

**TOWN OF NORTH HEMPSTEAD
BOARD MEETING**

AGENDA



March 14, 2023

7:00 PM

CONTINUATIONS:

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

Synopsis: The proposed local law would revise certain code enforcement provisions in the Town Code to comply with recent amendments to State regulations regarding the New York State Uniform Building Code and Energy Code. Continued from February 7, 2023.

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

Synopsis: The purpose of the local law is to amend Article XXIII related to the procedure for revoking a certificate of occupancy or a certificate of existing use. Continued from January 24, 2023. **Will be continued to April 4, 2023.**

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

Synopsis: The purpose of the public hearing is to consider amendments to the Town's Tree Policy, which governs the planting and removal of trees and saplings in a public right-of-way and Town-owned public places. Continued from February 7, 2023. **Will be continued to May 2, 2023.**

PUBLIC HEARINGS:

4. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 7 OF THE TOWN CODE ENTITLED "BUILDING CODE".

Synopsis: The purpose of this local law is to correct the Part of the New York Code, Rules and Regulations containing the Uniform Code: Minimum Standards for Administration and Enforcement.

- 5.

A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW ESTABLISHING CHAPTER 9A OF THE TOWN CODE ENTITLED "BUILDING AND SAFETY: OPERATING PERMITS".

Synopsis: The purpose of the local law is to establish minimum standards for the administration and enforcement of the New York State Uniform Fire Prevention and Building Code and the New York State Energy Conservation Construction Code by requiring that operating permits be obtained for the conduct of certain activities or the operation of certain facilities within the Town.

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

Synopsis: The purpose of the proposed local law is to require electric vehicle charging station capabilities in certain residential and commercial contexts.

7. A PUBLIC HEARING TO CONSIDER THE RESCISSION OF ORDINANCES AFFECTING DAYTON STREET IN NEW CASSEL, NEW YORK.

Synopsis: The rescission of these ordinances will remove the presently posted time limit parking restrictions on the east and west sides of Dayton Street in New Cassel.

RESOLUTIONS:

8. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE APPLICATION OF MICHAEL TOBIAS FOR A SPECIAL USE PERMIT FOR THE PREMISES LOCATED AT 111 MAGNOLIA AVENUE, WESTBURY AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 11, BLOCK 141, LOT 37.

Synopsis: The proposed action is the construction of a below-grade parking level in conjunction with a new 35,215 s.f. warehouse on a 0.57-acre property. Tentative hearing date is April 4, 2023.

9. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE APPLICATION OF TWEEZERMAN INTERNATIONAL, LLC FOR SITE PLAN REVIEW FOR THE PREMISES LOCATED AT 2 TRI-HARBOR COURT, PORT WASHINGTON AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 6, BLOCK 89, LOT 57.

Synopsis: The proposed action is a two-story, 16,856 s.f. addition to an existing 46,918 s.f. warehouse on a 6.27-acre lot. Associated site work includes landscaping, parking, and drainage improvements. Tentative hearing date is April 4, 2023.

10. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW ESTABLISHING CHAPTER 43 OF THE TOWN CODE OF THE TOWN OF NORTH HEMPSTEAD ENTITLED "REGULATION OF PUBLIC SPACES."

Synopsis: The adoption of the proposed local law would establish Chapter 43 as well as adopt regulations prohibiting urinating and defecating in public places and providing penalties for violations. Tentative hearing date is April 4, 2023.

11. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW OPTING INTO A TAX EXEMPTION FOR VOLUNTEER FIREFIGHTERS AND VOLUNTEER AMBULANCE WORKERS.

Synopsis: The proposed local law would be adopted for the purpose of opting into the Real Property Tax Law Section 466-a ten percent (10%) property tax exemption for Town and Special District taxes for volunteer firefighters and volunteer ambulance workers with at least two (2) years of service. Tentative hearing date is April 4, 2023.

12. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW OPTING INTO A TAX EXEMPTION FOR VOLUNTEER FIREFIGHTERS AND VOLUNTEER AMBULANCE WORKERS.

Synopsis: The proposed local law would be adopted for the purpose of opting into the Real Property Tax Law Section 466-a ten percent (10%) property tax exemption for Town and Special District taxes for volunteer firefighters and volunteer ambulance workers with at least two (2) years of service. Tentative hearing date is April 4, 2023.

13. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING ARTICLE X OF THE UNIFORM TRAFFIC CODE ENTITLED "PARKING AREA AT MARY JANE DAVIES GREEN PARK."

Synopsis: The purpose of the local law is to consider an amendment to Article X of the Uniform Traffic Code, entitled "Parking Area at Mary Jane Davies Green Park", to convert two parking spaces designated as identification sticker parking only to non-identification sticker parking to allow for electric vehicle parking and charging. Tentative hearing date is April 4, 2023.

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

Synopsis: The proposed local law would add a new article, Article XV, to require that the fiscal impacts of a resolution or action taken by the Town Board be known in advance of decision making. Tentative hearing date is April 4, 2023.

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

Synopsis: The adoption of this ordinance will establish a Reserved Parking space on the north side of Division Avenue, east of State street, in Westbury. Tentative hearing date is April 4, 2023.

16. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING ALLEN DRIVE IN MANHASSET, NEW YORK.

Synopsis: The adoption of these ordinances will add a reserved parking spot and a 2 hour time limited restriction on the east side of Allen Drive, north of North Cherry Brook Place, in Manhasset. Tentative hearing date is April 4, 2022.

17. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE RESCISSION AND ADOPTION OF AN ORDINANCE AFFECTING LINDBERG BOULEVARD IN CARLE PLACE, NEW YORK.

Synopsis: The rescission and adoption of this ordinance will remove the existing time limited parking on the west of Lindberg Boulevard, between Curtis Avenue and Wright Avenue, in Carle Place. Tentative hearing date is April 04, 2023.

18. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING SHEPHERD LANE IN ROSLYN HEIGHTS, NEW YORK.

Synopsis: The adoption of this ordinance will establish a Full Stop southbound on Sheperd Lane, at its intersection with Snapdragon Lane, in Roslyn Heights. Tentative hearing date is April 4, 2023.

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

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

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

22. A RESOLUTION AUTHORIZING THE PREPARATION AND SUBMISSION OF A GRANT APPLICATION TO THE NASSAU SOIL AND WATER CONSERVATION DISTRICT AND THE TAKING OF RELATED ACTION.

23. A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR REPLACEMENT OF TRACK AND TURF FIELD AT MICHAEL J. TULLY PARK, NEW HYDE PARK, NY, DPW PROJECT NO. 19-17.

24. A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR UTILITY CART LEASE (TNH109-2023).

25. A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR HVAC SERVICES (TNH037-2023).

26. A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR TURF MANAGEMENT PRODUCTS (TNH010-2023).

27. A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR TREES, FLOWERS, SHRUBS (TNH038-2023).

28. A RESOLUTION AUTHORIZING THE AWARD OF A MINIBID FOR VEHICLES.

29. A RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH NELSON & POPE ENGINEERING,

ARCHITECTURE AND LAND SURVEYING, PLLC FOR ENGINEERING SERVICES RELATED TO THE IMPROVEMENTS TO THE HVAC SYSTEM AT THE TOWN ANIMAL SHELTER, 75 MARINO AVE., PORT WASHINGTON, NEW YORK, DPW PROJECT NO. 23-07.

30. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH SPORTIME TENNIS FOR TENNIS INSTRUCTION AT MANORHAVEN BEACH PARK, PORT WASHINGTON.
31. A RESOLUTION AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT WITH KYRA'S CHAMPIONS FOR THE PLACEMENT OF PINWHEELS AT VARIOUS TOWN PARKS IN RECOGNITION OF NATIONAL CHILD ABUSE PREVENTION MONTH.
32. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE CENTER FOR ENVIRONMENTAL DISCOVERY AND EDUCATION FOR THE CARE OF QUAILS AT CLARK BOTANIC GARDEN, ALBERSTON.
33. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH EAST END VOLLEYBALL TO CONDUCT ADULT AND JUNIOR VOLLEYBALL LEAGUES AT NORTH HEMPSTEAD BEACH PARK, PORT WASHINGTON.
34. A RESOLUTION AUTHORIZING THE EXECUTION OF AGREEMENTS WITH VARIOUS VOLUNTEERS AND VENDORS TO PROVIDE STAFF DEVELOPMENT TRAINING FOR THE TOWN OF NORTH HEMPSTEAD "YES WE CAN" COMMUNITY CENTER STAFF.
35. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH PIERCE COUNTRY DAY CAMP FOR TEMPORARY PARKING SPACES AT NORTH HEMPSTEAD BEACH PARK, PORT WASHINGTON.
36. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH SAF-T-SWIM FOR SWIM LESSONS AT HARBOR HILLS AND WHITNEY POND POOLS.
37. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH KOSTAL ENTERPRISES FOR SEASONAL CLASSES AND EQUIPMENT STORAGE AT MANORHAVEN BEACH PARK AND NORTH HEMPSTEAD BEACH PARK.
38. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH ENVIRO-TEST INCORPORATED FOR ENVIRONMENTAL TESTING AT MICHAEL J. TULLY PARK, NEW HYDE PARK.
39. A RESOLUTION AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT WITH RESIDENTS FOR A MORE BEAUTIFUL PORT WASHINGTON FOR THEIR ANNUAL GALA AT NORTH HEMPSTEAD BEACH PARK, PORT WASHINGTON.
- 40.

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH NORTH SHORE UNIVERSITY HOSPITAL AND LONG ISLAND JEWISH MEDICAL CENTER FOR PROVIDING SCREENINGS, WELLNESS PROGRAMS, DISPENSERS AND SUNSCREEN AT VARIOUS TOWN PARKS.

41. A RESOLUTION AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT WITH THE LEADERSHIP TRAINING INSTITUTE FOR THE USE OF THE ROSLYN COMMUNITY CENTER, ROSLYN HEIGHTS, NEW YORK.
42. A RESOLUTION AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT WITH THE PORT WASHINGTON FIRE DEPARTMENT FOR THEIR ANNUAL INSTALLATION DINNER AT NORTH HEMPSTEAD BEACH PARK, PORT WASHINGTON AND WAIVING THE FEES FOR THE USE THEREOF.
43. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH ALL ABOUT SPAY NEUTER INC. FOR A TRAP, NEUTER AND RELEASE PROGRAM (TNH059-2023).
44. A RESOLUTION AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT WITH BE THE RAINBOW, INC. FOR THE PLACEMENT OF PRIDE FLAGS ON LAMP POSTS ALONG MAIN STREET IN PORT WASHINGTON.
45. A RESOLUTION AUTHORIZING THE EXECUTION OF AGREEMENTS FOR PERFORMERS, INSTRUCTORS, EQUIPMENT AND OTHER SERVICES FOR SEASONAL CULTURAL EVENTS ORGANIZED BY THE TOWN OF NORTH HEMPSTEAD DEPARTMENT OF PARKS AND RECREATION FOR THE 2023 CALENDAR YEAR.
46. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH HARBOR LINKS GOLF COURSE FOR THE SENIOR RECOGNITION LUNCHEON ON MAY 23, 2023.
47. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH GRAHIC IMAGE TO UPDATE THE MAILING LIST FOR PROJECT INDEPENDENCE.
48. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE COALITION TO SAVE HEMPSTEAD HARBOR FOR THE PLACEMENT OF OYSTER GARDENS AT NORTH HEMPSTEAD BEACH PARK, PORT WASHINGTON.
49. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE NORTH SHORE ANIMAL LEAGUE AMERICA, INC. FOR THE USE OF A PORT WASHINGTON PUBLIC PARKING DISTRICT PARKING LOT.
50. A RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERMUNICIPAL AGREEMENT WITH THE TOWN OF OYSTER BAY AND THE CITY OF GLEN COVE FOR A JOINT CLEAN UP OF HEMPSTEAD HARBOR.
- 51.

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE NASSAU COUNTY BOARD OF ELECTIONS FOR THE USE OF TOWN FACILITIES AS POLLING LOCATIONS.

52. A RESOLUTION RATIFYING THE EXECUTION OF AN AGREEMENT WITH MILBER MAKRIS PLOUSADIS & SEIDEN LLP TO PROVIDE LEGAL SERVICES.
53. A RESOLUTION AUTHORIZING THE USE OF AN AGREEMENT BETWEEN THE TOWN OF HUNTINGTON AND VARIOUS VENDORS FOR ARTS AND CRAFTS.
54. A RESOLUTION AUTHORIZING THE USE OF AN AGREEMENT BETWEEN THE TOWN OF HUNTINGTON AND VARIOUS VENDORS FOR ATHLETIC GAMES AND EQUIPMENT.
55. A RESOLUTION AUTHORIZING THE USE OF AN AGREEMENT BETWEEN THE TOWN OF HUNTINGTON AND EWING IRRIGATION PRODUCTS, INC. FOR IRRIGATION EQUIPMENT SUPPLIES AND ACCESSORIES FOR GOLF COURSES AND SPORTS FIELDS.
56. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH DE BRUIN ENGINEERING, P.C. FOR ENGINEERING SERVICES RELATED TO THE REHABILITATION OF PARKING LOT 2, PORT WASHINGTON, DPW PROJECT NO. 21-01.
57. A RESOLUTION AUTHORIZING AN AMENDMENT TO AN AGREEMENT WITH SUFFOLK COUNTY CATERERS LLC FOR CONCESSION AND CATERING SERVICES (TNH 094-2022).
58. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH THE LANDTEK GROUP FOR INSTALLATION OF FENCING AT VARIOUS TOWN FACILITIES(TNH211-2019).
59. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH MACCARONE PLUMBING INC. FOR BACKFLOW PREVENTION SERVICES (TNH259-2021).
60. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH MACCARONE PLUMBING INC.FOR PLUMBING SERVICES-REPAIR SERVICING, MAINTENANCE AND NEW INSTALLATION (TNH283-2022).
61. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH H2M ARCHITECTS & ENGINEERS FOR GIS SUPPORT SERVICES.
62. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH PUMP AND MOTOR CORP FOR REPAIR OF HIGH-VOLUME MOBILE PUMPS FOR SOLID WASTE MANAGEMENT (TNH216-2019).

63. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH CUSTOM MARINE INC. FOR WATERWAY DEBRIS REMOVAL SERVICES (TNH257-2021).
64. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH WISDOM PROTECTIVE SERVICES FOR SECURITY SERVICES (TNH006-2021).
65. A RESOLUTION AUTHORIZING AN AMENDMENT TO AN AGREEMENT WITH PORT WASHINGTON WATER TAXI, INC. AND MEYRAN MARINE SERVICES, INC. FOR WATER TAXI SERVICES AND THE INSTALLATION AND MAINTENANCE OF TRANSIENT AND DEEP DRAFT MOORINGS IN MANHASSET BAY.
66. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH SANTORE'S WORLD FAMOUS FIREWORKS, LLC (TNH082-2020).
67. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH ECO-LEAP LLC FOR ENVIRONMENTAL SERVICES (TNH282-2022).
68. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH LIVE VOICE FOR OVERNIGHT CALL CENTER SERVICES.
69. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH DE BRUIN ENGINEERING P.C. FOR ENGINEERING WORK AT ALVAN PETRUS PARK.
70. A RESOLUTION AUTHORIZING THE PURCHASE OF TORO SANDPROS FROM STORR TRACTOR COMPANY.
71. A RESOLUTION ESTABLISHING A NEW PROPERTY ADDRESS OF 1052 BROADWAY, WESTBURY, NEW YORK FOR THE PREMISES IDENTIFIED AS SECTION 11, BLOCK 56, LOTS 101 AND 102 ON THE LAND AND TAX MAP OF THE COUNTY OF NASSAU.
72. A RESOLUTION AUTHORIZING THE PURCHASE OF SOFTWARE MAINTENANCE AND TECHNICAL SUPPORT SERVICES FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS.
73. A RESOLUTION APPOINTING JOHN MORRIS AS COMPTROLLER FOR THE TOWN OF NORTH HEMPSTEAD.
74. A RESOLUTION MAKING AN APPOINTMENT TO THE NORTH HEMPSTEAD HOUSING AUTHORITY.
- 75.

A RESOLUTION AUTHORIZING THE TRANSFER OF ARPA FUNDS FROM THE GENERAL FUND TO A CAPITAL FUND FOR THE MANHASSET SEWER CONVERSION PROJECT.

76. A RESOLUTION AUTHORIZING THE WAIVER OF FEES FOR THE PORT WASHINGTON PUBLIC LIBRARY'S USE OF BLUMENFELD FAMILY PARK FOR THE GREAT LIBRARY CARD ADVENTURE.
77. A RESOLUTION IN SUPPORT OF THE INSTALLATION OF A SEWER MAIN ALONG PLANDOME ROAD.
78. A RESOLUTION AUTHORIZING THE ASSIGNMENT OF AN AGREEMENT FOR ENGINEERING SERVICES IN CONNECTION WITH BAYVIEW AVE. STABILIZATION TO GEI CONSULTANTS, INC. PC.
79. A RESOLUTION IN SUPPORT OF THE LONG ISLAND RAILROAD EXPLORING THE FEASIBILITY OF CONSTRUCTING TWO POCKET TRACKS AT THE PORT WASHINGTON LONG ISLAND RAILROAD STATION.
80. A RESOLUTION AMENDING RESOLUTION NO. 12-2023, ADOPTED JANUARY 12, 2023, ESTABLISHING THE LIST OF DESIGNATED DEPOSITORIES FOR TOWN FUNDS FOR CALENDAR YEAR 2023.
81. A RESOLUTION AMENDING RESOLUTION NO. 85 - 2023, ADOPTED FEBRUARY 7, 2023, AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH UNITEMP INC. FOR HVAC SYSTEM MAINTENANCE AT MANORHAVEN BEACH PARK, PORT WASHINGTON.
82. A RESOLUTION AMENDING THE TOWN BOARD RULES OF PROCEDURE.
83. A RESOLUTION ADOPTING A MUNICIPAL OPERATIONS CLIMATE ACTION PLAN FOR THE TOWN OF NORTH HEMPSTEAD.
84. A RESOLUTION AUTHORIZING A COST OF LIVING (COLA) INCREASE FOR EXEMPT EMPLOYEES.
85. A RESOLUTION REDUCING THE HEALTH CARE CONTRIBUTION FOR CERTAIN EMPLOYEES OF THE TOWN OF NORTH HEMPSTEAD.
86. A RESOLUTION AUTHORIZING THE APPOINTMENT OF PROFESSIONALS FOR VARIOUS COMMISSIONER OPERATED SPECIAL DISTRICTS.
87. A RESOLUTION TRANSFERRING FUNDS FROM THE WORKERS COMPENSATION RESERVE FUNDS IN THE GENERAL FUND AND HIGHWAY FUND FOR TAIL CLAIM EXPENSES FOR FISCAL YEAR 2022.
88. A RESOLUTION AUTHORIZING THE ESTABLISHMENT OF A DOG RUN AT ROSLYN ROAD AND LEE AVE PARK IN ROSLYN.
89. A RESOLUTION AMENDING RESOLUTION NO. 10-2023, ADOPTED JANUARY 12, 2023, ESTABLISHING THE LIST OF DESIGNATED NEWSPAPERS FOR PUBLICATION OF NOTICES, RESOLUTIONS, ORDINANCES AND/OR LOCAL LAWS BY THE TOWN CLERK DURING THE YEAR 2023.
90. A RESOLUTION AMENDING THE TOWN OF NORTH HEMPSTEAD FEE SCHEDULE.

91. A RESOLUTION AUTHORIZING AND APPROVING THE PAYMENT OF CLAIMS AGAINST THE TOWN OF NORTH HEMPSTEAD AND AUTHORIZING AND DIRECTING THE COMPTROLLER OR DEPUTY COMPTROLLER TO PAY THE COSTS THEREOF.
92. 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.
93. A RESOLUTION APPROVING THE ACTION OF THE ALERT ENGINE, HOOK, LADDER AND HOSE CO. NO. 1 INC., GREAT NECK, NEW YORK, IN ADDING RICHARD DEEM AND CARLOS ALVARADO TO MEMBERSHIP AND REMOVING JOHN MOTCHKAVITZ AND RYAN MOTCHKAVITZ FROM MEMBERSHIP.

TABLED ITEMS:

94. A RESOLUTION AUTHORIZING THE ASSIGNMENT OF AN AGREEMENT FOR ENGINEERING SERVICES IN CONNECTION WITH THE STEPPING STONES LIGHTHOUSE TO GEI CONSULTANTS, INC. PC AND FURTHER AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE AGREEMENT.

PROPOSED RESOLUTION

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

RESOLUTION NO. - 2023

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 revise certain code enforcement provisions in the Town Code to comply with recent amendments to State regulations regarding the New York State Uniform Building Code and Energy 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 15th day of December, 2022, which hearing was continued to January 24, 2023, February 7, 2023 and further continued to March 14, 2023, concerning the adoption of the proposed Local Law, which Local Law was available for viewing by the public on the Town's website and during regular business hours in the Office of the Town Clerk; and

WHEREAS, the Town Board carefully considered the proposed Local Law during the aforesaid seven-day period, conducted said hearing on March 14, 2023, with respect to said Local Law, and has afforded all interested persons an opportunity to be heard at the public hearing; and

WHEREAS, in accordance with the State Environmental Quality Review Act and the Act's implementing regulations (the "SEQRA Regulations") the 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)(25), (30) 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)(25), (30) and (33) of the SEQRA Regulations and, as such, no further environmental review is required; and be it further

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

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

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 revise certain enforcement provisions in the Town Code to comply with recent amendments to State regulations establishing minimum standards for the administration and enforcement of the New York State Uniform Fire Prevention and Building Code and the New York State Energy Conservation Construction Code.

Section 2.

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

§ 2-7 Definitions

As used in this Article, the following terms shall have the meanings indicated:

ASSEMBLY AREA

An area in any building, or in any portion of a building, that is primarily used or intended to be used for gathering fifty or more persons for uses including, but not limited to, amusement, athletic, entertainment, social, or other recreational functions; patriotic, political, civic, educational, or religious functions; food or drink consumption; awaiting transportation; or similar purposes.

BUILDING COMMISSIONER

The duly appointed Commissioner of the Department of Building, Safety Inspection and Enforcement of the Town of North Hempstead or his or her designee.

BUILDING DEPARTMENT

The Department of Building, Safety Inspection and Enforcement of the Town of North Hempstead.

BUILDING PERMIT

A building permit, construction permit, demolition permit, or other permit that authorizes the performance of work. The term “Building Permit” shall also include a building permit which is renewed, amended, or extended pursuant to any provision of this Chapter.

CERTIFICATE OF COMPLIANCE OR CERTIFICATE OF COMPLETION

A document issued by the Town stating that work was done in compliance with approved construction documents and the Codes.

CERTIFICATE OF OCCUPANCY

A document issued by the Town certifying that the building or structure, or portion thereof, complies with the approved construction documents that have been submitted to, and approved by the Town and indicating that the building or structure, or portion thereof, is in a condition suitable for occupancy.

CODES

The Uniform Code and Energy Code.

ENERGY CODE

The New York State Energy Conservation Construction Code adopted pursuant to Article 11 of the Energy Law.

FIRE CODE

The 2020 Fire Code of New York State as currently incorporated by reference in 19 NYCRR Part 1225.

FIRE SAFETY AND PROPERTY MAINTENANCE INSPECTION

An inspection performed to determine compliance with the applicable provisions of 19 NYCRR Part 1225 and the publications incorporated therein by reference and the applicable provisions of 19 NYCRR Part 1226 and the publications incorporated therein by reference.

HAZARDOUS PRODUCTION MATERIALS

A solid, liquid, or gas associated with semiconductor manufacturing that has a degree-of-hazard rating in health, flammability, or instability of Class 3 or 4, as ranked by NFPA 704 (Standard Systems for Identification of the Hazards of Materials for Emergency Response), and which is used directly in research, laboratory, or production processes which have, as their end product, materials that are not hazardous.

MOBILE FOOD PREPARATION VEHICLES

Vehicles that contain cooking equipment that produces smoke or grease-laden vapors for the purpose of preparing and serving food to the public. Vehicles intended for private recreation shall not be considered mobile food preparation vehicles.

PERMIT HOLDER

The Person to whom a building permit has been issued.

PERSON

An individual, corporation, limited liability company, partnership, limited partnership, business trust, estate, trust, association, or any other legal or commercial entity of any kind or description.

PROPERTY MAINTENANCE CODE

The 2020 Property Maintenance Code of New York State as currently incorporated by reference in 19 NYCRR Part 1226.

RESIDENTIAL CODE

The 2020 Residential Code of New York State as currently incorporated by reference in 19 NYCRR Part 1220.

REPAIR

The reconstruction, replacement, or renewal of any part of an existing building for the purpose of its maintenance or to correct damage.

STOP WORK ORDER

An order issued pursuant to Section 2-15 of this Article.

SUGARHOUSE

A building used, in whole or in part, for the collection, storage, or processing of maple sap into maple syrup and/or maple sugar.

TEMPORARY CERTIFICATE OF OCCUPANCY

A certificate issued pursuant to Section 2-21 of this Article.

TOWN

The Town of North Hempstead.

UNIFORM CODE

The New York State Uniform Fire Prevention and Building Code, Subchapter A of Chapter XXXIII of Title 19 of the NYCRR, adopted pursuant to Article 18 of the Executive Law.

§2-8 Climatic and Geographic Design Criteria.

A. The Building Commissioner shall determine the climatic and geographic design criteria for buildings and structures constructed within this Town as required by the Uniform Code. Such determinations shall be made in the manner specified in the Uniform Code using, where applicable, the maps, charts, and other information provided in the Uniform Code. The criteria to be so determined shall include but shall not necessarily be limited to, the following:

- (1) design criteria to include ground snow load; wind design loads; seismic category; potential damage from weathering, frost, and termites; winter design temperature; whether ice barrier underlayment is required; the air freezing index; and the mean annual temperature;**
- (2) heating and cooling equipment design criteria for structures within the scope of the Residential Code. The design criteria shall include the data identified in the Design Criteria Table found in Chapter 3 of the residential code; and**
- (3) flood hazard areas, flood hazard maps, and supporting data. The flood hazard map shall include, at a minimum, special flood hazard areas as identified by the Federal Emergency Management Agency in the Flood Insurance Study for the community, as amended or revised with:**
 - (i) the accompanying Flood Insurance Rate Map (FIRM);**
 - (ii) Flood Boundary and Floodway Map (FBFM); and**
 - (iii) related supporting data along with any revisions thereto.**

B. The Building Commissioner shall prepare a written record of the climatic and geographic design criteria determined pursuant to subdivision (A) of this section, shall maintain such record within the office of the Building Department, and shall make such record readily available to the public.

Section 2-9 is hereby amended as follows:

§ 2-9. Permit required; application. [Amended 8-21-1990 by L.L. No. 8-1990; 9-17-1996 by L.L. No. 22-1996; 1-28-1997 by L.L. No. 3-1997; 4-2-2002 by L.L. No. 4-2002]

A. No person, firm or corporation shall commence the alteration of any lot or parcel, including the erection, construction, enlargement, alteration, removal, improvement, demolition or conversion of any building or structure or tree, or part thereof, or change the nature of the occupancy of any building or structure or cause the same to be done or the removal of trees without first filing with the Building Commissioner an application for such removal, construction, alteration, moving or demolition or installation of elevator, heating or heat-producing appliance or equipment, other than ordinary stoves or ranges, and obtaining a **building** permit, except that no **building** permit shall be required for the performance of ordinary repairs which are not structural in nature, **impact the required means of egress, or which do not affect the fire protection system or require the removal from service of any part of the fire protection system for any period of time. Except as otherwise provided herein no building permit shall be required for work in any of the following categories:**

(1) construction or installation of one-story detached structures associated with one- or two-family dwellings or multiple single-family dwellings (townhouses), which are used for tool and storage sheds, playhouses, or similar uses, provided the gross floor area does not exceed 144 square feet;

(2) construction of temporary sets and scenery associated with motion picture, television, and theater uses;

(3) installation of window awnings supported by an exterior wall of a one- or two-family dwelling or multiple single-family dwellings (townhouses);

(4) installation of partitions or movable cases less than 5'-9" in height;

(5) painting, wallpapering, tiling, carpeting, or other similar finish work;

(6) installation of listed portable electrical, plumbing, heating, ventilation or cooling equipment or appliances; or

(7) replacement of any equipment provided the replacement does not alter the equipment's listing or render it inconsistent with the equipment's original specifications.

B. Such application shall be made to the Building Commissioner **in writing** on forms provided by him and shall contain the following information:

(1) A description of the land on which the proposed work is to be done, **including the tax map number and the street address of any affected building or structure.**

(2) A statement of the use or occupancy of all parts of the land and the proposed building structure.

