would they pull a C of O on a residential home?

COUNCILMAN TROIANO: On a residential home? So I'm going to let the commissioner speak to that.

MR. NIEWENDER: I think I was here yesterday; right?

COUNCILWOMAN DALIMONTE: It's only 5 after 11.

MR. NIEWENDER: So revocation of a Certificate of Occupancy on a residential could be triggered by egregious conditions, violations that have not been corrected, additions to a property that put it into overbuilt or into encroachment, into a neighbor's property and they don't remedy it after we -- and just like everything else, it all goes to, we give you an opportunity to remedy it and a long road to that. It's extreme, but it does happen, so we just don't -- all right, you're in violation, we're pulling your CO, it doesn't work that way.

DEPUTY SUPERVISOR SCALERO: Councilman -- we'll recognize the Councilman for --

COUNCILMAN TROIANO: No one else wants to speak?

COUNCILMAN ADHAMI: I'd like to speak, if I could, just real quick. I'd like to hear from all the other businesses and I think this matter should be adjourned until the next meeting. All joking aside, I'm not being facetious here. There's 60 to 100 businesses, we only heard from two people here tonight. I'm not being sarcastic, this is in all seriousness. Why not give these businesses -- these are the businesses in our community. If the businesses run away, our communities suffer because of it, there's jobs that suffer, and Councilman Troiano, you are the expert on making jobs, I don't think you want to put people out of jobs, so why not hold this over until the September 1st meeting, as well?

COUNCILMAN TROIANO: People say, Councilman Adhami, that we can't work together across the aisle, but this is clearly an example that runs counter to that observation, because I very much agree with you.

COUNCILMAN ADHAMI: We work together well 95 percent of the time, maybe 98 percent of the time.

COUNCILMAN WALSH: I was going to ask you for an list of those people, but I won't do that.

COUNCILMAN TROIANO: So, gentlemen, much to my disappointment, I am going to ask that my councilmembers vote to continue this; is the September 1st meeting okay? And give us the opportunity to talk this through and have additional input, and admittedly, there wasn't much input from anybody about this, so, and that's the purpose of my view, the purpose of the hearing is so we can really get feedback and comments. I just want to say to you that I am going to argue and defend the town's right to pull the CO when a business is occupying outside of the bounds of what that CO is issued for. I think we can discuss how much time you have, but for me, at least, what's inarguable is that you get to maintain -- not you specifically, a business gets to maintain its CO when they're operating outside of the structure it was established for. So with that --

DEPUTY SUPERVISOR SCALERO: Councilman, can I ask you a question on this? I just want to be clear on that because you and one of the speakers did a tango at one point and did not want to say names or whatever, this would apply to all business, and this is a zoning code, it's not directed at any one business or one area in the town and would apply uniformly to everyone; correct?

COUNCILMAN TROIANO: Correct, thank you. So with that, I'm going to move for the hearing to be continued until the September 1st meeting.

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Councilman Troiano, I have Mr. Scobbo's information but I don't have the other gentleman's information, so you might want to - -

COUNCILMAN TROIANO: I'm going to ask both of you, if you don't mind, to go to the town's website to e-mail me so I have all your information. Now can I do something --

COUNCILWOMAN DALIMONTE: I vote aye.

COUNCILMAN TROIANO: -- I may need some help from the town parliamentarian with this. You're still the parliamentarian; right? So Bonnie Parente has been waiting here for hours simply so that we can vote on making her a marriage officer, and I've tried to get her to leave but she thought it would be an act of disrespect to do that, so can we take that reso item out of order? Do I need to make a reso to do that.

DEPUTY SUPERVISOR SCALERO: I think we can take it out of order at will; correct me if I'm wrong.

MR. CHIARA: You have to make a motion to take it out of order.

DEPUTY SUPERVISOR SCALERO: Before you do that, can I add one if you're going to do that? We also have some gentlemen from the fire service who have all been sitting here patiently this evening, can we put them next after that? You can do it in one motion, if you'd like.

COUNCILMAN TROIANO: Give me the reso's, I'm happy to do it.

COUNCILWOMAN DALIMONTE: Item 44 is Bonnie.

COUNCILMAN TROIANO: Bonnie, what's your reso, you must know? 44?

DEPUTY SUPERVISOR SCALERO: Item 44 and I believe Carle Place --

COUNCILMAN TROIANO: Can I make a motion that we take resolution items No. 9 and 44 out of order --

DEPUTY SUPERVISOR SCALERO: No, I'm sorry, No. 9 is a public hearing --

COUNCILWOMAN LURVEY: Yeah, but we should get there soon.

DEPUTY SUPERVISOR SCALERO: Well, it was next.

(Audience Participation.)

DEPUTY SUPERVISOR SCALERO: I'm seeing an awful lot of trouble being caused, Mayor. Do you have a motion on the floor to take that out of order?

COUNCILMAN TROIANO: Correct, and I'd like to put No. 44 first and then No. 9. Thank you.

COUNCILWOMAN DALIMONTE: Just make sure there's no one here for Item No. 7 that's been waiting for me.

DEPUTY SUPERVISOR SCALERO: Madam Clerk, can you call roll, please?

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

DEPUTY SUPERVISOR SCALERO: Motion carries. Madam Clerk, can you call Item No. 44?

CLERK SRIVASTAVA: Item No. 44, a resolution appointing Bonnie Parente as a marriage officer for the Town of North Hempstead.

DEPUTY SUPERVISOR SCALERO: Thank you. Motion, please.

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

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

DEPUTY SUPERVISOR SCALERO: Thank you.

COUNCILWOMAN LURVEY: Congratulations.

COUNCILMAN TROIANO: Hurry up and get out.

MS. PARENTE: Thank you, all, I really do appreciate it, and the young couple I'm going to marry really appreciates it, too.

DEPUTY SUPERVISOR SCALERO: Just so you know, mayors in incorporated villages can marry by law, anyone within the boundaries of their village.

MS. PARENTE: I'll just tell you briefly, I have married many people, but this young couple, she was six-years-old when I met her, she's 26-years-old, does not want to get married in the Village of East Williston, so in order to expand my boundaries, I have to go outside in the town, and I did go first to my Councilman Zuckerman, and he supported as did everyone else that I did speak to, so I just needed to expand my boundaries for one wedding. Thank you so much, and I support the fire department.

COUNCILWOMAN DALIMONTE: Enjoy the wedding.

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. 421 - 2022

A RESOLUTION APPOINTING BONNIE PARENTE AS A MARRIAGE OFFICER FOR THE TOWN OF NORTH HEMPSTEAD.

WHEREAS, Domestic Relations Law §11-c authorizes the Town Board to appoint marriage officers who shall have the authority to solemnize marriages within the Town; and

WHEREAS, this Board wishes to appoint Bonnie Parente, Mayor of the Incorporated Village of East Williston, as an additional marriage officer.

NOW, THEREFORE, BE IT

RESOLVED that Bonnie Parente, a resident of the Town of North Hempstead, being duly qualified, be and hereby is appointed as a marriage officer of the Town of North Hempstead for the period commencing August 5, 2022 and ending October 31, 2022, to serve without compensation from the Town of North Hempstead.

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Town Attorney Comptroller

DEPUTY SUPERVISOR SCALERO: Madam Clerk, can you call Item No. 8?

CLERK SRIVASTAVA: A public hearing to consider amendments to the town's tree policy pursuant to Section 20A-4 of the town code.

COUNCILWOMAN LURVEY: I'm going to be moving to continue this because we are still working on the amendments. There has been an agreement reached. I don't suppose there's anybody here to speak about it because we didn't actually file anything.

COUNCILMAN TROIANO: I'm sorry, which one is that?

COUNCILWOMAN LURVEY: This is 8 and then 9.

COUNCILMAN TROIANO: Well I made the motion and it was approved to do 44 and then 9, so I don't want to do it out of order, now.

DEPUTY SUPERVISOR SCALERO: I called 8, I'm sorry.

COUNCILMAN TROIANO: She has to call

COUNCILWOMAN LURVEY: Okay, so can you call the nine, please, Madam Clerk?

CLERK SRIVASTAVA: 9, No. 9, a public hearing to consider approval of tax exempt financing for the lease/purchase of a new fire truck by the Carle Place Hook, Ladder & Hose Company No. 1, Inc.

COUNCILMAN TROIANO: Please come up. One of our residents asked a question by e-mail, I thought he was going to be here but he couldn't make it. His question was, what's going to happen to the old fire truck that this fire truck's going to be replaced?

MALE VOICE: This is Assistant Chief Michael Geddish.

MR. GEDDISH: Good evening, everyone. So after we purchase a truck, we are going to sell the existing truck and that money would be used to pay down the lease that we're taking down, essentially. We're looking to receive over a quarter of the amount of the new truck, so, we're still getting very good value out of what we have now.

COUNCILMAN TROIANO: Thank you. It's amazing to me how much fire trucks cost.

MR. GEDDISH: It's absurd.

COUNCILMAN TROIANO: It's unbelievable, \$1 million 6 on this one, I know there are some that are more expensive.

COUNCILWOMAN DALIMONTE: Thank you for your service.

DEPUTY SUPERVISOR SCALERO: What type of apparatus is this?

MR. GEDDISH: It's an 85-foot mid-mount tower ladder, it's going to replace the 77-foot straight stick. A different type of apparatus.

MALE VOICE: Is that it?

COUNCILMAN TROIANO: We haven't voted yet, you might want to stay for that.

MR. GEDDISH: Thank you for moving us up, we appreciate it.

DEPUTY SUPERVISOR SCALERO: Councilman?

COUNCILMAN TROIANO: I offer the resolution and move for it's adoption.

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Absolutely, aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye, and thank you for being volunteers in our community.

MALE VOICE: If I could just ask, I'm sorry, the whole reason why we ended up having to doing this in the first place was because we need a letter from the Town of North Hempstead on your letterhead stating we provide you a service. Would it be possible for me to contact you, Mr. Troiano, and get that letter so we can move forward with the contract?

COUNCILMAN TROIANO: Yes.

MALE VOICE: Great, thank you very much.

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

RESOLUTION NO. 388 - 2022

A PUBLIC HEARING TO CONSIDER APPROVAL OF TAX EXEMPT FINANCING FOR THE LEASE/PURCHASE OF A NEW FIRE TRUCK BY THE CARLE PLACE HOOK, LADDER & HOSE COMPANY NO. 1, INC.

WHEREAS, the Carle Place Hook, Ladder & Hose Company No. 1, Inc., Carle Place, New York (the "Fire Company") provides firefighting services within specific areas of the Town of North Hempstead; and

WHEREAS, the Fire Company has entered into a lease/purchase agreement for one (1) new 2023 Marion 85 Foot Mid Mount Platform Ladder Truck that provides for financing by Community Leasing Partners, 215 S. Seth Child Road, Manhattan, Kansas 66502 at a total lease/purchase cost not to exceed \$1,560,000.00 over 7 years; and

WHEREAS, the Fire Company wishes to obtain tax-exempt financing pursuant to the provisions of Sections 147(f) and 150 of the Internal Revenue Code of 1986, as amended (the "Code"); and

WHEREAS, such provisions of the Code require that a public hearing be held by the Town Board to give all interested persons an opportunity to be heard concerning the proposed purchase transaction by the Fire Company; and

WHEREAS, pursuant to Resolution No. 355-2022 duly adopted at its meeting held on July 7, 2022, the Town Board set August 4, 2022 as the date to hold a public hearing to consider the approval of tax-exempt financing for the lease/purchase of the aforesaid fire truck; and

WHEREAS, the lease shall be the sole obligation of the Fire Company, and nothing in the lease, nor in this Resolution, shall bind the Town directly or as a principal or guarantor; and

WHEREAS, a public hearing has been duly held by this Board to consider approval of said lease/purchase and all interested persons were afforded an opportunity to be heard concerning same; and

WHEREAS, said lease/purchase requires approval by the municipal subdivision in order to qualify for tax-exempt financing; and

WHEREAS, this Board finds it to be in the best interests of public health and safety that the aforesaid fire truck be leased and acquired by the Fire Company.

NOW, THEREFORE BE IT

RESOLVED that the Town Board hereby approves the lease/purchase agreement that was entered into by the Fire Company for one (1) new 2023 Marion 85 Foot Mid Mount Platform Ladder Truck that provides for financing by Community Leasing Partners, 215 S. Seth Child Road, Manhattan, Kansas 66502 at a total lease/purchase cost not to exceed \$1,560,000.00 over 7 years; and be it further

RESOLVED that the Supervisor is hereby authorized to certify the aforesaid approval in the form(s) required by Community Leasing Partners and applicable law.

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Town Attorney, Comptroller, Carle Place Hook, Ladder & Hose Company No. 1, Inc.

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

Henry Krukowski, being duly sworn, deposes and says that on the 19th day of July, 2022, he posted the attached Notice of Hearing to consider the approval of the fire company's use of tax exempt financing in an amount not to exceed \$1,600,000.00 for the financing/purchase of a fire truck by the Carle Place Hook, Ladder & Hose Company No. 1, Inc., Carle Place, New York, at the following locations:

Town Clerk Bulletin Board

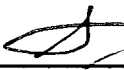
Carle Place Post Office

In front of the Carle Place Fire Department, Broadway


Henry Krukowski

Sworn to me this

20th day of July, 2022


Notary Public

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

Affidavit of Publication

County of Nassau
State of New York,

SS

REC'D TOWN CLERK
JUL 25 '22 AM 11:13

LEGAL NOTICE
NOTICE OF HEARING
PLEASE TAKE NO-
TICE that a public hearing
will be held by the Town
Board of the Town of North
Hempstead at Town Hall, 220
Plandome Road, Manhasset,
New York on the 4th day of
August 2022 at 7:00 P.M., to
consider the approval of the
fire company's use of tax ex-
empt financing in an amount
not to exceed \$1,600,000.00
for the financing/purchase of
a fire truck by the Carle Place
Hook, Ladder & Hose Com-
pany No. 1, Inc., Carle Place,
New York.

PLEASE TAKE FUR-
THER NOTICE that all
interested persons shall have
an opportunity to be heard
concerning such financing/
purchase at the time and place
advertised.

Dated: Manhasset, New York
July 7, 2022

BY ORDER OF THE
TOWN BOARD OF
THE TOWN OF
NORTH HEMPSTEAD
RAGINI SRIVASTAVA
TOWN CLERK
7-20-2022-1T-#234021-NIN/
WBY

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

1 weeks, viz:

July 20, 2022

Darrie A. Dolan
Sworn to me this 20 day of
July-2022

Shari M. Egnasko
Notary Public

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

DEPUTY SUPERVISOR SCALERO: Now, for Item 8, please.

CLERK SRIVASTAVA: Item No. 8, I read but I'm reading it again. A public hearing to consider amendments to the town's tree policy pursuant to section 20A-4 of the town code.

COUNCILWOMAN LURVEY: I move to continue this item to the September 1, 2022, town board meeting.

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

DEPUTY SUPERVISOR SCALERO: This is great, we have 11 hearings tonight, we get to do half of them again next month. I won't be here, but -- could you call Item 10, please?

CLERK SRIVASTAVA: Item No. 10, a public hearing to consider the adoption of an ordinance affecting Circle Crescent in Manhasset, New York.

COUNCILWOMAN LURVEY: Is there anybody here to speak on this item? (No response.)

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

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

COUNCILMAN TROIANO: Ms. Clerk, Madam Clerk --

DEPUTY SUPERVISOR SCALERO: We're making progress here.

COUNCILMAN TROIANO: I'm just going to ask you, I, like Councilman Walsh have hearing difficulties, so, if you wouldn't mind putting the mic closer to your mouth, I would appreciate it.

COUNCILMAN WALSH: Thank you.

CLERK SRIVASTAVA: Can you hear me now, better?

COUNCILWOMAN DALIMONTE: Yes.

Councilperson Lurvey 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 - 2022

A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING CIRCLE CRESCENT IN MANHASSET, 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 and adopted:

**ORDINANCE NO. T.O. 12 - 2022
MANHASSET, NEW YORK**

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

PROPOSAL:

ADOPT:

1. CIRCLE CRESCENT – WEST SIDE - NO COMMERCIAL TRAFFIC, EXCEPT LOCAL RESIDENTIAL DELIVERY-

From the southwest curbline of Soundview Crest, west then south then east then north then west, at its terminus.

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 4, 2022

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

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

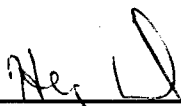
Henry Krukowski, being duly sworn, deposes and says that on the 19th
day of July, 2022, he posted the attached Notice of Hearing to consider the adoption of
ordinances affecting Circle Crescent, Manhasset, New York, at the following locations:

Town Clerk Bulletin Board

Manhasset Post Office

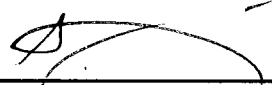
Circle Crescent and Country Club Drive

Country Club Drive and Soundview Crest


Henry Krukowski

Sworn to me this

20th day of July, 2022


Notary Public

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

Affidavit of Publication

County of Nassau
State of New York,

SS

REC'D TNH TOWN CLERK
JUL 25 '22 AM 11:20

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

1 weeks, viz:

July 20, 2022


Sworn to me this 20 day of
July-2022

**LEGAL NOTICE
NOTICE OF HEARING**
PLEASE TAKE NOTICE
that a public hearing will be
held by the Town Board of
the Town of North Hemp-
stead on the 4th day of Au-
gust, 2022, at 7:00 o'clock in
the evening for the purpose
of considering the adoption
of the following ordinance:
**CIRCLE CRESCENT,
MANHASSET,
NEW YORK**

1. All motor or other ve-
hicles of any kind shall com-
ply with the following:
PROPOSAL:

ADOPT:
1. CIRCLE CRESCENT
- WEST SIDE - NO COM-
MERCIAL TRAFFIC,
EXCEPT LOCAL RESI-
DENTIAL DELIVERY-

From the southwest curbline
of Soundview Crest, west
then south then east then
north then west, at its termi-
nus.