(3) The valuation of the proposed work.

(4) The full name and address of the owner and of the applicant, and the names and addresses of their officers if any of them are corporations.

(5) A brief description of the nature of the proposed work.

(6) A duplicate set of plans and specifications as set forth in Subsection G of this section.

(7) **Where required by** ~~[A short environmental assessment form, as set forth in]~~ Part 617 of Title 6 of the Official Compilation of Codes, Rules and Regulations of the State of New York, **an environmental assessment form.** [Added 12-16-2003 by L.L. No. 15-2003]

(8) A statement from the applicant and owner disclosing: [Added 12-16-2003 by L.L. No. 15-2003]

(a) Whether the soils on or the groundwater beneath the land on which the proposed work is to be done has been contaminated by hazardous waste; and

(b) Whether the lot or parcel on which the proposed work is to be done is subject to a consent order and a plan. If the lot or parcel is subject to a consent order and a plan, the applicant and owner

shall provide a copy of such consent order and plan, along with the names, addresses, telephone numbers, and other contact information of any regulatory agency deemed relevant by the Commissioner of Buildings. No permit will be issued if the Building Commissioner determines, based upon information provided by a regulatory agency, that the owner or applicant is not in compliance with the consent order or plan.

(c) For the purposes of this § 2-9B(8):

[1] The term "hazardous waste" shall have the same meaning as set forth for said term in Part 371 of Title 6 of the Official Compilation of Codes, Rules and Regulations of the State of New York.

[2] The term "consent order" shall mean an order issued by a regulatory agency for the remediation or monitoring of hazardous waste contaminating either the soils on or the groundwater beneath the land on which work is proposed hereunder.

[3] The term "plan" shall mean a plan for the remediation or monitoring of hazardous waste contaminating either the soils on or the groundwater beneath the land on which work is proposed hereunder, which has been approved by a regulatory agency as part of a consent order.

[4] The term "regulatory agency" shall mean the United States Environmental Protection Agency, the New York State Department of Environmental Conservation, the Nassau County Department of Health, or any other federal, state, or local agency, board, department, or other entity overseeing compliance with the consent order and implementation of a plan.

(9) Where applicable, a statement of special inspections, as defined in Section 202 of the 2020 Building Code of New York State, prepared in accordance with the provisions of the Uniform Code.

(~~9~~10) Such other information as may reasonably be required by the Building Commissioner to establish the compliance of the proposed work with the requirements of the applicable building laws, ordinances and regulations.

C. Applications shall be made by the owner or lessee, or agent of either, or by the architect, engineer or builder employed in connection with the proposed work. Where such application is made by a person other than the owner, it shall be accompanied by an affidavit of the owner or applicant that the proposed work is authorized by the owner and that the applicant is authorized to make such application.

D. If the application contemplates the moving of an existing building or structure from one location to another, it shall be accompanied by a description of the method to be used and a statement of the route to be followed. If the performance of the work requires the removal of a tree or trees, it shall be accompanied by a tree removal permit application as required by § 2-9T. Permits from the state, county, Town and/or village authorities shall be submitted at the time of making application for the permit.

E. The Building Commissioner shall require a separate application to be filed for an elevator installation, but in case such separate application is filed by the same applicant in connection with and relating to an application to construct or alter a building or structure, it shall not be necessary to duplicate the affidavit attached to, or information contained in, the application to construct or alter.

F. Nothing in this section shall prevent the Building Commissioner from requiring such additional information as may be necessary for an intelligent understanding of any proposed work.

G. Each application for a building permit shall be accompanied by duplicate plans and specifications, and duplicate original property surveys representing existing conditions stamped and sealed by a licensed land surveyor. The applicant shall type or print legibly all pertinent information on the applications. **The plans and specifications shall:**

(1) describe the location, nature, extent, and scope of the proposed work;

(2) show that the proposed work will conform to the applicable provisions of the Codes;

(3) show the location, construction, size, and character of all portions of the means of egress;

(4) show a representation of the building thermal envelope;

(5) show structural information including but not limited to braced wall designs, the size, section, and relative locations of structural members, design loads, and other pertinent structural information;

(6) show the proposed structural, electrical, plumbing, mechanical, fire-protection, and other service systems of the building;

(7) include a written statement indicating compliance with the Energy Code.

The plot plan shall be drawn to scale and shall show the location, size, shape and dimensions of the property, the setbacks from the property lines, ~~and~~ the size of all existing and proposed buildings, additions and/or structures on the property, **the established street grades and the proposed finished grades, and, as applicable, flood hazard areas, floodways, and design flood elevations.**

The plot plan shall show the location, type and size of all trees, indicating those trees to remain, those to be removed and those to be planted. Notwithstanding the above, property surveys representing existing conditions shall not be required for interior alterations or renovations that do not alter or change the footprint or the exterior shell of the building or structure, including but not limited to exterior walls and the roof, for which the building permit is sought.

H. **(Reserved)** ~~[The plans shall be drawn to scale and shall show all necessary details of all structural, mechanical, electrical, and plumbing work to be performed.]~~

I. Plans and specifications **submitted in connection with an application for a building permit shall evidence that the documents were prepared by a licensed and registered architect in accordance with Article 147 of the New York State Education Law or a licensed and registered professional engineer in accordance with Article 145 of the New York State Education Law and practice guidelines, including but not limited to the design professional's seal which clearly and legibly shows both the design professional's name and license number and is signed by the design professional whose name appears on the seal in such a manner that neither the name nor the number is obscured in any way, the design professional's registration expiration date, the design professional's firm name (if not a sole practitioner), and, if the documents are submitted by a professional engineering firm and not a sole practitioner professional engineer, the firm's Certificate of Authorization number** [bear the signature of the person responsible for the design and drawings and, where required by § 7302, as amended, of

~~Article 147 of the Education Law of the State of New York, the seal of a licensed architect or a licensed professional engineer].~~

J. The Building Commissioner may waive the requirement for filing plans and specifications for minor alterations.

K. An application to demolish shall give the full name and address of the owner or owners, the applicant and the person who is to do the work and the lot number or street number of the premises. If the performance of the work requires the removal of a tree or trees, it shall be accompanied by a tree removal permit application as required by § 2-9T.

L. Amendments, if any, to the application or to the plans and specifications accompanying the same shall be filed with the Building Department and approval received from the Building Commissioner prior to the commencement of such change of work. Amendments shall be limited to minor changes, alterations, improvements or modifications to the work contemplated within the original permit application and/or plans and specifications which accompanied same. Amendments shall not include substantive changes, modifications, alterations or improvements to the work contemplated within the original permit application and/or plans and specifications which accompanied same. Substantive changes, modifications, alterations or improvements shall require the filing of an original permit application, together with the appropriate fees and supporting documentation prior to the commencement of work thereon. [Amended 5-8-2007 by L.L. No. 3-2007]

M. No building permit shall be issued for or in connection with any parcel of realty until the applicant for said permit shall have received the approval of a site or topographical map providing for drainage facilities and drainage so as to ensure adequate protection for the surrounding areas, except in those instances where the Building Commissioner deems it not necessary due to topography. Said topographical map shall include all factors which are material, i.e., surface drainage, existing structures, future development, elevations of surrounding areas, actual and potential capacities of all stormwater basins and pools and the size thereof. Said topographical survey shall be submitted to the Building Commissioner after the necessary approvals shall have been obtained from the Nassau County Department of Public Works in accordance with the requirements of the General Municipal Law (§ 239) if required.

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

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

(2) The permit applicant submits plans describing the tent, its location on the property and provisions for vehicular parking.

(3) The tent has such provisions for public health and safety as may be required by the circumstances.

(4) The Nassau County Fire Marshal has approved the tent.

(5) The permit applicant submits an insurance certificate in the minimum amount of \$250,000 for bodily injury, naming the Town of North Hempstead as an additional insured for the duration of the tent.

(6) The permit applicant submits a consent to removal by the Town and a bond or cash deposit in an amount determined by the Commissioner of Buildings to cover the cost of removal of the tent, if the applicant fails to remove it upon expiration of the permit.

(7) A permit may be approved for a maximum of 15 days with an extension, subject to approval of the Commissioner of Buildings, for an additional 15 days.

(a) This subsection shall be and is suspended, upon the effective date hereof and continuing through December 31, 2023, at which time this subsection shall revert to full force and effect. [Added 8-13-2020 by L.L. No. 6-2020; amended 4-22-2021 by L.L. No. 7-2021; 11-18-2021 by L.L. No. 23-2021; 3-31-2022 by L.L. No. 4-2022; amended 2-7-23 by L.L. No. 1-2023]

O. Unlawful use. It shall be unlawful to use any temporary structure for any purpose other than that designated in the permit.

P. Removal. Every temporary structure shall be removed at the expiration of the period for which the permit was issued unless such permit is renewed.

Q. Upon application for a permit for a temporary structure, in addition to the prescribed fee, a cash deposit shall be required in an amount to be determined by the Building Commissioner, to guarantee the removal of said structure at the expiration of the period for which the permit is issued or, in case of default of the provisions of this section, to be forfeited to the Town of North Hempstead and used to defray the expense of removal of said structure. Such deposit shall be returned to the applicant upon his removal of the structure and compliance with the provisions of this article.

R. Temporary buildings other than those mentioned above, which may be permitted in connection with a use permit granted by the Board of Appeals, shall comply with the regulations of the Board of Appeals for such buildings, and shall also be subject to the provisions of Subsection N of this section.

S. Alterations and additions. Within the fire limits, no building or structure of frame construction or of unprotected metal construction shall be hereafter extended on any side unless the construction of such extension conforms to the requirements of this chapter for new construction, and provided that the area of the building as extended shall not exceed the allowable area for frame construction.

T. Tree removal permits.

(1) No person, firm or corporation shall remove, destroy or substantially alter the habitat of any tree to cause the death of any tree or trees on private property, or cause the same to be done, without first obtaining a tree removal permit.

[Amended 6-19-2012 by L.L. No. 10-2012; 11-18-2021 by L.L. No. 21-2021]

(a) If the removal of a tree(s) on private property is in connection with another activity for which a permit is required under § 2-9A of this Code, a tree removal application as described in this subsection is required. In this section a “tree” is defined as any woody plant, dead or alive, which is six inches or more in diameter at a height of 4 ½ feet above the base of the trunk, including its root system and the environment within the area defined by the outermost limits of its branches.

(b) If the removal of a tree(s) on private property is not in connection with any other activity for which a permit is required under § 2-9A of this Code and is located in the front yard of a parcel, the tree removal is subject to the application and replacement requirements set forth in Chapter 20A.

(c) Where terms are not defined in this section, then the words shall have the meaning as set forth in §20A-3.

(2) If any such tree removal occurs within the six months prior to the filing of an application for a permit required by § 2-9A, the removal of a tree or trees is deemed to have taken place in connection with the permit required by § 2-9A. This subsection shall not apply to any tree removal that occurred within the six-month period prior to the effective date of this subsection.

(3) In addition to the information required by §2-9B of this Code, an application for a tree removal permit shall also include the following information:

(a) The name and address of the applicant and status of legal entity.

(b) The status of the applicant with respect to the land.

(c) Written consent of the owner or owners of the land, if the applicant is not the owner or sole owner.

(d) The location of the property, including the section, lot and block number and street address.

(e) The reason tree removal is sought.

- (f) The condition of each tree with respect to disease and danger of falling.
- (g) A description of the size and type of each tree to be removed, including common name and/or botanical name.
- (h) Photos of each tree to be removed.
[Added 11-18-2021 by L.L. No. 21-2021]
- (i) A diagram showing the proposed location of the required replanting. A copy of the Tree Standards and Specifications will be made available to the applicant.
[Added 11-18-2021 by L.L. No. 21-2021]
- (j) Such other information as may be reasonably be required by the Building Commissioner to establish compliance with this section, including, but not limited to the following:

[1] A signed statement from a New York State certified arborist indicating the health of the tree.

[2] An erosion control plan.

[3] Reserved

[4] A survey noting the location of any structures or utilities endangered by the tree.

[5] Alternative mitigation if the tree acts as a visual and/or noise barrier to a road or highway.

[6] Proposed methods to ensure the protection of remaining trees. [Added 11-18-2021 by L.L. No. 21-2021]

[7] Flagging of each tree to be removed.

(4) In making the determination to grant or deny the application, the Building Commissioner shall be guided by the following criteria:

(a) The ability of the applicant to rearrange the layout of proposed structures to minimize the removal of trees.

(b) The necessity of removal or alteration of the tree in question.

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

(d) The proximity of the tree to proposed or existing structures.

(e) Whether the tree endangers the usefulness of a public sewer or public utility.

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

[1] The size of the tree.

[2] The rarity of the species.

[3] The historical value of the tree.

[4] Whether the tree is included on the inventory of landmark trees and other significant trees in the Town.

[Added 11-18-2021 by L.L. No. 21-2021]

(g) The effect of removal on:

[1] The character of the site with respect to vegetation management practices.

[2] Ecological systems

[3] The existing screening of any road or highway bordering the property in question.

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

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

(5) Tree replacement guidelines. Each tree removed of a diameter of six inches or greater shall be subject to the tree replacement guidelines enumerated in this subsection. Failure to comply with the tree replanting requirements set forth in this section shall constitute a separate and distinct offense hereunder.

[Added 11-18-2021 by L.L. No. 21-2021]

(a) Replacement tree(s) must be a minimum diameter of 3 inches, measured at 4 1/2 feet in height above grade or above the root collar. Except as provided for in § 2-9(T)(5)(d):

[1] Each tree removed having a diameter measuring between six inches to twenty-four inches shall require one replacement tree to be planted.

[2] Each tree removed having a diameter measuring greater than twenty-four inches to thirty inches shall require two replacement trees to be planted.

[3] Each tree removed having a diameter greater than thirty inches shall require three replacement trees to be planted.

(b) The tree(s) to be planted in replacement shall be located on the same parcel from which the tree(s) is proposed to be removed. To the extent practicable, a tree removed in the front yard shall be replaced with a tree planted in the front yard.

(c) The tree(s) to be planted in replacement shall be from a similar size class or from a larger size class as the tree(s) removed, unless a smaller size class is determined to be more appropriate, as determined by the Building Commissioner. Size classes are enumerated in the Tree Standards and Specifications to be promulgated by the Town Board, subject to the advice of the Tree Advisory Committee established pursuant to Chapter 20A.

(e) All required tree plantings shall occur between April 1 and December 1 and 90 days after the tree removal.

(f) If plantings cannot occur within 90 days of the removal due to the above planting time restrictions, the Commissioner of Buildings shall require the applicant to deposit a performance bond or a cash deposit in the form of a certified check with the Commissioner of Buildings in an amount which shall be determined by the Commissioner to be equal to the estimated cost of planting the required number of trees and, if applicable, stabilizing the site. The term of said deposit or performance bond shall not exceed a period of six months, and the deposit or bond shall not be released until the plantings have been satisfactorily completed in accordance with the approved tree removal permit.

[1] In the event of a default, such bond or cash deposit shall be forfeited to the Building Department and the funds shall be applied to the Tree Preservation Fund. If a permittee is found to be in violation of the conditions of the tree removal permit, the Commissioner of Buildings shall

determine the remedy of the violation; however, in no circumstances shall such forfeiture of the bond serve as a remedy of the violation.

[2] Upon satisfactory completion of the contemplated work in accordance with the application and this chapter, such bond or cash deposit shall be released by the Commissioner of Buildings. Satisfactory completion of the work shall be evidenced by the Commissioner of Buildings.

(6) A two year tree establishment bond will be required where trees have been removed on a parcel in conjunction with or to facilitate the construction of a new commercial building or residential dwelling in which tree replanting is required.

[Added 11-18-2021 by L.L. No. 21-2021]

(a) The applicant shall deposit a two year tree establishment bond or a cash deposit in the form of a certified check with the Commissioner of Buildings after the Commissioner of Buildings approves the trees at the final inspection and prior to issuance of the certificate of occupancy. The bond or escrow amount shall be 100 percent of the total landscaping costs, but in no case shall be less than \$1,000 per required replacement tree. If a bond is offered, it shall be executed by a surety or guaranty company qualified to transact business in the State of New York and acceptable to the Town.

(b) Two years after the date of the bond or escrow account being provided, the Commissioner of Buildings shall inspect the site and make a determination of whether the required trees are viable, and if so, the Town may release the bond or escrow account upon approval by the Commissioner of Buildings. In the event of a default, such bond or cash deposit shall be forfeited to the Building Department and the funds shall be applied to the Tree Preservation Fund.

(7) In the event the Building Commissioner denies a request for a tree removal permit, the applicant may appeal his decision to the Board of Zoning and Appeals pursuant to § 70-225M.

(8) No permit shall be issued for tree removal unless:

(a) The application is accompanied by plans for the development of the land from which such tree is to be removed and of any other land on the same tax lot or lots; or

(b) The application demonstrates a serious threat to public health and safety, which cannot be effectively eliminated by trimming the tree and can be solved by removal of such tree. If the stated serious threat to public health and safety concerns the health of the tree, the Building Commissioner may request a signed statement from a New York State certified arborist indicating the health of the tree.

[Added 11-18-2021 by L.L. No. 21-2021]

(9) Display of permit. Any permit issued under Section 2-9(T) of this chapter shall be conspicuously displayed on the frontage of the premises for which it was issued so as to be easily visible from the nearest public street. The permit shall be posted at all times during the performance of the work and shall not be removed until such time as the authorized tree work has ended and the Building Department has issued a certificate of tree planting to close out the permit. A property owner or permit holder who fails to post a permit shall be deemed in violation of this chapter.

[Added 11-18-2021 by L.L. No. 21-2021]

(10) Prior to land preparation or construction activity that could damage any tree on a property a protective barrier shall be placed around the tree. Such protective barrier shall remain in place until all construction activity is terminated. If the construction or development of a property results in damage to a tree on the property requiring its removal, such tree shall be subject to the provisions of this section. Minor tree damage shall be repaired in accordance with accepted tree surgery practice.

[Added 11-18-2021 by L.L. No. 21-2021]

(11) The Building Commissioner shall issue a certificate of tree planting if it is found that the proposed tree removal and tree replacement has been completed substantially in accordance with the permit and the laws applicable thereto. A photo of each replacement tree that is planted shall be maintained in the certificate of tree planting file.

[Added 11-18-2021 by L.L. No. 21-2021]

(12) No certificate of occupancy shall be issued by the Building Commissioner until all tree planting and associated restoration work shall be completed to the satisfaction of the Building Commissioner except that, where a certificate of occupancy is applied for between December 1 and April 1, the permit holder shall submit an agreement, in writing, on a form approved by the Town Attorney, to the Town signed by the permit holder to ensure compliance with all planting and restoration work to the satisfaction of the Building Commissioner on or before the first day of May next following the making of the agreement.

[Added 11-18-2021 by L.L. No. 21-2021]

(13) Severability. If any clause, sentence, paragraph, section, word or part of this chapter is adjudged by any court of competent jurisdiction to be invalid, the judgment shall not affect, impair or invalidate the remainder of this chapter but shall be confined in its operation to the clause, sentence, paragraph, section or part of this chapter directly involved in the controversy in which such judgment is rendered.

[Added 11-18-2021 by L.L. No. 21-2021]

U. Condition Assessments of Parking Garages

(1) Definitions.

For the purposes of this section:

(a) the term “condition assessment” means an on-site inspection and evaluation of a parking garage for evidence of deterioration of any structural element or building component of such parking garage, evidence of the existence of any unsafe condition in such parking garage, and evidence indicating that such parking garage is an unsafe structure;

(b) the term “deterioration” means the weakening, disintegration, corrosion, rust, or decay of any structural element or building component, or any other loss of effectiveness of a structural element or building component;

(c) the term “parking garage” means any building or structure, or part thereof, in which all or any part of any structural level or levels is used for parking or storage of motor vehicles, excluding:

(i) buildings in which the only level used for parking or storage of motor vehicles is on grade;

(ii) an attached or accessory structure providing parking exclusively for a detached one- or two-family dwelling; and

(iii) a townhouse unit with attached parking exclusively for such unit;

(d) term “professional engineer” means an individual who is licensed or otherwise authorized under Article 145 of the Education Law to practice the profession of engineering in the State of New York and who has at least three years of experience performing structural evaluations;

(e) the term “responsible professional engineer” means the professional engineer who performs a condition assessment, or under whose supervision a condition assessment is performed, and who seals and signs the condition assessment report. The use of the term “responsible professional engineer” shall not be construed as limiting the professional responsibility or liability of any professional engineer, or of any other licensed professional, who participates in the preparation of a condition assessment without being the responsible professional engineer for such condition assessment;

(f) the term “unsafe condition” includes the conditions identified as “unsafe” in section 304.1.1, section 305.1.1, and section 306.1.1 of the Property Maintenance Code; and

(g) the term “unsafe structure” means a structure that is so damaged, decayed, dilapidated, or structurally unsafe, or is of such faulty construction or unstable foundation, that partial or complete collapse is possible.

(2) Condition Assessments – General Requirements.

The owner operator of each parking garage shall cause such parking garage to undergo an initial condition assessment as described in subdivision (3) of this section, periodic condition assessments as described in subdivision (4) of this section, and such additional condition assessments as may be required under subdivision (5) of this section. Each condition assessment shall be conducted by or under the direct supervision of a professional engineer. A written report of each condition assessment shall be prepared and provided to the Town, in accordance with the requirements of subdivision (6) of this section. Before performing a condition assessment (other than the initial condition assessment) of a parking garage, the responsible professional engineer for such condition assessment shall review all available previous condition assessment reports for such parking garage.

(3) Initial Condition Assessment.

Each parking garage shall undergo an initial condition assessment as follows:

(a) Parking garages constructed on or after the effective date of this local law, shall undergo an initial condition assessment following construction and prior to a certificate of occupancy or certificate of compliance being issued for the structure.

(b) Any parking garage constructed prior to the effective date of the local law enacting this provision that has not undergone an initial condition assessment prior to August 1, 2023.

(4) Periodic Condition Assessments.

Following the initial condition assessment of a parking garage, such parking garage shall undergo periodic condition assessments at intervals not to exceed three (3) years.

(5) Additional Condition Assessments.

(a) If the latest condition assessment report for a parking garage includes a recommendation by the responsible professional engineer that an additional condition assessment of such parking garage, or any portion of such parking garage, be performed before the date by which the next periodic condition assessment would be required under subdivision (3) of this section, the owner or operator of such parking garage shall cause such parking garage (or, if applicable, the portion of such parking garage identified by the responsible professional engineer) to undergo an additional condition assessment no later than the date recommended in such condition assessment report.

(b) If the Building Commissioner becomes aware of any new or increased deterioration which, in the judgment of the Building Commissioner, indicates that an additional condition assessment of the entire parking garage, or of the portion of the parking garage affected by such new or increased deterioration, should be performed before the date by which the next periodic condition assessment would be required under subdivision (c) of this section, the owner or operator of such parking garage shall cause such parking garage (or, if applicable, the portion of the parking garage affected by such new or increased deterioration) to undergo an additional condition assessment no later than the date determined by the Building Commissioner to be appropriate.

(6) Condition Assessment Reports.

The responsible professional engineer shall prepare, or directly supervise the preparation of, a written report of each condition assessment, and shall submit such condition assessment report to the Building Commissioner within five (5) days of completion of the written report. Such condition assessment report shall be sealed and signed by the responsible professional engineer, and shall include:

(a) an evaluation and description of the extent of deterioration and conditions that cause deterioration that could result in an unsafe condition or unsafe structure;

(b) an evaluation and description of the extent of deterioration and conditions that cause deterioration that, in the opinion of the responsible professional engineer, should be remedied immediately to prevent an unsafe condition or unsafe structure;

(c) an evaluation and description of the unsafe conditions;

- (d) an evaluation and description of the problems associated with the deterioration, conditions that cause deterioration, and unsafe conditions;
- (e) an evaluation and description of the corrective options available, including the recommended timeframe for remedying the deterioration, conditions that cause deterioration, and unsafe conditions;
- (f) an evaluation and description of the risks associated with not addressing the deterioration, conditions that cause deterioration, and unsafe conditions;
- (g) the responsible professional engineer's recommendation regarding preventative maintenance;
- (h) except in the case of the report of the initial condition assessment, the responsible professional engineer's attestation that he or she reviewed all previously prepared condition assessment reports available for such parking garage, and considered the information in the previously prepared reports while performing the current condition assessment and while preparing the current report; and
- (i) the responsible professional engineer's recommendation regarding the time within which the next condition assessment of the parking garage or portion thereof should be performed. In making the recommendation regarding the time within which the next condition assessment of the parking garage or portion thereof should be performed, the responsible professional engineer shall consider the parking garage's age, maintenance history, structural condition, construction materials, frequency and intensity of use, location, exposure to the elements, and any other factors deemed relevant by the responsible professional engineer in their professional judgment.

(7) Review Condition Assessment Reports.

The Building Commissioner shall take such enforcement action or actions in response to the information in such condition assessment report as may be necessary or appropriate to protect the public from the hazards that may result from the conditions described in such report. In particular, but not by way of limitation, the Building Commissioner shall require the owner or operator of the parking garage to repair or otherwise remedy all deterioration, all conditions that cause deterioration, and all unsafe conditions identified in such condition assessment report pursuant to paragraphs (b) and (c) of subdivision (6). All repairs and remedies shall comply with the applicable provisions of the Uniform Code. This section shall not limit or impair the right of the Building Commissioner to take any other enforcement action, including but not limited to suspension or revocation of a parking garage's operating permit, as may be necessary or appropriate in response to the information in a condition assessment report.

(8) The Building Commissioner shall retain all condition assessment reports for the life of the parking garage. Upon request by a professional engineer who has been engaged to perform a condition assessment of a parking garage, and who provides the Building Commissioner with a written statement attesting to the fact that he or she has been so engaged, the Town shall make the previously prepared condition assessment reports for such parking garage (or copies of such reports) available to such professional engineer. The Building Commissioner shall be permitted to require the owner or operator of the subject parking garage to pay all costs and

expenses associated with making such previously prepared condition assessment reports (or copies thereof) available to the professional engineer.

(9) This section shall not impair the right or the obligation of the Building Commissioner:

(a) to perform such construction inspections as are required by section 2-11.F;

(b) to perform such periodic fire safety and property maintenance inspections as are required by Article VIII; and/or

(c) to take such enforcement action or actions as may be necessary or appropriate to respond to any condition that comes to the attention of the Building Commissioner by means of his own inspections or observations, by means of a complaint, or by any other means other than a condition assessment or a report of a condition assessment.

§2-9.1. Safe and code-compliant construction.

[Added 9-29-2015 by L.L. No. 12-2015; amended 9-7-2017 by L.L. No. 8-2017]

A. For purposes of this § 2-9.1, the following terms shall have the following meanings:

APPLICANT

The person, firm or other entity making an application to the Department of Building Safety, Inspection and Enforcement pursuant to § 2-9 of the Town Code.

BUILDING PERMIT

The permit described in § 2-9 of the Town Code.

CERTIFICATE OF COMPLETION

A certificate issued by the DOL, which recognizes an individual's successful completion of a state-approved and state-registered apprenticeship program in any trade and job title necessary for the completion of the large commercial project. The certificate shall evidence that the successful completion occurred within the program time period.

CONTRACTOR OR SUBCONTRACTOR

A contractor or subcontractor who employs labor on a large commercial project.

DEPARTMENT

The Department of Building Safety, Inspection and Enforcement of the Town of North Hempstead.

DOL

The New York State Department of Labor.

LARGE COMMERCIAL PROJECT

The erection, construction, enlargement, alteration, removal, improvement, renovation, demolition or conversion of a commercial building or structure where such erection, construction, enlargement, alteration, removal, improvement, renovation, demolition or conversion involves an area of 100,000 square feet or more of floor area. The threshold of 100,000 square feet may be met either in a single building or a collection of buildings located on the same property.

PROGRAM TIME PERIOD

The period of time equal to twenty-four (24) months plus the apprenticeship program's length as established by the DOL for the specific trade referenced in the certificate of completion, measured retroactively from the date of the application for a building permit. For purposes of this definition, the program time period for the trade of laborer shall be twenty-four (24) months.

SPONSOR

Any organization or entity operating an apprenticeship program registered with the DOL and in whose name the program is registered.

B. This section shall be applicable only to applications for building permits for large commercial projects filed with the Department on or after the effective date of this section.

C. Prior to the issuance of a building permit for a large commercial project, the applicant shall:

(1) Demonstrate that any general contractor, contractor or subcontractor for such project is a participant in good standing in a qualified apprenticeship program that is registered with and approved by the DOL and has apprenticeship agreements, which are specifically identified as pertaining to the trade(s) and/or job title(s) called for by such project; and

(2) Submit certificates of completion to the Town for every general contractor, contractor or subcontractor, or his or her sponsor performing work on a large commercial project. If a contractor or subcontractor is a signatory to a sponsor, the applicant must submit to the Town a letter from the sponsor verifying the contractor's or subcontractor's signatory status.

D. If a subcontractor is used on a large commercial project subsequent to the issuance of a building permit, the applicant shall submit certificates of completion for the subcontractor. The applicant must submit a subcontractor's certificates of completion to the Town prior to a subcontractor beginning work on such project. If a subcontractor is a signatory to a sponsor, the applicant must submit to the Town a letter from the sponsor verifying the signatory status.

E. It shall be the responsibility of the applicant to verify that a contractor or subcontractor is a participant in a state-approved and state-registered apprenticeship program and to include certificates of completion as an attachment to the application for a building permit.

F. This section shall not apply where a specific trade has not been included among the list of trades maintained by the New York State Commissioner of Labor available for apprenticeship agreements at the time an application for a building permit for a large commercial project is filed.

G. The determination of compliance with this section shall be made by the Commissioner of the Department or his or her designee.

§ 2-9.2 Construction Site Safety Training [Added 10-21-2021 by L.L. No. 18-2021]

§ 2-9.2(1) Purpose.

The provisions of this section are intended to promote the safety of Minor and Major construction sites within the Town. The provisions of this section are designed to provide that workers employed or otherwise engaged at such construction sites have received adequate safety training; that contractors performing construction work have essential safety training and that contractors performing construction work have essential safety training systems to prevent injuries and protect workers who are injured.

§ 2-9.2(2) Definitions.

a. Permit Holder. The person to whom a building permit has been issued or for a building permit has been applied.

b. Person. An individual, corporation, limited liability company, partnership, limited partnership, business trust, estate, trust, association, or any other legal or commercial entity of any kind or description.

c. Contractor. Any person contracted or subcontracted to perform work covered by this section for or on behalf of any other person.

d. Minor Construction Project. A construction site, with an area greater than 35,000 square feet, which involves the construction, demolition or alteration of a structure or building.

e. Major Construction Project. A construction site, with an area greater than 50,000 square feet, which involves the construction, demolition or alteration of a structure or building.

f. OSHA. The United States Department of Labor Occupational Safety and Health Administration.

g. OSHA 30-hour class. A class that includes 30 or more hours in construction industry safety and health that is intended for workers and satisfies the following conditions:

i. Such class is (i) approved by OSHA and conducted in accordance with the OSHA outreach training program or (ii) an equivalent 30 or more hour construction industry safety and health class approved by the Building Department.

ii. Such class consists of in-person training, actively proctored online training or, if such training is conducted before the effective date of this section, online training.

h. OSHA 100-hour class. A class or program that:

i. Includes 100 or more hours of training in technical subjects relating to a construction trade, including an apprenticeship program registered with the New York State Department of Labor; and

ii. Is approved by OSHA, the United States Department of Labor, the New York State Department of Education or the New York State Department of Labor. § 2-9.2(3) Safety Training Required.

i. Site Safety Designee. The Site Safety Designee must have completed an OSHA 100-hour class. On a Major Construction Project, the Site Safety Designee shall use reasonable prudence to ensure that safety is maintained as job conditions dictate and shall complete any tasks required of a Site Safety Designee under this Chapter.

§ 2-9.2(3) Safety Training Required.

a. In addition to any other applicable town, state or federal law or rule, each permit holder:

1. at a Minor Construction Site, shall be responsible for ensuring that each construction or demolition worker employed or otherwise engaged at such site by the permit holder or any person performing work for or on behalf of such permit holder at such site has successfully completed and maintains a current OSHA 30-hour class certificate.

2. at a Major Construction Site, shall be responsible for ensuring that a foreman or designated employee or individual otherwise engaged at such site by the permit holder or any person performing work for or on behalf of such permit holder is designated as a Site Safety Designee. The Site Safety Designee shall be tasked with ensuring that each construction or demolition worker employed or otherwise engaged at such site by the permit holder or any person performing work for or on behalf of such permit holder at the site is in compliance with section 2-9.2(3)(a)(1) and shall report violations of this Chapter to the Building Department.

b. The Applicant, Permit Holder or any person performing such work on behalf of the permit holder shall certify to the Building Department, in a form and manner established by the Building Department, that the requirements of § 2-9.2(3)(A)(1) and/or § 2-9.2(3)(A)(2) have been met. No permit for construction or demolition work for which training is required pursuant to this section shall be issued or renewed until the applicant has certified that all workers who will be working under such permit will have the requisite training throughout the duration of such permit.

c. The Applicant, Permit Holder or any person performing such work on behalf of the permit holder shall certify that all New York State and OSHA safety requirements and workers compensation and insurance requirements have been met.

d. The Permit Holder shall maintain at such site a daily log that identifies each such worker and that includes, for each such worker, proof of compliance with § 2-9.2(3)(A)

(1) and § 2-9.2(3)(A)(2), as applicable. Such logs shall be made available to the Building Department upon request and shall be submitted to the Building Department as a prerequisite to the issuance of a Certificate of Occupancy, Certificate of Completion and/or Certificate of Approval.

§ 2-9.2(4) Penalties.

a. Any violations of this section by a permit holder shall be punishable by a fine of not less than \$1,000 nor more than \$10,000. Each worker performing work on a construction site covered by this section without required safety training shall constitute a separate additional offense. Each day that the violation continues shall constitute a separate additional offense.

b. For a second offense, committed by a permit holder within a period of five years, such violation shall be punishable by a fine of not less than \$3,000 nor more than \$20,000 or by imprisonment for a period not to exceed 15 days, or both.

c. Permits issued to permit holders found to be in violation of this section may be revoked by the Building Department upon discovery of such violation.

d. The Building Department shall be authorized to issue stop orders for violations of this section. Upon the issuance of a stop order, the owner of the affected property, the permit holder and any other person or contractor performing, taking part in or assisting in the work shall suspend all building activities in violation of this section until the stop order has been rescinded.

§ 2-10. Action on application for permits.

The Building Commissioner shall examine or cause to be examined all applications for permits and the plans, specifications and documents filed therewith **to ascertain whether the proposed work is in compliance with the applicable requirements of the Codes**. He shall approve or disapprove the application within a reasonable time.

B. Upon **finding that the proposed work is in compliance with the applicable requirements of the Codes, the Building Commissioner shall** approve~~at~~ ~~of an~~ **the** application for a **building** permit and, upon receipt of the legal fees therefor, the Building Commissioner shall issue a **building** permit to the applicant upon the form prescribed by him and shall affix his signature or cause his signature to be affixed thereto.

C. Upon approval of an application for a building permit, both sets of plans and specifications shall be endorsed with the word "approved." One (1) set of such approved plans and specifications shall be retained in the files of the Building Department and the other set shall be returned to the applicant, together with the building permit and shall be kept at the building site, open to inspection by the Building Commissioner or his authorized representative at all reasonable times. **Work shall not be commenced until and unless a building permit is issued. Building permits shall contain such a directive that all work shall be performed in accordance with the construction documents which were submitted with and accepted as part of the application for the building permit and require the permit holder to immediately notify the Building Commissioner of any change occurring during the course of the work that is the subject of the permit.**

D. If an application, together with plans, specifications and other documents filed therewith, describe proposed work which does not conform to all the requirements of the applicable building ordinances and regulations, the Building Commissioner shall disapprove the same, and one (1) set of plans and specifications shall become part of the public record and one (1) set returned to applicant. Upon request of the applicant, the Building Commissioner shall cause such refusal, together with the reasons therefor, to be transmitted to the applicant in writing.

§2-10.1 Procedure on Request for Expedited permit

[Added 5-29-2007 by L.L. No. 6-2007; amended 5-27-2008 by L.L. No. 5-2008; 8-4-2022 by L.L. No. 12-2022]

A. An applicant may apply in writing to the Building Commissioner requesting expedited permit application review, which request shall include such supportive documentation 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 emergency situation which has created a danger to health and/or safety; 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.

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 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.

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.

§ 2-10.2 Expedited permit application review for solar panels and electric vehicle charging stations. [Added 2-7-2023 by L.L. No. 2-2023]

A. All building permit applications for the installation of solar energy panels and related equipment, including battery backups, shall be expedited by the Building Department.

B. All building permit applications for the installation of electric vehicle charging stations shall be expedited by the Building Department.

C. Expedited permit application under this section shall be reviewed by the Building Department within 14 business days of the filing of a completed application.

§ 2-11. Performance of work under permit.

A. A building permit shall be effective to authorize the commencing of work in accordance with the application, plans and specifications on which it is based for a period of three (3) months after the date of its issuance. If work is not commenced within such period of three (3) months, the project shall be deemed abandoned. For good cause, the Building Commissioner may allow reasonable extensions at his discretion. Any project which is not completed within two (2) years from the date of issuance of a building permit shall be deemed abandoned unless good reason for delay is shown.

B. The issuance of a building permit shall constitute authority to the applicant to proceed with the work in accordance with the approved plans and specifications and in accordance with the applicable building ordinances or regulations. All work shall conform to the approved application, plans and specifications. **The permit holder shall immediately notify the Building Commissioner of any change occurring during the course of the work that is the subject of the permit. The Building Commissioner shall determine whether the change warrants a new or amended building permit, and such change shall not be made until and unless a new or amended building permit reflecting the change is issued.**

C. The location of a new building or structure, or an extension of an existing building or structure, shown on an accepted and approved plot diagram or an approved amendment thereof, shall be strictly adhered to.

D. It shall be unlawful to reduce or diminish the area of any lot or plot of which a plot diagram has been filed and has been used as the basis for a permit, unless a revised plot diagram showing the proposed change in condition shall have been filed and approved; provided, however, that this shall not apply when the lot area is reduced by reason of a street opening or widening or other public improvement.

E. The Building Commissioner shall be given at least twenty-four (24) hours notice of the starting of work under a permit.

F. Before ceilings, walls or partitions of any work for which a permit is required, **or work for which an inspection is required as provided below,** are covered with lath, plasterboard, plaster ceiling or other covering, the Commissioner shall be notified. Within three (3) days after receipt of such notice, he shall inspect the same. No such ceilings, walls or partitions shall be covered until permission to do so has been granted by the Building Commissioner. **All work for which an inspection is required shall remain accessible and exposed until inspected and accepted by the Building Commissioner. The following elements of the construction process shall be inspected, where applicable:**

(1) **work site prior to the issuance of a building permit;**

- (2) footing and foundation;
- (3) preparation for concrete slab;
- (4) framing;
- (5) structural, electrical, plumbing, mechanical, fire-protection, and other similar service systems of the building;
- (6) fire resistant construction;
- (7) fire resistant penetrations;
- (8) solid fuel burning heating appliances, chimneys, flues, or gas vents;
- (9) inspections required to demonstrate Energy Code compliance, including but not limited to insulation, fenestration, air leakage, system controls, mechanical equipment size, and, where required, minimum fan efficiencies, programmable thermostats, energy recovery, whole-house ventilation, plumbing heat traps, and high-performance lighting and controls;
- (10) installation, connection, and assembly of factory manufactured buildings and manufactured homes; and
- (11) a final inspection after all work authorized by the building permit has been completed.

Following each inspection the work or a portion thereof shall be noted as satisfactory as completed, or the permit holder shall be notified as to the manner in which the work fails to comply with the Uniform Code or Energy Code, including a citation to the specific code provision or provisions that have not been met. Work not in compliance with any applicable provision of the Uniform Code or Energy Code shall remain exposed until such work shall have been brought into compliance with all applicable provisions of the Codes, reinspected, and found satisfactory as completed.

G. Building permits shall be prominently displayed on the job site at all times during the progress of construction [~~so as to be readily seen from adjacent thoroughfares~~] **and shall remain visibly displayed at the work site until the authorized work has been completed.**

§ 2-12. Supervision of construction.

A. No building which is to have a total floor area in excess of ten thousand (10,000) square feet shall be constructed except under the supervision of a professional engineer or architect licensed or registered in the State of New York.

B. No permit will be issued for the construction of a building which is to have a total floor area in excess of ten thousand (10,000) square feet until an affidavit is filed with the Building Department certifying that the construction of such building will be supervised by a professional engineer or

architect licensed or registered in the State of New York. The affidavit shall be signed and sworn to by the engineer or architect who will supervise the construction of such building and shall have his professional seal affixed. In the event such engineer or architect shall, for any reason, discontinue his supervision of the construction of the building at any time prior to the completion, he shall immediately notify the Building Department of such fact, and thereupon the building permit issued for such construction shall be suspended and no further work shall be done thereunder until another such affidavit shall be filed with the Building Department certifying that supervision of the construction has been resumed by another or the same engineer or architect.

B. No certificate of occupancy will be issued for a building having a total floor area in excess of ten thousand (10,000) square feet until a final certificate is filed with the Building Department by the engineer or architect who supervised the construction that the building was in fact erected in conformity with the plans therefor filed with the Building Department.

§ 2-13. Abandonment of project.

In the event of the abandonment of any building project, it shall be the duty of the holder of the permit or the owner of the premises, his agent or duly authorized representative to backfill any open excavation up to the street or ground level; in case the construction of the building or structure has proceeded beyond the cellar excavation, all incomplete structures or openings shall be completely boarded up so as to prevent access to the building or structure in order to limit and prevent danger to persons or property and possible fire hazards.

§ 2-14. Revocation of permits.

[Amended 8-21-1990 by L.L. No. 8-1990; 4-2-2002 by L.L. No. 4-2002; 12-16-2003 by L.L. No. 15-2003]

The Building Commissioner shall have the authority to revoke any permits theretofore issued or withhold any certificate issued pursuant to the completion of the permitted work in the following instances:

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

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

C. Where he finds that the work performed under the permit is not being prosecuted in accordance with the provisions of the application, plans or specifications.

D. Where he finds that the work performed for which the permit was issued violates the Uniform Code or the Energy Code.

E[Ø]. Where the person to whom a permit has been issued fails or refuses to comply with a stop order issued by the Building Commissioner.

F[E]. Where he finds that trees have been removed without a tree removal permit having been obtained pursuant to § 2-9T of the Code.

G[F]. Where he finds that trees and/or shrubs have not been replaced or fees have not been paid as required by a tree removal permit having been obtained pursuant to § 2-9T of the Code.

H[G]. Where he finds that the applicant or owner is no longer in compliance with a consent order or plan for a lot or parcel on which the permitted work has been completed. For the purposes of this § 2-14G, the terms "consent order" and "plan" shall have the same meanings ascribed to them pursuant to § 2-9B(8)(c) of this Code.

I[H]. Where he takes action or the Town Board has adopted a resolution authorizing action pursuant to § 2A-9 of this Code.

[Amended 6-14-2011 by L.L. No. 9-2011]

J[I]. Where he exercises emergency powers pursuant to § 2A-12 of this Code.

[Amended 6-14-2011 by L.L. No. 9-2011]

§ 2-15 Stop Orders.

[Amended 4-2-2002 by L.L. No. 4-2002; 5-21-2019 by L.L. No. 9-2019]

A. **Without regard to whether work is or is not work for which a building permit is required, and without regard to whether a building permit has or has not been issued for such work,** whenever the Building Commissioner or Commissioner of Public Safety has reasonable grounds to believe that work on or in any building or structure is being performed in violation of the provisions of the applicable building laws, ordinances or regulations, **in violation of the Uniform Code or the Energy Code,** ~~[or]~~ not in conformity with the provisions of an application, plans or specifications on the basis of which a building permit was issued, **under a building permit that has become invalid, has expired, or has been suspended or revoked,** or in an unsafe and dangerous manner, he shall notify the owner of the property, the owner's agent, the lessee of the property, the tenant of the property, or the person performing the work to suspend all building activities until the stop order has been rescinded. Such order and notice shall be in writing, **be dated and signed by the Building Commissioner,** shall state the **reason or reasons for issuance and the** conditions under which the work may be resumed, ~~[and]~~ **The Stop Work Order shall** ~~[may]~~ **shall** be served upon **the owner of the affected property (and, if the owner is not the permit holder, on the permit holder)** ~~[a person whom it is directed]~~ either by delivering it personally to him, or by posting the same upon a conspicuous portion of the building under construction and sending a copy of same by registered or certified mail. **The Building Commissioner shall be permitted, but not required, to cause the Stop Work Order, or a copy thereof, to be served on any builder, architect, tenant, contractor, subcontractor, construction superintendent, or their agents, or any other Person taking part or assisting in work affected by the Stop Work Order, personally or by registered or certified mail; provided, however, that failure to serve any Person mentioned in this sentence shall not affect the efficacy of the Stop Work Order.**

B. **The issuance of a Stop Work Order shall not be the exclusive remedy available to address any event described in subdivision (A) of this section, and the authority to issue a Stop Work Order shall be in addition to, and not in substitution for or limitation of, the right and**

authority to pursue any other remedy or impose any other penalty under Article V of this Chapter or under any other applicable local law or State law. Any such other remedy or penalty may be pursued at any time, whether prior to, at the time of, or after the issuance of a Stop Work Order.

C[B]. Penalties for offenses. Any person, association, firm, or corporation which violates this section or assists in the violation of this section shall be guilty of a violation, punishable:

- (1) By a fine of not less than \$1,000 and not exceeding \$5,000 or by imprisonment for a period not to exceed 15 days, or both, for conviction of a first offense.
- (2) By a fine of not less than \$5,000 nor more than \$10,000 or by imprisonment for a period not to exceed 15 days, or both, for conviction of the second offense.
- (3) By a fine of not less than \$10,000 nor more than \$20,000 or by imprisonment for a period not to exceed 15 days, or both, for conviction of the third or subsequent offense of a series of offenses, all of which were committed within a period of five years.

§ 2-16. Certificate of occupancy.

A. No building hereafter erected shall be occupied or used, in whole or in part, until a certificate of occupancy shall have been issued by the Building Commissioner certifying that such building conforms substantially to the permit and the requirements of law applying to buildings of its class and kind.

B. No building hereafter enlarged, extended or so altered, wholly or in part, as to change its classification as a residential, business or industrial building, and no building hereafter altered for which a certificate of occupancy had not been issued heretofore, shall be occupied or used, in whole or in part, until a certificate of occupancy shall have been issued by the Building Commissioner certifying both that the work for which the permit was issued has been completed substantially in accordance with the permit and the provisions of law applying to such an alteration, and that the building is safe for occupancy insofar as can be determined by visual inspection, provided that if the occupancy or use of such building was not discontinued during the work of alterations, the occupancy or use of the building shall not continue for more than thirty (30) days after completion of the alteration unless such certificate shall have been issued.

§ 2-17. Certificate of completion.

In those instances where work is performed under a permit but no certificate of occupancy is required, the Building Commissioner shall issue a certificate of completion if it is found that the proposed work has been completed substantially in accordance with the permit and the laws applicable thereto. The certificate shall also indicate the use or uses to which the structure or installation may thereafter be put and to what extent.

§ 2-18. Certificate of approval for plumbing and drainage work.

In those instances where plumbing or drainage work is to be performed under a permit, the Building Commissioner shall issue a certificate of approval of the plumbing or drainage work if it is found that said work has been completed substantially in accordance with the permit and the laws applicable thereto.

§ 2-19. Inspection prior to issuance of certificates; record.

A. Before issuing a certificate of occupancy, a certificate of completion or a certificate of approval of plumbing or drainage work, the Building Commissioner shall examine or cause to be examined all building, structures, sites and work which was the subject of a building permit. ~~[for which such application has been filed;]~~ and the Building Commissioner may conduct such inspection as he deems appropriate from time to time during and upon completion of the work. In addition to the required inspection, where applicable, the following documents, prepared in accordance with the provisions of the Uniform Code by such person or persons as may be designated by or otherwise acceptable to the Building Commissioner, at the expense of the applicant for the Certificate of Occupancy or Certificate of Compliance, shall be provided to the Building Commissioner prior to the issuance of the Certificate of Occupancy or Certificate of Compliance:

- (1) a written statement of structural observations and/or a final report of special inspections;
- (2) flood hazard certifications;
- (3) a written statement of the results of tests performed to show compliance with the Energy Code, and
- (4) where applicable, the affixation of the appropriate seals, insignias, and manufacturer's data plates as required for factory manufactured buildings and/or manufactured homes.

B. There shall be maintained in the Building Department a record of all such examinations and inspections together with a record of findings of violations of the law.

§ 2-20. Issuance of certificates.

A. A certificate of occupancy, a certificate of completion or a certificate of approval of plumbing or drainage work shall be issued within a reasonable time after application therefor is made. A final survey must be submitted before a certificate of occupancy or a certificate of completion will be issued; except in instances where a certificate of completion is sought, a final survey shall not be required for interior alterations or renovations that do not alter or change the footprint or the exterior shell of the building or structure, including but not limited to exterior walls and the roof, for which the certificate is sought.

B. A certificate of occupancy or certificate of compliance shall contain the following information:

- (1) the building permit number, if any;

(2) the date of issuance of the building permit, if any;

(3) the name (if any), address and tax map number of the property;

(4) if the certificate of occupancy or certificate of compliance is not applicable to an entire structure, a description of that portion of the structure for which the certificate of occupancy or certificate of compliance is issued;

(5) the use and occupancy classification of the structure;

(6) the type of construction of the structure;

(7) the occupant load of the assembly areas in the structure, if any;

(8) any special conditions imposed in connection with the issuance of the building permit; and

(9) the signature of the Building Commissioner issuing the certificate of occupancy or certificate of compliance and the date of issuance.

§ 2-21. Temporary certificate of occupancy.
[Amended 4-2-2002 by L.L. No. 4-2002]

The Building Commissioner shall be permitted to issue a temporary certificate of occupancy allowing the temporary occupancy of a building or structure, or a portion thereof, prior to completion of the work which is the subject of a building permit. Following a determination that a building or structure, or the portion thereof, may be occupied safely, that any required fire and life safety components, such as fire protection equipment and fire, smoke, carbon monoxide, and heat detectors and alarms are installed and operational, and that all required means of egress from the structure have been provided ~~[Upon request,]~~ the Building Commissioner may issue a temporary certificate of occupancy for a building or structure, or part thereof, before the entire work covered by the building permit shall have been completed~~[, provided that such portion or portions of the building as have been completed may be occupied safely without endangering life, health or the public welfare].~~ **The Building Commissioner may include in a temporary certificate of occupancy such terms and conditions as he or she deems necessary or appropriate to ensure the health and safety of the persons occupying and using the building or structure and/or performing further construction work in the building or structure.** A temporary certificate of occupancy may be issued for a period not exceeding three (3) months from its date of issuance, **shall specify such date in the temporary certificate of occupancy,** and shall be void thereafter, except that for good cause the Building Commissioner may allow a maximum of two (2) extensions for periods not exceeding three (3) months each. **During the specified period of effectiveness of the temporary certificate of occupancy, the permit holder shall undertake to bring the building or structure into full compliance with all applicable provisions of the Uniform Code and the Energy Code.**

§ 2-21.1. Revocation of Certificates

If the Building Commissioner determines that a certificate of occupancy, certification of compliance, or a temporary certificate of occupancy was issued in error or on the basis of incorrect information, and if the relevant deficiencies are not corrected to the satisfaction of the Building Commissioner within such period of time as shall be specified by the Building Commissioner, the Building Commissioner shall revoke or suspend such certificate.

§ 2-22. Tests.

Whenever there are reasonable grounds to believe that any material, construction, equipment or assembly does not conform with the requirements of the applicable building laws, ordinances or regulations, the Building Commissioner may require the same to be subjected to tests by a testing agency designated by the Building Commissioner at the applicant's own cost in order to furnish proof of such compliance.

§ 2-23. Penalties for violation of certain state law.
[Amended 8-18-1987 by L.L. No. 12,1987]

In accordance with § 382 of Article 18 of the Executive Law of the State of New York:

A. It shall be unlawful for any person, firm or corporation to construct, alter, repair, move, remove, demolish, equip, use, occupy or maintain any building or structure, or portion thereof in violation of any provision of the Uniform Fire Prevention and Building Code or rule promulgated by the Building Department, in accordance with the Uniform Code or to fail in any manner to comply with a notice, directive or order of the Building Commissioner, or to construct, alter, use or occupy any building or structure, or part thereof, in a manner not permitted by an approved building or plumbing permit or certificate of occupancy.

B. Any person who shall fail to comply with a written order of the Building Commissioner within the time fixed for compliance therewith, and any owner, builder, architect, tenant, contractor, subcontractor, construction superintendent or their agents, or any other person taking part or assisting in the construction or use of any building who shall knowingly violate any of the applicable provisions of the Uniform Fire Prevention and Building Code or any lawful order, notice, directive, permit or certificate of the Building Commissioner made thereunder regarding standards for construction, maintenance or fire protection equipment and systems, shall be punishable by a fine of not more than one thousand dollars (\$1,000.) or imprisonment not exceeding one (1) year, or both. Each day that a violation continues shall be deemed a separate offense.

§2-23.1 Complaints.

The Building Commissioner shall review and investigate complaints which allege or assert the existence of conditions or activities that fail to comply with the Uniform Code, the Energy Code, this local law, or any other local law, ordinance or regulation adopted for administration and enforcement of the Uniform Code or the Energy Code. The process for responding to a complaint shall include such of the following steps as the Building Commissioner may deem to be appropriate:

(a) performing an inspection of the conditions and/or activities alleged to be in violation, and documenting the results of such inspection;

(b) if a violation is found to exist, providing the owner of the affected property and any other Person who may be responsible for the violation with notice of the violation and opportunity to

abate, correct or cure the violation, or otherwise proceeding in the manner described in Article V of this Chapter;

(c) if appropriate, issuing a Stop Work Order;

(d) if a violation which was found to exist is abated or corrected, performing an inspection to ensure that the violation has been abated or corrected, preparing a final written report reflecting such abatement or correction, and filing such report with the complaint.

§ 2-24. Abatement of violation.

Appropriate actions and proceedings may be taken at law or in equity to prevent unlawful construction or to restrain, correct or abate a violation, or to prevent illegal occupancy of a building, structure or premises, or to prevent illegal acts, conduct or business in or about any premises, and these remedies shall be in addition to penalties otherwise prescribed by law.

§ 2-25. Fire limits.

[Added 4-28-1987 by L.L. No. 9, 1987; 2-27-1996 by L.L. No. 4, 1996]

A. Fire limits are hereby established in the following districts as designated in Chapter 70, Zoning:

- (1) Multiple Residence Districts.
- (2) Public Housing Residence Districts.
- (3) Golden Age Districts.
- (4) Parking Districts.
- (5) Transportation Districts.
- (6) Business AA Districts.
- (7) Business A Districts.
- (8) Business B Districts.
- (9) Planned Industrial Park Districts.
- (10) Modified Planned Industrial Park Districts.
- (11) Service Commercial Districts.
- (12) Industrial A Districts.
- (13) Industrial B Districts.
- (14) Hospital Districts.

B. In Multiple Residence Districts, buildings of C6.1 occupancy designated by the New York State Uniform Fire Prevention and Building Code are exempt from fire limits, provided that the proposed building has a distance separation of twenty (20) feet, is fully sprinklered, is one-story and has six thousand five hundred (6,500) square feet or less.

C. The chief of any fire department providing firefighting services for a property within this Town shall promptly notify the Code Enforcement Officer of any fire or explosion involving any structural damage, fuel burning appliance, chimney, or gas vent.

Section 3.

Chapter 2 of the Town Code is hereby amended by adding new Article VIII to read as follows:

ARTICLE VIII Fire Safety and Property Maintenance Inspections

§2-141 Inspections Required.

A. Fire safety and property maintenance inspections of buildings and structures shall be performed by the Building Commissioner at the following intervals:

- (1) at least once every twelve (12) months for buildings which contain an assembly area;**
- (2) at least once every twelve (12) months for public and private schools and colleges, including any buildings of such schools or colleges containing classrooms, dormitories, fraternities, sororities, laboratories, physical education, dining, or recreational facilities; and**
- (3) at least once every thirty-six (36) months for multiple dwellings and all nonresidential occupancies.**

B. Remote Inspections.

At the discretion of the Building Commissioner a remote inspection may be performed in lieu of in-person inspections when, in the opinion of the Building Commissioner, the remote inspection can be performed to the same level and quality as an in-person inspection and the remote inspection shows to the satisfaction of the Building Commissioner that the premises conform with the applicable provisions of 19 NYCRR Part 1225 and the publications incorporated therein by reference and the applicable provisions of 19 NYCRR Part 1226 and the publications incorporated therein by reference. Should a remote inspection not afford the Building Commissioner sufficient information to make a determination, an in-person inspection shall be performed.