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

Section 3. PENALTIES: "A
violation of this ordinance
shall be punishable by a
fine not in excess of Thirty

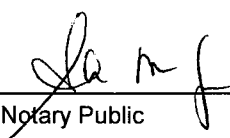
(\$30.00) Dollars, plus any
surcharge payable to other
governmental entities."

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

Section 5. This ordinance
shall be incorporated in the

Uniform Traffic Code of the
Town of North Hempstead.
Dated: July 7, 2022

Manhasset, New York
BY ORDER OF THE
TOWN BOARD OF
THE TOWN OF
NORTH HEMPSTEAD
RAGINI SRIVASTAVA
TOWN CLERK
7-20-2022-1T-#234032-
MAN


Notary Public

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

Affidavit of Publication

County of Nassau SS
State of New York,

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

1 weeks, viz:

August 10, 2022

From the southwest curblin
of Soundview Crest, west
then south then east then
north then west, at its ter
minus.

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

Section 3. PENALTIES: "A
violation of this ordinance
shall be punishable by a
fine, or when applicable, by
imprisonment, not in the ex
cess 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 publi
cation 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 4, 2022
Manhasset, New York

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

8-10-2022-IT-#234387-
MAN

LEGAL NOTICE
NOTICE IS HEREBY GI
VEN that, after a public
hearing duly held by the
Town Board of the Town
of North Hempstead, the
following ordinance was or
dered adopted:

ORDINANCE
NO. T.O. 12-2022
MANHASSET,
NEW YORK

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

PROPOSAL:
ADOPT:

1. CIRCLE CRESCENT
- WEST SIDE - NO COM
MERCIAL TRAFFIC, EX
CEPT LOCAL RESIDEN
TIAL DELIVERY.

Linda Baccoli

Sworn to me this 10 day of
August-2022

Shari M. Egnasko
Notary Public

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

CLERK SRIVASTAVA: Item No. 11, a public hearing to consider the adoption of ordinances affecting Fairview Avenue in Port Washington, New York.

COUNCILWOMAN DALIMONTE: Do we have any cards?

CLERK SRIVASTAVA: 11, yes. We have a card. It's Andrew Sax. So we have a letter Mr. Andrew for the records.

COUNCILWOMAN DALIMONTE: What is he, for, against? Because we don't know. I would like to close the public hearing, offer the resolution and move for its adoption.

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

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

ORDINANCE NO. 13 - 2022

A PUBLIC HEARING TO CONSIDER THE ADOPTION OF ORDINANCES AFFECTING FAIRVIEW AVENUE IN PORT WASHINGTON, NEW YORK.

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

**ORDINANCE NO. T.O. 13 - 2022
MANHASSET, NEW YORK**

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

PROPOSAL:

ADOPT:

1. FAIRVIEW AVENUE – SOUTH SIDE – NO STOPPING HERE TO CORNER
From the east curb line of Carey Street, east, for a distance of 30 feet.
2. ELM STREET – EAST SIDE – NO STOPPING HERE TO CORNER
From the South curb line of Fairview Avenue, south, for a distance of 45 feet.
3. ELM STREET – WEST SIDE – NO STOPPING HERE TO CORNER
From the South curb line of Fairview Avenue, south, for a distance of 30 feet.
4. FAIRVIEW AVENUE – SOUTH SIDE – NO STOPPING HERE TO CORNER
From the west curb line of Elm street, west, for a distance of 48 feet.
5. FAIRVIEW AVENUE – NORTH SIDE – NO STOPPING HERE TO CORNER
From the west curb line of Elm street, west, for a distance of 30 feet.
6. ELM STREET – WEST SIDE – NO STOPPING HERE TO CORNER
From the north curb line of Fairview Avenue, north, for a distance of 40 feet.
7. ELM STREET – EAST SIDE – NO STOPPING HERE TO CORNER
From the north curb line of Fairview Avenue, north, for a distance of 30 feet.
8. FAIRVIEW AVENUE – NORTH SIDE – NO STOPPING HERE TO CORNER
From the east curb line of Elm street, east, for a distance of 38 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 4, 2022

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

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

Henry Krukowski, being duly sworn, deposes and says that on the 19th
day of July, 2022, he posted the attached Notice of Hearing to consider the adoption of
ordinances affecting Fairview Avenue, Port Washington, New York, at the following
locations:

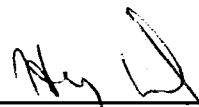
Town Clerk Bulletin Board

Port Washington Post Office

Fairview Ave and Elm St

Fairview Ave, 100 feet south of Elm St

Fairview Ave, 100 feet north of Elm St


Henry Krukowski

Sworn to me this

20th day of July, 2022


Notary Public

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

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 4th day of August, 2022, at 7:00 o'clock in the evening for the purpose of considering the adoption of the following ordinance:

**FAIRVIEW AVENUE,
PORT WASHINGTON,
NEW YORK**

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

PROPOSAL:

ADOPT:

1. FAIRVIEW AVENUE - SOUTH SIDE - NO STOPPING HERE TO CORNER From the east curb line of Carey Street, east, for a distance of 30 feet.

2. ELM STREET - EAST SIDE - NO STOPPING HERE TO CORNER From the South curb line of Fairview Avenue, south, for a distance of 45 feet.

3. ELM STREET - WEST SIDE - NO STOPPING HERE TO CORNER From the South curb line of Fairview Avenue, south, for a distance of 30 feet.

4. FAIRVIEW AVENUE - SOUTH SIDE - NO STOPPING HERE TO CORNER From the west curb line of Elm street, west, for a distance of 48 feet.

5. FAIRVIEW AVENUE - NORTH SIDE - NO STOPPING HERE TO CORNER From the west curb line of Elm street, west, for a distance of 30 feet.

6. ELM STREET - WEST SIDE - NO STOPPING HERE TO CORNER From the north curb line of Fairview Avenue, north, for a distance of 40 feet.

7. ELM STREET - EAST SIDE - NO STOPPING HERE TO CORNER From the north curb line of Fairview Avenue, north, for a distance of 30 feet.

8. FAIRVIEW AVENUE - NORTH SIDE - NO STOPPING HERE TO CORNER From the east curb line of Elm street, east, for a distance of 38 feet.

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

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

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

Section 5. This ordinance shall be incorporated in the

Uniform Traffic Code of the Town of North Hempstead.
Dated: July 7, 2022
Manhasset, New York

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

RAGINI SRIVASTAVA
TOWN CLERK
7-20-2022-1T-#234031-
PORT

Affidavit of Publication

County of Nassau
State of New York,

SS

REC'D TOWN CLERK
JUL 25 '22 AM 11:20

Darrie A. Dolan, being duly sworn, deposes and says that she is the principal Clerk of the Publisher of

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

1 weeks, viz:

July 20, 2022

Darrie A. Dolan

Sworn to me this 20 day of

July-2022

Shari M. Egnasko
Notary Public

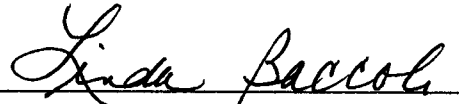
Shari M. Egnasko
Notary Public, State of New York
No. 01EG6119807
Qualified in Nassau County
Commission Expires Dec. 6, 2024

Affidavit of Publication

County of Nassau SS
State of New York,

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

1 weeks, viz: August 10, 2022



Sworn to me this 10 day of
August-2022

LEGAL NOTICE NOTICE IS HEREBY GIV-

EN that, after a public hear-
ing duly held by the Town
Board of the Town of North
Hempstead, the following
ordinance was ordered ad-
opted:

ORDINANCE NO. T.O. 13 - 2022 PORT WASHINGTON, NEW YORK

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

PROPOSAL: ADOPT:

1. FAIRVIEW AVENUE -
SOUTH SIDE - NO STOP-
PING HERE TO CORNER
From the east curb line of
Carey Street, east, for a dis-
tance of 30 feet.
2. ELM STREET - EAST
SIDE - NO STOPPING
HERE TO CORNER
From the South curb line of
Fairview Avenue, south, for a
distance of 45 feet.
3. ELM STREET - WEST
SIDE - NO STOPPING
HERE TO CORNER
From the South curb line of
Fairview Avenue, south, for a
distance of 30 feet.
4. FAIRVIEW AVENUE -
SOUTH SIDE - NO STOP-
PING HERE TO CORNER
From the west curb line of
Elm street, west, for a dis-
tance of 48 feet.
5. FAIRVIEW AVENUE -

NORTH SIDE - NO STOP-
PING HERE TO CORNER
From the west curb line of
Elm street, west, for a dis-
tance of 30 feet.

6. ELM STREET - WEST
SIDE - NO STOPPING
HERE TO CORNER
From the north curb line of
Fairview Avenue, north, for a
distance of 40 feet.

7. ELM STREET - EAST
SIDE - NO STOPPING
HERE TO CORNER
From the north curb line of
Fairview Avenue, north, for a
distance of 30 feet.

8. FAIRVIEW AVENUE -
NORTH SIDE - NO STOP-
PING HERE TO CORNER
From the east curb line of Elm
street, east, for a distance of
38 feet.

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

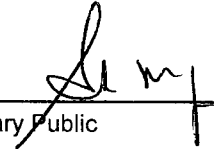
Section 3. PENALTIES: "A
violation of this ordinance
shall be punishable by a
fine, or when applicable, by
imprisonment, not in the ex-
cess of the amount set forth
in the Vehicle and Traffic
Law of the State of New
York, or by both such fine
and imprisonment, plus any
surcharge payable to other
governmental entities, and
late payment, if applicable.

Section 4. This ordinance
shall take effect ten days
from the date of its publi-
cation 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 4, 2022
Manhasset, New York

**BY ORDER OF THE
TOWN BOARD OF
THE TOWN OF NORTH
HEMPSTEAD
RAGINI SRIVASTAVA
TOWN CLERK
8-10-2022-1T-#234388-
PORT**


Notary Public

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

CLERK SRIVASTAVA: Item No. 12, a resolution setting a date for a public hearing to consider the application of Langeman Realty Management, LLC/Anthony and Gina Core for a change of zone from 'Residence-C' to 'Business-B' for the premises located at 173-175 Center Street, Westbury and designated on the Nassau County land and tax map as Section 10, Block 243, Lots 350 & 351.

COUNCILMAN TROIANO: Madam Clerk would you mind repeating that? Just kidding. I offer the resolution setting the date of September 1st.

COUNCILWOMAN DALIMONTE: It gets late, we get very silly.

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

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

RESOLUTION NO. 389 - 2022

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE APPLICATION OF LANGEMAN REALTY MANAGEMENT, LLC/ANTHONY AND GINA CORE FOR A CHANGE OF ZONE FROM 'RESIDENCE-C' TO 'BUSINESS-B' FOR THE PREMISES LOCATED AT 173-175 CENTER STREET, WESTBURY AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 10, BLOCK 243, LOTS 350 & 351.

WHEREAS, Langeman Realty Management, LLC/Anthony and Gina Core (the "Petitioner") has filed a petition (the "Petition") to rezone (the "Change of Zone") two adjoining lots comprising 10,788 s.f. (0.248 acres) located at 173 and 175 Center Street, Westbury, New York and designated on the Nassau County Land and Tax Map as Section 10, Block 243, Lots 350 and 351 (the "Premises"), from 'Residence-C' to 'Business-B', to enable the construction of a parking lot and street access for an existing office building located at 173 School Street; and

WHEREAS, Town Code Section 70-237 permits the Town Board (the "Board") of the Town of North Hempstead to consider such petition for a Change of Zone after notice and a public hearing pursuant to Town Code Section 70-238.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing will be held by the Town Board of the Town of North Hempstead on September 1, 2022 at Town Hall, 220 Plandome Road, Manhasset, New York, at 7:00 p.m. to consider the Petition for the Change of Zone for the Premises, at which public hearing all interested persons will be afforded an opportunity to be heard; and be it further

RESOLVED that the Commissioner of Planning and Environmental Protection shall immediately notify the Applicant of the date and time of said hearing and the Applicant shall notify certain property owners of said date and time pursuant to Town Code § 70-238(B)(2) and; and be it further

RESOLVED that the Applicant shall also comply with the sign notice requirements pursuant to Town Code § 70-238(B)(3); and be it further

RESOLVED that the Town Clerk be and hereby is authorized and directed to publish and post a Notice of 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 1, 2021 at Town Hall, 220 Plandome Road, Manhasset, New York, to consider the petition of Langeman Realty Management, LLC/Anthony and Gina Core to rezone two adjoining lots comprising 10,788 s.f. (0.248 acres) located at 173 and 175 Center Street, Westbury, New York from 'Residence-C' to 'Business-B", to enable the construction of a parking lot and street access for an existing office building located at 173 School Street.

PLEASE TAKE FURTHER NOTICE that the property which is the subject of this petition is designated on the Nassau County Land and Tax Map as Section 10, Block 243, Lots 350 and 351.

Dated: Manhasset, New York

August 4, 2022

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

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Town Attorney Planning Building

DEPUTY SUPERVISOR SCALERO: If I could just pause there for a moment, thank you, Councilman, for pointing out that we are now on page 4. We are moving at breakneck speed. For the record, for our town attorney, all of our hearings are concluded tonight before midnight. Will you call Item 13, please?

CLERK SRIVASTAVA: Item No. 13, a resolution setting a date for a public hearing to consider the application of langeman realty management, LLC/Anthony and Gina Core for site plan review for the premises located at 173-175 Center Street and 173 School Street, Westbury and designated on the Nassau County land and tax map as Section 10, block 243, Lots 48-50, 350 & 351.

COUNCILMAN TROIANO: I offer the resolution setting a date of September 1st.

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

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

RESOLUTION NO. 390 - 2022

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE APPLICATION OF LANGEMAN REALTY MANAGEMENT, LLC/ANTHONY AND GINA CORE FOR SITE PLAN REVIEW FOR THE PREMISES LOCATED AT 173-175 CENTER STREET AND 173 SCHOOL STREET, WESTBURY AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 10, BLOCK 243, LOTS 48-50, 350 & 351.

WHEREAS, Langeman Realty Management, LLC/Anthony and Gina Core (the "Applicant") has applied (the "Application") to the Town to construct a new 56-stall parking lot for an existing 3-story, 10,295 square foot office building on a 31,342 square feet (0.72 acre) site located at 173-175 Center Street and 173 School Street, Westbury, New York and identified on the Nassau County Land and Tax Map as Section 10, Block 243, Lots 48 through 50, 350 and 351 (the "Premises"); and

WHEREAS, it has been determined that the Application requires site plan review pursuant to Town Code § 70-219 ("Site Plan Review"); and

WHEREAS, this Board wishes to set a date for a public hearing for the Site Plan Review.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on September 1, 2022 at 7:00 P.M. in the Town Board Room at Town Hall, 220 Plandome Road, Manhasset, New York to consider the Application for Site Plan Review; and be it further

RESOLVED that the Commissioner shall immediately notify the Applicant of the date and time of the hearing so that the Applicant may provide notice of the hearing for the Site Plan Review to certain property owners pursuant to Sections 70-219(F)(2) and 70-240 of the Town Code; and be it further

RESOLVED that the Applicant shall also comply with the sign notice requirements pursuant to Town Code § 70-219(F)(3); and be it further

RESOLVED that the Town Clerk be and hereby is authorized and directed to publish a notice of hearing as required by § 70-219(F)(1) of the Town Code, which notice shall be in substantially the following form:

NOTICE OF HEARING

PLEASE TAKE NOTICE that public hearing will be held by the Town Board of the Town of North Hempstead on September 1, 2022 at 7:00 p.m. in the Town Board Room at Town Hall, 220 Plandome Road, Manhasset, New York, on the application for site plan review submitted by Langeman Realty Management, LLC/Anthony and Gina Core to construct a new 56-stall parking lot for an existing 3-story, 10,295 square foot office building on a 31,342 square feet (0.72 acre) site.

PLEASE TAKE FURTHER NOTICE that all interested persons shall have an opportunity to be heard concerning the application for site plan review at the public hearing.

PLEASE TAKE FURTHER NOTICE that the property which is the subject of this application is known as 173-175 Center Street and 173 School Street, Westbury, New York and identified on the Nassau County Land and Tax Map as Section 10, Block 243, Lots 48 through 50, 350 and 351.

Dated: Manhasset, New York

August 4, 2022

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

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Town Attorney Planning Building

CLERK SRIVASTAVA: Item No. 14, a resolution setting a date for a public hearing to consider the application of 679 Port Washington Blvd, LLC, for a special use permit for the premises located at 679 Port Washington Boulevard, Port Washington and designated on the Nassau County land and tax map as Section 6, Block 2, Lots 115 & 277.