C. Inspections Permitted.

In addition to the inspections required by subdivision (a) of this section, a fire safety and property maintenance inspection of any building, structure, use, or occupancy, or of any dwelling unit, may also be performed by the Building Commissioner at any time upon:

- (1) the request of the owner of the property to be inspected or an authorized agent of such owner;**

(2) receipt by the Building Commissioner of a written statement alleging that conditions or activities failing to comply with the Uniform Code or Energy Code exist; or

(3) receipt by the Building Commissioner of any other information, reasonably believed by the Building Commissioner to be reliable, giving rise to reasonable cause to believe that conditions or activities failing to comply with the Uniform Code or Energy Code exist; provided, however, that nothing in this subdivision shall be construed as permitting an inspection under any circumstances under which a court order or warrant permitting such inspection is required, unless such court order or warrant shall have been obtained.

D. Office of Fire Prevention and Control Inspections.

(1) Nothing in this section or in any other provision of this local law shall supersede, limit, or impair the powers, duties and responsibilities of the New York State Office of Fire Prevention and Control and the New York State Fire Administrator or other authorized entity under Executive Law section 156-e and Education Law section 807-b.

(2) Notwithstanding any other provision of this section to the contrary, the Building Commissioner may accept an inspection performed by the Office of Fire Prevention and Control or other authorized entity pursuant to sections 807-a and 807-b of the Education Law and/or section 156-e of the Executive Law, in lieu of a fire safety and property maintenance inspection performed by the Building Commissioner.

Section 3.

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

and; be it further

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

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that pursuant to the provisions of Article 9 of the New York State Constitution, the Municipal Home Rule Law, and the Town Law, at a meeting of the Town Board duly held on March 14, 2023, Local Law No. of 2023 was adopted. The local law amends Chapter 2 of the Town Code entitled "Administration and Enforcement" in order to revise certain code enforcement provisions in the Town Code to comply with recent amendments to State regulations regarding the New York State Uniform Building Code and Energy Code.

Dated: Manhasset, New York

March 14, 2023

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

Ayes:

Nays:

cc: Town Attorney

PROPOSED RESOLUTION

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

RESOLUTION NO. - 2023

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

NO RESOLUTION.

PROPOSED RESOLUTION

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

RESOLUTION NO. - 2023

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

NO RESOLUTION.

PROPOSED RESOLUTION

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

RESOLUTION NO. - 2023

A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 7 OF THE TOWN CODE ENTITLED "BUILDING CODE".

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 7 of the Town Code entitled "Building Code" in order to correct the Part of the New York Code, Rules and Regulations containing the Uniform Code: Minimum Standards for Administration and Enforcement; 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 14th day of March, 2023, concerning the adoption of the proposed Local Law, which Local Law was available for viewing by the public on the Town's website and during regular business hours in the Office of the Town Clerk; and

WHEREAS, the Town Board carefully considered the proposed Local Law during the aforesaid seven-day period, conducted said hearing on March 14, 2023, with respect to said Local Law, and has afforded all interested persons an opportunity to be heard at the public hearing; and

WHEREAS, in accordance with the State Environmental Quality Review Act and the Act's implementing regulations (the "SEQRA Regulations") the 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)(25), (30) 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)(25), (30) and (33) of the SEQRA Regulations and, as such, no further environmental review is required; and be it further

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

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

**A LOCAL LAW AMENDING CHAPTER 7 OF THE TOWN CODE ENTITLED "BUILDING
CODE"**

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

Section 1. Legislative Intent

It is the purpose and intent of the Town Board to amend Chapter 7 of the Code of the Town of North Hempstead entitled "Building Code" to correct the Part of the New York Code, Rules and Regulations containing the Uniform Code: Minimum Standards for Administration and Enforcement.

Section 2.

Section 7-2 of the Town Code is hereby amended as follows:

§ 7-2. Legislative Intent

The Town Board, recognizing the Executive Law of the State of New York, Article 18, New York State Uniform Fire Prevention and Building Code Act, Title 19 NYCRR Part 1203 [444], Uniform Code: Minimum Standards for Administration and Enforcement, finds that public health, safety, welfare and the good order and governance of the town will be enhanced by the adoption of Title 19-Department of State, Chapter XXXIII, [~~Executive (Volume B), Subtitle S—DHCR, Chapter 1—Uniform Code,~~] Subchapters A through C[~~N~~], as the applicable Building Code of the Town of North Hempstead.

Section 3.

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

and; be it further

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

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that pursuant to the provisions of Article 9 of the New York State Constitution, the Municipal Home Rule Law, and the Town Law, at a meeting of the Town Board duly held on March 14, 2023, Local Law No. of 2023 was adopted. The local law amends Chapter 7 of the Town

Code entitled “Building Code” in order to correct the Part of the New York Code, Rules and Regulations containing the Uniform Code: Minimum Standards for Administration and Enforcement.

Dated: Manhasset, New York

March 14, 2023

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

Ayes:

Nays:

cc: Town Attorney

PROPOSED RESOLUTION

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

RESOLUTION NO. - 2023

A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW ESTABLISHING CHAPTER 9A OF THE TOWN CODE ENTITLED "BUILDING AND SAFETY: OPERATING PERMITS".

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 establishing Chapter 9A of the Town Code entitled "Building and Safety: Operating Permits" in order to establish minimum standards for the administration and enforcement of the New York State Uniform Fire Prevention and Building Code and the New York State Energy Conservation Construction Code by requiring that operating permits be obtained for the conduct of certain activities or the operation of certain facilities within the Town; 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 14th day of March, 2023, concerning the adoption of the proposed Local Law, which Local Law was available for viewing by the public on the Town's website and during regular business hours in the Office of the Town Clerk; and

WHEREAS, the Town Board carefully considered the proposed Local Law during the aforesaid seven-day period, conducted said hearing on March 14, 2023, with respect to said Local Law, and has afforded all interested persons an opportunity to be heard at the public hearing; and

WHEREAS, in accordance with the State Environmental Quality Review Act and the Act's implementing regulations (the "SEQRA Regulations") the 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)(25), (30) 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)(25), (30) and (33) of the SEQRA Regulations and, as such, no further environmental review is required; and be it further

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

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

**A LOCAL LAW ESTABLISHING CHAPTER 9A OF THE TOWN CODE
ENTITLED “BUILDING AND SAFETY: OPERATING PERMITS”**

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

Section 1. Legislative Intent.

The Town Board of the Town of North Hempstead recognizes that the conduct of certain activities and/or the operation of certain types of facilities within the Town pose greater health and safety risks to the residents of the Town and therefor merit heightened overview and inspections, and that new regulations promulgated by the New York Secretary of State require greater oversight over certain uses and activities of facilities in the Town. In order to implement these changes, the Town Board finds it in the best interests of the Town to establish Chapter 9A of the Town Code entitled “Building and Safety: Operating Permits” to establish minimum standards for the administration and enforcement of the New York State Uniform Fire Prevention and Building Code and the New York State Energy Conservation Construction Code by requiring that operating permits be obtained for the conduct of certain activities or the operation of certain facilities within the Town.

Section 2.

Chapter 9A of the Town Code is hereby established to read as follows:

§ 9A-1. Definitions.

In addition to the definitions contained in §2-7 of Chapter 2 of the Code, the following definition shall apply to this chapter:

OPERATING PERMIT

A permit issued by the Town of North Hempstead Department of Building, Safety Enforcement and Inspection granting permission to conduct certain activities or to operate certain facilities within the Town.

§9A-2 Operating Permits

A. Operation Permits required. Operating Permits shall be required for conducting any process or activity or for operating any type of building, structure, or facility listed below:

(1) manufacturing, storing, or handling hazardous materials in quantities exceeding those listed in the applicable Maximum Allowable Quantity tables found in Chapter 50 of the Fire Code;

(2) buildings, structures, facilities, processes, and/or activities that are within the scope and/or permit requirements of the chapter or section title of the Fire Code as follows:

i. Chapter 22, "Combustible Dust-Producing Operations." Facilities where the operation produces combustible dust;

ii. Chapter 24, "Flammable Finishes." Operations utilizing flammable or combustible liquids, or the application of combustible powders regulated by Chapter 24 of the FCNYS;

iii. Chapter 25, "Fruit and Crop Ripening." Operating a fruit- or crop-ripening facility or conducting a fruit-ripening process using ethylene gas;

iv. Chapter 26, "Fumigation and Insecticidal Fogging." Conducting fumigation or insecticidal fogging operations in buildings, structures, and spaces, except for fumigation or insecticidal fogging performed by the occupant of a detached one-family dwelling;

v. Chapter 31, "Tents, Temporary Special Event Structures, and Other Membrane Structures." Operating an air-supported temporary membrane structure, a temporary special event structure, or a tent where approval is required pursuant to Chapter 31 of the Fire Code;

vi. Chapter 32, "High-Piled Combustible Storage." High-piled combustible storage facilities with more than 500 square feet (including aisles) of high-piled storage;

vii. Chapter 34, "Tire Rebuilding and Tire Storage." Operating a facility that stores in excess of 2,500 cubic feet of scrap tires or tire byproducts or operating a tire rebuilding plant;

viii. Chapter 35, "Welding and Other Hot Work." Performing public exhibitions and demonstrations where hot work is conducted, use of hot work, welding, or cutting equipment, inside or on a structure, except an operating permit is not required where work is conducted under the authorization of a building permit or where performed by the occupant of a detached one- or two-family dwelling;

ix. Chapter 40, "Sugarhouse Alternative Activity Provisions." Conducting an alternative activity at a sugarhouse;

x. Chapter 56, "Explosives and Fireworks." Possessing, manufacturing, storing, handling, selling, or using, explosives, fireworks, or other pyrotechnic special effects materials except the outdoor use of sparkling devices as defined by Penal Law section 270;

xi. Section 307, “Open Burning, Recreational Fires and Portable Outdoor Fireplaces.” Conducting open burning, not including recreational fires and portable outdoor fireplaces;

xii. Section 308, “Open Flames.” Removing paint with a torch, or using open flames, fire, and burning in connection with assembly areas or educational occupancies; and

xiii. Section 319, “Mobile Food Preparation Vehicles.” Operating a mobile food preparation vehicle in accordance with the permitting requirements established by Office of the Town Clerk, as now in effect or as hereafter amended from time to time.

(3) energy storage systems, where the system exceeds the values shown in Table 1206.1 of the Fire Code or exceeds the permitted aggregate ratings in section R327.5 of the Residential Code;

(4) buildings containing one or more assembly areas;

(5) outdoor events where the planned attendance exceeds 1,000 persons;

(6) facilities that store, handle or use hazardous production materials;

(7) parking garages as defined in subdivision (U) of Article I of Chapter 2 of the Town Code;

(8) buildings whose use or occupancy classification may pose a substantial potential hazard to public safety, as determined by resolution adopted by the Town Board .

Any person who proposes to undertake any activity or to operate any type of building listed in this subdivision (a) shall be required to obtain an Operating Permit prior to commencing such activity or operation.

B. Applications for Operating Permits.

An application for an Operating Permit shall be in writing on a form provided by or otherwise acceptable to the Building Commissioner. Such application shall include such information as the Building Commissioner deems sufficient to permit a determination by the Building Commissioner that quantities, materials, and activities conform to the requirements of the Uniform Code. If the Building Commissioner determines that tests or reports are necessary to verify conformance, such tests or reports shall be performed or provided by such person or persons as may be designated by or otherwise acceptable to the Building Commissioner, at the expense of the applicant.

C. Exemptions.

Operating permits shall not be required for processes or activities, or the buildings, structures, or facilities listed in paragraphs (1) through (7) of subdivision (a) of this section, provided that the use is expressly authorized by a certificate of occupancy or certificate of compliance, fire safety and property maintenance inspections are performed in accordance with Article VIII of Chapter 2 of this Code (Fire Safety and Property Maintenance Inspections), and condition assessments are performed in compliance with subsection U of Section 2-9 of this Code (Condition Assessments of Parking Garages).

D. Inspections

The Building Commissioner shall inspect the subject premises prior to the issuance of an Operating Permit. Such inspections shall be performed either in-person or remotely. Remote inspections in lieu of in-person inspections may be performed when, at the discretion of the Building Commissioner, the remote inspection can be performed to the same level and quality as an in-person inspection and the remote inspection shows to the satisfaction of the Building Commissioner that the premises conform with the applicable requirements of the Uniform Code and the Town Code. Should a remote inspection not afford the Town sufficient information to make a determination, an in-person inspection shall be performed. After inspection, the premises shall be noted as satisfactory and the operating permit shall be issued, or the operating permit holder shall be notified as to the manner in which the premises fail to comply with either or both of the Uniform Code and the code enforcement program, including a citation to the specific provision or provisions that have not been met.

E. Multiple Activities.

In any circumstance in which more than one activity listed in subdivision (a) of this section is to be conducted at a location, the Building Commissioner may require a separate operating permit for each such activity, or the Building Commissioner may, in their discretion, issue a single operating permit to apply to all such activities.

F. Duration of Operating Permits.

Operating permits shall be issued for a specified period of time consistent with local conditions, but in no event to exceed as follows:

- (1) 180 days days for tents, special event structures, and other membrane structures;
- (2) 60 days days for alternative activities at a sugarhouse;
- (3) one (1) year for all other activities, structures, and operations identified in subdivision (a) of this section.

The effective period of each operating permit shall be specified in the operating permit. An operating permit may be reissued or renewed upon application to the Building Commissioner, payment of the applicable fee, and approval of such application by the Building Commissioner.

G. Revocation or Suspension of Operating Permits.

If the Building Commissioner determines that any activity or building for which an operating permit was issued does not comply with any applicable provision of the Uniform Code, such operating permit shall be revoked or suspended.

§ 9A-3. Penalties for Offenses

The provisions of §2-75 of this Code shall govern violations of this Chapter.

Section 3. Severability.

If any clause, sentence, paragraph subdivision, section, or part of this chapter 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, imperil, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph subdivision, section or part of this chapter or in its application to the person, individual, corporation, fund, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 4. When Effective

This law shall be immediately effective upon filing with the Secretary of State.

and; be it further

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

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that pursuant to the provisions of Article 9 of the New York State Constitution, the Municipal Home Rule Law, and the Town Law, at a meeting of the Town Board duly held on March 14, 2023, Local Law No. of 2023 was adopted. The local law establishes Chapter 9A of the Town Code entitled "Building and Safety: Operating Permits" in order to establish minimum standards for the administration and enforcement of the New York State Uniform Fire Prevention and Building Code and the New York State Energy Conservation Construction Code by requiring that operating permits be obtained for the conduct of certain activities or the operation of certain facilities within the Town.

Dated: Manhasset, New York

March 14, 2023

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

Dated: Manhasset, New York

March 14, 2023

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. 120 - 2023

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

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

WHEREAS, a proposed Local Law has been prepared, pursuant to enabling legislation, to amend Chapter 70 of the Town Code entitled "Zoning" in order to require electric vehicle charging station capabilities in certain residential and commercial contexts; and

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

WHEREAS, due notice was heretofore given of a public hearing to be held on March 14, 2023 concerning the adoption of the proposed Local Law, which Local Law was available for viewing by the public on the Town's website and during regular business hours in the Office of the Town Clerk; and

WHEREAS, pursuant to General Municipal Law § 239-m, the Nassau County Planning Commission (the "Commission") was furnished with a copy of the Short Environmental Assessment Form (the "SEAF"); and

WHEREAS, the Nassau County Planning Commission, by letter dated February 7, 2023, has recommended local determination; and

WHEREAS, the Town Board has carefully considered the proposed Local Law during the seven-day period, conducted a public hearing on March 14, 2023 with respect to the Local Law, and has afforded all interested persons an opportunity to be heard at the public hearing; and

WHEREAS, in accordance with the State Environmental Quality Review Act and the Act's implementing regulations (the "SEQRA Regulations") the Department of Planning and Environmental Protection has recommended that the adoption of the Local Law be determined to be a Type II Action pursuant to Sections 617.5(c)(3), (13) 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 the proposed Local Law, to be effective immediately upon filing with the Secretary of State of the State of New York (the “Secretary of State”).

NOW, THEREFORE, BE IT

RESOLVED that the Town Board determines that the adoption of the Local Law is a Type II Action pursuant to Sections 617.5(c)(3), (13) and (33) of the SEQRA Regulations and, as such, no further environmental review is required; and be it further

RESOLVED that Local Law No. 6 of 2023 be and it hereby is adopted, which Local Law reads as follows:

TOWN OF NORTH HEMPSTEAD

LOCAL LAW NO. 6 OF 2023

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

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

Section 1. Legislative Intent.

The Board finds that it is in the best interest of the Town of North Hempstead to amend Chapter 70 of the Town Code entitled “Zoning” in order to require electric vehicle charging station capabilities in certain residential and commercial contexts.

Section 2.

Subsection (X) of Section 70-203 of the Town Code of the Town of North Hempstead is hereby amended to read as follows:

70-203 Public health, safety and general welfare.

[Amended 7-26-1966; 12-3-1985 by L.L. No. 12-1985; 3-25-1986 by L.L. No. 3-1986]

X. Electric Vehicle Charging Stations

(1) Commercial properties. Electric vehicle charging stations shall be permitted in all commercial districts, subject to the following: [Added 1-29-2019 by L.L. No. 3-2019]

([4]**a**) Each electric vehicle charging station shall include vehicle impact protection (bollards) or a similar structure.

([2]**b**) The greater of two spaces or 10% of the total provided parking may be designated for the exclusive use as electric vehicle charging and the sale of electricity and counted towards the off-street parking requirements specified in § 70-103. When a charging station is incapable or prohibited from charging vehicles from multiple vehicle manufacturers, those designated charging spaces effected by this limitation will not be counted towards the off-street parking requirement specified in § 70-103. [Amended 8-5-2021 by L.L. No. 16-2021]

([3]c) Components for electric vehicle charging stations may encroach up to 36 inches into a required setback or buffer.

(2) Electric vehicle charging station capable.

(a) Commercial properties and multiple-unit residences. New parking garages and new or expanded parking lots with 10 or greater parking spaces shall provide conduit and pull wire to accommodate the future installation of car charging equipment for 10 percent of the total parking spaces.

(b) Residential properties. New detached one or two-family dwellings and townhouses with parking area provided on the premises shall provide a provision for 208 or 240V with a minimum 40-amp circuit installed for electric car charging purposes. Provision shall be made to accommodate the future installation of car charging equipment in the garage or parking area and the installation of a 1 ½ inch diameter conduit from the service panel of said dwelling to the garage or parking area. If the main service panel is installed in the garage then the 1 ½ inch diameter conduit shall not be required.

(c) For purposes of this section “expanded parking lots” shall mean increasing the provided parking spaces by at least 20%.

Section 3.

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

; and be it further

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

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that pursuant to the provisions of Article 9 of the New York State Constitution, the Municipal Home Rule Law, and the Town Law, at a meeting of the Town Board duly held on March 14, 2023, Local Law No. 6 of 2023 was adopted. The Local Law amends Chapter 70 of the Town Code entitled “Zoning” in order to require electric vehicle charging station capabilities in certain residential and commercial contexts.

Dated: Manhasset, New York

March 14, 2023

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Town Clerk Planning Building

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

ORDINANCE NO. 6 - 2023

A PUBLIC HEARING TO CONSIDER THE RESCISSION OF ORDINANCES AFFECTING DAYTON STREET IN NEW CASSEL, NEW YORK.

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

**ORDINANCE NO. T.O. 6 - 2023
NEW CASSEL, NEW YORK**

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

PROPOSAL:

RESCIND:

1. T.O. #40-1976

Adopted September 14, 1976

DAYTON STREET – WEST SIDE – ONE HOUR PARKING 9 A.M. TO 5 P.M. EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS

Starting at a point 196 feet north of the north curbline of Old Country Road, north to the south curbline of Oliver Street.

2. T.O. #17-1976

Adopted March 13, 1976

DAYTON STREET – EAST SIDE – ONE HOUR PARKING 9:00 A.M. TO 5:00 P.M. EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS

From a point 124 feet north of the north curbline of Old Country Road, north to the south curbline of Oliver Street.

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

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

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

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

Dated: Manhasset, New York

March 14, 2023

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

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. 121 - 2023

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE APPLICATION OF MICHAEL TOBIAS FOR A SPECIAL USE PERMIT FOR THE PREMISES LOCATED AT 111 MAGNOLIA AVENUE, WESTBURY AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 11, BLOCK 141, LOT 37.

WHEREAS, Michael Tobias (the "Applicant") is seeking to construct a below-grade parking level in conjunction with a new 35,215 s.f. warehouse on a 0.57-acre site at the property located at 111 Magnolia Avenue, Westbury, New York, and identified on the Nassau County Land and Tax Map as Section 11, Block 141, Lot 37 (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(U)(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 the opportunity to be heard.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing shall be held on April 4, 2023 at 7:00 P.M. in the Town Board Room at Town Hall, 220 Plandome Road, Manhasset, New York to consider the Application for the issuance of a Special Use Permit; and be it further

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

RESOLVED that the Town Clerk be and is hereby authorized and directed to publish a notice of hearing as required by Town Code §§ 70-240(A), which notice shall be in substantially the following form:

NOTICE OF HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead on April 4, 2023, at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome

Road, Manhasset, New York, on the application for a special use permit submitted by Michael Tobias to construct a below-grade parking level in conjunction with a new 35,215 s.f. warehouse on a 0.57-acre site.

PLEASE TAKE FURTHER NOTICE that the property which is the subject of this application is located at 111 Magnolia Avenue, Westbury, New York, and identified on the Nassau County Land and Tax Map as Section 11, Block 141, Lot 37.

Dated: Manhasset, New York

March 14, 2023

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Planning Building

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. 122 - 2023

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE APPLICATION OF TWEEZERMAN INTERNATIONAL, LLC FOR SITE PLAN REVIEW FOR THE PREMISES LOCATED AT 2 TRI-HARBOR COURT, PORT WASHINGTON AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 6, BLOCK 89, LOT 57.

WHEREAS, Tweezerman International, LLC (the “Applicant”) (the “Application”) has applied to the Town Board of the Town of North Hempstead (the “Town”) to construct a two-story 16,856 s.f. addition to an existing 46,918 s.f. warehouse on a 6.27-acre lot located at 2 Tri-Harbor Court, Port Washington and identified on the Nassau County Land and Tax Map as Section 6, Block 89, Lot 57 (the “Premises”); and

WHEREAS, it has been determined that the Application requires site plan review pursuant to § 70-219 (1)(a) of the Code of the Town of North Hempstead; and

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

NOW, THEREFORE, BE IT

RESOLVED that a public hearing shall be held on April 4, 2023 at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York to consider the Application for Site Plan Review; and be it further

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

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

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

NOTICE OF HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead on April 4, 2023, at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, on the application for site plan review submitted by Tweezerman International, LLC to construct a two-story 16,856 s.f. addition to an existing 46,918 s.f. warehouse on a 6.27-acre lot.

PLEASE TAKE FURTHER NOTICE that the property which is the subject of this application is located at 2 Tri-Harbor Court, Port Washington and identified on the Nassau County Land and Tax Map as Section 6, Block 89, Lot 57.

Dated: Manhasset, New York

March 14, 2023

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Planning Building

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. 123 - 2023

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW ESTABLISHING CHAPTER 43 OF THE TOWN CODE OF THE TOWN OF NORTH HEMPSTEAD ENTITLED "REGULATION OF PUBLIC SPACES."

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

WHEREAS, this Board wishes to set a date for a public hearing to consider the adoption of a Local Law establishing Chapter 43 of the Town Code entitled "Regulation of Public Spaces" in order to establish the Chapter, adopt regulations prohibiting urination and defecation in public places and provide for penalties for violations.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on April 4, 2023, at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, for the purpose of considering the adoption of the Local Law establishing Chapter 43 of the Town Code entitled "Regulation of Public Spaces" in order to establish the Chapter, adopt regulations prohibiting urination and defecation in public places and provide for penalties for violations; and be it further

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

NOTICE OF HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead, on April 4, 2023, at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, to consider the adoption of a Local Law establishing Chapter 43 of the Town Code entitled "Regulation of Public Spaces" in order to establish the Chapter, adopt regulations prohibiting urination and defecation in public places and provide for penalties for violations.

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

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

Dated: Manhasset, New York

March 14, 2023

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Town Clerk

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. 124 - 2023

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW OPTING INTO A TAX EXEMPTION FOR VOLUNTEER FIREFIGHTERS AND VOLUNTEER AMBULANCE WORKERS.

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

WHEREAS, this Board wishes to set a date for a public hearing to consider the adoption of a Local Law opting into the Real Property Tax Law Section 466-a ten percent (10%) property tax exemption for Town and Special District taxes for volunteer firefighters and volunteer ambulance workers with at least two (2) years of service.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on April 4, 2023, at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, for the purpose of considering the adoption of the Local Law opting into the Real Property Tax Law Section 466-a ten percent (10%) property tax exemption for Town and Special District taxes for volunteer firefighters and volunteer ambulance workers with at least two (2) years of service; and be it further

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

NOTICE OF HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead, on April 4, 2023, at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, to consider the adoption of a Local Law opting into the Real Property Tax Law Section 466-a ten percent (10%) property tax exemption for Town and Special District taxes for volunteer firefighters and volunteer ambulance workers with at least two (2) years of service.

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

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

Dated: Manhasset, New York

March 14, 2023

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Town Clerk

PROPOSED RESOLUTION

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

RESOLUTION NO. - 2023

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW OPTING INTO A TAX EXEMPTION FOR VOLUNTEER FIREFIGHTERS AND VOLUNTEER AMBULANCE WORKERS.

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

WHEREAS, this Board wishes to set a date for a public hearing to consider the adoption of a Local Law opting into the Real Property Tax Law Section 466-a ten percent (10%) property tax exemption for Town and Special District taxes for volunteer firefighters and volunteer ambulance workers with at least two (2) years of service.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on April 4, 2023, at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, for the purpose of considering the adoption of the Local Law opting into the Real Property Tax Law Section 466-a ten percent (10%) property tax exemption for Town and Special District taxes for volunteer firefighters and volunteer ambulance workers with at least two (2) years of service; and be it further

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

NOTICE OF HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead, on April 4, 2023, at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, to consider the adoption of a Local Law opting into the Real Property Tax Law Section 466-a ten percent (10%) property tax exemption for Town and Special District taxes for volunteer firefighters and volunteer ambulance workers with at least two (2) years of service.

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

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

Dated: Manhasset, New York

March 14, 2023

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Adhami, Councilman Walsh, Supervisor DeSena.

Nays: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Zuckerman.

Absent: Councilperson Troiano.

cc: Town Attorney Town Clerk

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. 125 - 2023

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING ARTICLE X OF THE UNIFORM TRAFFIC CODE ENTITLED "PARKING AREA AT MARY JANE DAVIES GREEN PARK."

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

WHEREAS, this Board wishes to set a date for a public hearing to consider the adoption of a Local Law amending Article X of the Town of North Hempstead Uniform Traffic Code entitled "Parking Area at Mary Jane Davies Green Park" in order to convert two parking spaces designated as identification sticker parking only to non-identification sticker parking to allow for electric vehicle parking and charging.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on the 4th day of April, 2023, at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, for the purpose of considering the adoption of a Local Law amending Article X of the Town of North Hempstead Uniform Traffic Code entitled "Parking Area at Mary Jane Davies Green Park" in order to convert two parking spaces designated as identification sticker parking only to non-identification sticker parking to allow for electric vehicle parking and charging; and be it further

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

NOTICE OF HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead on the 4th day of April, 2023, at 7:00 P.M., in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, to consider the adoption of a Local Law amending Article X of the Town of North Hempstead Uniform Traffic Code entitled "Parking Area at Mary Jane Davies Green Park" in order to convert two parking spaces designated as identification sticker parking only to non-identification sticker parking to allow for electric vehicle parking and charging.

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

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

Dated: Manhasset, New York

March 14, 2023

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Town Clerk Planning Buildings

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

RESOLUTION NO. 126 - 2023

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

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

WHEREAS, this Board wishes to set a date for a public hearing to consider the adoption of a Local Law amending Chapter 24 of the Town Code entitled "Governmental Operations" in order to add a new article, Article XV, to require that the fiscal impacts of a resolution or action taken by the Town Board be known in advance of decision making.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on the 4th day of April, 2023, at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, for the purpose of considering the adoption of a Local Law amending Chapter 24 of the Town Code entitled "Governmental Operations" in order to add a new article, Article XV, to require that the fiscal impacts of a resolution or action taken by the Town Board be known in advance of decision making; and be it further

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

NOTICE OF HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead on the 4th day of April, 2023, at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, to consider the adoption of a Local Law amending Chapter 24 of the Town Code entitled "Governmental Operations" in order to add a new article, Article XV, to require that the fiscal impacts of a resolution or action taken by the Town Board be known in advance of decision making.

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

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

Dated: Manhasset, New York

March 14, 2023

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

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. 127 - 2023

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING DIVISION 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 north side of Division Avenue, Westbury, New York, from a point 38 feet east of the curbline of State Street, east for a distance of 20 feet; and

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

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on April 4, 2023, at 7:00 P.M., to consider an ordinance establishing a reserved parking space as described in the notice of hearing set forth below; and be it further

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

NOTICE OF HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead on April 4, 2023, at 7:00 P.M. in the Town Board Room at Town Hall, 220 Plandome Road, Manhasset, New York, to consider the enactment of an ordinance establishing a reserved parking space, pursuant to the authority contained in Section 1660 of the Vehicle and Traffic Law.

PLEASE TAKE FURTHER NOTICE that the proposed ordinance would establish a reserved parking space on the north side of Division Avenue, Westbury, New York, from a point 38 feet east of the curbline of State Street, east 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

March 14, 2023

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

Ayes:

Nays:

**ORDINANCE AFFECTING
DIVISION AVENUE IN WESTBURY.**

1. Section 5 of the ordinance establishing handicapped spaces adopted July 21, 1987 and amended September 15, 1987, February 7, 1989, April 3, 1990, July 17, 1990, November 20, 1990, December 4, 1990, February 19, 1991, October 8, 1991, April 29, 1992, August 11, 1992, April 13, 1993, May 3, 1994, November 22, 1994, April 25, 1995, August 29, 1995, August 27, 1996, November 12, 1996, December 17, 1996, March 4, 1997, May 6, 1997, June 10, 1997, July 15, 1997, March 24, 1998, November 17, 1998, March 2, 1999, June 8, 1999, October 20, 1999, June 27, 2000, August 29, 2000, September 19, 2000, November 14, 2000, February 13, 2001, March 6, 2001, March 27, 2001, May 15, 2001, August 21, 2001, October 16, 2001, November 13, 2001, January 29, 2002, March 12, 2002, April 2, 2002, June 4, 2002, October 1, 2002, November 19, 2002, December 10, 2002, February 11, 2003, April 22, 2003, October 21, 2003, January 6, 2004, March 9, 2004, May 11, 2004, June 29, 2004, August 31, 2004, January 25, 2005, June 14, 2005, July 19, 2005, October 18, 2005, November 15, 2005, January 3, 2006, January 24, 2006, March 21, 2006, May 2, 2006, January 2, 2007, March 6, 2007, April 17, 2007, June 19, 2007, August 14, 2007, September 25, 2007, December 11, 2007, January 29, 2008, May 6, 2008, June 17, 2008, July 29, 2008, August 19, 2008, September 9, 2008, January 6, 2009, January 27, 2009, May 19, 2009, June 23, 2009, July 14, 2009, August 4, 2009, August 25, 2009, October 20, 2009, December 8, 2009, January 26, 2010, October 5, 2010 and December 14, 2010, January 25, 2011, March 8, 2011, June 14, 2011, July 12, 2011, September 27, 2011, December 13, 2011, May 8, 2012, June 19, 2012, July 10, 2012 August 21, 2012, November 20, 2012, December 11, 2012, January 8, 2013, February 19, 2013, March 12, 2013, April 23, 2013, May 14, 2013, June 4, 2013, September 10, 2013, December 10, 2013, February 25, 2014, April 1, 2014, June 10, 2014, December 9, 2014, March 31, 2015, May 12, 2015, July 14, 2015, August 25, 2015, October 20, 2015, November 17, 2015, November 17, 2015, December 15, 2015 and January 26, 2016, February 23, 2016, April 19, 2016, May 10, 2016, June 7, 2016, July 12, 2016, August 9, 2016, September 13, 2016, September 27, 2016, October 25, 2016 and December 13, 2016, January 31, 2017, February 28, 2017, April 4, 2017, April 25, 2017, and July 18, 2017, September 7, 2017, September 26, 2017, November 14, 2017, January 30, 2018, February 27, 2018, September 6, 2018, September 27, 2018, October 25, 2018, November 20, 2018, December

18, 2018, January 29, 2019, February 28, 2019, March 19, 2019, April 30, 2019, June 18, 2019, September 5, 2019, November 19, 2019, July 23, 2020, September 3, 2020, September 24, October 22, 2020, May 20, 2021, August 5, 2021, October 21, 2021, November 18, 2021 and September 1, 2022 is further amended by adding thereto a new subdivision as follows:

“126” A reserved parking space on the north side of Division Avenue, Westbury, New York, from a point 38 feet east of the curbline of State Street, east for a distance of 20 feet; and

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

Dated: Manhasset, New York

March 14, 2023

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

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. 128 - 2023

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING ALLEN DRIVE IN MANHASSET, 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 of Allen Drive from a point 200 feet from the south curbline of Northern Boulevard, south for a distance of 20 feet and;

WHEREAS, it has been further 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 2 hour parking 8:00 AM to 6:00 PM Except Saturday, Sunday and Holidays on the east side of Allen Drive from a point 220 feet from the south curbline of Northern Boulevard, south for a distance of 56 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 April 4, 2023, at 7:00 P.M., to consider an ordinance establishing a reserved parking space and establishing other parking regulations on Allen Drive, Manhasset, New York 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 April 4, 2023, at 7:00 P.M. in the Town Board Room at Town Hall, 220 Plandome Road, Manhasset, New York, to consider the enactment of an ordinance establishing a reserved parking space on the east side of Allen Drive from a point 200 feet from the south curbline of Northern Boulevard, south for a distance of 20 feet; and 2 hour parking 8:00 AM to 6:00 PM Except Saturday, Sunday and Holidays on the east side of Allen Drive from a point 220 feet from the south curbline of Northern Boulevard, south for a distance of 56 feet and;

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

Dated: Manhasset, New York

March 14, 2023

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

TOWN CLERK

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

Ayes:

Nays:

**ORDINANCE AFFECTING
ALLEN DRIVE, MANHASSET.**

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

23, 2016, April 19, 2016, May 10, 2016, June 7, 2016, July 12, 2016, August 9, 2016, September 13, 2016, September 27, 2016, October 25, 2016 and December 13, 2016, January 31, 2017, February 28, 2017, April 4, 2017, April 25, 2017, and July 18, 2017, September 7, 2017, September 26, 2017, November 14, 2017, January 30, 2018, February 27, 2018, September 6, 2018, September 27, 2018, October 25, 2018, November 20, 2018, December 18, 2018, January 29, 2019, February 28, 2019, March 19, 2019, April 30, 2019, June 18, 2019, September 5, 2019, November 19, 2019, July 23, 2020, September 3, 2020, September 24, October 22, 2020, May 20, 2021, August 5, 2021, October 21, 2021, November 18, 2021 and September 1, 2022 is further amended by adding thereto a new subdivision as follows:

“127” A reserved parking space on the north side of Division Avenue, Westbury, New York, from a point 38 feet east of the curblin of State Street, east for a distance of 20 feet; and

2. An ordinance is adopted as follows:

ALLEN DRIVE – EAST SIDE – 2 HOUR PARKING – 8:00 A.M. TO 6:00 P.M. - EXPECT SATURDAY, SUNDAY, AND HOLIDAYS

From a point 220 feet from the south curblin of Northern Boulevard, south, for a distance of 56 feet.

3. 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

March 14, 2023

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

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. 129 - 2023

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE RESCISSION AND ADOPTION OF AN ORDINANCE AFFECTING LINDBERG BOULEVARD IN CARLE PLACE, NEW YORK.

WHEREAS, a recommendation has been made for the rescission and adoption of an ordinance affecting Lindberg Boulevard, Carle Place, New York.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by the Town Board of the Town of North Hempstead on the 4th day of April 2023, at 7:00 o'clock in the evening for the purpose of considering the rescission and adoption of the following ordinance:

PROPOSAL:

RESCIND:

1. T.O. #9-1977

Adopted April 19, 1977

LINDBERG BOULEVARD – WEST SIDE – ONE HOUR NO PARKING 7 A.M. TO 7 P.M. – EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS

Starting from the north curblin of Wright Avenue, north to the dead end.

ADOPT:

1. LINDBERG BOULEVARD – WEST SIDE – ONE HOUR NO PARKING 7 A.M. TO 7 P.M. – EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS

Starting from the north curblin of Curtis Avenue, north to its terminus.

RESOLVED that such ordinance when adopted will rescind all ordinances or regulations heretofore adopted in conflict therewith, and be it further

RESOLVED that the Town Clerk be and hereby is directed to affect the required publishing and posting of the hearing.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Public Safety Comptroller Traffic Safety

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. 130 - 2023

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING SHEPHERD LANE IN ROSLYN HEIGHTS, NEW YORK.

WHEREAS, a recommendation has been made for the adoption of an ordinance affecting Shepherd Lane, Roslyn Heights, New York

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by the Town Board of the Town of North Hempstead on the 4th day of April 2023, at 7:00 o'clock in the evening for the purpose of considering the adoption of the following ordinance:

PROPOSAL:

ADOPT:

1. SHEPHERD LANE – SNAPDRAGON LANE – FULL STOP

All Traffic southbound on Shepherd Lane shall come to a Full Stop at its intersection with Snapdragon Lane.

RESOLVED that such ordinance when adopted will rescind all ordinances or regulations heretofore adopted in conflict therewith, and be it further

RESOLVED that the Town Clerk be and hereby is directed to affect the required publishing and posting of the hearing.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Public Safety Comptroller Traffic Safety

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

RESOLUTION NO. 131 - 2023

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

WHEREAS, InstallNET has generously offered, as a gift, a donation of fourteen chairs for the café in the North Hempstead “Yes We Can” Community Center; and

WHEREAS, MTO Global has generously offered, as a gift, one hundred gift bags with school supplies for International Education Day and fourteen shrubs and trees for spring plantings in Town Parks; and

WHEREAS, the Lakeville Estates Civic Association has generously offered, as a gift, \$2,788.38 for the beautification of Town Parks, specifically, Clinton G. Martin Park; and

WHEREAS, the NHP-Mineola Runner’s Club has generously offered, as a gift, \$500 for the beautification of Town Parks; and

WHEREAS, Residents Forward has generously offered, as a gift, two DIY clean-up stations to be placed at Mill Pond Park and Manorhaven Beach Park; and

WHEREAS, this Board wishes to accept the Gifts described in this Resolution (the “Gifts”) in accordance with Town Law Section 64.

NOW, THEREFORE, BE IT

RESOLVED that this Board hereby gratefully accepts the Gifts.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller Parks and Recreation

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

RESOLUTION NO. 132 - 2023

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

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

WHEREAS, the Office of the Comptroller has requested that the Board authorize supplemental appropriations in year 2023 (the “Supplemental Appropriation”) as follows:

1. \$2,788.38 to be recorded to revenue line SP154.2770 with the offsetting expense to be recorded to expense code SP154.4752 for the beautification of Town Parks, specifically, Clinton G. Martin Park; and
2. \$500 to be recorded to revenue line SP154.2770 with the offsetting expense to be recorded to expense code SP154.4752 for the beautification of Town Parks; and

WHEREAS, the Board wishes to authorize the Supplemental Appropriations.

NOW, THEREFORE, BE IT

RESOLVED that the Board hereby authorizes the Supplemental Appropriations in year 2023 as requested by the Comptroller; and be it further

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller Clerk

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

RESOLUTION NO. 133 - 2023

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

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

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

WHEREAS, pursuant to Resolution No. 156-2022, duly adopted on March 31, 2022, the Town received and used the First Installment of the ARPA funding; and

WHEREAS, and the Town has requested the Resolution be amended to reflect that the Town was expected to receive \$10,114,020.88 in ARPA Funding (the “Amendment”); and

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

WHEREAS, the Town of North Hempstead (the “Town”) received \$10,114,020.88 in ARPA funding (the “ARPA Funding”), which funding was disbursed to the Town in two (2) installments occurring in the Summer of 2021 and the Summer of 2022; and

WHEREAS, the Town has received the second installment of ARPA funds from the United States Department of Treasury (the “Treasury”), received electronically from the State Comptroller, in the amount of \$5,057,010.43 (the “Second Installment”); and

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

WHEREAS, the IFR contains a “standard allowance” provision which permits local governments to use ARPA funds to cover revenue loss of up to \$10,000,000.00; and

WHEREAS, the IFR further contains a “premium pay” provision which permits local governments to use ARPA funds to compensate essential workers who worked during the Covid-19 pandemic; and

WHEREAS, the Supervisor has recommended that the Board accept receipt of the ARPA Funding and authorize the allocation of \$4,942,989.55 of the Second Installment in compliance with the IFR's standard allowance provision; and

WHEREAS, the Supervisor has further recommended that the Board accept receipt of the ARPA Funding and authorize the allocation of \$114,020.88 of the Second Installment in compliance with the IFR's premium pay provision; and

WHEREAS, this Board wishes to accept receipt of the ARPA Funding and authorize the allocation of \$4,942,988.55 of the Second Installment in compliance with the IFR's standard allowance provision; and

WHEREAS, this Board wishes to further accept receipt of the ARPA Funding and authorize the allocation of \$114,020.88 of the Second Installment in compliance with the IFR's premium pay provision.

NOW, THEREFORE, BE IT

RESOLVED that Resolution No. 156-2022 be and hereby is amended to reflect the Amendment; and be it further

RESOLVED that this Board hereby accepts funding under ARPA in the amount of \$10,114,020.88 which was received in two installments in the Summer of 2021 and the Summer of 2022; and be it further

RESOLVED that \$4,942,989.55 of the Second Installment of funds allocated to the Town by ARPA, shall be used in full to cover revenue losses of the Town of up to \$10 Million, as authorized by the standard allowance provision contained in the Treasury's IFR; and be it further

RESOLVED that \$114,020.88 of the Second Installment of funds allocated to the Town by ARPA, shall be used to pay premiums, as authorized by the premium pay provision contained in the Treasury's IFR; and be it further

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

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller Town Clerk

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. 134 - 2023

A RESOLUTION AUTHORIZING THE PREPARATION AND SUBMISSION OF A GRANT APPLICATION TO THE NASSAU SOIL AND WATER CONSERVATION DISTRICT AND THE TAKING OF RELATED ACTION.

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

WHEREAS, funding for the Rebates is available through the Nassau County Soil and Water Conservation District (the “District”) as part of Part C funding from New York State, to be distributed to residents through the Town’s Native Plant Residential Rebate Program - 2023 (the “Program”); and

WHEREAS, the Town’s Grant Coordinator (the “Coordinator”) has recommended that the Town submit an application to the District for Funding in the amount of \$15,000.00 (the “Funding”), in order to provide Rebates of up to \$350.00 per household to residents who submit applications through the Program (the “Application”); and

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

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

NOW, THEREFORE, BE IT

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

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

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the execution of the Contract Documents in connection with the Program and the Funding.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller

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

RESOLUTION NO. 135 - 2023

A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR REPLACEMENT OF TRACK AND TURF FIELD AT MICHAEL J. TULLY PARK, NEW HYDE PARK, NY, DPW PROJECT NO. 19-17.

WHEREAS, the Town Clerk solicited bids for Replacement of Track and Turf Field at Michael J. Tully Park, New Hyde Park, NY, DPW Project No. 19-17 (the “Project”); and

WHEREAS, bids in response to the solicitation (the “Bids”) were received and were opened, which Bids are as follows; and

Bidder	Price
Fidelis Contracting 300 Northern Boulevard, Suite 201 Great Neck, NY 11021	\$7,430,590.00
The LandTek Group, Inc. 105 Sweeneydale Avenue Bay Shore, NY 11706	\$2,936,648.70
Laser Industries Inc. 1775 Route 25 Ridge, NY 11961	\$3,553,527.00
Pioneer Asphalt Paving Contractors 168 Townline Road Kings Park, NY 11754	\$3,405,571.00
William A. Gross Construction 117 South 4th Street New Hyde Park, NY 11040	\$4,208,000.00

WHEREAS, after a review of the bids, the Town’s Department of Public Works has recommended that the contract for the Project be awarded to The LandTek Group, Inc., 105 Sweeneydale Avenue, Bay Shore, NY 11706 (the “Contractor”) as the lowest responsible bidder at its bid price of Two Million Nine Hundred Thirty-Six Thousand Six Hundred Forty-Eight and 70/100 Dollars (\$2,936,648.70); and

WHEREAS, the Town Board desires to authorize the award of a contract to the Contractor as recommended by the Town’s Department of Public Works.

NOW, THEREFORE, BE IT

RESOLVED that a Contract for the Project is hereby awarded to the Contractor, as the lowest responsible bidder, at its bid price of Two Million Nine Hundred Thirty-Six Thousand Six Hundred Forty-Eight and 70/100 Dollars (\$2,936,648.70), as more particularly set forth in an agreement which will be filed in the Office of the Town Clerk (the “Award”); and be it further

RESOLVED that the Supervisor or her designee is hereby authorized and directed to execute the contract documents, and to take such other action as may be necessary to effectuate the foregoing; and be it further

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

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller DPW

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

RESOLUTION NO. 136 - 2023

A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR UTILITY CART LEASE (TNH109-2023).

WHEREAS, the Director of Purchasing (the “Director”) has solicited bids for the leasing of utility carts; and

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

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

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

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee be and hereby is authorized and directed to execute, on behalf of the Town, any purchase agreements and related documents, a copy of which shall be on file in the Division of Purchasing, and to take such other related action as may be necessary to effectuate the foregoing; and be it further

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

Dated: Manhasset, New York

March 14, 2023

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

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller Purchasing

TNH109-2023-Utility Cart Lease						
		Fairway Golf Car Corporation			E-Z-Go Division of Textron Inc.	
		8 Commercial Blvd.			1451 Marvin Griffin Rd	
		Medford, NY 11763			Augusta GA 30906	
		(631)698-1400 X150			401-457-2327	
		Scott@fairwaygolfcar.net			Maryellen Williams	
		Scott Clareen			mwilliams@textron.com	
Item	*Estimated Units Needed	Unit Price	TOTAL PRICE		Unit Price	TOTAL PRICE
			(528 x Unit Price)			(528 x Unit Price)
Monthly Price per Cart (48 Month Lease)	528	\$159.92	\$84,437.76		\$189.84	\$100,235.52
	(11 cartsx48 months)					
Hourly Labor Rate for Uncovered Repairs	25	\$100.00	2,500.00		\$125.00	\$3,125.00
Location and Name of Local Servicer	Fairway Golf Car Corporation 8 Commercial Blvd Medford, NY 11763 (631) 698-1400 x2				John Giuliano 146 G La Bone Vie Drive, East Patuhogue, NY 11772	
			Bidding the equivalent model Club Car Carryall 100			Bidding Cushman Hauler 800x

TNH109-2023-Utility Cart	
Winning Vendor	Items Won
Fairway Golf Car Corporation	
8 Commercial Blvd.	
Medford, NY 11763	All items
(631)698-1400 X150	
<u>Scott@fairwaygolfcar.net</u>	
Scott Clareen	

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

RESOLUTION NO. 137 - 2023

A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR HVAC SERVICES (TNH037-2023).

WHEREAS, the Director of Purchasing (the “Director”) has solicited bids for HVAC services; and

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

WHEREAS, following a review of the Bids, the Director has recommended that the apparent lowest bidder be deemed non-compliant and non-responsive due to a failure to bid on all required items in addition to higher hourly rates than other bidders; and

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

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

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee be and hereby is authorized and directed to execute, on behalf of the Town, any purchase agreements and related documents, a copy of which shall be on file in the Division of Purchasing, and to take such other related action as may be necessary to effectuate the foregoing; and be it further

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

Dated: Manhasset, New York

March 14, 2023

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

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller Purchasing

TNH037-2023-HVAC Services				Best Climate Control Corp 760 Koehler Ave, Suite 4 Ronkonkoma, NY 11779 631-218-8022 ifarruggia@bcchvac.com	
No.	DESCRIPTION	UNIT	ESTIMATED NUMBER PER YEAR*	UNIT PRICE	TOTAL PRICE
A.	LABOR RATES				
1	STEAMFITTER – regular business hours (M-F 8-4)	HOURLY	60	\$ 158.95	\$ 9,537.00
2	LABORER - regular business hours (M-F 8-4)	HOURLY	30	\$ 145.25	\$ 4,357.00
3	STEAMFITTER APPRENTICE - regular business hours (M-F 8-4)	HOURLY	60	\$ 125.50	\$ 7,530.00
4	LABORER APPRENTICE - regular business hours (M-F 8-4)	HOURLY	30	\$ 120.00	\$ 3,600.00
5	STEAMFITTER – Overtime rate	HOURLY	15	\$ 317.90	\$ 4,768.50
6	LABORER – Overtime rate	HOURLY	10	\$ 217.90	\$ 2,179.00
7	STEAMFITTER APPRENTICE – Overtime rate	HOURLY	15	\$ 251.00	\$ 3,765.00
8	LABORER APPRENTICE – Overtime rate	HOURLY	10	\$ 180.00	\$ 1,800.00
B.	MISCELLANEOUS				
9	FLAT FEE FOR PROJECT ESTIMATE (if applicable)^	EACH	5	\$ 375.00	\$ 1,875.00
10	PARTS AND EQUIPMENT	EACH		15% above Certified cost	
11	SUBCONTRACTOR**	EACH		10% above certified invoice	
12	EQUIPMENT RENTALS (with or without operator)^^^	EACH		10% above certified invoice	
	TOTAL Items 1-9				\$ 39,412.00

McCloskey Mechanical Contractors, Inc 856 Johnson Ave, Suite 5 Ronkonkoma, NY 1779 631-676-5407 Jscrofani@mccloskeymechanical.com	
UNIT PRICE	TOTAL PRICE
\$ 118.00	\$ 7,080.00
\$ 95.00	\$ 2,850.00
\$ 107.00	\$ 6,420.00
\$ 73.00	\$ 2,190.00
\$ 165.00	\$ 3,630.00
\$ 132.00	\$ 1,320.00
\$ 150.00	\$ 2,250.00
\$ 98.00	\$ 980.00
	NA
15% above Certified cost	
10% above certified invoice	
10% above certified invoice	
	\$ 26,720.00

Premier Mechanical Services, Inc. 1493 Chrucl St Holbrook, NY 11741 631-956-1112 kim@premiermechanical.net	
UNIT PRICE	TOTAL PRICE
\$ 118.00	\$ 7,080.00
\$ 115.00	\$ 3,450.00
\$ 70.00	\$ 4,200.00
\$ 61.00	\$ 1,830.00
\$ 178.00	\$ 2,670.00
\$ 172.00	\$ 1,720.00
\$ 105.00	\$ 1,575.00
\$ 92.00	\$ 920.00
\$ 700.00	\$ 3,500.00
15% above Certified cost	
10% above certified invoice	
10% above certified invoice	
	\$ 26,945.00

Bull-Tech Services LLC 45 Clinton Ave, Suite B Valley Stream, NY 11580 516-400-7211 bulltechservices@btserv.net	
UNIT PRICE	TOTAL PRICE
\$ 130.00	\$ 7,800.00
\$ -	\$ -
\$ 95.00	\$ 5,700.00
\$ -	\$ -
\$ 195.00	\$ 2,925.00
\$ -	\$ -
\$ 142.50	\$ 2,137.50
\$ -	\$ -
0	0
15% above Certified cost	
10% above certified invoice	
10% above certified invoice	
	\$ 18,562.50

Ultimate Power, Inc 45 Nancy St West Babylon, NY 11704 631-491-1300 mjlorusso@ultimatepowerinc.com	
UNIT PRICE	TOTAL PRICE
\$ 160.00	\$ 9,600.00
\$ 130.00	\$ 3,900.00
\$ 160.00	\$ 9,600.00
\$ 130.00	\$ 3,900.00
\$ 240.00	\$ 3,600.00
\$ 195.00	\$ 1,950.00
\$ 240.00	\$ 3,600.00
\$ 195.00	\$ 1,950.00
\$ 300.00	\$ 1,500.00
15% above Certified cost	
10% above certified invoice	
10% above certified invoice	
	\$ 39,600.00

Vendor did not bid on all items

TNH037-2023-On-Call HVAC Services	
Winning Vendor	Items Won
McCloskey Mechanical Contractors, Inc	
856 Johnson Ave, Suite 5	
Ronkonkoma, NY 1779	All items
631-676-5407	
Jscrofani@mccloskeymechanical.com	

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

RESOLUTION NO. 138 - 2023

A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR TURF MANAGEMENT PRODUCTS (TNH010-2023).