COUNCILWOMAN DALIMONTE: I offer the resolution and set the hearing date for September 22, 2022.

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: 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. 391 - 2022

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE APPLICATION OF 679 PORT WASHINGTON BLVD., LLC FOR A SPECIAL USE PERMIT FOR THE PREMISES LOCATED AT 679 PORT WASHINGTON BOULEVARD, PORT WASHINGTON AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 6, BLOCK 2, LOTS 115 & 277.

WHEREAS, 679 Port Washington Blvd., LLC (the "Applicant") is seeking to construct a drive-through facility in conjunction with a proposed single-story 1,587 square foot Alma bank branch on a 0.248 acre premises located at 679 Port Washington Boulevard, Port Washington, New York and designated on the Nassau County Land and Tax Map as Section 6, Block 2, Lots 115 and 277 (the "Application"); and

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

WHEREAS, this Board wishes to set a date for a public hearing to consider the Application, affording all interested parties to be heard.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing shall be held on September 22, 2022 at 7:00 P.M. in the Town Board Room at Town Hall, 220 Plandome Road, Manhasset, New York to consider the Application for the issuance of a Special Use Permit; and be it further

RESOLVED that the Department of Planning and Environmental Protection shall immediately notify the Applicant of the date and time of said hearing and the Applicant shall notify certain property owners of said date and time pursuant to Town Code § 70-240(C); and be it further

RESOLVED that the Town Clerk be and is hereby authorized and directed to publish a notice of hearing as required by Town Code §§ 70-240(A) and 70-203.T(1), 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 22th day of September 2022 at 7:00 P.M. in the Town Board Room at Town Hall, 220 Plandome Road, Manhasset, New York, to consider the

application of 679 Port Washington Blvd., LLC to construct a drive-through facility in conjunction with a proposed single-story 1,587 square foot bank branch on a 0.248 acre premises located at 679 Port Washington Boulevard, Port Washington, New York and designated on the Nassau County Land and Tax Map as Section 6, Block 2, Lots 115 and 277.

Dated: Manhasset, New York

August 4, 2022

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

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Town Attorney Planning Building

CLERK SRIVASTAVA: Item No. 15, a resolution setting a date for a public hearing to consider the application of 40 Voice Road Realty, LLC, for site plan review for the premises located at 40 Voice Road, Carle Place and designated on The Nassau County land and tax map as Section 9, Block 663, Lot 8.

COUNCILMAN TROIANO: I offer the resolution setting a date of September 1st.

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

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

RESOLUTION NO. 392 - 2022

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE APPLICATION OF 40 VOICE ROAD REALTY LLC FOR SITE PLAN REVIEW FOR THE PREMISES LOCATED AT 40 VOICE ROAD, CARLE PLACE AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 9, BLOCK 663, LOT 8.

WHEREAS, 40 Voice Road Realty LLC, through its agent Brian E. Newman (the "Applicant"), has applied (the "Application") to the Town to renovate a one-story 59,000 square foot building from light manufacturing to automotive repair, including an expanded parking lot, increased drainage capacity, additional landscaping and improved site lighting, on a 176,418 square foot (4.05 acre) site located at 40 Voice Road, Carle Place, New York and identified on the Nassau County Land and Tax Map as Section 9, Block 663, Lot 8 (the "Premises"); and

WHEREAS, it has been determined that the Application requires site plan review pursuant to Town Code § 70-219 ("Site Plan Review"); and

WHEREAS, this Board wishes to set a date for a public hearing for the Site Plan Review.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on September 1, 2022 at 7:00 P.M. in the Town Board Room at Town Hall, 220 Plandome Road, Manhasset, New York to consider the Application for Site Plan Review; and be it further

RESOLVED that the Commissioner shall immediately notify the Applicant of the date and time of the hearing so that the Applicant may provide notice of the hearing for the Site Plan Review to certain property owners pursuant to Sections 70-219(F)(2) and 70-240 of the Town Code; and be it further

RESOLVED that the Applicant shall also comply with the sign notice requirements pursuant to Town Code § 70-219(F)(3); and be it further

RESOLVED that the Town Clerk be and hereby is authorized and directed to publish a notice of hearing as required by § 70-219(F)(1) of the Town Code, which notice shall be in substantially the following form:

NOTICE OF HEARING

PLEASE TAKE NOTICE that public hearing will be held by the Town Board of the Town of North Hempstead on September 1, 2022 at 7:00 p.m. in the Town Board Room at Town Hall, 220 Plandome Road, Manhasset, New York, on the application for site plan review submitted by 40 Voice Road Realty to renovate a one-story 59,000 square foot building from light manufacturing to automotive repair, including an expanded parking lot, increased drainage capacity, additional landscaping and improved site lighting, on a 176,418 square foot (4.05 acre) site.

PLEASE TAKE FURTHER NOTICE that all interested persons shall have an opportunity to be heard concerning the application for site plan review at the public hearing.

PLEASE TAKE FURTHER NOTICE that the property which is the subject of this application is known as 40 Voice Road, Carle Place, New York and identified on the Nassau County Land and Tax Map as Section 9, Block 663, Lot 8.

Dated: Manhasset, New York

August 4, 2022

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

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Town Attorney Planning Building

CLERK SRIVASTAVA: Item No. 16, a resolution setting a date for a public hearing to consider a petition to designate a secondary honorary street name for a portion of Madison Street in Port Washington, pursuant to section 10-5 of the town code.

COUNCILWOMAN DALIMONTE: I offer the resolution and set the hearing date for September 1st, 2022.

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: 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. 393 - 2022

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER A PETITION TO DESIGNATE A SECONDARY HONORARY STREET NAME FOR A PORTION OF MADISON STREET IN PORT WASHINGTON PURSUANT TO SECTION 10-5 OF THE TOWN CODE.

WHEREAS, Article II, Section 10 of the Code of the Town of North Hempstead (the "Town Code") establishes criteria for designating a secondary honorary name for an existing street or portion of existing street; and

WHEREAS, Bobby DeFeo (the "Petitioner") has applied for a secondary honorary street name for a portion of Madison Street in Port Washington, from the corner of Main Street to the corner of Webster Avenue, to be known as "Sal 'Ghost' DeFeo Street" (the "Petition"); and

WHEREAS, it has been determined that the Petition requires a public hearing pursuant to Town Code §10-5; and

WHEREAS, this Board wishes to set a date for a public hearing to consider the Petition, affording all interested parties the opportunity to be heard.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing shall be held on September 1, 2022 at 7:00 P.M. for the purpose of considering the Petition for a secondary honorary street name for a portion of Madison Street in Port Washington, from the corner of Main Street to the corner of Webster Avenue, to be known as "Sal 'Ghost' DeFeo Street", at which public hearing all interested persons will be afforded an opportunity to be heard; and be it further

RESOLVED that the Town Board hereby authorizes and directs the Town Clerk to forward a copy of the Petition to the local fire department, police department, and post office; and be it further

RESOLVED that the Town Clerk be and is hereby authorized and directed to publish a notice of said hearing no fewer than 10 and no more than 20 days prior to the hearing date, 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 1st day of September, 2022, at 7:00 P.M. in the Town

Board Room at Town Hall, 220 Plandome Road, Manhasset, New York, to consider the Petition for a secondary honorary street name for a portion of Madison Street in Port Washington, from the corner of Main Street to the corner of Webster Avenue, to be known as "Sal 'Ghost' DeFeo Street".

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

Dated: Manhasset, New York

August 4, 2022

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

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Town Attorney Planning Building

CLERK SRIVASTAVA: Item No. 17, a resolution setting a date for a public hearing to consider the execution of an amendment to an agreement with Albertson Hook & Ladder, Engine & Hose Co. No. 1 to purchase vehicle fuel.

COUNCILMAN ZUCKERMAN: I offer the resolution, setting a hearing date for September 1st, 2022.

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

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

RESOLUTION NO. 394 - 2022

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH ALBERTSON HOOK & LADDER, ENGINE & HOSE CO. NO. 1 TO PURCHASE VEHICLE FUEL.

WHEREAS, the Town has heretofore entered into an agreement with Albertson Hook & Ladder, Engine & Hose Co. No. 1 (the "Department") to provide fire protection services within the Albertson Fire Protection District for calendar year 2022; and

WHEREAS, the Department has requested that the Town allow the Department to utilize the Town's vehicle fueling facilities for its vehicles under the same terms and conditions as the Town allows other municipalities to use such facilities; and

WHEREAS, the Town cannot enter into an intermunicipal agreement with the Department pursuant to Section 119-o of the General Municipal Law because the Department is not a municipality as defined by such section and therefore must amend its fire protection agreement with the Department in order to allow for the use of the Town's fueling facilities; and

WHEREAS, it is a requirement of law that a public hearing be held by this Board to consider agreements, or amendments thereto, with fire protection companies for fire protection services.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on the 1st day of September, 2022, for the purpose of considering an amendment to the Town's agreement with Albertson Hook & Ladder, Engine & Hose Co. No. 1 (the "Department") to provide fire protection services within the Albertson Fire Protection District for calendar year 2022 to allow the Department to utilize the Town's vehicle fueling facilities for its vehicles under the same terms and conditions as the Town allows other municipalities to use such facilities; and be it further

RESOLVED that the Town Clerk be and is hereby authorized and directed to publish a Notice of Hearing, which Notice shall be in 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 1st day of September, 2022 at 7:00 P.M. at Town Hall, 220 Plandome Road, Manhasset, New York, to consider an amendment to the Town's agreement with Albertson Hook & Ladder, Engine & Hose Co. No. 1 (the "Department")

to provide fire protection services within the Albertson Fire Protection District for calendar year 2022 to allow the Department to utilize the Town's vehicle fueling facilities for its vehicles under the same terms and conditions as the Town allows other municipalities to use such facilities.

Dated: Manhasset, New York

August 4, 2022

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

Dated: Manhasset, New York

August 4, 2022

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

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

Nays: None.

Absent: Supervisor DeSena.

cc: Town Attorney Comptroller

CLERK SRIVASTAVA: Item No. 18, a resolution setting a date for a public hearing to consider the adoption of an ordinance affecting Brooklyn Avenue in Westbury, New York.

COUNCILMAN TROIANO: I offer a resolution, setting a date of September 1st.

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

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

RESOLUTION NO. 395 - 2022

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

WHEREAS, it has been requested that the Town Board of the Town of North Hempstead (the "Town") enact an ordinance, pursuant to Section 1660 of the Vehicle and Traffic Law, to establish a reserved parking space on the east side Brooklyn Avenue, Westbury, New York from a point 258 feet south of the south curblin of Prospect Avenue, south, for a distance of 20 feet.

WHEREAS, it is a requirement of law that a public hearing be held by the Board concerning the proposed ordinance.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on September 1, 2022, at 7:00 P.M., to consider an ordinance establishing a reserved parking space as described in the notice of hearing set forth below; and be it further

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

NOTICE OF HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead on September 1, 2021, at 7:00 P.M. in the Town Board Room at Town Hall, 220 Plandome Road, Manhasset, New York, to consider the enactment of an ordinance establishing a reserved parking space, pursuant to the authority contained in Section 1660 of the Vehicle and Traffic Law.

PLEASE TAKE FURTHER NOTICE that the proposed ordinance would establish a reserved parking space on the east side Brooklyn Avenue, Westbury, New York from a point 258 feet south of the south curblin of Prospect Avenue, south, for a distance of 20 feet.

PLEASE TAKE FURTHER NOTICE that a copy of the proposed ordinance is posted on the Town's website and on file in the Office of the Town Clerk where it may be viewed during regular business hours, Monday through Friday.

Dated: Manhasset, New York

August 4, 2022

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

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

Ayes:

Nays:

PROPOSED ORDINANCE

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

September 13, 2016, September 27, 2016, October 25, 2016 and December 13, 2016, January 31, 2017, February 28, 2017, April 4, 2017, April 25, 2017, and July 18, 2017, September 7, 2017, September 26, 2017, November 14, 2017, January 30, 2018, February 27, 2018, September 6, 2018, September 27, 2018, October 25, 2018, November 20, 2018, December 18, 2018, January 29, 2019, February 28, 2019, March 19, 2019, April 30, 2019, June 18, 2019, September 5, 2019, November 19, 2019, July 23, 2020, September 3, 2020, September 24, October 22, 2020, May 20, 2021, August 5, 2021, October 21, 2021 and November 18, 2021 is further amended by adding thereto a new subdivision as follows:

"124" A reserved parking space on the east side Brooklyn Avenue, Westbury, New York from a point 258 feet south of the south curbline of Prospect Avenue, south, for a distance of 20 feet

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

Dated: Manhasset, New York

August 4, 2022

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

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

CLERK SRIVASTAVA: Item No. 19, a resolution setting a date for a public hearing to consider the adoption of an ordinance affecting Cedar Road in Westbury, New York.

COUNCILMAN TROIANO: I offer the resolution, setting a date of September 1st.

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

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

RESOLUTION NO. 396 - 2022

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING CEDAR ROAD IN WESTBURY, NEW YORK.

WHEREAS, it has been requested that the Town Board of the Town of North Hempstead (the "Town") enact an ordinance, pursuant to Section 1660 of the Vehicle and Traffic Law, to establish a reserved parking space on the west side of Cedar Road, Westbury, New York, from a point 470 feet south of a point opposite of the south curblineline of Amber Court, south, for a distance of 20 feet; and

WHEREAS, it is a requirement of law that a public hearing be held by the Board concerning the proposed ordinance.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on September 1, 2022, at 7:00 P.M., to consider an ordinance establishing a reserved parking space as described in the notice of hearing set forth below; and be it further

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

NOTICE OF HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead on September 1, 2021, at 7:00 P.M. in the Town Board Room at Town Hall, 220 Plandome Road, Manhasset, New York, to consider the enactment of an ordinance establishing a reserved parking space, pursuant to the authority contained in Section 1660 of the Vehicle and Traffic Law.

PLEASE TAKE FURTHER NOTICE that the proposed ordinance would establish a reserved parking space on the west side of Cedar Road, Westbury, New York, from a point 470 feet south of a point opposite of the south curblineline of Amber Court, south, for a distance of 20 feet.

PLEASE TAKE FURTHER NOTICE that a copy of the proposed ordinance is posted on the Town's website and on file in the Office of the Town Clerk where it may be viewed during regular business hours, Monday through Friday.

Dated: Manhasset, New York

August 4, 2022

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

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

Ayes:

Nays:

PROPOSED ORDINANCE

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

2016, April 19, 2016, May 10, 2016, June 7, 2016, July 12, 2016, August 9, 2016, September 13, 2016, September 27, 2016, October 25, 2016 and December 13, 2016, January 31, 2017, February 28, 2017, April 4, 2017, April 25, 2017, and July 18, 2017, September 7, 2017, September 26, 2017, November 14, 2017, January 30, 2018, February 27, 2018, September 6, 2018, September 27, 2018, October 25, 2018, November 20, 2018, December 18, 2018, January 29, 2019, February 28, 2019, March 19, 2019, April 30, 2019, June 18, 2019, September 5, 2019, November 19, 2019, July 23, 2020, September 3, 2020, September 24, 2020, October 22, 2020, May 20, 2021, August 5, 2021, October 21, 2021 and November 18, 2021 is further amended by adding thereto a new subdivision as follows:

"125" A reserved parking space on the west side of Cedar Road, Westbury, New York, from a point 470 feet south of a point opposite of the south curblineline of Amber Court, south, for a distance of 20 feet; and

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

Dated: Manhasset, New York

August 4, 2022

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

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

CLERK SRIVASTAVA: Item No. 20, a resolution setting a date for a public hearing to consider the adoption of an ordinance affecting North 7th Street in New Hyde Park, New York.

COUNCILMAN ADHAMI: I offer the resolution and move for it's adoption.

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN TROIANO: Oh, no, wait.

COUNCILMAN ADHAMI: Sorry, it's set date.

COUNCILMAN ZUCKERMAN: Mr. O'Donnell is --

MR. O'DONNELL: I have a card in. Michael O'Donnell, New Hyde Park. Quick question, Councilman, what is the purpose of this restricted parking; is it handicapped et cetera, et cetera?

COUNCILMAN ADHAMI: I'm sorry, I didn't hear what you said, what's the purpose of --

COUNCILWOMAN DALIMONTE: We didn't hear what you said.

MR. O'DONNELL: What was the purpose for this restricted parking; is it handicapped, et cetera?

COUNCILMAN ADHAMI: I believe SO, it is for a handicapped spot.

MR. O'DONNELL: I need it for my notes, thank you.

COUNCILMAN ADHAMI: Yeah, for somebody with mobility issues.

MR. O'DONNELL: Thank you.

COUNCILMAN ADHAMI: I offer the resolution and set a date for September 1st, 2022.

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Sounds like September 1st is going to be pretty busy, aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

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

RESOLUTION NO. 397 - 2022

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING NORTH 7TH STREET IN NEW HYDE PARK, NEW YORK.

WHEREAS, it has been requested that the Town Board of the Town of North Hempstead (the "Town") enact an ordinance, pursuant to Section 1660 of the Vehicle and Traffic Law, to establish a reserved parking space on the west side of North 7th Street, New Hyde Park, New York from a point 339 feet south of the south curblin of White Avenue, south, for a distance of 20 feet; and

WHEREAS, it is a requirement of law that a public hearing be held by the Board concerning the proposed ordinance.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on September 1, 2022, at 7:00 P.M., to consider an ordinance establishing a reserved parking space as described in the notice of hearing set forth below; and be it further

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

NOTICE OF HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead on September 1, 2021, at 7:00 P.M. in the Town Board Room at Town Hall, 220 Plandome Road, Manhasset, New York, to consider the enactment of an ordinance establishing a reserved parking space, pursuant to the authority contained in Section 1660 of the Vehicle and Traffic Law.

PLEASE TAKE FURTHER NOTICE that the proposed ordinance would establish a reserved parking space on the west side of North 7th Street, New Hyde Park, New York from a point 339 feet south of the south curblin of White Avenue, south, for a distance of 20 feet.

PLEASE TAKE FURTHER NOTICE that a copy of the proposed ordinance is posted on the Town's website and on file in the Office of the Town Clerk where it may be viewed during regular business hours, Monday through Friday.

Dated: Manhasset, New York

August 4, 2022

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

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

Ayes:

Nays:

PROPOSED ORDINANCE

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

2016, April 19, 2016, May 10, 2016, June 7, 2016, July 12, 2016, August 9, 2016, September 13, 2016, September 27, 2016, October 25, 2016 and December 13, 2016, January 31, 2017, February 28, 2017, April 4, 2017, April 25, 2017, and July 18, 2017, September 7, 2017, September 26, 2017, November 14, 2017, January 30, 2018, February 27, 2018, September 6, 2018, September 27, 2018, October 25, 2018, November 20, 2018, December 18, 2018, January 29, 2019, February 28, 2019, March 19, 2019, April 30, 2019, June 18, 2019, September 5, 2019, November 19, 2019, July 23, 2020, September 3, 2020, September 24, October 22, 2020, May 20, 2021, August 5, 2021, October 21, 2021 and November 18, 2021 is further amended by adding thereto a new subdivision as follows:

"126" A reserved parking space on the west side of North 7th Street, New Hyde Park, New York from a point 339 feet south of the south curblin of White Avenue, south, for a distance of 20 feet.

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

Dated: Manhasset, New York

August 4, 2022

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

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

CLERK SRIVASTAVA: Item No. 21, a resolution authorizing the town board to accept gifts to the town pursuant to town law Section 64.

DEPUTY SUPERVISOR SCALERO: I offer that resolution and move for it's adoption.

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

Deputy Supervisor Scalero 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 - 2022

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

WHEREAS, the Lakeville Estates Civic Association has generously offered, as a gift, a musical performance for an event to be held at Clinton G. Martin Park on August 4, 2022; and

WHEREAS, the Roslyn Chamber of Commerce has generously offered, as a gift, a musical performance for an event to be held at Gerry Pond Park on July 27, 2022; 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 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Town Attorney Comptroller Parks and Recreation

CLERK SRIVASTAVA: Item No. 22, a resolution authorizing a supplemental budget appropriation pursuant to town law Section 112.

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

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

Deputy Supervisor Scalero 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 - 2022

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

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

WHEREAS, the Office of the Comptroller has requested that the Board authorize a supplemental appropriation in year 2022 (the "Supplemental Appropriation") as follows:

1. \$2,100.00 to be recorded to revenue line A.2705 with the offsetting expense to be recorded to expense code A.06.3510.4110, for supplies and materials for the animal shelter; and

WHEREAS, the Board wishes to authorize the Supplemental Appropriation.

NOW, THEREFORE, BE IT

RESOLVED that the Board hereby authorizes the Supplemental Appropriation in year 2022 as requested by the Comptroller; and be it further

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

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Town Attorney Comptroller Clerk

CLERK SRIVASTAVA: Item No. 23, a resolution authorizing the award of a bid for solid waste management transfer station retaining wall rehabilitation (TNH286-2022).

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

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

Deputy Supervisor Scalero 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 - 2022

A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR SOLID WASTE MANAGEMENT TRANSFER STATION RETAINING WALL REHABILITATION (TNH286-2022).

WHEREAS, the Director of Purchasing (the "Director") has solicited bids for the Solid Waste Management Transfer Station Retaining Wall Rehabilitation, Bid No. TNH286-2022 (the "Project"); and

WHEREAS, bids in response to the solicitation (the "Bids") were received and were opened, which Bids are as follows:

Bidder	Price
G&M Earth Moving, Inc. 345 Ellsworth Street Holbrook, New York 11741	Bid: \$522,000.00
J. Anthony Enterprises, Inc. 175 Engineers Road Hauppauge, New York 11788	Bid: \$459,460.00
Laser Industries 1775 Route 25, PO Box 315 Ridge, New York 11961	Bid: \$767,300.00
PSL Industries, Inc. 640 6th Street Ronkonkoma, New York 11779	Bid: \$583,295.00

; and

WHEREAS, after a review of the bids by the Town's contracted project engineer and the Deputy Commissioner of the Town's Department of Solid Waste Management (the "Deputy Commissioner"), the Deputy Commissioner and the Director have recommended that the contract for the Project be awarded to J. Anthony Enterprises, Inc., 175 Engineers Road, Hauppauge, New York 11788 (the "Contractor") as the lowest responsible bidder at its bid price of Four Hundred Fifty-Nine Thousand Four Hundred Sixty and 00/100 Dollars (\$459,460.00); and

WHEREAS, the Town Board desires to authorize the award of a contract to the Contractor as recommended by the Deputy Commissioner and the Director.

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 Four Hundred Fifty-Nine Thousand Four Hundred Sixty and 00/100 Dollars (\$459,460.00), 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, be and hereby is authorized and directed to execute the contract documents, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney is hereby authorized and directed to supervise the execution of the contract documents to effectuate the Award; and be it further

RESOLVED that the Comptroller is hereby authorized and directed to pay the cost thereof upon receipt of a duly executed contract and certified claims therefor.

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Town Attorney Comptroller Solid Waste

CLERK SRIVASTAVA: Item No. 24, a resolution authorizing the execution of an agreement with Kentone Company for repair of the gym floor at the North Hempstead "Yes We Can" Community Center, New Cassel.

DEPUTY SUPERVISOR SCALERO: Chair recognizes Councilman Troiano.

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

DEPUTY SUPERVISOR SCALERO: Thank you.

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

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

RESOLUTION NO. 401 - 2022

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH KENTONE COMPANY FOR REPAIR OF THE GYM FLOOR AT THE NORTH HEMPSTEAD "YES WE CAN" COMMUNITY CENTER, NEW CASSEL.

WHEREAS, the Town requires the repair of the gym floor at the "Yes We Can" Community Center (the "Services"); and

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

WHEREAS, following application of the local vendor preference as provided for in Article XI of Chapter 24 of the Town Code and the Policy, the Director has recommended that the Town enter into an agreement with Kentone Company, 27 Thompson Place, Lynbrook, New York 11563 (the "Contractor") for the Services in consideration of an amount not to exceed Fifteen Thousand Four Hundred Forty-Five and 00/100 Dollars (\$15,445.00) (the "Contract Amount"); 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 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Town Attorney Admin Services Comptroller

CLERK SRIVASTAVA: Item No. 25, a resolution ratifying the execution of a rental agreement with Sunbelt Rentals for the rental of equipment for Michael J. Tully Park, New Hyde Park.

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

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

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

RESOLUTION NO. 402 - 2022

A RESOLUTION RATIFYING THE EXECUTION OF A RENTAL AGREEMENT WITH SUNBELT RENTALS FOR THE RENTAL OF EQUIPMENT FOR MICHAEL J. TULLY PARK, NEW HYDE PARK.

WHEREAS, the Town required the rental of a 25-ton mobile chiller for Michael J. Tully Park in New Hyde Park (the "Rental"); and

WHEREAS, the Department of Parks and Recreation solicited three quotes for the Rental, in accordance with the Town's Procurement Policy; and

WHEREAS, the Town entered into an agreement (the "Agreement") with Sunbelt Rentals, 200 Finn Court, Suite A, Farmingdale, New York 11735-1119 (the "Contractor") to provide the Rental in consideration of an amount not to exceed Six Thousand Six Hundred Six and 35/100 Dollars (\$6,606.35); and

WHEREAS, it has been requested that this Board ratify the Town's actions in executing the Agreement; and

WHEREAS, this Board finds it to be in the best interests of the Town to ratify the Town's action in executing the Agreement.

NOW, THEREFORE, BE IT

RESOLVED that the Board hereby ratifies the retention of the Contractor to provide the Rental; and be it further

RESOLVED that the Agreement be and hereby is ratified, a copy of which shall be on file with the Office of the Town Clerk; and be it further

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

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Town Attorney Comptroller

CLERK SRIVASTAVA: Item No. 26, a resolution authorizing the execution of an agreement with the New York State Department of Environmental Conservation for mallard banding at Gerry Pond Park, Roslyn.

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

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

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

RESOLUTION NO. 403 - 2022

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

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

WHEREAS, the New York State Department of Environmental Conservation (the "NYSDEC" or "Licensee") seeks entry onto Gerry Pond Park in order to trap and band mallards during the months of August and September 2022 (the "Project"); and

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

WHEREAS, this Board wishes to grant a license to the NYSDEC in order to facilitate the execution of the Project (the "Agreement").

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Town Attorney Comptroller Parks & Rec

CLERK SRIVASTAVA: Item No. 27, a resolution authorizing the execution of an agreement with Maxwell Turf and Supply Co., Inc. For the installation of the Better Billy Bunker System at Harbor Links Golf Course, Port Washington.

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

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

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

RESOLUTION NO. 404 - 2022

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH MAXWELL TURF AND SUPPLY CO., INC. FOR THE INSTALLATION OF THE BETTER BILLY BUNKER SYSTEM AT HARBOR LINKS GOLF COURSE, PORT WASHINGTON.

WHEREAS, the Town requires the installation of a Better Billy Bunker system at Harbor Links Golf Course in Port Washington (the "Services"); and

WHEREAS, it has been determined that Maxwell Turf & Supply Co., Inc., 414 Long Island Avenue, Wyandanch, NY 11798 (the "Contractor"), is the sole source available to the Town for the Services, in accordance with the Town's Procurement Policy; and

WHEREAS, the Director of Purchasing (the "Director") has recommended that the Town enter into an agreement with the Contractor to provide the Services in consideration of an amount not to exceed Eleven Thousand Three Hundred Seventy-Five and 00/100 Dollars (\$11,375.00) (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 is hereby authorized; and be it further

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

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

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

Dated: Manhasset, New York

August 4, 2022

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

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

Nays: None.

Absent: Supervisor DeSena.

cc: Town Attorney Comptroller Purchasing

CLERK SRIVASTAVA: Item No. 28, a resolution authorizing the execution of agreements with Opus Inspection for the purchase of NYVIP3 Computerized Vehicle Inspection Systems (CVIS) and associated software for the Department of Highways.

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

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

Deputy Supervisor Scalero 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 - 2022

A RESOLUTION AUTHORIZING THE EXECUTION OF AGREEMENTS WITH OPUS INSPECTION FOR THE PURCHASE OF NYVIP3 COMPUTERIZED VEHICLE INSPECTION SYSTEMS (CVIS) AND ASSOCIATED SOFTWARE FOR THE DEPARTMENT OF HIGHWAYS.

WHEREAS, the Department of Public Works, Division of Highways (the "Department") desires to purchase two (2) NYVIP3 computerized vehicle inspection systems for the New York Vehicle Inspection Program and enter into a service agreement for their use; and

WHEREAS, OPUS Industries, Inc. ("Opus"), 7 Kripes Road, East Granby, Connecticut 06026, is the sole source provider of this equipment; and

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

1. The payment of Five Thousand Six Hundred Twenty-Four and 00/100 Dollars (\$5,624.00) per system;
2. A transaction fee of \$0.436 per transaction for the first year, which fee can be adjusted annually as directed by the DMV;
3. A rescheduling fee of \$195.00 if the Town is not prepared for the on-site installation of the equipment;
4. A fee of \$195.00 per hour for service adjusted at a compounded rate of 3% per year, with parts prices based on the most recent price list;
5. A \$195.00 fee will be charged for equipment verification, installation and re-initialization of the used equipment; and
6. A reconnection fee of \$95.00 if the agreement between the Town and Opus is terminated;

(the "Services"); and

WHEREAS, the Acting Commissioner of the Department (the "Acting Commissioner") has recommended that the Town enter into an agreement with the Contractor for the purchase of the equipment and to provide the Services (the "Agreement"); and

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

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Town Attorney Comptroller

CLERK SRIVASTAVA: Item No. 29, a resolution authorizing the execution of a professional services agreement with Burying Ground Preservation Group, Inc. to provide a building condition report of the Montfort Cemetery in Port Washington.

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

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

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. 406 - 2022

A RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH BURYING GROUND PRESERVATION GROUP, INC. TO PROVIDE A BUILDING CONDITION REPORT OF THE 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 desires to restore historic Monfort Cemetery in Port Washington; and

WHEREAS, the Town requires a building condition report for the Monfort Cemetery in order to assess the current condition of the cemetery and propose a workplan for the repair of grave markers, restoration and conservation work and a plan for future maintenance and site management (the "Restoration Project"); and

WHEREAS, the Town has received grant funding from the New York State Preservation League to aid in the Restoration Project (the "Grant"); and

WHEREAS, the Town Historian has recommended that the Town enter into an agreement with Burying Ground Preservation Group, Inc. (the "Contractor") to prepare the building condition report in consideration of an amount not to exceed Twelve Thousand and 00/100 Dollars (\$12,000.00), the majority of which is grant-funded (the "Contract Amount"); and

WHEREAS, it has been recommended to this Board that the Town be authorized to enter into an Agreement with the Contractor to perform the Project for the Contract Amount (the "Agreement"); and

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

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor 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 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Town Attorney Comptroller

CLERK SRIVASTAVA: Item No. 30, a resolution authorizing the execution of an agreement with Cornerstone Engineering and Geology, PLLC, for professional services in connection with the renewal of the town's chemical bulk storage permit.

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

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

Deputy Supervisor Scalero 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 - 2022

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH CORNERSTONE ENGINEERING AND GEOLOGY, PLLC FOR PROFESSIONAL SERVICES IN CONNECTION WITH THE RENEWAL OF THE TOWN'S CHEMICAL BULK STORAGE PERMIT.

WHEREAS, the Town of North Hempstead (the "Town") requires professional services related to the renewal of the Town's Chemical Bulk Storage Permit with the New York State Department of Environmental Conservation (the "Services"); and

WHEREAS, the Deputy Commissioner of the Department of Solid Waste Management (the "Deputy Commissioner") has recommended that the Town enter into an agreement with Cornerstone Engineering and Geology, PLLC, 100 Crystal Run Road, Suite 101, Middletown, New York 10941, to provide the Services in consideration of an amount not to exceed Four Thousand Eight Hundred and 00/100 Dollars (\$4,800.00) (the "Agreement"); and

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

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

CLERK SRIVASTAVA: Item No. 31, a resolution authorizing the use of an agreement between the New York State Office of General Services and various vendors for outdoor and site furniture including picnic tables.

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

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

Deputy Supervisor Scalero 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 - 2022

A RESOLUTION AUTHORIZING THE USE OF AN AGREEMENT BETWEEN THE NEW YORK STATE OFFICE OF GENERAL SERVICES AND VARIOUS VENDORS FOR OUTDOOR AND SITE FURNITURE INCLUDING PICNIC TABLES.

WHEREAS, the Town of North Hempstead (the "Town") requires the purchase of outdoor and site furniture (the "Purchases"); and

WHEREAS, the New York State Office of General Services awarded a contract entitled "Group 21510- Outdoor and Site Furniture Including Picnic Tables (Statewide)" (the "Agreement") to various vendors; and

WHEREAS, under New York General Municipal Law §104, the Town is authorized to contract for 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 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 upon receipt of the Agreement and certified claims therefore.

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Town Attorney Admin Services Comptroller

CLERK SRIVASTAVA: Item No. 32, a resolution authorizing the use of an agreement between the County of Suffolk and various vendors for the removal and installation of motor fuel, oil, and chemical tanks.

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

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

Deputy Supervisor Scalero 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 - 2022

A RESOLUTION AUTHORIZING THE USE OF AN AGREEMENT BETWEEN THE COUNTY OF SUFFOLK AND VARIOUS VENDORS FOR THE REMOVAL AND INSTALLATION OF MOTOR FUEL, OIL, AND CHEMICAL TANKS.

WHEREAS, the Town of North Hempstead (the "Town") requires the removal and installation of motor fuel, oil and chemical tanks (the "Services"); and

WHEREAS, the County of Suffolk awarded contract #MFOCT031922 entitled "Motor Fuel/Oil/Chemical Tanks-Removal & Installation" to various vendors (the "Contractors"); and

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

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

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor 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 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Town Attorney Admin Services Comptroller

CLERK SRIVASTAVA: Item No. 33, a resolution authorizing the execution of a license agreement with Cameron Engineering & Associates, LLP, Vachris Engineering, and Soil Mechanics Drilling Corp. for access to Manorhaven Beach Park for soil borings.

COUNCILWOMAN DALIMONTE: I offer the resolution --

DEPUTY SUPERVISOR SCALERO: Just once I'm going to get in front of you.