WHEREAS, the Director of Purchasing (the “Director”) has solicited bids for turf management products; and

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

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

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

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee be and hereby is authorized and directed to execute, on behalf of the Town, any purchase agreements and related documents, a copy of which shall be on file in the Division of Purchasing, and to take such other related action as may be necessary to effectuate the foregoing; and be it further

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

Dated: Manhasset, New York

March 14, 2023

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

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller Purchasing

TNH010-2023 Turf Management Products		Delea Sod Farms	Harrell's LLC	Heritage Landscape Supply Group, Inc	Island Bio Greens	Long Island Cauliflower association	Maxwell Turf Supply	Nassau Suffolk Turf Services, Inc.	Nutra Turf Corporation	Plant Food Company	Site One Landscape Supply
		444 Elwood Rd	5105 New Tampa Hwy	7440 State Highway 121	7 County Club Drive	139 Marcy ave.	414 Long Island Ave	60 Gazza Blvd.	305 Crump St.	38 Highstown -Cranbury Station Rd.	300 Colonial Pkwy. Unit 600
		E. Northport, NY 11731	Lakeland, FL 33815	McKinney, Texas 75070	Shelter Island Hights, NY 11965	Riverhead, NY 11901	Wyandanch, NY 11798	Farmingdale, NY 11735	Goldsboro, NC 27530	Cranbury, NJ 08512	Roswell, GA 30076
		631-368-8022 ext 1414	516-214-8746	516-639-7784	516--658-8318	Phone 631-727-2212	631-643-8873	631-694-0441	919-288-1291	609-448-0935	631-789-6680
		dwatt@deleasod.com	sosullivan@harrells.com	pat.cash@heritageppg.com	kenkraus@hotmail.com	jbokina@LICASSOC.com	johnb@maxwellturf.com	kleeek@nsturf.com	Nutraturf@gmail.com	Sberezansky@plantfoodco.com	Allproposals@siteone.com
		631-368-8022	Shawn O'Sullivan	Pat Cash	Ken Kraus	John E. Bokina, Jr. C.E.O	John Banks	LOCAL VENDOR	Mark Magnarella	Tom Pepe 609-751-1372	LOCAL VENDOR
18	Fusilade 2 Quart/case Product you are bidding on Cost per case	N/A	\$95/qt	\$95.00/qt	NB	X	NB	No bid	N/A	No Bid	\$89.06/qt Fusilade 2 \$89.06/Qt
19	Glyphosphate 5 gal/case Product you are bidding on Cost per case	N/A	No Bid	\$93.00/2.5 Jug	NB	2X2.5 Gal/Case Credit Extra \$60.00/2.5 Gal/\$120.00/case	NB	\$225.33 per 5 gallon case QP Glyphosphate Plus	N/A	No Bid	\$114/2.5 gal Ranger Pro \$228/5 gal case
20	4 speed XT 5 gal/case Product you are bidding on Cost per case	N/A	No Bid	\$299.00/2.5 Jug	NB	—	NB	\$517.47 per 5 gallon case	N/A	No Bid	\$242/2.5 gal 4 Speed XT \$228/5 gal case
21	Quicksilver Herbicide 32oz case Product you are bidding on Cost per case	N/A	\$900.00	NB	NB	—	NB	\$621.21 per 32 oz. case	N/A	No Bid	\$190/8oz Quicksilver Herbicide \$760/32oz case
22	ProSedge Herbicide or generic equivalent 10 x 1.3oz/case Product you are bidding on Cost per case	N/A	\$750.00	\$79.00/1.3oz	NB	Sedgemaster \$46.00/1.33 oz \$460.00/case	NB	\$621.33 per 10x1.3 oz. case	N/A	No Bid	\$70/1.33oz bottle Sedgehammer \$700/10x1.3 oz case
23	Sedgehammer Herbicide 10 x 1.3oz/case Product you are bidding on Cost per case	N/A	\$750.00	NB	NB	—	NB	no bid	N/A	No Bid	\$70/1.33oz bottle Sedgemaster \$700/10x1.3 oz case
24	Segment II 5 gal/case Product you are bidding on Cost per case	N/A	\$1,500.00	\$315.00/gal	NB	—	NB	\$1,302.09 per 5 gallon case	N/A	No Bid	\$781.25/2.5 gal Segment II \$1562.50/5 gal case
25	Scythe 5 gal/case Product you are bidding on Cost per case	N/A	No bid	NB	NB	—	NB	no bid	N/A	No Bid	\$199/2.5 gal Scythe \$398/5 gal case
26	Triamine Jet Spray 12 X 23oz/case Product you are bidding on Cost per case	N/A	\$170.00	WEED WHACKER 12X22OZ \$8.85/22OZ	NB	—	NB	no bid	N/A	No Bid	No Bid
27	Trimec Bentgrass 5 gal/case Product you are bidding on Cost per case	N/A	No Bid	\$155.00/2.5JUG	NB	—	NB	no bid	N/A	No Bid	\$159/2.5 gal Trimec Bentgrass \$318/5 gal case
28	Treflan .5G 40 lb bag Product you are bidding on Cost per bag	N/A	No Bid	\$43.80/BAG	NB	Treflan 5G \$28.50/40LB	NB	\$33.33 per 40lb bag	N/A	No Bid	\$40/40lb bag Treflan .5G \$40/40lb bag
29	Garlon 5 gal/case Product you are bidding on Cost per case	N/A	\$460.00	\$74.37/GAL	NB	—	NB	no bid	N/A	No Bid	\$200/2.5 gal Garlon \$400/5 gal case
30	Baracade .48% DG Pro (Anderson – Crab Grass pre-emerge) 2.5 Gallon/case Product you are bidding on Cost per case	N/A	No Bid	\$42.50/BAG	NB	—	NB	no bid	N/A	No Bid	\$40.95/50lb bag Barricade .48% DG Pro \$40.95/50lb bag
31	Burnout II Concentrate 1 gal/case Product you are bidding on Cost per case	N/A	No Bid	NB	Balouka 8 x .5gl \$419.00	—	NB	no bid	N/A	No Bid	\$108/gal Burnout II \$432/4 gal case
Section 3 - Insecticides-(non-agency products)											
32	M-Pede Soap Concentrate 2.5 Gallon/case Product you are bidding on Cost per case	N/A	No Bid	NB	\$194.50	—	NB	no bid	N/A	No Bid	\$130/2.5 gal M-Pede Soap Concentrate \$260/5 gal case
33	Damoiil Drexel Horticultural Oil 2.5 Gallon/case Product you are bidding on Cost per case	N/A	No Bid	NB	NB	Damoiil - Drexel \$28.00/2.5 Gal, \$56.00/case	NB	no bid	N/A	No Bid	\$36.00/2.5 gal Damoiil Drexel Hnt Oil \$36.00/5 gal case
34	Carbaryl 4L or generic equivalent 5 gal/case Product you are bidding on Cost per case	N/A	No Bid	\$285.00/CASE	NB	—	NB	\$347.71 per 5 gallon case	N/A	No Bid	\$147/2.5 gal Lesco Sevin SL \$294/5 gal Case

TNH010-2023 Turf Management Products		Delea Sod Farms	Harrell's LLC	Heritage Landscape Supply Group, Inc	Island Bio Greens	Long Island Cauliflower association	Maxwell Turf Supply	Nassau Suffolk Turf Services, Inc.	Nutra Turf Corporation	Plant Food Company	Site One Landscape Supply
		444 Elwood Rd	5105 New Tampa Hwy	7440 State Highway 121	7 County Club Drive	139 Marcy ave.	414 Long Island Ave	60 Gazza Blvd.	305 Crump St.	38 Highstown -Cranbury Station Rd.	300 Colonial Pkwy. Unit 600
		E. Northport, NY 11731	Lakeland, FL 33815	McKinney, Texas 75070	Shelter Island Hights, NY 11965	Riverhead, NY 11901	Wyandanch, NY 11798	Farmingdale, NY 11735	Goldsboro, NC 27530	Cranbury, NJ 08512	Roswell, GA 30076
		631-368-8022 ext 1414	516-214-8746	516-639-7784	516-658-8318	Phone 631-727-2212	631-643-8873	631-694-0441	919-288-1291	609-448-0935	631-789-6680
		dwatt@deleasod.com	sosullivan@Harrells.com	pat.cash@heritageppg.com	kenkraus@hotmail.com	jbokina@LICASSOC.com	johnb@maxwellturf.com	kleek@nsturf.com	Nutraturf@gmail.com	Sberezansky@plantfoodco.com	Allproposals@siteone.com
		631-368-8022	Shawn O'Sullivan	Pat Cash	Ken Kraus	John E. Bokina. Jr. C.E.O	John Banks	dpughe@nsturf.com	Mark Magnarella	Tom Pepe 609-751-1372	
							LOCAL VENDOR			LOCAL VENDOR	
51	50 lb bag Product you are bidding on Cost per bag	N/A	\$44.00	NB	NB	—	NB	no bid	N/A	No Bid	No Bid
52	23-0-20 Harrells Polyon 50 lb bag Product you are bidding on Cost per bag	N/A	\$69.00	NB	NB	—	NB	no bid	N/A	No Bid	No Bid
53	12-0-12 50% SRN bulk delivery by ton Product you are bidding on Cost per bag	N/A	No Bid	NB	NB	—	NB	no bid	N/A	\$3309.90 p/ton minimum order 1.06 tons (200 gallons) 187 gallons in 1 ton 12-0-12 50% SRN	No Bid
54	25-0-10 Uflexx fairway grade 50 lb bag Product you are bidding on Cost per bag	N/A	No Bid	\$50.00 /BAG	NB	—	NB	\$36.19 per 50lb bag Armortech 26-0-10 SGN 195	N/A	No Bid	No Bid
55	8-2-2 Earthworks* 500lb bag Product you are bidding on Cost per bag	N/A	No Bid	NB	NB	—	\$350/bag (sold per pallet 4 x500lb)	no bid	N/A	No Bid	No Bid
56	3-3-3 Earthworks* 50 lb bag Product you are bidding on Cost per bag	N/A	No Bid	4-4-4 \$150.00/BAG	Nature Sate 5-6-6 greens (Pallet-Minimum) \$44.45	—	\$40.00/bag (no subs)	\$25.35 per 50lb bag Healthy Grow 2-4-3	N/A	No Bid	No Bid
57	10-34-0 Plant Food* 5 gal/case Product you are bidding on Cost per case	N/A	\$170.00 Harrell's Phos Plus	8-27-2 AMP \$140.00/2.5JUG	NB	—	NB	no bid	N/A	\$129.50 p/case 5 gallon case	No Bid
58	Phusion Gypsum 50 lb bag Product you are bidding on Cost per bag	N/A	No Bid	NB	NB	—	NB	no bid	N/A	\$21.40 p/bag 50lb bag. Phusion Gypsum	22.15/bag Sol-U-Cal S \$22.15/50lb bag
59	Verdecal-Gcourse 50 lb bag Product you are bidding on Cost per bag	N/A	\$23.00	NB	Cal Plus-Calcium w/Apex Apex is humic acid Turf King \$19.25	—	NB	\$13.29 per 50LB Alternate EC+ w/Humoxy 36% Enhanced Calcium	N/A	No Bid	\$27.98/50LB Anddersons Gypsom DG Elite
60	Cal Sol Gypsum Greens Grade 50 lb bag Product you are bidding on Cost per bag	N/A	\$25.00	NB	NB	—	NB	no bid	N/A	No Bid	\$35.00 Solu- Cal S Greens Grade
61	20-20-20 25lb bag Product you are bidding on Cost per bag	N/A	\$55.00	\$65.00/BAG	NB	—	NB	\$53.21 per 25LB Bag	N/A	No Bid	\$48/25 lb bag Ultra/Sol \$48.00/25lb bag
62	19-0-9 Lebanon Country Club 195 sgn 50 lb bag Product you are bidding on Cost per bag	N/A	No Bid	NB	17-0-4- Bio Solid \$27.00	—	NB	no bid	N/A	No Bid	\$39.00/bag Lebanon 18-0-8 150 SGN \$39/50LB Bag
63	8-45-12 Bio Performa* 25Lb bucket Product you are bidding on Cost	N/A	No Bid	NB	Hi Phos-10-48-8 25# "Protea" \$147.75	—	NB	no bid	\$98.00	No Bid	
64	10-5-40 Bio Performa* 25Lb bucket Product you are bidding on Cost	N/A	No Bid	NB	Quin K 13-0-41 25# Protea \$147.45	—	NB	no bid	\$105.00	No Bid	
65	18-0-6 275 gal/tote Product you are bidding on Cost	N/A	No Bid	\$2250.00/250GAL	"AaNswer" 31-0-0 275 q1 \$3,985.00	—	NB	\$2,209.73 per 275 gal tote Nutrite 18-0-6-50% SRN	N/A	\$4867.50 p/tote 18-0-6 50% SRN w/ sulfur 275 gal/tote micros	\$3,800/275 gal 28-0-0 x Drexel
66	18-24-12 Rough sized prill 50 lb bag Product you are bidding on Cost per bag	N/A	\$44.00/bag	\$32.50/BAG lowest cost with correct analysis	nb	—	NB	\$31.87 per 50LB Bag Alternate Armortech 18-20-10	N/A	\$41.25 p/bag 50 lb bag 18-24-12 50% xcu	\$59.95/bag Andersons 18-24-12
67	Plant food Calcium Nitrate 5 gal/case Product you are bidding on Cost per case	N/A	No Bid	NB	NB	—	NB	no bid	N/A	\$96.25 please 5 gallon case Plant Food Calcium Nitrate	\$36.50/50 lb. bag yara 15.5-0-0 calcium nitrate
68	Plant Food Sugar Cal No Substitutes 5 gal/case Product you are bidding on	N/A	No Bid	NB	NB	—	NB	no bid	N/A	No bid	No Bid

TNH010-2023 Turf Management Products		Delea Sod Farms	Harrell's LLC	Heritage Landscape Supply Group, Inc	Island Bio Greens	Long Island Cauliflower association	Maxwell Turf Supply	Nassau Suffolk Turf Services, Inc.	Nutra Turf Corporation	Plant Food Company	Site One Landscape Supply
		444 Elwood Rd	5105 New Tampa Hwy	7440 State Highway 121	7 County Club Drive	139 Marcy ave.	414 Long Island Ave	60 Gazza Blvd.	305 Crump St.	38 Highstown -Cranbury Station Rd.	300 Colonial Pkwy. Unit 600
		E. Northport, NY 11731	Lakeland, FL 33815	McKinney, Texas 75070	Shelter Island Heights, NY 11965	Riverhead, NY 11901	Wyandanch, NY 11798	Farmingdale, NY 11735	Goldsboro, NC 27530	Cranbury, NJ 08512	Roswell, GA 30076
		631-368-8022 ext 1414	516-214-8746	516-639-7784	516--658-8318	Phone 631-727-2212	631-643-8873	631-694-0441	919-288-1291	609-448-0935	631-789-6680
		dwatt@deleasod.com	sosullivan@harrells.com	pat.cash@heritageppg.com	kenkraus@hotmail.com	jbokina@LICASSOC.com	johnb@maxwellturf.com	kleek@nsturf.com	Nutraturf@gmail.com	Sberezansky@plantfoodco.com	Allproposals@siteone.com
		631-368-8022	Shawn O'Sullivan	Pat Cash	Ken Kraus	John E. Bokina, Jr. C.E.O	John Banks	LOCAL VENDOR	Mark Magnarella	Tom Pepe 609-751-1372	LOCAL VENDOR
	Cost per case										
69	Bio Performa 6-0-1 Revitalize* 5 gal/case Product you are bidding on Cost per case	N/A	No Bid	NB	Nat Bio Tru Pro 6-2-3 Aaeid \$234.00	—	NB	no bid	395.00 (no subs)	No bid	42/2.5 gal \$84.00 solu-cal 6-0-0
70	Bio Performa 13-0-0 Amino N* 5 gal/case Product you are bidding on Cost per case	N/A	\$650.00 Harrell's Amino ProV	NB	Nat Bio Sea Foliar w/Amino acid 15-0-5 \$167.50	—	NB	no bid	286.50(no subs)	No bid	\$68.95/2.5 gal 13-0-0 Lesco Spar Tech \$137.90/5 gal case
71	Bio Performa Invigorate* 5 gal/case Product you are bidding on Cost per case	N/A	No Bid	NB	NB	—	NB	no bid	\$383.75	No bid	No Bid
72	Bio Performa 16-0-4* 5 gal/case Product you are bidding on Cost per case	N/A	No Bid	NB	Nat Bio SeanPower-Foliar 5gl 15-0-5 \$167.50	—	NB	no bid	205.00 (no sub)	No bid	\$90/2.5 gal Progressive 10-3-5 \$180/5 gal
73	Bio Performa 12-0-12* 5 gal/case Product you are bidding on Cost per case	N/A	\$150.00	NB	Nat Bio N Kace 5gl 5-0-20 \$47.50	—	NB	no bid	\$214.00	No bid	No Bid
74	Bio Performa BioCal825* 5 gal/case Product you are bidding on Cost per case	N/A	No Bid	NB	Elicit Cal/Mq/bo Nat Bio \$159.45	—	NB	no bid	429.00 (no sub)	No bid	No Bid
75	Bio Performa 5-0-0 Micro Mix* 5 gal/case Product you are bidding on Cost per case	N/A	No Bid	NB	Elicit-Micros 5gal Nat Bio \$159.45	—	NB	no bid	245.00 (no sub)	No bid	No Bid
76	Bio Performa 28-0-0 Nitrogen Plus* 5 gal/case Product you are bidding on Cost per case	N/A	No Bid	NB	AaNswer 5gl w /AA 100% Stabilized Nat Bio \$104.50	—	NB	\$96.43 per gallon cs. Alternate FoliarPAK 30-0-0	\$189.00	\$121.00 p/case Equivalent 5 gallon case N-28-SRN	36.75/2.5 gal \$73.50 drexel 28-0-0x
77	Bio Performa Worm Tee 5 gal/case Product you are bidding on Cost per case	N/A	No Bid	NB	NB	—	NB	\$149.97 per 5 gallon cs.	\$230.00	No bid	No Bid
78	Bio Performa 8% Calcuim Plus* 5 gal/case Product you are bidding on Cost per case	N/A	No Bid	NB	Tighten 8% la w kelp Nat Bio \$179.45	—	NB	no bid	\$226.00	No bid	No Bid
79	Bio Performa Humic Acid 20 %* 5 gal/case Product you are bidding on Cost per case	N/A	No Bid	NB	nb	—	NB	no bid	215.00 (npo subs)	No bid	48.50/2.5gal Andersons Ultra mate LQ Humic Acid 12% \$97/5 gal case
80	Bio Performa Mg Plus Mn Plus B* 5 gal/case Product you are bidding on Cost per case	N/A	No Bid	NB	Elicit Hi Man 4 min 2ng .5 boron+ Biostim Nat Bio \$229.45	—	NB	no bid	250.00(no subs)	No bid	70/2.5 gal Keyplex 350 \$140/5 gal case
81	Bio Performa 5% Mn* 5 gal/case Product you are bidding on Cost per case	N/A	No Bid	NB	Triple Green 4 Mn 3Mg 1Fe \$104.45	—	NB	no bid	242.00 (no sub)	\$163.00 p/case Equivalent 5 gallon case manganese 5%	No Bid
82	Plant Food Ammonuim Thiosulphate 12-0-0 5 gal/case Product you are bidding on Cost per case	N/A	No Bid	NB	NB	—	NB	no bid	N/A	\$104.50 p/case 5 gallon case Ammonium Thiosulfate	No Bid
83	Plant Food Impulse T* 5 gal/case Product you are bidding on Cost per case	N/A	No Bid	NB	Full House 1-0-4 Cat Amino acid Nat Bio \$157.45	—	NB	no bid	N/A	\$208.75 p/case 5 gallon case Impulse (no sub)	No Bid
84	Plant Food 7-0-7 20% Sulpher 5 gal/case Product you are bidding on Cost per case	N/A	2x2.5gal 7-0-7 \$355.00	NB	NB	—	NB	no bid	N/A	\$109.00 p/case 5 gallons case 7-0-7 20% S	No Bid
85	Plant Food pHusion Mn 7% no substitutes 5 gal/case Product you are bidding on Cost per case	N/A	No Bid	NB	NB	—	NB	no bid	N/A	\$150.75 p/case 5 gallons case phusion mn 7%	No Bid
86	Plant Food PolyPhosphite 30 no substitutes 5 gal/case	N/A	No Bid	NR	NR		NR	no bid	N/A	\$223.50 p/case 5 gallon case	N/A

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		dwatt@deleasod.com	sosullivan@harrells.com	pat.cash@heritageppg.com	kenkraus@hotmail.com	jbokina@LICASSOC.com	johnb@maxwellturf.com	kleeek@nsturf.com	Nutraturf@gmail.com	Sberezansky@plantfoodco.com	Allproposals@siteone.com
		631-368-8022	Shawn O'Sullivan	Pat Cash	Ken Kraus	John E. Bokina, Jr. C.E.O	John Banks	LOCAL VENDOR	Mark Magnarella	Tom Pepe 609-751-1372	LOCAL VENDOR
95	Product you are bidding on	N/A	No Bid	NB	NB	—	NB	NB	N/A	5 gallon case polyphosphite 30	NB
	Cost per case										
87	Plant Food PolyPhosphite 30 no substitutes										
	Bulk packaging by the ton	N/A	No Bid	NB	NB	—	NB	no bid	N/A	\$6928.00 p/ton 165 gallons in 1 ton polyphosphite 30	No Bid
	Product you are bidding on									minimum order 1.21 tons (200 gallons)	
	Cost per case										
88	Winfield Gravity 38 Special*										
	5 gal/case	N/A	No Bid	260 TOTE \$65.00/GAL / 2X2.5 \$70.00/GAL	The Good Phite 2-0-16 Nat Bio 5.3lbs A.I \$229.45	—	NB	\$293.17 per 5 gallon cs. Alternate FP Gold Standard 45	N/A	No Bid	No Bid
	Product you are bidding on										
	Cost per case										
89	Lebanon Penn Mulch										
	50 Lb bag	N/A	No Bid	35.00 BAG	NB		NB	\$25.47 per 40LB Bag	N/A	No Bid	\$26.90/40 LB bag Penn Mulch Seed accelerator 26.90/bag
	Product you are bidding on										
	Cost per bag										
90	Harrells Earthmax*										
	5 gal/case	N/A	\$240.00/5gal (no subs)	NB	Soil Lyft-mollases 2-3-2 Epson Salt Nat Bio \$144.45	—	NB	no bid	N/A	No Bid	No Bid
	Product you are bidding on										
	Cost per case										
91	12-0-0 chelated Iron										
	5 gal/case	N/A	\$100.00	\$42.00/JUG	The Standard 6%w iron 5gl 12-0-0-02 nn mg \$94.45	—	NB	no bid	N/A	\$107.75 p/case 5 gallon case 12- Iron 12-0-0	38.25/2.5 gal Ferromec A/C 15-0-0 \$76.50/5 gal case
	Product you are bidding on										
	Cost per case										
92	21-0-0 Amm. Sulphate (sprayable)										
	50 Lb bag	N/A	\$27.00/bag	\$50.00/BAG	NB	—	NB	\$21.87 per 51LB Bag	N/A	\$34.44 p/bag 50 lb bag 21-0-0 Amm Sulfate Sprayable	\$28/50lb bag 21-0-0 Sprayable
	Product you are bidding on										
	Cost per bag										
93	46-0-0 100% UMAXX Fairway (sprayable) no subs.										
	50 Lb bag	N/A	\$55.00/bag	\$60.00/BAG	NB	—	NB	\$49.05 per 50LB Bag	N/A	No Bid	No Bid
	Product you are bidding on										
	Cost per bag										
94	46-0-0 100% UFIEXX Fairway (sprayable) no subs.										
	50 Lb bag	N/A	\$45.00/bag	NB	NB	—	NB	no bid	N/A	No Bid	No Bid
	Product you are bidding on										
	Cost per bag										
95	18-0-4 Lebanon Pro 3.38%										
	40 Lb bag	N/A	No Bid	NB	NB	—	NB	\$29.09 per 50LB Bag Alternate Lebanon 16-0-5 w/ 38% prodiamine	N/A	No Bid	\$28.95/50lb bag prodiamine Lebanon 18-0-4 38% Barricade
	Product you are bidding on										
	Cost per bag										
96	19-0-6 lebanon ProScape Lockup 33% Mesa										
	40 Lb bag	N/A	No Bid	NB	NB	—	NB	\$39.19 per 40LB Bag	N/A	No Bid	\$44/40lb bag 19-0-6-Lebanon Proscape Lockup 33% Mesa
	Product you are bidding on										
	Cost per bag										
97	0-0-7 lebanon Prodiamine .38%										
	50 Lb bag	18.95 per bg.	\$25.00/bag	NB	0-0-7 .37% 50lb Andre and Sons \$21.85	—	NB	\$23.37 per 50LB bag	N/A	No Bid	\$21.47/40lb bag 0-0-7 -Lebanon Prod 38%
	Product you are bidding on										
	Cost per bag										
89	14-20-12 Starter Fertilizer (Turf Care Supply)										
	40 Lb bag	N/A	No Bid	NB	NB	—	NB	\$31.87 per 50LB bag	N/A	No Bid	\$40/50lb bag TCS 14-20-12
	Product you are bidding on										
	Cost per bag										
98	20-0-3-Turf (athletic) Fertilizer (Lesco)										
	40 Lb bag	N/A	No Bid	NB	NB	—	NB	\$28.47 per 50LB Bag Alternate	N/A	No Bid	28.50/50LB bag Lebanon PLU 22-0-3
	Product you are bidding on										
	Cost per bag										
99	20-0-5 30% Mesa Lebanon (Turf – athletic fertilizer)										
	40 Lb bag	N/A	No Bid	NB	NB	—	NB	29.69 per 50 LB bag	N/A	No Bid	29.95/50 LB bag
	Product you are bidding on										
	Cost per bag										
100	5-10-5 Tree & Shrub Fertilizer										
	40 Lb bag check size	N/A	No Bid	NB	6-8-6 50lb Andre & son \$23.45	5-10-5 Tree & Shrub 50 LB Bags \$17.50/50LB. Bag	NB	No Bid	N/A	No Bid	18.50/bag 5-10-5 Shrub & Tree \$18.50/50LB Bag
	Product you are bidding on										
	Cost per bag										
101	10-10-10 Tree & Shrub Fertilizer										
	40 Lb bag check size	N/A	No Bid	NB	NB	10-10-10 Extra - 50LB \$21.50/50Lb. Bag	NB	\$30.63 per 50LB Bag Alternate Armortech 14-7-7	N/A	No Bid	\$22.90/bag 10-10-10 All mineral \$22.90/50LB bag
	Product you are bidding on										
	Cost per bag										
102	22-0-4 with Trimec Andersons (Weed & Feed Post Emergence)										
	40 Lb bag	N/A	No Bid	NB	NB	20-0-7 25% Methex w trimec 40Lb. Bag \$26.99/40lb R	NB	No Bid	N/A	No bid	\$35.50/bag Andersons 22-0-4

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	Cost per bag										
	Section 5 - Growth Regulators-(non-agency products)										
103	PGR 113 or generic equivalent 5 gal/case Product you are bidding on Cost per case	N/A	\$140.00/gal \$700/5gal case	T-NEX \$315.00PER 2.5GAL	NB	—	NB	\$589.11 per 5 gal/cs Armotech PGR 113	N/A	No Bid	350/2.5 gal T-Nex \$700 5 gal case
104	Proxy 5 gal/case Product you are bidding on Cost per case	N/A	\$200.00	\$165.00 PER 2.5 GAL	NB	—	NB	\$244.05 per 5gal/cs Alternate QP Ethephon 2 SL \$197.50 pr 5 gal/cs	N/A	No Bid	\$181/2.5 gal proxy \$362/5 gal case
	Section 6 - Wetting Agents										
105	PennHydra 55 gallon tote Product you are bidding on Cost	N/A	No Bid	NB	Aqua advance 55gal 30% A.I Nat Bio \$1608.75	—	NB	no bid	\$4,785.00	No Bid	No Bid
106	Harrells Hydro 90* 5 gal/case Product you are bidding on Cost per case	N/A	\$460.00	NB	NB	—	NB	\$437.49 per 5 gallon case	N/A	No Bid	No Bid
107	LI 700* no substitutes 5 gal/case Product you are bidding on Cost per case	N/A	No Bid	*DROPLEX \$65.00/GAL	NB	—	NB	no bid	N/A	No Bid	No Bid
108	Aqua Aid 55 gallon Product you are bidding on Cost per case	N/A	No Bid	NB	NB	—	NB	no bid	N/A	No Bid	No Bid
109	Aqua Aid 275 gallon tote Product you are bidding on Cost per case	N/A	No Bid	NB	NB	—	NB	no bid	N/A	No Bid	No Bid
110	Wetting agent tablets for a proportioner pellets/pack Product you are bidding on Cost	N/A	\$280.00/16count	NB	Surface Pro-Penetrant w/ humic 12pc case \$146.00	—	NB	\$349.29 per case 24/8oz. Pellets per cs. SMS 100	N/A	\$192.55 per Box 12 pellets per box A-Plus pellet	No Bid
111	Vivax granular or equivalent 50 Lb bag Product you are bidding on Cost per bag	N/A	No Bid	\$104.41/BAG	Hyderetain QD 40lb Ecologel \$74.45	—	NB	\$106.41 per 40lb bag SMS 700G	N/A	No Bid	No Bid
112	Duplex Ultra No Substitutes 5 gal/case Product you are bidding on Cost per case	N/A	No Bid	\$450.00/CASE	NB	—	NB	no bid	N/A	No Bid	No Bid
113	Droplex 4 gal/case Product you are bidding on Cost per case	N/A	No Bid	\$65.00/GAL	NB	—	NB	no bid	N/A	No Bid	No Bid
	Section 7 - Soil										
114	USGA Hot Sand ton delivered Product you are bidding on Cost	\$119.50 per ton	No Bid	NB	NB	—	NB	no bid	N/A	No Bid	No Bid
115	Washed Fairway/Tee Topdressing sand 2MM ton delivered Product you are bidding on Cost	\$49.50 per ton	No Bid	NB	NB	—	NB	no bid	N/A	No Bid	No Bid
116	Quartzite Bunker Sand ton delivered Product you are bidding on Cost	\$149.50 per ton	No Bid	NB	NB	—	NB	no bid	N/A	No Bid	No Bid
117	4MM Topsoil ton delivered Product you are bidding on Cost	\$35.00 per cy	No Bid	NB	NB	—	NB	no bid	N/A	No Bid	No Bid

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135	per square ft Product you are bidding on Cost	.52 per sq. ft.	No Bid	NB	NB	—	NB	no bid	N/A	No Bid	\$.85/sqFt
136	Tall Fescue sod per square ft Product you are bidding on Cost	.54 per sq ft.	No Bid	NB	NB	—	NB	no id	N/A	No Bid	\$.87/sqFT
137	Low mow Kentucky blue sod per square ft Product you are bidding on Cost	.56 per sq. ft.	No Bid	NB	NB	—	NB	no bid	N/A	No Bid	\$.89/sqFT
138	Bentgrass fairway height per square ft Product you are bidding on Cost per case	.75 per sq.ft	No Bid	NB	NB	—	NB	no bid	N/A	No Bid	\$1.13/sqFT
	Section 9 - Miscellaneous										
139	Par Aide Golf Catalog % off list	N/A	No Bid	NB	NB	—	25% + Shipping	23% off list	N/A	No Bid	5% off
140	Standard Golf Catalog % off list	N/A	No Bid	NB	NB	—	20% + Shipping	23% off list	N/A	No Bid	5% off
141	Antifoam or equivalent bottle/case Product you are bidding on Cost per case	N/A	No Bid	12X1QT PRE FLIGHT \$22.87 PER QT	12 1qt Co Kalo \$185.00		NB	\$197.61 per case 12x32oz. Case SMS Antifoam	N/A	No Bid	\$14/QT Prime Source Defoamer \$168/case (12 per case)
142	TDR350 1.5" tines per set	N/A	No Bid	\$65.94	NB	—	\$72.00/set	no bid	N/A	No Bid	\$69/Set
143	TDR250 soil moisture meter** each Cost	N/A	No Bid	ITEM 350/ \$1495.00	NB	—	\$1300/each	no bid	N/A	No Bid	\$1,429.31
144	Harrells PH Buffer no substitutes bottle/case Product you are bidding on Cost per case	N/A	\$60.00	NB	NB	—	NB	no bid	N/A	No Bid	No Bid
145	Andersons/Scotts Accupro Fert spreader commercial per spreader Product you are bidding on Cost	N/A	No Bid	\$665.00	NB	—	NB	no bid	N/A	No bid	\$750/Spreader Andersons Accupro 2000 \$750/spreader
146	Andersons/Scotts SR2000 Fert spreader w/shield per spreader Product you are bidding on Cost	N/A	No Bid	\$755.82	NB	—	NB	no bid	N/A	No Bid	\$1,100/Spreader
	Section 1- Fungicides-(agency products)										
147	Affirm WDG^ 3 X 2.4lb case Product you are bidding Cost	N/A	\$797.76	\$265.92 PER 2.41 LB	NB	—	NB	\$797.76 per case	N/A	No Bid	\$265.92/2.4lb Affirm WDG \$797/ 3y 2.4 lb case
148	Ascernity^ 3 x 1 gal Product you are bidding Cost	N/A	\$1,491.00 (\$497/gal)	\$497.00 PER GAL	NB	—	NB	no bid	N/A	No Bid	\$473/gal \$1,419/3x1 gal
149	Banner Maxx II^ 2 x 1 gal Product you are bidding Cost	N/A	\$510.00 (\$255/gal)	\$255.00/GAL	NB	—	NB	no bid	N/A	No Bid	\$243/gal Banner Maxx II \$486/2 gal
150	Bayleton Flo^ 2 x 2.5 gal Product you are bidding Cost	N/A	No Bid	\$755.60/GAL	NB	—	NB	\$300 per gallon alternate 4x1 gal TIDE Triadimefon	N/A	No Bid	No Bid
151	Briskway^ 2 x 1 gal Product you are bidding Cost	N/A	\$2,914.00 (\$1,457/gal)	\$1457.00/GAL	NB	—	Agency \$\$2914/cs	no bid	N/A	No Bid	\$1,388/gal Briskway \$2,776/2 gal
152	Contend Product you are bidding Cost	N/A	\$1,138.00	NB	NB	—	NB	no bid	N/A	No Bid	\$1,138/pack Contend (Local)
	Chipco Signature^										