COUNCILWOMAN DALIMONTE: I offer the resolution and move for its adoption -- wait, what did he say?

COUNCILWOMAN LURVEY: He wants to say the Chair recognizes you.

COUNCILMAN WALSH: He recognizes you.

DEPUTY SUPERVISOR SCALERO: It's okay, you got there. There's a motion on the table, thank you.

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

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. 410 - 2022

A RESOLUTION AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT WITH CAMERON ENGINEERING & ASSOCIATES, LLP, VACHRIS ENGINEERING, AND SOIL MECHANICS DRILLING CORP. FOR ACCESS TO MANORHAVEN BEACH PARK FOR SOIL BORINGS.

WHEREAS, the Village of Manorhaven ("Village") is undertaking a sewer project and requires access to Manorhaven Beach Park in Port Washington to conduct soil borings in connection with the sewer project (the "Project"); and

WHEREAS, the Village has hired Cameron Engineering & Associates, LLP, 177 Crossways Park Drive, Woodbury, New York 11797, Vachris Engineering, 370 Old Country Road, Garden City, New York 11530, and Soil Mechanics Drilling Corp., 3770 Merrick Road, Seaford, New York 11783 (the "Licensees") to perform the soil borings necessary to complete the Project; and

WHEREAS, in order to perform the soil borings, the Licensees require access to Manorhaven Beach Park in Port Washington; and

WHEREAS, the Commissioner of the Department of Parks and Recreation has requested that this Board authorize the Town enter into an Agreement with the Licensees to enter onto the site and complete the Project (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, 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.

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Town Attorney Comptroller Parks Department

CLERK SRIVASTAVA: Item No. 34, a resolution authorizing the execution of an amendment to an agreement with Rising Tide Waterfront Solutions for engineering services related to Bayview Avenue emergency stabilization.

DEPUTY SUPERVISOR SCALERO: Chair recognizes Councilwoman Lurvey. Now you're throwing me off.

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

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

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

RESOLUTION NO. 411 - 2022

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH RISING TIDE WATERFRONT SOLUTIONS FOR ENGINEERING SERVICES RELATED TO BAYVIEW AVENUE EMERGENCY STABILIZATION.

WHEREAS, pursuant to a resolution duly adopted by this Board, the Town entered into an agreement with Rising Tide Waterfront Solutions – An Engineering Company, PLLC, 80 Killians Road, Suite 280, Massapequa, New York 11758 for professional engineering services related to Bayview Avenue in Manhasset (the “Original Agreement”); and

WHEREAS, the Acting Commissioner of the Department of Public Works has recommended that the Town amend the Original Agreement to include part-time construction administration to ensure materials used are in compliance with the bid specifications, design drawings and authorized permits and additional administrative tasks, thereby increasing the contract amount under the Original Agreement by an amount not to exceed Ten Thousand Eight Hundred and 00/100 Dollars (\$10,800.00), payable at a rate of One Hundred Sixty-Five and 00/100 Dollars (\$165.00) per hour (the “Amendment”); and

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

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Town Attorney Comptroller

CLERK SRIVASTAVA: Item No. 35, a resolution authorizing the execution of an amendment to an agreement with 3D Industrial Sales and Service, Inc. for pump repair, maintenance and installation (TNH240-2022).

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

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

Deputy Supervisor Scalero 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 - 2022

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH 3D INDUSTRIAL SALES AND SERVICE, INC. FOR PUMP REPAIR, MAINTENANCE AND INSTALLATION (TNH240-2022).

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with 3D Industrial Sales and Service, Inc., 110 Swalm Street, Westbury, New York 11590 (the "Contractor"), to provide pump repair and maintenance to the Town (the "Original Agreement"); and

WHEREAS, the Original Agreement contains the option to extend the Original Agreement for a period of ninety (90) days, at the sole discretion of the Town (the "Option"); and

WHEREAS, the Director of Purchasing (the "Director") has recommended that the Town amend the Original Agreement to exercise the Option to extend the term of the Agreement for a ninety (90) days period, commencing on July 24, 2022 and ending October 21, 2022 (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 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Town Attorney Purchasing Comptroller

CLERK SRIVASTAVA: Item No. 36, a resolution authorizing the execution of an amendment to an agreement with Atlas Direct Mail for printing and mailing (TNH023-2018).

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

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

Deputy Supervisor Scalero 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 - 2022

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH ATLAS DIRECT MAIL FOR PRINTING AND MAILING (TNH023-2018).

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with Atlas Direct Mail, 92 Magnolia Avenue, Westbury, New York 11590 (the "Contractor"), to provide printing and mailing services to the Town (the "Original Agreement"); and

WHEREAS, the Original Agreement contains the option to extend the Original Agreement for a period of ninety (90) days, at the sole discretion of the Town (the "Option"); and

WHEREAS the Director of Purchasing (the "Director") has recommended that the Town amend the Original Agreement to exercise the Option to extend the term of the Agreement for a ninety (90) days period, commencing on July 17, 2022 and ending October 14, 2022 (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 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Town Attorney Purchasing Comptroller

CLERK SRIVASTAVA: Item No. 37, a resolution authorizing the execution of an amendment to an agreement with Suffolk County Catering, LLC, for catering services.

DEPUTY SUPERVISOR SCALERO: I'm setting the pace, it's all about tempo. I offer the resolution and move for its adoption.

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

Deputy Supervisor Scalero 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 - 2022

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH SUFFOLK COUNTY CATERING LLC FOR CATERING SERVICES.

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement, as amended, with Suffolk County Caterers LLC, 33 East 19th Street, Huntington Station, New York 11746 (the "Contractor"), to provide concession services at Clinton G. Martin Park in New Hyde Park and Manorhaven Beach Park in Port Washington during the summer season in consideration of payment by the Contractor to the Town of five percent (5%) of gross revenues with a guaranteed minimum amount (the "Original Agreement"); and

WHEREAS, the Director of Purchasing (the "Commissioner") has recommended that the Town amend the Original Agreement to include the provision of catering services for hotdogs and hamburgers/cheeseburgers on an as needed basis at Town events (the "Catering Services") in consideration of payment by the Town to the Contractor of Three and 00/100 Dollars (\$3.00) per hotdog and Five and 00/100 Dollars (\$5.00) per hamburger/cheeseburger served by the Contractor (the "Amendment"); and

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

NOW, THEREFORE, BE IT

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

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

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

RESOLVED that the Comptroller be and hereby is authorized and directed to pay the costs of the Ice Cream Truck Services upon receipt of the duly executed Amendment and certified claims therefore.

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Town Attorney Comptroller Parks & Rec.

CLERK SRIVASTAVA: Item No. 38, a resolution authorizing the execution of an amendment to an agreement with D&B Engineers and Architects, P.C. for a project plan and assessment report on behalf of the Manhasset Bay Protection Committee.

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

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

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

RESOLUTION NO. 415 - 2022

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH D&B ENGINEERS AND ARCHITECTS, P.C. FOR A PROJECT PLAN AND ASSESSMENT REPORT ON BEHALF OF THE MANHASSET BAY PROTECTION COMMITTEE.

WHEREAS, pursuant to a resolution duly adopted by this Board, the Town entered into an agreement, as amended, on behalf of the Manhasset Bay Protection Committee (MBPC), with D&B Engineers and Architects, P.C., 330 Crossways Park Drive, Woodbury, New York 11797 (the "Contractor") related to the preparation of a quality assurance project plan and data usability assessment report for MBPC's water quality monitoring program (the "Original Agreement"); and

WHEREAS, the Commissioner of Planning and Environmental Protection has recommended that the Town amend the Original Agreement to provide additional water quality data for 2022 as required by the New York State Department of Environmental Conservation thereby increasing the contract amount under the Original Agreement by Four Thousand and 00/100 Dollars (\$4,000.00), to be funded by the MBPC (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 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Town Attorney Comptroller

CLERK SRIVASTAVA: Item No. 39, a resolution authorizing the purchase of software maintenance, technical support and subscription services for various town departments.

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

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

Deputy Supervisor Scalero 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 - 2022

A RESOLUTION AUTHORIZING THE PURCHASE OF SOFTWARE MAINTENANCE, TECHNICAL SUPPORT AND SUBSCRIPTION SERVICES FOR VARIOUS TOWN DEPARTMENTS.

WHEREAS, various Town Departments require annual software maintenance, technical support and subscription services for the Town's online fillable forms application (the "LincWare Support"), for the Town's Microsoft Dynamics System for the Office of the Receiver of Taxes (the "MicroForce Support") and to renew the Town's Microsoft 365 Subscription for e-mail and office applications (the "Dell Support"); and

WHEREAS, the Deputy Commissioner of the Department of Information Technology and Telecommunications has recommended that the Town purchase the Lincware Support from LincWare, LLC, 401 Main Street, East Rochester, New York 14445, retroactively, for a term commencing on September 1, 2021 and ending on August 31, 2022 in consideration of an amount not to exceed Five Thousand Seven Hundred Ninety Five and 00/100 Dollars (\$5,795.00), and for a term commencing on September 1, 2022 and ending on August 31, 2023 in consideration of an amount not to exceed Five Thousand Seven Hundred Ninety Five and 00/100 Dollars (\$5,795.00) (the "LincWare Purchases"); and

WHEREAS, the Receiver of Taxes has recommended that the Town purchase the MicroForce Support from MicroForce, Inc, 68 S. Service Road, Suite 100, Melville, New York 11747 for a term of one (1) year in consideration of an amount not to exceed Two Thousand Six Hundred Seventy-Seven and 00/100 Dollars (\$2,677.00) (the "MicroForce Purchase"); and

WHEREAS, the Director of Purchasing has recommended that the Town purchase the Dell Support using New York State Office of General Services Contract PS68202 (the "Agreement"), from Dell Marketing, L.P., One Dell Way, Round Rock, Texas 78682 for a term of one (1) year in consideration of an amount not to exceed Ninety-Eight Thousand Nine Hundred Seventy-Seven and 00/100 Dollars (\$98,977.00) (the "Dell Purchase"); and

WHEREAS, the Board wishes to authorize the use of the Agreement for the Dell Purchase pursuant to New York General Municipal Law §104; and

WHEREAS, this Board finds it to be in the best interest of the Town to authorize the LincWare Purchases, the MicroForce Purchase and the Dell Purchase (collectively the "Purchases").

NOW, THEREFORE, BE IT

RESOLVED that the use of the Agreement for the Dell Purchase be and is hereby authorized; and be it further

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 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Town Attorney Comptroller DOITT

CLERK SRIVASTAVA: Item No. 40, a resolution authorizing the purchase from Vermont Systems, Inc. of remote training for the town's recreation management system.

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

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

Deputy Supervisor Scalero 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 - 2022

A RESOLUTION AUTHORIZING THE PURCHASE FROM VERMONT SYSTEMS, INC. OF REMOTE TRAINING FOR THE TOWN'S RECREATION MANAGEMENT SYSTEM.

WHEREAS, the Department of Parks and Recreation (the "Department") requires remote training and SMS text messaging capabilities for the Town's recreation management system, Rectrac; and

WHEREAS, the Deputy Commissioner of the Department of Information Technology and Telecommunications has recommended that the Town purchase the training and texting services from Vermont Systems, 12 Market Place, Essex Junction, Vermont 05452 in consideration of an amount not to exceed Five Thousand Two Hundred Fifty and 00/100 Dollars (\$5,250.00) for up to thirty (30) hours of training, payable One Hundred Seventy-Five and 00/100 Dollars (\$175.00) per hour; an annual fee for texting capabilities not to exceed One Hundred Eighty and 00/100 Dollars (\$180.00), payable Fifteen and 00/100 Dollars (\$15.00) per month; and an amount of \$0.05 cents per text message sent (the "Purchase"); and

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

NOW, THEREFORE, BE IT

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

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

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Town Attorney Comptroller

CLERK SRIVASTAVA: Item No. 41, a resolution establishing a new property address of 66 Highland Terrace, Manhasset, New York For the premises identified as Section 3, Block 47, Lot 10 on the land and tax map of the County of Nassau.

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

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

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

RESOLUTION NO. 418 - 2022

A RESOLUTION ESTABLISHING A NEW PROPERTY ADDRESS OF 66 HIGHLAND TERRACE, MANHASSET, NEW YORK FOR THE PREMISES IDENTIFIED AS SECTION 3, BLOCK 47, LOT 10 ON THE LAND AND TAX MAP OF THE COUNTY OF NASSAU.

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, Fan Zhang, (the "Owner"), is the owner of real property located at 54 Highland Terrace, Manhasset, New York designated on the Nassau County Land and Tax Map as Section 3, Block 47, Lots 10 and 12 (the "Original Street Address"); and

WHEREAS, the property is being subdivided and the Owner, through Donald Alberto Architect P.C., (the "Applicant") has requested that Lot 12 retain the Original Street Address of 54 Highland Terrace, Manhasset, New York and that the Original Street Address for Lot 10 be changed to 66 Highland Terrace, Manhasset, New York (the "Address Re-designation"); and

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

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

NOW, THEREFORE, BE IT

RESOLVED that subject to the Determination of the Nassau County Fire Marshal, the Town Board hereby authorizes and directs that Lot 12 retain the Original Street Address of 54 Highland Terrace, Manhasset, New York and that the Original Street Address for Lot 10 be changed to 66 Highland Terrace, Manhasset, New York; and be it further

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

RESOLVED that the Town Board hereby authorizes and directs the Town Clerk to notify the Nassau County Clerk, the Nassau County Engineer, the Applicant and the

post-office department of the United States where the premises is located, to advise them of the Address Re-designation.

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

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

CLERK SRIVASTAVA: Item No. 42, a resolution amending the Town of North Hempstead transfer station residential drop-off fee schedule.

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

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

Deputy Supervisor Scalero 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 - 2022

A RESOLUTION AMENDING THE TOWN OF NORTH HEMPSTEAD TRANSFER STATION RESIDENTIAL DROP-OFF FEE SCHEDULE.

WHEREAS, Section 23-9.6 of the Town Code of the Town of North Hempstead permits the Town Board, on the recommendation of the Commissioner of Solid Waste Management (the "Commissioner") and subject to the provisions of Chapter 46 of the Town Code, to fix and collect rates, rentals, fees and other charges for disposal of acceptable waste and recyclables at the Town's Transfer Station; and

WHEREAS, the Town's Department of Solid Waste Management (the "Department") will soon be undertaking the reconstruction (the "Reconstruction Project") of the Sunday Residential Drop-Off Area (the "Drop-Off Area") at the Transfer Station, which will require the area to be closed; and

WHEREAS, in an effort to continue the Town's Sunday Residential Drop-Off Program (the "Program") during the period of the Reconstruction Project, the Department will be moving the Program location to another area of the Transfer Station; and

WHEREAS, moving the location of the Program will make it impractical to have vehicles pass through the Transfer Station's weigh scale twice in order to determine the weight of the materials being disposed of at the Transfer Station on Sundays and to collect weight-based fees, as is currently the case; and

WHEREAS, having studied past Program collections at the Transfer Station, the Deputy Commissioner of the Department has recommended that, during the period of the Reconstruction Project, the fees for the use of the Program be temporarily amended to be based on the type of vehicle entering the Transfer Station, as follows:

Cars	\$11.00
SUV's	\$15.00
Pickup Trucks	\$33.00
Vans	\$45.00

(the "Amended Drop-Off Fees"); and

WHEREAS, this Board wishes to adopt the Amended Drop-Off Fees to be charged by the Department during the period of the Reconstruction Project.

NOW, THEREFORE, BE IT

RESOLVED that a fee schedule for use of the Town of North Hempstead Transfer Station Sunday Residential Drop-Off Area is hereby temporarily amended during the period of the Reconstruction Project as follows:

Cars	\$11.00
SUV's	\$15.00
Pickup Trucks	\$33.00
Vans	\$45.00

; and be it further

RESOLVED that for the purposes of this Resolution, the "period of the Reconstruction Project" shall commence at such time as the Commissioner or Deputy Commissioner of the Department issues a Notice to Proceed to the contracting company performing the Reconstruction Project and shall terminate at such time as the Commissioner or Deputy Commissioner files with the Town Clerk a statement that the Reconstruction Project has been substantially completed and that the Drop-Off Area is once again ready for use; and be it further

RESOLVED that upon the filing of the statement described above, the Amended Drop-Off Fees shall cease to be of further effect and the fees for the use of the Drop-Off Area in effect prior to the adoption of this Resolution shall be automatically reinstated without the need for further action by this Board; and be it further

RESOLVED that the Commissioner or Deputy Commissioner is hereby authorized and directed to take any and all actions and provide any and all notices to effectuate the provisions of this Resolution.

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Town Attorney Comptroller Solid Waste

CLERK SRIVASTAVA: Item No. 43, a resolution amending the Town of North Hempstead parks fee schedule.

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

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: No.

COUNCILWOMAN DALIMONTE: Do you know what it's for? I just want to explain to Councilman Adhami was it is because he might not -- basically, on August 13th from 11:00 to 3:00 on the north side, they're having a service organization barbecue, so we're not charging the \$15 fee for them to get in.

COUNCILMAN ADHAMI: All right, I was mistaken, I thought this was the one for increase in parking --

COUNCILWOMAN DALIMONTE: No, no, no.

COUNCILMAN ADHAMI: So I'll change my vote to aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: I'm sorry, did she call me? Aye.

COUNCILMAN WALSH: You have to speak up, I can't hear you back here.

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. 420 - 2022

A RESOLUTION AMENDING THE TOWN OF NORTH HEMPSTEAD PARKS FEE SCHEDULE.

WHEREAS, the Town Board of the Town of North Hempstead ("Town Board") is empowered pursuant to § 39-23 of the Town Code, upon recommendation of the Commissioner of the Department of Parks and Recreation (the "Commissioner"), to set the fees and charges for use of facilities and services in Town parks; and

WHEREAS, the Town Board adopted a schedule of user fees for the use of Town facilities and services, including certain facilities at various Town parks (the "Fee Schedule"); and

WHEREAS, the Kiwanis Club of Manhasset-Port Washington Foundation (the "Kiwanis Club"), is a not-for-profit organization that provides assistance to residents of the Town; and

WHEREAS, the Kiwanis Club is holding its annual BBQ picnic at North Hempstead Beach Park ("NHBP") on August 13, 2022 from 11:00am through 3:00pm; and

WHEREAS, the Commissioner has recommended that the Town Board approve a change in the Fee Schedule to temporarily waive parking fees for the north parking lot at NHBP for vehicles coming to NHBP to attend the picnic (the "Amendment"); and

WHEREAS, the Town Board wishes to approve the Amendment to the Fee Schedule as recommended by the Commissioner.

NOW, THEREFORE, BE IT

RESOLVED that the Fee Schedule shall be amended to reflect the Amendment; and be it further

RESOLVED that except as herein modified, the Fee Schedule shall remain unchanged and in full force and effect.

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Town Attorney Parks and Recreation Comptroller

CLERK SRIVASTAVA: Item No. 45, a resolution confirming the appointment of Peter Gaffney to the Town of North Hempstead Tree Advisory Committee.

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

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

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

RESOLUTION NO. 422 - 2022

A RESOLUTION CONFIRMING THE APPOINTMENT OF PETER GAFFNEY TO THE TOWN OF NORTH HEMPSTEAD TREE ADVISORY COMMITTEE.

WHEREAS, the Town Board of the Town of North Hempstead (the "Board") has heretofore amended Chapter 20A of the Town Code entitled "Environmental Planning, Conservation and Care of Trees;" and

WHEREAS, as part of the Chapter 20A amendments, the Town Board renamed and re-established a Tree Advisory Committee and appointed members thereto pursuant to Section 20A-14(A) of the Town Code (the "Committee"); and

WHEREAS, there are currently Committee positions remaining open awaiting appointment by the Supervisor and individual members of the Town Board; and

WHEREAS, Councilman Robert Troiano has appointed Peter Gaffney to the Committee, for a term commencing retroactively on July 8, 2022 and ending July 7, 2024 (the "Appointment"); and

WHEREAS, this Board wishes to confirm the Appointment.

NOW, THEREFORE, BE IT

RESOLVED that the Appointment is hereby confirmed.

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Town Attorney Finance

CLERK SRIVASTAVA: Item No. 46, a resolution confirming the appointment of James McHugh to the Town of North Hempstead Tree Advisory Committee.

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

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

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

RESOLUTION NO. 423 - 2022

A RESOLUTION CONFIRMING THE APPOINTMENT OF JAMES MCHUGH TO THE TOWN OF NORTH HEMPSTEAD TREE ADVISORY COMMITTEE.

WHEREAS, the Town Board of the Town of North Hempstead (the "Board") has heretofore amended Chapter 20A of the Town Code entitled "Environmental Planning, Conservation and Care of Trees;" and

WHEREAS, as part of the Chapter 20A amendments, the Town Board renamed and re-established a Tree Advisory Committee and appointed members thereto pursuant to Section 20A-14(A) of the Town Code (the "Committee"); and

WHEREAS, there are currently Committee positions remaining open awaiting appointment by the Supervisor and individual members of the Town Board; and

WHEREAS, Councilman David Adhami has appointed James McHugh to the Committee, for a term commencing retroactively on July 8, 2022 and ending July 7, 2025 (the "Appointment"); and

WHEREAS, this Board wishes to confirm the Appointment.

NOW, THEREFORE, BE IT

RESOLVED that the Appointment is hereby confirmed.

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Town Attorney Finance

CLERK SRIVASTAVA: Item No. 47, a resolution amending the town board rules of procedure.

COUNCILWOMAN LURVEY: Since February, we've made a good faith effort to try and work collaboratively on making revisions to a handful of rules that would help town government run more smoothly and reflect the actual operations of the town board. After six months of meetings and exchanges, things fell apart. The Supervisor, without warning, put a resolution on with illegal rules and absolutely ridiculous changes that were aimed to solely bolster her power while weakening the town. Naturally, we cannot vote for illegal items or for politics over people here in our town. I offer the resolution and move for its adoption.

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: No, and I think that was an inaccurate statement.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: No, and I believe we haven't had an opportunity to vet these changes to the rules of procedure.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: I vote aye, they've been on the agenda since February.

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

RESOLUTION NO. 424 - 2022

A RESOLUTION AMENDING THE TOWN BOARD RULES OF PROCEDURE.

WHEREAS, Town Law §63 allows the Town Board to adopt Rules of Procedure (the "Rules"); and

WHEREAS, the Town Board has heretofore adopted such rules and subsequently amended same; and

WHEREAS, the Town Board wishes to further amend the Rules as follows (the "Amendment"):

(Strikeout font indicates text being deleted. Bold/Underlining indicates text being added.)

(Updated 6/2/22)

**TOWN BOARD
RULES OF PROCEDURE**

Article 1: Declaration of Intent

It is the intent of this Town Board that its meetings and public hearings be conducted in as efficient a manner as practicable. It is also this Town Board=s intention that participants recognize the importance of the business being conducted, and the importance of basic courtesy, respect and decorum in the Board=s proceedings. These Rules of Procedure are intended to encourage efficiency and courtesy in the conduct of the business of the people of this Town.

Article 2: Definitions

For the purposes of this resolution,

A. "Calendar" means a list or schedule of resolutions or other legislative items for consideration or disposition, or an agenda.

B. "Members" means members of the Town Board, comprising the Town Supervisor and the Council members.

C. "Reserve decision" means to refrain from taking a final vote or other disposition on a proposal until a future date.

D. "Town Board" means the Town Supervisor and the Council members.

E. "Town Law" means the New York State Town Law.

F. "Urgent or of an emergency nature" means a pressing or critical situation that poses or may pose an immediate risk to, or have an immediate negative impact upon, health, life, safety, property, economy, environment or Town governance requiring prompt action or attention. For purposes of this definition, a resolution approving the action of a fire company to add to, or remove from, membership shall be deemed urgent.

Article 3: Scope

These Rules of Procedure shall apply to all meetings and public hearings of the Town Board [~~of the Solid Waste Management Authority,~~] and of all special districts or other bodies for which the Town Board serves as Commissioners, Directors or Trustees.

Article 4: Conditions of Meetings and Hearings

A. Location of Meetings. All meetings and public hearings of the Town Board shall, unless otherwise specified in public notices, be held in the Main Hearing Room on the second floor of Town Hall, 220 Plandome Road. By a majority vote, and with appropriate public notice, the Town Board may designate alternative **meeting and public hearing** locations within the Town, **or use videoconferencing when authorized by local law adopted by the Town Board and in accordance with Section 103-a of the Public Officers Law, or authorize meetings to be held remotely by conference call or similar service when authorized by New York State law.**

B. Time of Meetings. Meetings and hearings of the Town Board, unless otherwise specified in public notices, shall begin at 7:00 p.m. Special or emergency meetings may be scheduled between 8:00 a.m. and 8:00 p.m.

C. Time limits of Meetings. In the event that a public hearing continues beyond 12:00 midnight, the Board shall reserve decision, unless by majority vote the Town Board determines that delay is not in the public interest.

D. Quorum. Four or more members of the Town Board, present at a meeting or hearing, constitute a quorum. If no quorum is present, no official votes on any resolution or local law may be taken, and the meeting may be adjourned on the motion of one member of the Town Board.

E. Actions. No action, resolution, local law or ordinance shall be adopted without the affirmative vote of a majority of Members then in office.

Article 5: Organization of the Town Board

A. If present, the Supervisor shall preside at all meetings and hearings of the Town Board. If the Supervisor is absent, the Deputy Supervisor shall preside. If both the Supervisor and the Deputy Supervisor are absent, the members present shall

select by majority vote a presiding officer for the meeting or hearing. The Supervisor may, in the course of a meeting or hearing, temporarily designate another Member as acting presiding officer.

B. During meetings or hearings, the Town Attorney or his/her designee shall act as counsel to the Town Board and as Parliamentarian.

C. (1) During meetings or hearings, the Town Clerk shall act as secretary of the Town Board.

(2) Notwithstanding any other responsibilities pursuant to state law, the Town Clerk shall be responsible for keeping summary minutes, including a written record of all proceedings and votes, and for maintaining and publishing such records. The minutes shall be made available to the public by the Town Clerk within seven calendar days of any meeting or hearing.

(3) A certified stenographic reporter shall be present to record a precise transcript of all proceedings. The transcript shall be made available to the public by the Town Clerk within twenty-one calendar days of any meeting or hearing.

Article 6: Calendar of the Town Board

A. The Town Attorney shall be responsible for preparation of the Calendar of each Town Board meeting. The Calendar shall include all items properly submitted to the Town Attorney in accordance with this Article. Each item on the Calendar shall include a "synopsis" of the items effect in plain English, where the caption is not otherwise clear.

B. Members wishing to place resolutions or other legislation on a Town Board Calendar shall submit a memorandum in writing, **electronically through the agenda management system utilized by the Town,** to the Town Attorney or the Town Attorney's designee with appropriate descriptions and support materials attached. The memorandum shall include a suggested "synopsis" for the calendar which explains in plain English the effect of the proposal. Such memorandum shall be submitted not later than 5 p.m. on the fourteenth calendar day prior to a scheduled Town Board meeting. Applications for approval of a site plan must demonstrate compliance with the Long Island Workforce Housing Act, where applicable. The Town Attorney shall prepare in proper form for consideration by the Town Board any resolution or other legislation submitted in such manner.

If a proposed item is not in proper form, or if the submission is otherwise insufficient, the Town Attorney's office shall notify the Member making the proposal in writing within three business days of its receipt by the Town Attorney as to the nature of the deficiency and, upon request, shall assist said Member in making the necessary corrections.

C. No resolution or other legislation shall be placed on the Calendar of any meeting without the written request of a Member.

D. **Members, and their designees, shall be notified contemporaneously upon the submission of each and every item submitted through the electronic agenda management system. Members, and their designees, shall at all times have equal and unrestricted access to view all Calendars and all backup materials for any prior or future meeting of the Town Board, including draft Calendars. No Member or their designee shall have access to the electronic agenda management system that is not the same as any other Member. Only the Town Attorney or his/her designee shall have the authority to delete Calendar items.**

E. Not later than 5PM on [Wednesday] **the third calendar day**^[1] prior to a scheduled meeting, the Town Attorney shall [deliver] **make available to each Member and the Town Clerk, the Calendar in its final form, together with** [and] all backup materials, [to the Members. Not later than 5 PM on the Friday prior to a scheduled meeting, the Town Attorney shall deliver to each Member, and to the Town Clerk,] **and** a copy of each resolution or other legislation which has been placed on a Calendar, except that a proposed Local Law must be placed on the desk of each member not less than seven (7) **calendar days, exclusive of Sunday, prior to its final passage or otherwise delivered to each of the Members in accordance with Municipal Home Rule Law Section 20(4)** [the Town Board meeting at which a Public Hearing on said proposal is to be held].

[E]F. The Member who submitted the written request that a resolution or other legislation be placed on the Calendar may withdraw the request and remove the item from consideration at any time prior to the call to order of the meeting. The Supervisor will announce the change in the Calendar at the appropriate time pursuant to Article 7.

[F]G. **Urgent or Emergency Matters.**

(1) Additional resolutions or legislation considered urgent or of an emergency nature may be added to the Calendar after **5 p.m. on the fourteenth calendar day prior to a scheduled** [commencement of any meeting, by the Town Supervisor or by a majority vote of the] Town Board **meeting, but prior to the Calendar being publicly posted,** [- Added resolutions or legislation will be added to the end of the Calendar not later than three hours prior to the scheduled start of the Town Board meeting] in **the** following manner:

[(1)a] If the resolution is to schedule a matter for a Public Hearing at a future date **or to approve the action of a fire company to add to, or remove from, membership,** it may be added by any member; or

([2]b) All other resolutions may be added only at the request of the Supervisor or [7]two Members of the Town Board.

The request shall be submitted in writing, electronically through the agenda management system, and shall identify the Member(s) making the request, together with an explanation identifying the urgent or emergency nature. Such resolutions or legislation will be added at the end of the Calendar.

(2) Once a regular meeting Calendar has been publicly posted, additional resolutions or legislation considered urgent or of an emergency nature (also referred to as an “added starter” resolution) may be added to the Calendar after the Calendar is publicly posted, including after commencement of any meeting, by the Town Supervisor or by a majority vote of the Town Board, only in an extraordinary circumstance, provided that no local law may be adopted by emergency by the Town Board except in accordance with Municipal Home Rule Law Section 20(4). Added resolutions or legislation will be added to the end of the Calendar. Except where impracticable, a resolution or legislation sought to be added to the Calendar under this section shall be distributed to all Members, the Town Clerk and the Town Attorney, not later than three hours prior to the scheduled start of the Town Board meeting.

The request shall be submitted in writing, electronically through the agenda management system, and shall identify the Member(s) making the request, together with a statement identifying: (i) the urgent or emergency nature; and (ii) the extraordinary circumstance. As used in this section, “extraordinary circumstance” shall mean a circumstance where the sponsoring Member could not anticipate or foresee the need for the added starter resolution prior to the Calendar being publicly posted.

[G]H. The Town Attorney is authorized to [promulgate] **recommend** specific guidelines, requirements or formats for requests that a resolution or other legislation be placed on the Calendar. Any such guidelines, requirements or formats shall be described in writing and shall apply to all Members.

Article 7: Order of Business

Unless suspended or changed, without debate, by a majority vote of the Members, the following shall be the order of business of meetings:

- A. Call to order by the Supervisor or acting presiding officer
- B. Recital of the Pledge of Allegiance to the flag
- C. Roll Call of Members by Town Clerk to determine attendance and quorum
- D. Announcements and Special Presentations

- E. Public Comments
- F. Announcement of changes in the Calendar
- G. Disposition of the Calendar, which shall be arranged in the following order:
 - i. Site plan review business
 - ii. Public Hearings
 - iii. Resolutions
 - iv. Other hearings
- H. Adjournment
- I. Additional Public Comments, if any

Article 8: Motions and Proceedings

A. The vote on every question shall be by "ayes" and "noes." **An abstention, silence or absence shall not be considered either an affirmative or a negative vote for the purposes of determining the final vote on a matter. A Member may pass his or her vote once per question and will be called on again after the voting order is completed.** When polled by the Town Clerk, voting shall be done in [alphabetical] **council district** order **with** [~~except that~~] the Supervisor [shall] **being** polled last.

B. The names of the Members present and their votes upon every question shall be entered in the minutes and transcripts of the Town Board.

C. The following motions shall be received by the Supervisor or acting presiding officer, and these motions shall have precedence in the order stated:

- 1. For an adjournment of the meeting or hearing, or to continue a hearing past midnight.
- 2. For a Call of the Town Board (a roll call to determine attendance or quorum)
- 3. To temporarily suspend the Rules of Procedure.**
- [3]4. To change the arrangement of the Calendar
- [4]5. To enter an Executive Session, pursuant to the Open Meetings Law
- [5]6. To recess the Town Board temporarily
- [6]7. To lay on the table (to temporarily place a matter aside) or to take from the table
- [7]8. To postpone to a certain day (to reserve decision or)
- [8]9. Refer a resolution or other legislation to a Committee of the Board, consisting of not less than one nor more than three Members for a period not to exceed ninety (90) days. Said Committee shall report its findings to the Board in writing at least

seven calendar days before a scheduled Town Board meeting within the aforementioned ninety day period and the resolution or legislation shall be placed on the calendar of the next scheduled Town Board meeting after said report is made to the Members.

The Committee shall be appointed by a majority vote of the Town Board as part of the motion to Refer

[9]10. For the previous question (to call for a vote on the matter under consideration)

1[0]1. To amend

D. A motion to reconsider a vote may be made only during the same meeting on which the vote proposed to be reconsidered was taken. A motion to reconsider may be made under any order of business. This subsection shall not be deemed to limit the authority of the Town Board, at a subsequent meeting, to pass a resolution rescinding or modifying any previous resolution.

E. Neither debate, nor a motion to reconsider, shall be entertained for any motion to adjourn, for a Call of the Town Board, to lay on the table, to take from the table, or for the previous question.

F. Except as otherwise required by law, any rule of the Town Board may at any time be temporarily suspended for special reasons by a majority vote of all of the Members of the Town Board. Whether "special reasons" present themselves is to be decided on a case-by-case basis and shall be stated on the record prior to voting on a motion to suspend the rules. No permanent alteration may be made except, in writing, by resolution of the Town Board, duly filed prior to the meeting in accordance with these rules.