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153	44lbs/case Product you are bidding Cost	N/A	\$1,570.00	\$1570.00/CASE	NB	—	NB	\$1,570.00 per 44LB Case	N/A	No Bid	\$1570/case Chipco Signature (Local/Tie Breaker)
154	Signature Xtra^ 22lbs/case Product you are bidding Cost	N/A	\$824.00	\$206.00 PER 5.5LB	NB	—	NB	\$824..00 per 22LB Case (Local/Tie Breaker)	N/A	No Bid	206/5.5lb Signature Xtra \$824/22lb case
155	Civitas 275 gal Product you are bidding Cost	N/A	No Bid	\$36.15/GAL	NB	—	NB	no bid	N/A	No Bid	No Bid
156	Cleary 3336 2 x 2.5 gal Product you are bidding Cost	N/A	No Bid	\$368.28 PER 2.5 JUG	NB	—	NB	\$697.35 per 5 gallon case	N/A	No Bid	301.60/2.5 gal Cleary 3336 \$603.20/Case (5 gal)
157	Daconil Weatherstick^ 2 x 2.5 gal Product you are bidding Cost	N/A	\$420.00	\$210.00 PER 2.5	NB	—	Agency \$420/cs	no bid	N/A	No Bid	\$190/2.5gal Daconil Weather stik \$380/5 gal case
158	Daconil Action^ 2 x 2.5 gal Product you are bidding Cost	N/A	\$530.00	\$265.00 PER 2.5	NB	—	Agency \$530.00/cs	no bid	N/A	No Bid	\$240/2.5 gal Daconil Action \$480/5 gal case
159	Densicor 51 oz Product you are bidding Cost	N/A	\$725.00	\$725.00 PER JUG	NB	—	NB	\$725.00 per 51 oz. btl	N/A	No Bid	\$725/51oz Densicor (Local/Tie Breaker)
160	Encartis 2 x 2.5 gal Product you are bidding Cost	N/A	\$645.64	\$322.83/JUG 2.5	NB	—	NB	no bid	N/A	No Bid	\$322.83/2.5 gal Encartis \$645.66/5 gal (2x2.5 gal case)
161	Headway G 25 lbs Product you are bidding Cost	N/A	\$70.00/30lbs	\$67.13	NB		\$79.80/bag	\$49.21 per 30LB Bag Alternate Armor Tech Zoxy PG	N/A	No Bid	67.50/25lbs Headway G 67.5/25lbs bag
162	Headway^ 2 x 1 gal Product you are bidding Cost	N/A	\$1,072.00 (536/gal)	\$536.00/GAL	NB		\$1072/case Agency	no bid	N/A	No Bid	\$506/1 gal \$1012/ 2 gal
163	Heritage Action^ 6 lb/case Product you are bidding Cost	N/A	\$2,202.00	\$378.00/LB	NB	—	Agency \$2268/cs	no bid	N/A	No Bid	360/1lb \$2160/6lb case
164	Heritage TL Linkpak^ 10 gal/case Product you are bidding Cost	N/A	\$5,910.00	\$591.00/GAL	NB	—	\$5910/cs Agency	no bid	N/A	No Bid	\$5630/LinkPack 10gal HeritageTL Linkpak
165	Honor Intrinsic** 36lbs drum Product you are bidding Cost	N/A	\$4,867.20	\$4,867.20	NB	—	NB	no bid	N/A	No Bid	\$4867.20/36LB Honor Intrinsic \$135.20/lb) (Local)
166	Insignia Intrinsic** 2 x 2.5 gal Product you are bidding cost	N/A	\$7,225.10	\$1445.02/GAL	NB	—	NB	no bid	N/A	No Bid	3617.55/2.5 gal Insignia Intrinsic \$7225.10/2x2.5 gal (Local)
167	Instrata^ 2 x 2.5 gal Product you are bidding cost	N/A	\$940.00	\$800/CASE 5 CASE MIN	NB	—	\$940.00/cs	no bid	N/A	No Bid	447/2.5 gal Instrata \$895/2x2.5 gal
168	Interface Stressguard^ 2 x 2.5 gal Product you are bidding Cost	N/A	\$1,122.00	\$224.40/GAL	NB	—	NB	\$1,122.00 per case (987.00 per case if 3 Or more cases ordered)	N/A	No Bid	\$561/2.5 gal Interface Stressguard \$1122/2x2.5 gal case
169	Lexicon Intrinsic** 2 x 2 x 5 gal Product you are bidding Cost	N/A	\$604.59/21oz	\$542.25 PER 30.5	NB	—	NB	no bid	N/A	No Bid	\$2418.36/(4x21oz) Lexicon \$2418.36
170	Medillion SC 1 gal Product you are bidding Cost	N/A	\$685.00/gal	NB	NB	—	NB	no bid	N/A	No Bid	\$647/1gal Medallion SC \$647/1 gal

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		631-368-8022 ext 1414	516-214-8746	516-639-7784	516-658-8318	Phone 631-727-2212	631-643-8873	631-694-0441	919-288-1291	609-448-0935	631-789-6680
		dwatt@deleasod.com	sosullivan@harrells.com	pat.cash@heritageppg.com	kenkraus@hotmail.com	jbokina@LICASSOC.com	johnb@maxwellturf.com	kleek@nsturf.com	Nutraturf@gmail.com	Sberezansky@plantfoodco.com	Allproposals@siteone.com
		631-368-8022	Shawn O'Sullivan	Pat Cash	Ken Kraus	John E. Bokina, Jr. C.E.O	John Banks	LOCAL VENDOR	Mark Magnarella	Tom Pepe 609-751-1372	LOCAL VENDOR
171	Emerald 50 x 0.49 lbs Product you are bidding Cost	N/A	\$5,937.00	\$118.74/49LB	NB	—	NB	\$1141.70 per case	N/A	No Bid	\$1187.40 case Emerald \$5610/50x.49 lb
172	Maxitma** 2 x 2.5 gal Product you are bidding Cost	N/A	\$4,508.40	\$2254.20/ 2.5 GAL	NB	—	NB	no bid	N/A	No Bid	\$2254.20/2.5 gal Maxitma \$4508.40/2x2.5 gal (Local)
173	Mirage Stressguard^ 2 x 2.5 gal Product you are bidding Cost	N/A	\$974.40	\$487.20	NB	—	NB	\$974.40 per 5 gallon case (Local/Tie Breaker)	N/A	No Bid	\$487.20 \$974.20/2x2.5 gal case
174	Navicon Intrinsic** 2 x 2.5 gal Product you are bidding Cost	N/A	\$6,998.00	\$1399.60/GAL	NB	—	NB	no bid	N/A	No Bid	\$3499/2.5 gal Navicon Intrinsic \$6998/ 2x2.5 gal case (Local)
175	Posterity^ 42oz Product you are bidding Cost	N/A	\$987.00	105 OZ/ \$1704.00	NB	—	2x 105 oz agency \$3408.00/cs	no bid	N/A	No Bid	\$940/42oz. Posterity \$940/42 oz Bottle
176	Posterity XT 42oz Product you are bidding Cost	N/A	\$1,280.00 (2x2.5gal case)	2 X2.5 \$640.00/2.5	NB	—	2 x 2.5 gal \$1280/cs	no bid	N/A	No Bid	\$610/2.5 gal Posterity XT \$610/2.5 gal
177	Secure Action^ 2 x 2.5 gal Product you are bidding Cost	N/A	\$3,485.00	\$1742.50/2.5	NB	—	\$3485/cs	no bid	N/A	No Bid	\$1742.50/2.5 gal Secure Action \$3485/2x2.5 gal (Local)
178	Segway^ 12 x 39.2oz Product you are bidding Cost	N/A	\$5,233.20 (436.10/bottle)	\$436.10/JUG	NB	—	NB	Segway-\$436.80 per 39.2 oz alternate Armortech CYA 345 \$399.95 per \$39.2 oz	N/A	No Bid	\$436.10/39.2 oz Secure Action \$3485/2x2.5 gal (Local)
179	Subdue Maxx Linkpak^ 10 gal/case Product you are bidding Cost	N/A	\$5,910.00	\$591.00/GAL	NB	—	Agency \$5910/cs	No Bid	N/A	No Bid	\$5630/10 gsl Linkpak Subdue Maxx 5630/10 gal Link Pak
180	Subdue Maxx^ 4 x 1 gal Product you are bidding Cost	N/A	\$2,444.00 (611.00 gal)	\$611.00/GAL	NB	—	2x 1 gal Agency \$1222/cs	No Bid	N/A	No Bid	\$582/gal Subdue Maxx 2328/4x1 gal
181	Tartan Stressguard 2 x 2.5 gal Product you are bidding Cost	N/A	\$2,066.00	\$375.68/2.5	NB	—	NB	\$2066.00 per case Buy 3 or more cases \$1878.40 per case	N/A	No Bid	1033/2.5 gal Tartan Stressguard \$2066/2x2.5 gal
182	Tourney ^ 4 x 5lb product you are offering cost	N/A	\$2,940.00	\$735.00/5LB	NB	—	NB	\$2940.00 per 4x5 L.B Case (Local/Tie Breaker)	N/A	No Bid	\$735/5lb Tourney \$2940/ 4x5lb
183	Velista^ 6 x 22oz	N/A	\$1,716.00	NB	NB	—	NB	No Bid	N/A	No Bid	\$264/22oz Velista \$1584/6x22oz
184	Dimension 2 EW** 2 x 2.5 gal Product you are bidding Cost	N/A	\$1,155.76	\$231.15/GAL	NB	—	NB	\$1155.72 per 5 gallon case	N/A	No Bid	\$695/2.5 Dimension eEW \$1390/2x2.5 gal
185	Speed Zone 4 x 1 gal Product you are bidding Cost	N/A	No Bid	\$499.00/CASE	NB	—	NB	\$506.00 per 5 gallon case 2x2.5 gal	N/A	No Bid	\$120/gal Spectrone 480/4X1 gal
Section 3 - Insecticides-(agency products)											
186	Acelepryn 4 x .5 gal Product you are bidding Cost	N/A	\$4,550.00	\$1025 OR \$1137.50 MIN QTY. NEEDED	NB	—	Agency \$4550/cs	no bid	N/A	No Bid	1137.50/.5gal Acelepryn \$4550/4x.5 gal (Local)
187	Acelepryn G 25lbs Product you are bidding Cost	N/A	\$98.00	NB	NB	—	NB	No bid	N/A	No Bid	109.38/25lbs Acelepryn G 109.38/25lbs
188	Divanem 2 x .5 gal	N/A	\$2,786.00	\$1,893.00	NB		Agency \$3786/cs	No bid	N/A	No Bid	\$1838/.5gal Divanem

		TNH010-2023 Turf Management Products									
		Delea Sod Farms 444 Elwood Rd E. Northport, NY 11731 631-368-8022 ext 1414 d watt@deleasod.com 631-368-8022	Harrell's LLC 5105 New Tampa Hwy Lakeland, FL 33815 516-214-8746 sosullivan@harrells.com Shawn O'Sullivan	Heritage Landscape Supply Group, Inc. 7440 State Highway 121 McKinney, Texas 75070 516-639-7784 pat.cash@heritageppg.com Pat Cash	Island Bio Greens 7 County Club Drive Shelter Island Hights, NY 11965 516-658-8318 kenkraus@hotmail.com Ken Kraus	Long Island Cauliflower association 139 Marcy ave. Riverhead, NY 11901 Phone 631-727-2212 jbokina@LICASSOC.com John E. Bokina, Jr. C.E.O	Maxwell Turf Supply 414 Long Island Ave Wyandanch, NY 11798 631-643-8873 johnnb@maxwellturf.com John Banks	Nassau Suffolk Turf Services, Inc. 60 Gazza Blvd. Farmingdale, NY 11735 631-694-0441 kleeke@nsturf.com dpughe@nsturf.com LOCAL VENDOR	Nutra Turf Corporation 305 Crump St. Goldsboro, NC 27530 919-288-1291 Nutraturf@gmail.com Mark Magnarella	Plant Food Company 38 Highstown -Cranbury Station Rd. Cranbury, NJ 08512 609-448-0935 Sberezansky@plantfoodco.com Tom Pepe 609-751-1372	Site One Landscape Supply 300 Colonial Pkwy, Unit 600 Roswell, GA 30076 631-789-6680 Allproposals@siteone.com LOCAL VENDOR
188	Product you are bidding Cost	N/A	\$0,000.00	\$2,000.00	NB	-	Agency \$0.00/cs	No Bid	N/A	No Bid	Ference \$3676/2x.5gal
189	Ference^ 2 x 96oz Product you are bidding Cost	N/A	\$3,840.00	\$1728.00 OR \$1920.00 DEPENDS ON QUANTITY	NB	-	Agency \$3840/cs	No Bid	N/A	No Bid	1824/96oz Ference \$3648/2x96 oz
190	Tetrino 4 x 1 gal Product you are bidding Cost	N/A	\$1,992.00	NB	NB	-	NB	No Bid	N/A	No Bid	\$498/gal Tetrino 1992/4x1 gal (Local)
191	Matchpoint** 4 x 64oz product you are bidding Cost	N/A	\$3,411.20	\$852.80	NB	-	NB	\$852.80 per 64 oz. btl. \$3,411.20 per 4x64 oz case	N/A	No Bid	852.80/64 Matchpoint 3411.20/4x64oz. (Local/Tie Breaker)
192	Primo Maxx Link Pak^ 10 gal Product you are bidding Cost	N/A	\$2,990.00	\$299.00/GAL	NB	-	Agency \$2990.00/case	No Bid	N/A	No Bid	2990/10 gal link pack Primo Maxx 2990/10 gal link pack (Local)
193	Primo Maxx** 2 x 1 gal Product you are bidding Cost	N/A	\$634.00	\$317.00/GAL	NB	-	Agency \$634.00/case	No Bid	N/A	No Bid	317/gal Primo Maxx 634/2x1 gal(Local)
194	Trimmit^ 4 x 1 gal Product you are bidding Cost	N/A	\$2,220.00	2X 2.5 \$1270.00/2.5	NB	-	Agency \$2540.00/case	No Bid	N/A	No Bid	555/1gal Trimmit \$2220/4x1 gal(Local)
195	Pylex 4oz Product you are bidding Cost	N/A	\$344.00	\$344	NB	-	NB	No Bid	N/A	No Bid	\$344/4oz Pylex(Local)
196	Pennant Magnum Product you are bidding Cost	N/A	No Bid	NB	NB	-	NB		N/A	No Bid	No Bid

TNH010-2023-Turf Management	
Delea Sod Farms	97,114-121,124,135-138
444 Elwood Rd	
E. Northport, NY 11731	
631-368-8022 ext 1414	
dwatt@deleasod.com	
631-368-8022	
Harrell's LLC	2,12,16,50-52,60,73,90,94,106,131,144,160,187
5105 New Tampa Hwy	
Lakeland, FL 33815	
516-214-8746	
sosullivan@Harrells.com	
Shawn O'Sullivan	
Heritage Landscape Supply Group, Inc	1,13,17,26,27,29,34,66,107,112,113,142,145,146,155,169,181
7440 State Highway 121	
McKinney, Texas 75070	
516-639-7784	
pat.cash@heritageppg.com	
Pat Cash	
Island Bio Greens	31,62,88,105,110,111
7 County Club Drive	
Shelter Island Hights, NY 11965	
516--658-8318	
kenkraus@hotmail.com	
Ken Kraus	
Long Island Cauliflower association	7,8,19,22,28,100,101,102,123,125,127,128,132
139 Marcy ave.	
Riverhead, NY 11901	
Phone 631-727-2212	
jbokina@LICASSOC.com	
John E. Bokina. Jr. C.E.O	
Maxwell Turf Supply	55,56, 143,
414 Long Island Ave	
Wyandanch, NY 11798	
631-643-8873	
johnb@maxwellturf.com	
John Banks	
Nassau Suffolk Turf Services, Inc.	3-6,10,11,15,16,21,24,35,36,38,48,54,59,65,77,89,92,93,96,89,98
60 Gazza Blvd.	99,103,104,130,139,140,150,154,161,168,173,182,184,185,
Farmingdale, NY 11735	
631-694-0441	
kleek@nsturf.com	
dpughe@nsturf.com	
LOCAL VENDOR	
Nutra Turf Corporation	41- 46,47,63,64,69-72,74-76,78-81
305 Crump St.	
Goldsboro, NC 27530	
919-288-1291	
Nutraturf@gmail.com	
Mark Magnarella	
Plant Food Company	49,53,57,58,67,82,83, 84,85,86,87
38 Highstown -Cranbury Station Rd.	
Cranbury, NJ 08512	
609-448-0935	
Sberezansky@plantfoodco.com	
Tom Pepe 609-751-1372	
Site One Landscape Supply	9,14,18,20,23,25,30,32,33,37,61,91,95,126,129,133
300 Colonial Pkwy. Unit 600	134,141,147,148,149,151,152,153,156-159,162-167,170-172,174-180,183,
Roswell, GA 30076	186,188-195
631-789-6680	
Allproposals@siteone.com	
LOCAL VENDOR	

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

RESOLUTION NO. 139 - 2023

A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR TREES, FLOWERS, SHRUBS (TNH038-2023).

WHEREAS, the Director of Purchasing (the “Director”) has solicited bids for trees, flowers, and shrubs; and

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

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

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

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee be and hereby is authorized and directed to execute, on behalf of the Town, any purchase agreements and related documents, a copy of which shall be on file in the Division of Purchasing, and to take such other related action as may be necessary to effectuate the foregoing; and be it further

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

Dated: Manhasset, New York

March 14, 2023

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

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller Purchasing

	TNH038-2023-Trees, Flowers, Shrubs		Pinewood Perennial Gardens	Starkie Bros Garden Center Inc	Emma's Garden Growers Inc.	SiteOne Landscape
			PO Box 915 /560 Sterling Lane	721 Main St	30 E Gate Dr	1385 East 36th Street
			Cutchogue, NY 11935	Farmingdale, NY 11735	Huntington, NY 11743	Cleveland, Ohio 44114
			631-734-6911	516-293-7148	631-692-7627	216-706-9250
			scott@pinewoodperennials.com	gstarkie@hotmail.com	Scott@emmasgarden.com	bids@siteone.com
	SECTION 1. TREES AND SHRUBS					
Item #	Botanical Name	Size (if bidding a size different to that listed, please indicate alternate size(s) below)	Price/Unit Delivered	Price/Unit Delivered	Price/Unit Delivered	Price/Unit Delivered
1	Abelia	3 gal	2 gal \$14.25	\$ 30.00	\$47.25	\$ 20.17
2	Acer Buergerianum	3" caliper	NB	NB	NB	\$ 396.55
3	Acer campestre	3" caliper	NB	NB	NB	\$ 396.55
4	Acer freemanii	3" caliper	NB	NB	NB	\$ 431.03
5	Acer griseum	3" caliper	NB	NB	NB	\$ 413.79
6	Acer japonica	5 gal	NB	\$ 150.00	#3 \$99.75	\$ 102.22
7	Acer rubrum	3" caliper	NB	\$ 350.00	#15 \$199.50	\$ 310.35
8	Amelanchier spp.	3" caliper, single stemmed	NB	\$ 350.00	NB	\$ 448.28
9	Amelanchier spp.	5 gal	NB	NB	#7 \$115.50	\$ 51.72
10	Amorpha canescens	2 gal	NB	NB	NB	NB
11	Arctostaphylos uva-ursi	1 gal	\$13.00	NB	NB	\$ 11.64
12	Aronia arbutifolia	2 gal	NB	\$ 35.00	\$ 40.95	\$ 23.28
13	Aronia melanocarpa	2 gal	NB	NB	\$ 40.95	\$ 23.28
14	Aucuba japonica	3 gal	NB	\$ 40.00	\$ 51.45	\$ 26.86
15	Azalea (Evergreen and deciduous)	3 gal	NB	\$ 35.00	\$ 47.25	\$ 22.41
16	Betula nigra	5 gal	NB	NB	#7 \$131.25	\$ 51.72
17	Buxus	3 gal	NB	\$ 38.00	\$51.45	\$ 32.76
18	Calluna vulgaris	3 gal	NB	NB	\$21.00	NB
19	Camellia japonica	5 gal	NB	\$ 45.00	NB	\$ 60.35
20	Carpinus betulus	3" caliper	NB	NB	#15 \$204.75	NB
21	Carpinus caroliniana	3" caliper	NB	\$ 400.00	NB	\$ 431.03
22	Ceanothus americanus	2 gal	NB	NB	NB	\$ 27.59
23	Cedrus atlantica 'Glauca'	7-8'		\$ 350.00	\$366.45	\$ 224.14
24	Celtis occidentalis	3" caliper	NB	NB	NB	\$ 413.79
25	Cephalanthus occidentalis	2 gal	NB	NB	\$ 40.95	\$ 27.59
26	Cephalotaxus harringtonia 'Duke Gardens'	5 gal	NB	NB	\$ 82.95	\$ 62.07
27	Cercis canadensis	3" caliper	NB	\$ 350.00	NB	\$ 310.35
28	Chamaecyparis pisifera	3 gal	NB	\$ 32.00	\$ 51.45	\$ 27.59
29	Chionanthus retusus	3" caliper	NB	NB	NB	\$ 448.28
30	Clethra alnifolia	2 gal	NB	\$ 30.00	\$ 30.45	\$ 17.24

Awarding both 2 and 3 gallon

	TNH038-2023-Trees, Flowers, Shrubs		Pinewood Perennial Gardens	Starkie Bros Garden Center Inc	Emma's Garden Growers Inc.	SiteOne Landscape
			PO Box 915 /560 Sterling Lane	721 Main St	30 E Gate Dr	1385 East 36th Street
			Cutchogue, NY 11935	Farmingdale, NY 11735	Huntington, NY 11743	Cleveland, Ohio 44114
			631-734-6911	516-293-7148	631-692-7627	216-706-9250
			scott@pinewoodperennials.com	gstarkie@hotmail.com	Scott@emmasgarden.com	bids@siteone.com
31	Cornus alternifolia/ alba/ sericea/ amomum	2 gal	NB	NB	\$ 40.95	\$ 17.24
32	Cornus florida	3" caliper	NB	\$ 350.00	\$ 168.00	NB
33	Cornus kousa	3" caliper	NB	\$ 300.00	\$ 168.00	\$ 517.24
34	Cornus mas	3" caliper, single stemmed	NB	NB	NB	NB
35	Corylopsis pauciflora	3 gal	NB	NB	NB	\$ 1.72
36	Cotinus obovatus	3" caliper	NB	NB	NB	NB
37	Crataegus viridis	3" caliper	NB	NB	NB	\$ 376.85
38	Cupressocyparis leylandii	5-6'	NB	\$ 95.00	\$ 278.25	15GAL \$100.00
39	Diervilla lonicera	2 gal	NB	\$ 35.00	\$ 31.50	\$ 27.59
40	Enkianthus	3 gal	NB	\$ 35.00	\$ 31.50	\$ 27.59
41	Erica cinerea	3 gal	NB	NB	NB	NB
42	Fagus grandifolia	5 gal	NB	NB	NB	\$ 1.72
43	Forsythia intermedia	3 gal	NB	NB	36.75	\$ 19.40
44	Fothergilla	3gal	NB	\$ 28.00	\$ 51.45	\$ 22.41
45	Fraxinus americana	2"cal	NB	\$ 28.00	NB	\$ 1.72
46	Gaylussacia baccata	2 gal	NB	NB	NB	NB
47	Ginkgo biloba	2" cal.	NB	\$ 300.00	NB	\$ 310.35
48	Gleditsia trianthos	2" cal.	NB	\$ 300.00	NB	\$ 259.22
49	Hamamelis virginiana	5 gal	NB	\$ 65.00	#7 \$115.50	\$ 34.48
50	Hamamelis x intermedia	5 gal	NB	\$ 65.00	#7 \$115.50	\$ 38.83
51	Hydrangea petiolaris	2gal	NB	\$ 45.00	\$ 36.75	\$ 34.48
52	Hydrangea spp.	5 gal	\$31.80	\$ 47.00	\$ 68.25	\$ 48.28
53	Hypericum frondosum	3gal	NB	\$ 35.00	\$ 40.95	\$ 17.24
54	Hypericum prolificum	2 gal	NB	\$ 30.00	NB	\$ 17.24
55	Ilex crenata	3 gal	NB	\$ 35.00	\$ 42.00	\$ 23.57
56	Ilex crenata	5gal	NB	\$ 45.00	\$ 89.25	\$ 34.05
57	Ilex glabra	2 gal	NB	\$ 30.00	\$ 31.50	\$ 17.24
58	Ilex meserveae	5 gal	NB	\$ 55.00	\$ 80.85	\$ 39.66
59	Ilex opaca	5 gal	NB	NB	NB	\$ 60.35
60	Ilex verticillata	2 gal	NB	\$ 30.00	\$ 31.50	\$ 21.72
61	Juniperus	5-6 '	NB	\$ 125.00	#7 4-5ft \$131.25	\$ 120.69
62	Juniperus chinensis	5 gal	NB	\$ 45.00	\$ 89.25	\$ 107.52
63	Juniperus communis	5 gal	NB	\$ 45.00	\$ 128.00	\$ 22.67
64	Juniperus horizontalis	3 gal	NB	\$ 35.00	\$ 36.75	\$ 18.25