Article 9: Conduct of Meetings

A. The Supervisor shall maintain order at Town Board meetings.

B. No member of the public shall be permitted to address the Town Board unless recognized by the Supervisor or acting presiding officer.

C. Persons addressing the Town Board shall address their remarks to the Town Board only, and not to other members of the audience in the form of a debate.

D. Persons addressing the Town Board, including during public comment, shall state their name and home community, and shall state their business or question within three minutes. The Supervisor may allow a speaker to continue if time permits.

E. Members of the public shall be permitted to address the Town Board regarding any resolution or other legislative proposal then under consideration, after Members have had a chance to address questions or comments on the proposal. For resolutions not subject to a public hearing, the Supervisor may limit the number of such questions or comments.

F. Speakers who wish to submit documents to the Town Board for consideration during a Public Hearing shall provide a copy of the document to the Town Clerk who shall mark each of the documents with the date of the meeting, the agenda number, the name of the speaker and if more than one document is submitted, each document shall be itemized "Name of Speaker- document 1" etc.

G. For regularly scheduled meetings, there may be a period of public comment not exceeding 30 minutes in duration, except that the Supervisor, in his/her discretion, may extend such time limitation. This period of public comment shall occur prior to the announcement of changes in the Calendar, if any, or disposition of the Calendar. After adjournment, there shall be an additional period of public comment, the duration of which shall be determined by the Supervisor. Subject to the requirements of Article 9, Paragraph D, members of the public shall be permitted to address the Town Board on any subject not on the Calendar or under consideration at that meeting or hearing. No stenographic transcript of this public comment period is required.

H. The Town Board may invite and permit residents of the Town or other guests to participate in a meeting.

I. The Supervisor may designate an area or areas of the meeting room to be reserved for special guests, for witnesses, or for the news media.

J. The use of handheld sound or video recording devices by the public is allowed, unless the recording devices or their use interrupt and interfere with the orderly conduct of the meeting or with the ability of the public to hear or see the proceedings.

K. The Supervisor may order anyone who violates these Rules to leave the meeting room. If the person refuses to leave, the Supervisor may direct that any law enforcement officer present shall remove the offending person from the meeting room.

L. Effective February 25, 2014, Town Board meetings shall be broadcast and accessible on the Town of North Hempstead's website. Viewing will be made available via live video streaming at the time of the meeting.

NOW, THEREFORE, BE IT

RESOLVED that the Amendments to the Rules are hereby approved.

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Zuckerman.

Nays: Councilperson Adhami, Councilperson Walsh.

Absent: Supervisor DeSena.

CLERK SRIVASTAVA: Item No. 48, a resolution amending the town board rules of procedure.

DEPUTY SUPERVISOR SCALERO: I'm going to address this one, and frankly, we were prepared to -- Supervisor was prepared to withdraw this resolution, but so the public knows, these town board rules were last amended somewhere between 2014 and 2016, nobody is quite sure, we have to check the minutes. They sat unchanged until this year when Supervisor DeSena was elected, along with Councilman Walsh and Councilman Adhami, and out of the blue, the set of rules was done contrary to, with all due respect, to Councilwoman Lurvey, was not done to better the rules, it was done strictly to stifle the new incoming Supervisor. Otherwise, the existing rules would have stayed in place. Now, rather than just fight it and say, hey, you're trying to stifle it, we did work, in fact, with staff for several months to try to come up with something that was mutually agreeable that addressed the rules; we had input from our town attorney who also had certain concerns on procedural, thank you for your assistance, by the way. At some point, a threat was made by a member of the town board staff, nobody on this dais, but it was very clear that we were no longer interested in making changes, that we would put forward the rules that we wanted and so much for the months of work we had thought we were making, progress, that we thought we were making. The result was we would put in an alternative set of rules, that almost mirrors those rules, except it had -- the one key difference that we hadn't quite agreed to yet. That was the only purpose, and at the time of it being submitted, clearly said it would be withdrawn once we come up with a compromise solution on the other one, and instead, we come tonight and you push through exactly what you wanted to do, so, I'm fully expectant of what the outcome of this would be, I fully expect that down the line the Supervisor will be reintroducing a new bill to amend these rules and make them more workable for everyone and be fair and equitable for everyone on the board. With that --

COUNCILWOMAN LURVEY: If I could just -- if you don't mind, I know it's late --

COUNCILWOMAN DALIMONTE: No, but it's important to hear.

COUNCILWOMAN LURVEY: The item that we just passed, the Item 47, there's actually nothing controversial in there. The changes including removing the reference to the Solid Waste Management Authority, adding a reference to the use of video conferencing, updating the item submission procedure to reflect the electronic management system. What we have passed tonight, is simply to reflect the actual operations of the town board, not to shift power in any direction, and I can't speak for prior administrations for why they didn't update it, why they didn't update to the fact that the Solid Waste Management Authority is no longer a free-standing entity and it was brought under the town board, things of this nature should be updated so we're operating according to the procedures, and people know that we're accountable to the procedures; right? And I'm happy to continue to meet with you and I'm happy to set a meeting for next to continue to talk about the other rules, the other changes; right?

DEPUTY SUPERVISOR SCALERO: And I'm glad to hear you say that now, but this probably could have been avoided if we had that conversation a week ago, because quite honestly, that was not what brought us here. What brought us here is a very clear -- I shouldn't say very clear, a veiled threat that we're just going to do what we want, we have the votes and that's going to happen. And I said, that's a shame because that's not what we've been working for together for months, and I don't know where that broke down, but that was basically the Supervisor looking for some sort of insurance policy, because you can't threaten three members of the board and say,

we're gonna do this with or without you, this is what we want, and then not expect some sort of reaction, and then turn around and say, oh, you know, it was illegal and wrong and crazy, we don't know why you did it. So, with that, I would -- unless there's some member of the public who would like to be heard on this, I would move this item, I would offer this resolution and move for its adoption.

CLERK SRIVASTAVA: Councilman Troiano.

MALE VOICE: Excuse me.

COUNCILWOMAN DALIMONTE: We have a motion --we have a motion on --

COUNCILMAN TROIANO: I'm sorry, there's been a motion --

DEPUTY SUPERVISOR SCALERO: We have a motion on the floor, I'm sorry.

COUNCILWOMAN DALIMONTE: We have a motion on the floor.

COUNCILMAN TROIANO: There's a motion on the floor.

MALE VOICE: Okay.

COUNCILMAN TROIANO: I'm not at all familiar with the issues that have been represented by the Deputy Supervisor tonight, and none of that, none of what he said has any impact on my decision on how I'm going to vote on Resolution 48. It's simply illegal. What's being proposed here is simply illegal. It goes against New York State law, and all of us know that New York State law supercedes town law. So if --

DEPUTY SUPERVISOR SCALERO: What proportion are you referring to?

COUNCILMAN TROIANO: I'm sorry, I'm talking now. And so for that reason, because it is illegal, I vote no on this resolution.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: No.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: No.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Sir Town Attorney, can you expand on if any proportion of this is illegal?

MR. CHIARA: There's a section --

COUNCILWOMAN DALIMONTE: Can you just talk into your mic, I'm sorry, John, I can't hear you.

MR. CHIARA: Article IV, Section E, this provision conflicts with Section 63 of town law and Section 20 of the Municipal Home Rule, which both state that actions cannot be taken without the affirmative vote of a majority of the entire board. This section says it can be taken from a vote of a majority of basically the quorum. You wouldn't be able to -- this section is not

enforceable, it's violation of state law.

DEPUTY SUPERVISOR SCALERO: Can I just ask, normally when any item, and this is not directed at you personally, Counsel, but normally when an item is submitted on the agenda by any department for any item, it gets reviewed, presumably by your office as to form and legality before it's put on the agenda. Was this reviewed beforehand?

MR. CHIARA: Yes, and it was related to Supervisor's counsel and it wasn't withdrawn, so, I can't take items off, I can't take items off unless they're withdrawn. I don't have that authority.

DEPUTY SUPERVISOR SCALERO: Thank you. There was a vote?

COUNCILMAN ADHAMI: No.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye -- wait, no, no. No, no, sorry, no, I do not want to pass this, no, yes, no.

COUNCILMAN ADHAMI: Yes or no?

COUNCILWOMAN DALIMONTE: No, no. It's a quarter to 12:00, I'm so tired.

DEPUTY SUPERVISOR SCALERO: Madam Clerk, please call the last four items, we're almost there.

CLERK SRIVASTAVA: Item No. 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.

DEPUTY SUPERVISOR SCALERO: I offer the resolution and move for it's adoption --

MR. MCDONOUGH: There's a card on it.

CLERK SRIVASTAVA: There's a card on this. Yes, yes, Tom McDonough.

MR. MCDONOUGH: Tom McDonough, President of CSEA, Unit 7555, North Hempstead. And this is one hundred percent business, it's not personal, I have no personal agenda here, this is business. The individual that's on here for a significant increase in their salary as a part timer for \$50 an hour does a great job for what she does, but it's a position that was held by a full-time employee in the past, and that person was never changed, that person does health benefits. That affects not only union employees, it affects every employee -- every full-time employee of the town. \$50 an hour? It's ridiculous. It keeps going up and going up and going up.

DEPUTY SUPERVISOR SCALERO: Mr. McDonough, that is a very valid point. Normally I'd agree with you, in this case, though, that's not a permanent salary increase for a part-time employee. Correct me if I'm wrong, I believe this is a temporary measure when somebody who is helping out as they transition through that office. I don't think that's a permanent --

MR. MCDONOUGH: I don't think so. I don't think so. It's the person who's been doing the health benefits, as far as I know, that there's nothing else going on there. I may be wrong, but I'm usually pretty good when it comes down to that.

DEPUTY SUPERVISOR SCALERO: I would be happy to look into that, I wish you had said that before the meeting because we could have adjusted it if need be, but there is a motion, it is on for tonight's agenda.

MR. MCDONOUGH: Thank you.

DEPUTY SUPERVISOR SCALERO: I believe I had already called -- said that I would --yes, there's a resolution to move for its adoption.

CLERK SRIVASTAVA: Councilman Troiano. Councilman Troiano.

COUNCILMAN TROIANO: Yeah, I'm stalling for time.

DEPUTY SUPERVISOR SCALERO: It's all about pace.

COUNCILMAN TROIANO: I want to give -- no, no, no, stay right there, I just wanted to give both of you an opportunity to come in and have us vote in your presence to your promotion, to your new titles. So I have the honor of casting the first vote, and Councilwoman Dalimonte has the honor of passing the last vote, so I'll leave it to her to extend congratulations to you, but I just wanted to you to be present for that. So, I vote aye on items 49-1 through 49-51.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: I vote aye on items 49-1 through items 49-51.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: I vote aye on items 49-1 to 49-51, and in my opinion, congratulations.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: I vote aye on item numbers 49-1 through 49-51.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: I vote aye on item numbers 49-1 through 49-51.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: I vote aye on items 49-1 through 49-51, and congratulations on your promotion, and thank you very much for everything you guys do for the Town of North Hempstead. Truly, George, I need your cell phone for when I have computer problems at home.

DEPUTY SUPERVISOR SCALERO: I don't think that's a job requirement.

COUNCILWOMAN DALIMONTE: No, no, no, on my work computer.

DEPUTY SUPERVISOR SCALERO: I don't get to vote on this, but I was actively involved in the selection process, so I want to congratulate both of you, just so that the public knows, I think it's important, both of these are -- gentlemen being named as commissioners in their respective departments, they are both extremely well qualified, we're fortunate to have both of them. Just as an aside, we like to hire from within, so they both came up through the system, they both are being promoted. In both cases, they filled the vacancy temporarily while their predecessors were gone and held down the fort, happily. I want to thank you both for doing that.

(Applause.)

DEPUTY SUPERVISOR SCALERO: Don't make us regret that, so that's a good thing. Thank you both. I will also add, no offense, we did consider outside applicants, they did not go automatically to the interior, they were far more qualified than any one of the outside applicants

we received, so it was great to be able to take somebody from within. Thank you.

COUNCILWOMAN DALIMONTE: Thank you.

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

RESOLUTION NO. 425 - 2022

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

WHEREAS, approval of this Board has been requested for the employment, appointment, transfer, adjustment, correction, change in grade or salary and/or termination of certain individuals, employees and/or officials in various departments of the Town of North Hempstead (the "Town") as more particularly set forth in the below resolutions; and

WHEREAS, that employments, appointments, transfers, adjustments, corrections, changes in grade or salary, and/or terminations (the "Employment Actions") that have been adopted are subject to completion of paperwork and civil service approval and are subject to the rules and regulations of the Nassau County Civil Service Commission and New York State Civil Service Law; and be it further

WHEREAS, that the term of appointment and employment of any person to an exempt position shall be at the pleasure of the Town Board.

WHEREAS, this Board finds it to be in the best interest of the Town to authorize the Employment Actions as follows:

RESOLVED

cc: Town Attorney Human Resources

RESOLUTIONNO: 384 - 1

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the full-time hire of Kerri-Ann Cucciniello to the title of Clerk Typist 1 in the amount of \$1,924.10 bi-weekly / \$50,026 annually in the Department of Public Works - Sidewalk District effective 07/09/22.

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

Nays: None.

RESOLUTIONNO: 384 - 2

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Sabrina Namigohar to the title of Clerk Typist Seasonal in the amount of \$15.00 hourly in the HR Department effective 07/09/22.

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

Nays: None.

RESOLUTIONNO: 384 - 3

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Leila Brabham to the title of Rec Aide in the amount of \$15.00 hourly in the Department of Parks & Recreation - Yes We Can effective 07/09/22.

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

Nays: None.

RESOLUTIONNO: 384 - 4

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Samuel Capuano to the title of Lifeguard Trainee in the amount of \$18.00 hourly in the Department of Parks & Recreation - Manorhaven effective 07/09/22.

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

Nays: None.

RESOLUTIONNO: 384 - 5

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Jack Chatham to the title of Attendant in the amount of \$15.00 hourly in the Department of Parks & Recreation - Tully Park effective 07/09/22.

Ayes: Councilperson Adhami, Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.
Nays: None.

RESOLUTION NO: 384 - 6

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Jayden Chow to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Manorhaven effective 07/09/22.

Ayes: Councilperson Adhami, Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.
Nays: None.

RESOLUTION NO: 384 - 7

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Christopher Diodonet to the title of Rec Aide in the amount of \$20.00 hourly in the Department of Parks & Recreation - Yes We Can effective 07/09/22.

Ayes: Councilperson Adhami, Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.
Nays: None.

RESOLUTION NO: 384 - 8

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Daniel Driscoll to the title of Lifeguard 1 in the amount of \$18.00 hourly in the Department of Parks & Recreation - Martin "Bunky" Reid effective 07/09/22.

Ayes: Councilperson Adhami, Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.
Nays: None.

RESOLUTION NO: 384 - 9

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Leann Ferron to the title of Attendant in the amount of \$15.00 hourly in the Department of Parks & Recreation - Whitney Pond Park effective 07/09/22.

Ayes: Councilperson Adhami, Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.
Nays: None.

RESOLUTION NO: 384 - 10

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Carly Fitzgerald to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Tully Park effective 07/09/22.

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

Nays: None.

RESOLUTION NO: 384 - 11

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Nathan Gaysynsky to the title of Lifeguard Trainee in the amount of \$18.00 hourly in the Department of Parks & Recreation - Whitney Pond Park effective 07/09/22.

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

Nays: None.

RESOLUTION NO: 384 - 12

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Alexander Guzman to the title of Laborer I in the amount of \$15.00 hourly in the Department of Parks & Recreation - Whitney Pond Park effective 07/09/22.

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

Nays: None.

RESOLUTION NO: 384 - 13

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Markus-Aare Joks to the title of Lifeguard Trainee in the amount of \$18.00 hourly in the Department of Parks & Recreation - Tully Park effective 07/09/22.

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

Nays: None.

RESOLUTION NO: 384 - 14

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Nicole Kessler to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Manorhaven effective 07/09/22.

Ayes: Councilperson Adhami, Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.
Nays: None.

RESOLUTIONNO: 384 - 15

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Aidan Murphy to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Manorhaven effective 07/09/22.

Ayes: Councilperson Adhami, Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.
Nays: None.

RESOLUTIONNO: 384 - 16

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of James Newbold to the title of Laborer I in the amount of \$15.00 hourly in the Department of Parks & Recreation - Tully Park effective 07/09/22.
Ayes: Councilperson Adhami, Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.
Nays: None.

07/09/22. RESOLUTIONNO: 384 - 17

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Kenneth Pangbourne to the title of Attendant in the amount of \$15.00 hourly in the Department of Parks & Recreation - NHBP effective 07/09/22.
Ayes: Councilperson Adhami, Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.
Nays: None.

RESOLUTIONNO: 384 - 18

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Angelo Radazzo to the title of Attendant in the amount of \$15.00 hourly in the Department of Parks & Recreation - CGM effective 07/09/22.
Ayes: Councilperson Adhami, Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.
Nays: None.

RESOLUTIONNO: 384 - 19

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Daniel Santos to the title of

Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Martin "Bunky" Reid effective 07/09/22.

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

Nays: None.

RESOLUTION NO: 384 - 20

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Robert Shevlin to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Martin "Bunky" Reid effective 07/09/22.

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

Nays: None.

RESOLUTION NO: 384 - 21

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the status change from PT to PT with Seasonal Hours for John Cutajar in the title of Lifeguard I in the amount of \$18.75 hourly in the Department of Parks & Recreation - Manorhaven effective retro to 6/16/22.

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

Nays: None.

RESOLUTION NO: 384 - 22

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 Andrew Auer to the title of Equipment Operator 1 in the amount of \$25.33 hourly / \$52,689 annually in the Department of Public Works - Sidewalk District effective 07/09/22.

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

Nays: None.

RESOLUTION NO: 384 - 23

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 Borzoni to the title of Equipment Operator 1 in the amount of \$25.33 hourly / \$52,689 annually in the Highways Department effective 07/09/22.

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

Nays: None.

RESOLUTION NO: 384 - 24

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 Staller to the title of Equipment Operator 1 in the amount of \$25.33 hourly / \$52,689 annually in the Highways Department effective 07/09/22.

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

Nays: None.

RESOLUTIONNO: 384 - 25

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 Matthew Buck to the title of Equipment Operator 1 in the amount of \$26.63 hourly / \$55,400 annually in the Department of Parks & Recreation - NHBP effective 07/09/22.

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

Nays: None.

RESOLUTIONNO: 384 - 26

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the grade, step and salary change for Bonnie Lynn Klein in the title of Horticulturist to the amount of \$37.48 hourly / \$77,968 annually in the Department of Parks & Recreation - Clark effective 07/09/22.

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

Nays: None.

RESOLUTIONNO: 384 - 27

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves merit raise for Arthur Gerhardt in the title of Equipment Supervisor to the amount of \$43.35 hourly / \$90,165 annually in the Department of Parks & Recreation - Vehicle Repair Facility effective 07/09/22.

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

Nays: None.

RESOLUTIONNO: 384 - 28

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the salary change for Monique John in the title of Sec to Comm Info Tech to the amount of \$1,672.50 bi-weekly / \$43,485 annually in the 311 Call Center effective 07/09/22.

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

Nays: None.

RESOLUTIONNO: 384 - 29

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the salary change for Delaynee Santos in the title of Sec to Councilman to the amount of \$1,917.77 bi-weekly / \$49,862 annually in the 311 Call Center effective 07/09/22.

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

Nays: None.

RESOLUTION NO: 384 - 30

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the salary change for Lucie Delva-Bolden in the title of Sec to Councilman to the amount of \$2,168.00 bi-weekly / \$56,368 annually in the 311 Call Center effective 07/09/22.

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

Nays: None.

RESOLUTION NO: 384 - 31

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the hourly rate change for Patrick Farrell in the title of Laborer 1 P/T to the amount of \$20.00 hourly in the DoITT effective 07/09/22.

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

Nays: None.

RESOLUTION NO: 384 - 32

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the returning seasonal hourly rate change for Michael Merolla in the title of Attendant to the amount of \$15.00 hourly in the Department of Parks & Recreation CGM effective 07/09/22.

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

Nays: None.

RESOLUTION NO: 384 - 33

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the returning seasonal hourly rate change for Emily Stampfli in the title of Attendant to the amount of \$15.00 hourly in the Department of Parks & Recreation CGM effective 07/09/22.

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

Nays: None.

RESOLUTION NO: 384 - 34

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the PT with seasonal hourly rate change for Naura LaPlante in the title of Rec Aide to the amount of \$17.00 hourly in the Department of Parks & Recreation - Yes We Can effective retro to 6/16/2022.

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

Nays: None.

RESOLUTION NO: 384 - 35

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the PT with seasonal hourly rate change for Ayesha Patel in the title of Lifeguard Trainee to the amount of \$18.00 hourly in the Department of Parks & Recreation - Tully Park effective retro to 6/16/2022.

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

Nays: None.

RESOLUTION NO: 384 - 36

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the PT with seasonal hourly rate change for Michael Baltzer in the title of Lifeguard I to the amount of \$20.00 hourly in the Department of Parks & Recreation - Martin "Bunky" Reid Park effective retro to 6/16/2022.

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

Nays: None.

RESOLUTION NO: 384 - 37

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hourly rate change for Kelly Chau in the title of Lifeguard 1 to the amount of \$18.00 hourly in the Department of Parks & Recreation - Harbor Hills effective retro to 6/16/2022.

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

Nays: None.

RESOLUTION NO: 384 - 38

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hourly rate change for Kyra Kim in the title of Lifeguard 1 to the amount of \$18.00 hourly in the Department of Parks & Recreation - Manorhaven effective retro to 6/16/2022.

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

Nays: None.

RESOLUTION NO: 384 - 39

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hourly rate change for Selina Polisi in the title of Lifeguard 1 to the amount of \$18.00 hourly in the Department of Parks & Recreation - CGM effective retro to 6/16/2022.

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

Nays: None.

RESOLUTION NO: 384 - 40

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hourly rate change for Christopher Szynwald in the title of Lifeguard 1 to the amount of \$18.00 hourly in the Department of Parks & Recreation - Whitney Pond Park effective retro to 6/16/2022.

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

Nays: None.

RESOLUTION NO: 384 - 41

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hourly rate change for Daniel Velsor in the title of Lifeguard I to the amount of \$18.00 hourly in the Department of Parks & Recreation - Tully Park effective retro to 6/16/2022.

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

Nays: None.

RESOLUTION NO: 384 - 42

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hourly rate change for Paz Wysoki in the title of Lifeguard 1 to the amount of \$18.00 hourly in the Department of Parks & Recreation - Harbor Hills effective retro to 6/16/2022.

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

Nays: None.

RESOLUTION NO: 384 - 43

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hourly rate change for Mai Zilka in the title of Lifeguard 1 to the amount of \$18.00 hourly in the Department of Parks & Recreation - Harbor Hills effective retro to 6/16/2022.

Ayes: Councilperson Adhami, Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.
Nays: None.

RESOLUTION NO: 384 - 44

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the full-time employee location change for Rosa Atahualpa in the title of Laborer 1 in the amount of \$27.35 hourly / \$56,880 annually to the Department of Parks & Recreation - NHBP effective 07/09/22.

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

Nays: None.

RESOLUTION NO: 384 - 45

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the PT with seasonal hours location change for Marcia Trice Noel in the title of Lifeguard I in the amount of \$18.00 hourly to the Department of Parks & Recreation - CGM effective 07/09/22.

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

Nays: None.

RESOLUTION NO: 384 - 46

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal employee location change for Julian Bubniak in the title of Laborer I in the amount of \$15.00 hourly to the Department of Parks & Recreation - Tully Park effective 07/09/22.

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

Nays: None.

RESOLUTION NO: 384 - 47

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal employee location change for Gregory Katchis in the title of Lifeguard 1 in the amount of \$18.00 hourly to the Department of Parks & Recreation - Harbor Hills effective 07/09/22.

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

Nays: None.

RESOLUTION NO: 384 - 48

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal employee location change for Katherine McWilliam in the title of Lifeguard 1 in the amount of \$18.00 hourly to the Department of Parks &

Recreation - Manorhaven effective 07/09/22.

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

Nays: None.

RESOLUTION NO: 384 - 49

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal employee location change for Raven Roberts in the title of Lifeguard 1 in the amount of \$18.00 hourly to the Department of Parks & Recreation - Whitney Pond Park effective 07/09/22.

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

Nays: None.

RESOLUTION NO: 384 - 50

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal employee location change for Claire Schick in the title of Lifeguard 1 in the amount of \$18.00 hourly to the Department of Parks & Recreation - Harbor Hills effective retro to 6/16/2022.

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

Nays: None.

RESOLUTION NO: 384 - 51

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal employee location change for Alexander Zabierowski in the title of Laborer I in the amount of \$15.00 hourly to the Department of Parks & Recreation - Gerry Pond Park effective 07/09/22.

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

Nays: None.

RESOLUTION NO: 384 - 52

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the full-time employee resignation of Vincent Gennaro in the title of Laborer 1 in the amount of \$23.27 hourly / \$48,411 annually in the Highways Department effective 06/17/22.

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

Nays: None.

RESOLUTION NO: 384 - 53

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the full-time employee resignation of Sharon Abramski in the title of Administrative Officer in the amount of \$2,692.40 bi-weekly / \$70,002 annually in the HR Department effective 07/08/22.

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

Nays: None.

RESOLUTION NO: 384 - 54

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time employee resignation of Samantha Pugliese in the title of Lifeguard 1 in the amount of \$20.50 hourly in the Department of Parks & Recreation - Manorhaven effective 06/20/22.

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

Nays: None.

RESOLUTION NO: 384 - 55

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time employee termination of Jordan Haas in the title of Attendant/311 Call Rep in the amount of \$16.00 hourly in the 311 Call Center effective 06/21/22.

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

Nays: None.

RESOLUTION NO: 384 - 56

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hiring of Sharon Abramski in the title of Clerk Typist Seasonal in the amount of \$33.50 hourly in the HR Department effective 07/09/22.

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

Nays: None.

RESOLUTION NO: 384 - 57

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the full-time employee Department change for Dea-Rey Caliguri in the title of Clerk Typist 1 in the amount of \$2,234.80 bi-weekly / \$58,104 annually to the HR Department effective 07/09/22.

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

Nays: None.

RESOLUTION NO: 384 - 58

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the full-time hire of Uma Kumar to the title of Research Asst. to Supervisor in the amount of \$2,275.60 bi-weekly / \$59,166 annually in the Town Clerk's Office effective 07/09/22.

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

Nays: None.

CLERK SRIVASTAVA: Item No. 50, a resolution ratifying the placement of a volunteer firefighters benefit law liability policy.

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

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

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

RESOLUTION NO. 426 - 2022

A RESOLUTION RATIFYING THE PLACEMENT OF A VOLUNTEER FIREFIGHTERS BENEFIT LAW LIABILITY POLICY.

WHEREAS, pursuant to the Volunteer Firefighters' Benefit Law, the Town provides coverage to certain volunteer firefighters that become injured during the line of duty; and

WHEREAS, the Town of North Hempstead's current insurance policy for Volunteer Firefighter Benefit Law coverage expired on July 1, 2022; and

WHEREAS, the Town received favorable pricing and coverage quotations for a Volunteer Firefighter Benefit Law policy from New York State Public Entities Safety Group for the period of July 1, 2022 through July 1, 2023; and

WHEREAS, the Town's insurance broker has recommended placement of the policy as quoted; and

WHEREAS, the Town's insurance broker has placed the policy.

NOW, THEREFORE, BE IT

RESOLVED that the Town Board ratifies the placement of the Volunteer Firefighter Benefit Law policy with New York State Public Entities Safety Group for the period of July 1, 2022 through July 1, 2023; and be it further

RESOLVED that the Supervisor, Comptroller, Commissioner of Human Resources and Town Attorney are hereby authorized to take such other action as may be necessary to effectuate the foregoing; and be it further

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

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

RESOLUTION NO- 425 -36

cc: Town Attorney Supervisor Comptroller

CLERK SRIVASTAVA: Item No. 51, a resolution approving the action of the Alert Engine, Hook, Ladder and Hose Co. No. 1 Inc., Great Neck, New York, in removing from membership John King and Davis Orginski.

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

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

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

RESOLUTION NO. 427 - 2022

A RESOLUTION APPROVING THE ACTION OF THE ALERT ENGINE, HOOK, LADDER AND HOSE CO. NO. 1 INC., GREAT NECK, NEW YORK, IN REMOVING FROM MEMBERSHIP JOHN KING AND DAVIS ORGINSKI.

WHEREAS, the Alert Engine, Hook, Ladder and Hose Co. No. 1, Inc., Great Neck, New York, has advised of removing John King and Davis Orginski from membership.

NOW, THEREFORE, BE IT

RESOLVED that the action of the Alert Engine, Hook, Ladder and Hose Co. No. 1, Inc., 555 Middle Neck Rd., Great Neck, NY 11023, in removing John King and Davis Orginski from membership the same hereby is approved and the Town Clerk directed to record their names in the Minutes of the Town Board.

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

RESOLUTION NO- 425 -36

cc: Alert Engine Town Attorney Comptroller

CLERK SRIVASTAVA: Item No. 52, a resolution approving the action of the Fire-Medic Co., No. 1, Port Washington, New York, in adding to membership Tingting Kang and removing from membership Jacob Silverman.

COUNCILWOMAN DALIMONTE: That's item 52? I have a different header. Do you have a different header? I have a different header for 52. Removing from membership Jacob Silverman?

COUNCILMAN WALSH: Yeah, 52, that's what I have.

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

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

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. 428 - 2022

A RESOLUTION APPROVING THE ACTION OF THE FIRE-MEDIC CO., NO. 1, PORT WASHINGTON, NEW YORK, IN ADDING TO MEMBERSHIP TINGTING KANG AND REMOVING FROM MEMBERSHIP JACOB SILVERMAN.

WHEREAS, the Fire-Medic Co. No. 1, Port Washington, New York, has advised of adding Tingting Kang to membership and removing Jacob Silverman from membership.

NOW, THEREFORE, BE IT

RESOLVED that the action of the Fire-Medic Co. No. 1, 65 Harbor Rd, Port Washington, NY 11050, in adding Tingting Kang of 282 Main Steet, Suite D, Port Washington, NY, 11050 to membership and of removing Jacob Silverman from membership and the same hereby is approved and the Town Clerk directed to record their names in the Minutes of the Town Board.

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Fire-Medic Co. No. 1 Town Attorney Comptroller

CLERK SRIVASTAVA: Item No. 53, a resolution approving the action of the Flower Hill Hose Company, No. 1, Port Washington, New York, in removing from membership Sean McHugh and Christian Lyons.

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

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

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. 429 - 2022

A RESOLUTION APPROVING THE ACTION OF THE FLOWER HILL HOSE COMPANY, NO. 1, PORT WASHINGTON, NEW YORK, IN REMOVING FROM MEMBERSHIP SEAN MCHUGH AND CHRISTIAN LYONS.

WHEREAS, the Flower Hill Hose Company, No. 1, Port Washington, New York, has advised of removing from membership Sean McHugh and Christian Lyons.

NOW, THEREFORE, BE IT

RESOLVED that the action of the Flower Hill Hose Company, No. 1, at 12 Haven Avenue, Port Washington, New York, 11050 in removing from membership Sean McHugh and Christian Lyons, be and the same hereby is approved and the Town Clerk directed to record the names in the Minutes of the Town Board.

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Flower Hill Hose Co., No. 1 Town Attorney Comptroller

CLERK SRIVASTAVA: Item No. 54, a resolution approving the action of the Protection Engine Company 1, Port Washington, New York in removing William Trapp from membership and in reclassifying Christopher Costa from regular member to associate member.

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

CLERK SRIVASTAVA: Councilman Troiano.

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

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. 430 - 2022

A RESOLUTION APPROVING THE ACTION OF THE PROTECTION ENGINE COMPANY 1, PORT WASHINGTON, NEW YORK IN REMOVING WILLIAM TRAPP FROM MEMBERSHIP AND IN RECLASSIFYING CHRISTOPHER COSTA FROM REGULAR MEMBER TO ASSOCIATE MEMBER.

WHEREAS, the Protection Engine Company 1, 14 S. Washington Street, Port Washington, New York, 11050 has advised of removing William Trapp from membership and in reclassifying Christopher Costa from regular member to associate member.

NOW, THEREFORE, BE IT

RESOLVED that the action of the Protection Engine Company 1, 14 S. Washington Street, Port Washington, New York, 11050, in removing William Trapp from membership and reclassifying Christopher Costa from Regular Member to Associate Member, and the same hereby is approved and the Town Clerk directed to record the name in the Minutes of the Town Board.

Dated: Manhasset, New York

August 4, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Supervisor DeSena.

cc: Protection Engine Town Clerk

CLERK SRIVASTAVA: All right, we are done with our agenda today. We need a motion to adjourn.

DEPUTY SUPERVISOR SCALERO: I'll entertain a motion to adjourn by anyone.

CLERK SRIVASTAVA: Councilman Troiano.

DEPUTY SUPERVISOR SCALERO: Councilman Troiano?

COUNCILWOMAN DALIMONTE: Troiano?

COUNCILMAN ZUCKERMAN: He's not ready yet.

COUNCILMAN TROIANO: I'm waiting for midnight.

COUNCILWOMAN DALIMONTE: We all have bets, mine is midnight; can we wait five minutes?

COUNCILMAN TROIANO: Aye.

CLERK SRIVASTAVA: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

CLERK SRIVASTAVA: Councilman Walsh.

COUNCILMAN WALSH: I don't know, I think I'm gonna wait till midnight, too. Aye.

CLERK SRIVASTAVA: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

CLERK SRIVASTAVA: Councilman Adhami.

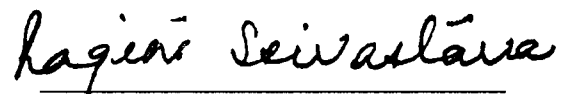
COUNCILMAN ADHAMI: Aye.

CLERK SRIVASTAVA: Councilwoman Dalimonte.

COUNCILWOMAN DALIMONTE: Aye.

CLERK SRIVASTAVA: Thank you so much, goodnight, everyone.

(At 11:55 p.m., the proceedings were concluded.)

A handwritten signature in black ink, reading "Rajiv Srivastava". The signature is written in a cursive style and is positioned above a horizontal line.

Town Clerk