	TNH038-2023-Trees, Flowers, Shrubs		Pinewood Perennial Gardens	Starkie Bros Garden Center Inc	Emma's Garden Growers Inc.	SiteOne Landscape
			PO Box 915 /560 Sterling Lane	721 Main St	30 E Gate Dr	1385 East 36th Street
			Cutchogue, NY 11935	Farmingdale, NY 11735	Huntington, NY 11743	Cleveland, Ohio 44114
			631-734-6911	516-293-7148	631-692-7627	216-706-9250
			scott@pinewoodperennials.com	gstarkie@hotmail.com	Scott@emmasgarden.com	bids@siteone.com
65	Juniperus virginiana	5 gal	NB	NB	\$ 136.50	\$ 25.86
66	Kalmia latifolia	2 gal	NB	\$ 40.00	\$ 40.95	\$ 34.48
67	Koelreuteria paniculata	2 1/2"	NB	NB	NB	\$ 323.28
68	Lagerstroemia indica	5 gal	NB	\$ 6.00	NB	\$ 31.04
69	Lindera benzoin	2 gal	NB	NB	#3\$40.95	\$ 25.86
70	Liquidambar styraciflua	3" caliper	NB	\$ 375.00	NB	\$ 422.41
71	Liriodendron tulipifera	5 gal	NB	NB	NB	\$ 21.77
72	Maackia amurensis	3" caliper	NB	NB	NB	\$ 221.92
73	Magnolia sps.	7 gal	NB	\$ 95.00	NB	\$ 129.31
74	Magnolia virginiana	5 gal	NB	\$ 75.00	#7 \$126.00	\$ 60.35
75	Malus spp.	3" caliper	NB	\$ 350.00	#15\$173.25	\$ 310.35
76	Microbiota decussata	3 or 5 gal	NB	\$ 40.00	NB	3 GAL \$24.14/\$34.48 5 gal
77	Morella pensylvanica	2 gal	\$16.00	\$ 30.00	NB	\$ 25.86
78	Nandina domestica	3 gal	NB	\$ 45.00	NB	\$ 22.41
79	Nyssa sylvatica	3" caliper	NB	NB	#7 \$147.00	\$ 422.41
80	Ostrya virginiana	3" caliper	NB	NB	NB	\$ 1.72
81	Parrotia persica	3" caliper	NB	NB	#15\$304.50	\$ 1.72
82	Physocarpus opulifolius	2 gal	NB	\$ 35.00	\$31.50	\$ 25.86
83	Picea Abies	5-6'	NB	\$ 185.00	NB	\$ 150.20
84	Picea glauca 'Conica'	3 gal	NB	\$ 55.00	\$ 57.75	\$ 33.89
85	Picea pungens Glauca	5-6'	NB	Fat Albert \$255.00	NB	\$ 172.41
86	Picea spp.	5 gal	NB	NB	NB	\$ 86.21
87	Pieris japonica	5 gal	NB	\$ 55.00	\$ 89.25	\$ 51.72
88	Pinus mugo	3 gal	NB	\$ 35.00	\$ 51.45	\$ 31.03
89	Pinus spp.	3 agl	NB	NB	NB	\$ 34.48
90	Platanus x acerifolia	3" caliper	NB	\$ 350.00	NB	\$ 310.35
91	Prunus americana	5 gal	NB	NB	NB	\$ 34.48
92	Prunus cistena	5 gal	NB	\$ 55.00	\$ 57.75	\$ 34.48
93	Prunus hybrids	3 agl	NB	NB	\$ 49.50	\$ 31.04
94	Prunus laurocerasus 'Otto Luyken'	5 gal	NB	\$ 70.00	#6 \$103.95	\$ 43.10
95	Prunus laurocerasus 'Schipkaensis'	5 gal	NB	\$ 70.00	\$89.25	7GAL \$68.97
96	Prunus maritima	5 gal	2.3g \$19.00	NB	NB	\$ 34.48
97	Prunus sargentii	3" caliper	NB	\$ 350.00	NB	\$ 448.28
98	Prunus serotina	5 gal	NB	NB	NB	NB

Awarding 5 and 7 gallon

	TNH038-2023-Trees, Flowers, Shrubs		Pinewood Perennial Gardens	Starkie Bros Garden Center Inc	Emma's Garden Growers Inc.	SiteOne Landscape
			PO Box 915 /560 Sterling Lane	721 Main St	30 E Gate Dr	1385 East 36th Street
			Cutchogue, NY 11935	Farmingdale, NY 11735	Huntington, NY 11743	Cleveland, Ohio 44114
			631-734-6911	516-293-7148	631-692-7627	216-706-9250
			scott@pinewoodperennials.com	gstarkie@hotmail.com	Scott@emmasgarden.com	bids@siteone.com
99	Prunus virginiana	5 gal	NB	NB	#7\$120.75	\$ 34.48
100	Prunus virginiana "Sucker Punch"	3" caliper	NB	\$ 350.00	NB	NB
101	Pyrus	3" caliper	NB	\$ 325.00	NB	\$ 218.05
102	Quercus	3" caliper	NB	\$ 350.00	NB	\$ 310.35
103	Quercus bicolor	3" caliper	NB	\$ 350.00	#15 \$199.5	\$ 310.35
104	Quercus ilicifolia	5 gal	NB	NB	NB	NB
105	Quercus Palustris	3" caliper	NB	\$ 375.00	NB	\$ 310.35
106	Quercus robur	3" caliper	NB	\$ 400.00	NB	\$ 482.76
107	Rhododendron	2 gal	NB	\$ 40.00	\$36.75	\$ 31.04
108	Rhododendron	5 gal	NB	\$ 75.00	\$89.25	\$ 31.04
109	Rosa Sp.	3 gal	2 gal \$16.00	\$ 30.00	\$30.45	2 GAL \$31.04
110	Rosa spp. (Rosa virginiana, carolina, palustris)	2 gal	\$12.25	NB	\$ 30.45	\$ 20.91
111	Rubus odoratus	2 gal	NB	\$ 30.00	NB	\$ 27.59
112	Salix discolor	2 gal	NB	\$ 30.00	\$ 30.45	NB
113	Sarcococca hookeriana var. humilis	2 gal	NB	NB	\$ 24.15	\$ 47.06
114	Sassafras albidum	5 gal	NB	NB	NB	3 GAL \$46.55
115	Sciadopitys verticillata	5 gal	NB	B&B 4 foot \$225.00	#2 \$51.45	NB
116	Skimmia japonica	3 gal	NB	\$ 60.00	\$61.95	\$ 32.81
117	Sorbus alnifolia	2" cal.	NB	NB	NB	\$ 20.69
118	Spiraea	3 gal	\$17.50	\$35.00	\$ 40.95	\$ 25.86
119	Spiraea tomentosa	2 gal	NB	\$ 30.00	\$ 31.50	\$ 20.69
120	Stephanandra incisa 'Crispa'	3 gal	NB	NB	\$ 28.35	NB
121	Stewartia pseudocamellia	5 gal	NB	\$ 60.00	#7 \$126.00	\$ 68.97
122	Styrax japonicus	5 gal	NB	NB	NB	\$ 68.97
123	Syringa	5 gal	NB	\$ 60.00	\$ 47.25	\$ 37.93
124	Syringa reticulata	3" cal	NB	NB	#15 \$215.25	\$ 310.35
125	Taxus	3 gal	NB	\$ 45.00	\$ 52.50	\$ 51.73
126	Thuja	5-6ft	NB	\$ 85.00	#7 \$131.25	\$ 137.93
127	Thuja occidentalis	5-6ft	NB	\$ 85.00	\$ 85.00	\$ 73.68
128	Thuja plicata	5-6ft	NB	\$ 95.00	\$ 100.00	\$ 116.61
129	Thujopsis dolabrata Nana	5 gal	NB	NB	NB	NB
130	Thujopsis dolabrata	2 gal	NB	NB	NB	NB
131	Tilia spp.	3" caliper	NB	NB	NB	\$ 310.35
132	Tilia americana	3" caliper	NB	\$ 350.00	NB	\$ 310.35

Awarding the 2 and 3 gallon

	TNH038-2023-Trees, Flowers, Shrubs		Pinewood Perennial Gardens	Starkie Bros Garden Center Inc	Emma's Garden Growers Inc.	SiteOne Landscape
			PO Box 915 /560 Sterling Lane	721 Main St	30 E Gate Dr	1385 East 36th Street
			Cutchogue, NY 11935	Farmingdale, NY 11735	Huntington, NY 11743	Cleveland, Ohio 44114
			631-734-6911	516-293-7148	631-692-7627	216-706-9250
			scott@pinewoodperennials.com	gstarkie@hotmail.com	Scott@emmasgarden.com	bids@siteone.com
133	Ulmus spp.	3" caliper	NB	\$ 360.00	#15 \$147.00	\$ 310.35
134	Ulmus pariflora	3" cal	NB	NB	NB	NB
135	Vaccinium angustifolium	2 gal	3qt \$9.75	\$ 30.00	\$31.50	1 GAL \$10.02
136	Vaccinium corymbosum	2 gal	3qt \$10.25	\$ 30.00	\$ 31.50	\$ 20.69
137	Viburnum spp. (ex. dentatum, prunifolium, opulus var. americanum)	2 gal	NB	\$ 30.00	#3 42.00	5 GAL \$29.31
138	Viburnum spp.	5 gal	NB	\$ 45.00	NB	\$ 29.31
139	Vitex	5 gal	3 gal \$18.00	NB	#3 \$40.95	\$ 37.93
140	Weigela	3 gal	NB	\$ 35.00	\$ 39.00	\$ 27.18
141	Zelkova serrata	3" caliper	NB	\$ 350.00	NB	\$ 310.35
142	Percentage Off Catalogue Price: Unspecified Trees and Shrubs		NB	NB	NB	NB

Awarding 3 quart and 2 gallon

Awarding 3 quart and 2 gallon

Awarding 2 and 5 gallon

Awarding 3 and 5 gallon

	SECTION 2. PERENNIALS					
Item #	Botanical Name	Size (if bidding a different size, please indicate alternate size(s) below)	Price/Unit Delivered	Price/Unit Delivered	Price/Unit Delivered	Price/Unit Delivered
143	Achillea millefolium	1gal	\$ 6.50	NB	\$ 19.95	\$ 8.62
144	Agastache foeniculum	1 gal	\$ 6.50	NB	\$ 19.95	\$ 8.62
145	Alchemilla	1gal	NB	NB	\$ 19.95	\$ 8.62
146	Amsonia hubrichtii	1 gal	1.5g \$7.75	NB	\$ 15.75	\$ 8.62
147	Andropogon gerardii	1 gal	NB	NB	\$ 16.80	\$ 8.62
148	Andropogon virginicus	1 gal	NB	NB	\$ 16.80	\$ 8.62
149	Anemone	1gal	\$7.75	NB	\$ 14.70	\$ 10.35
150	Aquilegia canadensis	1 gal	\$7.00	NB	\$ 14.70	\$ 8.62
151	Aristolochia macrophylla	1 gal	NB	NB	NB	2 GAL \$20.69
152	Asarum canadense	1 quart	NB	NB	#1 25.20	NB
153	Asclepia syriaca	1 gal	NB	NB	\$ 19.95	\$ 8.62
154	Asclepias incarnata	1 gal	1.5g \$8.00	NB	\$ 19.95	\$ 8.62
155	Asclepias tuberosa	1 gal	NB	NB	\$ 19.95	\$ 8.62
156	Asclepias verticillata	1 gal	NB	NB	\$ 19.95	\$ 8.62
157	Astilbe	1.5 gal	\$7.75	NB	\$ 15.75	1 GAL \$8.62
158	Baptisia australis or tinctoria	1 gal	1.5g \$9.00	NB	\$ 166.80	NB
159	Bouteloua curtipendula	1 gal	NB	NB	NB	\$ 8.62
160	Blephilia ciliata	1 gal	NB	NB	NB	NB
161	Carex	1 gal	\$7.75 (1.5 gal - \$9.00)	NB	\$ 14.70	\$ 8.62
162	Chelone glabra	1 gal	\$7.00	NB	\$ 14.70	\$ 8.62
163	Coreopsis grandiflora	1 gal	NB	NB	NB	\$ 8.62

	TNH038-2023-Trees, Flowers, Shrubs		Pinewood Perennial Gardens	Starkie Bros Garden Center Inc	Emma's Garden Growers Inc.	SiteOne Landscape
			PO Box 915 /560 Sterling Lane	721 Main St	30 E Gate Dr	1385 East 36th Street
			Cutchogue, NY 11935	Farmingdale, NY 11735	Huntington, NY 11743	Cleveland, Ohio 44114
			631-734-6911	516-293-7148	631-692-7627	216-706-9250
			scott@pinewoodperennials.com	gstarkie@hotmail.com	Scott@emmasgarden.com	bids@siteone.com
164	Coreopsis rosea	1 gal	NB	NB	NB	\$ 8.62
165	Coreopsis verticillata	1 gal	\$7.00	NB	NB	\$ 8.62
166	Crysopsis mariana	1 gal	NB	NB	NB	NB
167	Dianthus	1 gal	\$7.00	NB	\$ 14.70	\$ 8.62
168	Dicentra	1.5 gal	\$8.50	NB	\$ 15.75	\$ 10.35
169	Echinacea purpurea	1 gal	1.5g \$8.00	NB	\$ 14.70	\$ 8.62
170	Eragrostis spectabilis	1 gal	NB	NB	\$ 16.80	\$ 8.62
171	Eurybia spp.	1 gal	\$7.00	NB	\$ 14.70	NB
172	Eutrochium spp. (dubium, maculatum, purpureum)	1 gal	\$9.25 (2 gal)	NB	2 gal \$17.85	\$ 10.35
173	Ferns- various genera	1 gal	\$7.75	NB	\$ 19.95	\$ 10.35
174	Fragaria virginiana	1 quart	NB	NB	NB	NB
175	Geranium maculatum	1 gal	\$7.50	NB	\$ 15.75	\$ 8.62
176	Geum fragaroides	1 gal	NB	NB	NB	\$ 8.62
8.62	Geum triflorum	1 gal	NB	NB	\$ 12.16	\$ 8.62
178	Hakenechola	1 gal	\$10.70	NB	\$ 25.00	\$ 13.79
179	Helianthus spp.	1 gal	NB	NB	\$ 19.99	\$ 8.62
180	Hemerocallis	1.5 gal	\$9.50	NB	#2 \$15.75	\$ 129.31
181	Heuchera americana	1 gal	\$7.75	NB	\$17.85	\$ 8.62
182	Heuchera villosa	1 gal	\$7.75	NB	\$14.70	\$ 8.62
183	Hosta	1.5gal	\$9.50	NB	\$ 15.75	2 GAL \$10.35
184	Iris spp	1.5gal	\$7.75	NB	\$ 14.70	2GAL \$10.35
185	Lespedeza capitata	1 gal	NB	NB	NB	\$ 10.35
186	Liatris spicata	1 gal	1.5g \$8.00	NB	\$ 14.70	\$ 8.62
187	Liriope	1 gal	\$5.50	NB	\$ 11.55	\$ 4.74
188	Lobelia cardinalis	1 gal	\$7.00	NB	\$ 14.70	\$ 8.62
189	Lobelia siphilitica	1 gal	\$6.75	NB	\$ 14.70	\$ 8.62
190	Lonicera sempervirens	1 gal	1.5g \$16.00	NB	NB	\$ 10.35
191	Monarda spp. (ex. didyma, punctata, fistulosa)	1 gal	\$7.00	NB	\$ 16.80	\$ 8.62
192	Nepeta	1 gal	\$6.50	NB	\$ 14.70	\$ 8.62
193	Oenothera fruticosa	1 gal	\$6.75	NB	\$ 14.70	\$ 8.62
194	Packera aurea	1 gal	\$7.00	NB	NB	NB

Awarding 1 gal and 1.5 gal

	TNH038-2023-Trees, Flowers, Shrubs		Pinewood Perennial Gardens	Starkie Bros Garden Center Inc	Emma's Garden Growers Inc.	SiteOne Landscape
			PO Box 915 /560 Sterling Lane	721 Main St	30 E Gate Dr	1385 East 36th Street
			Cutchogue, NY 11935	Farmingdale, NY 11735	Huntington, NY 11743	Cleveland, Ohio 44114
			631-734-6911	516-293-7148	631-692-7627	216-706-9250
			scott@pinewoodperennials.com	gstarkie@hotmail.com	Scott@emmasgarden.com	bids@siteone.com
195	Pachyasandra terminalis	flat	NB	NB	NB	\$ 30.46
196	Paeonia	3 gal	\$14.25	NB	\$ 30.45	\$ 24.14
197	Panicum virgatum	1 gal	1.5g \$9.50	NB	\$ 15.75	\$ 8.62
198	Pennisetum	1.5 gal	\$9.50	NB	\$ 15.75	2 GAL \$12.07
199	Penstemon digitalis	1 gal	NB	NB	\$ 14.70	\$ 8.62
200	Perovskia	1.5 gal	\$7.75	NB	#1 \$14.70	2 GAL \$10.35
201	Phlox spp.	1 gal	\$7.00	NB	\$ 14.70	\$ 8.62
202	Physostegia virginiana	1 gal	\$7.00	NB	\$ 14.70	\$ 8.62
203	Pulmonaria	1 gal	\$7.75	NB	\$ 14.70	\$ 8.62
204	Pycnanthemum spp.	1 gal	\$7.00	NB	\$ 14.70	\$ 8.62
205	Rudbeckia spp.	1 gal	\$7.00 (\$8.00 for 1.5 gal)	NB	#2 \$17.85	\$ 8.62
206	Salvia	1 gal	\$6.50	NB	\$ 15.75	\$ 8.62
207	Schizachyium scoparium	1 gal	\$7.75	NB	\$ 19.95	\$ 8.62
208	Sedum	1.5 gal	\$8.00	NB	NB	2 GAL \$10.35
209	Solidago spp.	1 gal	\$7.75	NB	NB	\$ 8.62
210	Sorghastrum nutans	1 gal	NB	NB	NB	\$ 8.62
211	Sporobolus heterolepis	1 gal	\$7.75	NB	\$ 16.80	\$ 8.62
212	Stachys byzantina	1 gal	1.5g \$8.00	NB	\$ 14.70	\$ 8.62
213	Symphotrichum spp.	1 gal	\$7.00	NB	\$ 14.70	\$ 8.62
214	Tiarella cordifolia	1 quart	1 gal \$8.00	NB	#1 \$11.55	#SP2 \$2.16
215	Viola labradorica	1 quart	NB	NB	NB	#SP4 \$2.16
216	Vernonia noveboracensis	1 gal	1.5g \$8.00	NB	#1 \$14.70	\$ 8.62
217	Vinca minor	Flat	NB	NB	NB	\$ 43.47
218	Wisteria frutescens	1 gal	NB	NB	NB	\$ 17.24
219	Zizia aurea	1 gal	\$7.00	NB	\$ 14.70	\$ 8.62
220	Percentage Off Catalogue Price: Unspecified Perennials		NB	NB	NB	NB

Awarding 1 gal and 1.5 gal

Awarding quart and gallon

	SECTION 3. ANNUALS AND ASSORTED SU					
Item #	Botanical Name	Size (if bidding a different size, please indicate alternate size(s) below)	Price/Unit Delivered	Price/Unit Delivered	Price/Unit Delivered	Price/Unit Delivered
221	Percentage Off Catalogue Price: Unspecified Annuals		NB	NB	NB	NB
222	Cedar tree stakes	5'/6'	NB	NB	NB	NB
223	Assorted Annuals	Flats of 48	NB	\$ 16.00	\$ 14.50	NB
224	Assorted Annuals	4 1/2 inch pot 15 per tray	NB	\$4.75 ea pot	\$36.75	NB
225	Assorted Annuals	1 quart pot 8 per tray	NB	5.25 ea. Quart	NB	NB

	TNH038-2023-Trees, Flowers, Shrubs		Pinewood Perennial Gardens	Starkie Bros Garden Center Inc	Emma's Garden Growers Inc.	SiteOne Landscape
			PO Box 915 /560 Sterling Lane	721 Main St	30 E Gate Dr	1385 East 36th Street
			Cutchogue, NY 11935	Farmingdale, NY 11735	Huntington, NY 11743	Cleveland, Ohio 44114
			631-734-6911	516-293-7148	631-692-7627	216-706-9250
			scott@pinewoodperennials.com	gstarkie@hotmail.com	Scott@emmasgarden.com	bids@siteone.com
226	Assorted Annuals	1 gallon annual (ex. Annual Hibiscus)	NB	\$ 18.00	\$ 15.25	NB
227	Assorted hanging baskets	10"	NB	\$ 21.00	NB	NB
228	Specialty Annuals	4 1/2 inch pot 15 per tray	NB	4.75/pot	\$ 46.20	NB
229	Annual Plugs/Liners	100 per tray	NB	NB	NB	NB
230	Chrysanthemum X morifolium	8" pot	NB	\$ 5.00	\$ 4.75	NB
231	Braccica Oleracea	8" pot	NB	\$ 5.00	\$ 4.75	NB
232	Bulbs		NB	NB	NB	NB
233	Darwin Tulips	Price per 100	NB	NB	NB	NB
234	Daffodils	Price per 100	NB	NB	NB	NB
235	Hyacinth	Price per 100	NB	NB	NB	NB
236	Percentage Off Catalogue Price: Unspecified Annuals		NB	NB	NB	NB

TNH038-2023-Trees Flowers and Shrubs	
Winning Vendor	Items Won
Pinewood Perennial Gardens	Section 1 Items: 1,52,77,109,110,118,135,136,139 Section 2 Items: 143,144,146,149,150, 154,157,158, 161 162,165, 167-169, 171-173, 175, 178, 180-184, 186, 188-194, 196-198, 200-209, 211-214, 216, 219 Section 3 - N/A
PO Box 915 /560 Sterling Lane	
Cutchogue, NY 11935	
631-734-6911	
scott@pinewoodperennials.com	
Starkie Bros Garden Center Inc	Section 1 Items: 8,19,21,38,47,62,68,70,73,95,97, 100, 106, 109, 112,121,126,128, 135, 137 Section 2 - N/A Section 3 Items: 225,227,
721 Main St	
Farmingdale, NY 11735	
516-293-7148	
gstarkie@hotmail.com	
Emma's Garden Growers Inc.	Section 1 Items: 6,7,18,20,32,33,75,79,113,115, 120,133 Section 2 Items: 152, Section 3 Items: 223, 224, 226, 228, 230,231
30 E Gate Dr	
Huntington, NY 11743	
631-692-7627	
Scott@emmasgarden.com	
SiteOne Landscape	Section 1 Items: 1-5, 9, 11-17,22-31,35, 37, 39,40, 42-45,48-51 53- 61, 63-67, 69,71,72, 74,76,78, 80-96, 99, 101-103, 104, 105, 107, 108, 111,114, 116, 117, 119, 122- 125, 127, 131,132, 136-141 Section 2 Items: 145, 147,148, 151, 153,155,156, 159, 163,164, 170, 176, 177, 179, 185, 187, 190,195, 197, 199, 210, 214, 215, 217,218 Section 3 - N/A
1385 East 36th Street	
Cleveland, Ohio 44114	
216-706-9250	
bids@siteone.com	

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

RESOLUTION NO. 140 - 2023

A RESOLUTION AUTHORIZING THE AWARD OF A MINIBID FOR VEHICLES.

WHEREAS, the Director of Purchasing (the “Director”) has solicited a Request for Quotes for Ford Escapes pursuant to the New York State Office of General Services Vehicles, Class 1-8 Contract, Group, 40440, Award 23166; and

WHEREAS, quotes were received as forth in Exhibit A attached hereto (the “Quotes”); and

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

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

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee be and hereby is authorized and directed to execute, on behalf of the Town, any purchase agreements and related documents, a copy of which shall be on file in the Division of Purchasing, and to take such other related action as may be necessary to effectuate the foregoing; and be it further

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

Dated: Manhasset, New York

March 14, 2023

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

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller Purchasing

OGS Vehcile Minibid Ford Escapes		John D'Alessandro Hempstead Ford - Lincoln 301 North Franklin Street Hempstead, NY 11550 cell phone# 516-587-3073 email: johndtower@aol.com	Award/No Award
1	Escape AWD - Base	\$30,997.00	No Longer Available - no award
2	Escape AWD Base with Cold Package	\$32,929.00	Awarded
3	Escape AWD with Cold Package and Tech Package	\$35,236.00	Awarded
4	Escape - Hybrid	\$39,920.00	Does not meet specifications - no award

OGS Vehcile Minibid Ford Escapes	Vendor
2 Ford Escapes	John D'Alessandro Hempstead Ford - Lincoln 301 North Franklin Street Hempstead, NY 11550 cell phone# 516-587-3073 email: johndtower@aol.com

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. 141 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH NELSON & POPE ENGINEERING, ARCHITECTURE AND LAND SURVEYING, PLLC FOR ENGINEERING SERVICES RELATED TO THE IMPROVEMENTS TO THE HVAC SYSTEM AT THE TOWN ANIMAL SHELTER, 75 MARINO AVE., PORT WASHINGTON, NEW YORK, DPW PROJECT NO. 23-07.

WHEREAS, the Town of North Hempstead (the “Town”) Department of Public Works (the “Department”) requires the services of an engineering consulting firm to provide professional services including evaluation of existing documents, preparation of bid documents, and bid phase and construction phase services related to improvements to the HVAC System at the Town Animal Shelter, 75 Marino Ave., Port Washington, New York DPW Project No. 23-07 (the “Services”); and

WHEREAS, the Department of Public Works has recommended that the Town enter into an agreement with Nelson & Pope Engineering, Architecture and Land Surveying, PLLC, 70 Maxess Road, Melville, New York 11747 to provide the Services in consideration of an amount not to exceed Ninety-Five Thousand Five Hundred and 00/100 Dollars (\$95,500.00) (the “Agreement”); and

WHEREAS, the Department of Public Works 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

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

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. 142 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH SPORTIME TENNIS FOR TENNIS INSTRUCTION AT MANORHAVEN BEACH PARK, PORT WASHINGTON.

WHEREAS, the Town's Department of Parks and Recreation (the "Department") requires tennis classes at Manorhaven Beach Park in Port Washington for the period commencing June 1, 2022 and ending September 30, 2022 (the "Services"); and

WHEREAS, the Commissioner of the Department has recommended that the Town enter into an agreement with Sportime Clubs, LLC, PO Box 326, Kings Park, New York 11754 (the "Contractor") to provide the Services, in consideration of payment to the Town of twenty five percent (25%) of the gross receipts collected by the Contractor for the Services (the "Agreement"); and

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

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee be and hereby is authorized and directed to execute the Agreement on behalf of the Town, which Agreement shall be on file with the Office of the Town Clerk, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the Agreement, and to take such other action as may be necessary to effectuate the foregoing; and be it further

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller Parks & Rec.

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. 143 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT WITH KYRA'S CHAMPIONS FOR THE PLACEMENT OF PINWHEELS AT VARIOUS TOWN PARKS IN RECOGNITION OF NATIONAL CHILD ABUSE PREVENTION MONTH.

WHEREAS, the Town of North Hempstead (the “Town”) owns certain real property known as Mary Jane Davies Green (“Mary Jane Davies”) located on Plandome Road in Manhasset, Blumenfeld Family Park (“Blumenfeld Park”) on Main Street in Port Washington and Clark Botanic Garden (“Clark Garden”) in Albertson (the “Premises”); and

WHEREAS, Kyra’s Champions, 565 Plandome Road, #156, Manhasset, New York 11030 (the “Licensee”) has requested a license to place approximately 750 pinwheels and signage at Mary Jane Davies and Blumenfeld Park, and an additional 36 pinwheels at Clark Garden in honor of National Child Abuse Prevention Month between April 1, 2023 and April 16, 2023 (the “Use”); and

WHEREAS, the Commissioner of the Town of North Hempstead’s Department of Parks and Recreation has recommended that the Town grant the Licensee a license for the Use (the “License”) and authorize the execution of an agreement with the Licensee for the License (the “License Agreement”); and

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

NOW, THEREFORE, BE IT

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

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

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

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

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller Public Safety

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. 144 - 2023

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

WHEREAS, the Town of North Hempstead (the “Town”) Department of Parks and Recreation (the “Department”) requires the services of a consultant to assist the Town in caring for the fifty Northern Bobwhite Quails at Clark Botanic Garden in Albertson to be released by the Town as a non-toxic method of controlling the tick population in the Town (the “Services”); and

WHEREAS, the Commissioner of the Department has recommended that the Town enter into an agreement with the Center for Environmental Education and Discovery, 287 South Country Road, Brookhaven, NY 11719 to provide the Services in consideration of an amount not to exceed Two Hundred and 00/100 Dollars (\$200.00) to cover the cost of food for the quails (the “Agreement”); and

WHEREAS, this Board finds it to be in the best interests of the Town to authorize the Agreement.

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee be and hereby is authorized and directed to execute the Agreement on behalf of the Town, which Agreement shall be on file with the Office of the Town Clerk, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the Agreement, and to take such other action as may be necessary to effectuate the foregoing; and be it further

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller Parks

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. 145 - 2023

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

WHEREAS, the Department of Parks and Recreation (the “Department”) desires to provide adult and junior beach volleyball league programs at North Hempstead Beach Park for the summer of 2023 (the “Services”); and

WHEREAS, the Commissioner of the Department has recommended that the Town enter into an agreement (the “Agreement”) with East End Volleyball, P.O. Box 49, Hampton Bays, New York 11946 (the “Contractor”), for a term commencing May 31, 2023 and ending September 1, 2023 to allow the Contractor the use of North Hempstead Beach Park in consideration of payment to the Town of One Hundred and 00/100 Dollars (\$100.00) per team for the adult and junior beach volleyball leagues, with no games to be held on July 3 and 4, 2023; and

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

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee be and hereby is authorized and directed to execute the Agreement on behalf of the Town, which Agreement shall be on file with the Office of the Town Clerk, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the Agreement, and to take such other action as may be necessary to effectuate the foregoing.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller Parks & Rec.

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. 146 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AGREEMENTS WITH VARIOUS VOLUNTEERS AND VENDORS TO PROVIDE STAFF DEVELOPMENT TRAINING FOR THE TOWN OF NORTH HEMPSTEAD "YES WE CAN" COMMUNITY CENTER STAFF.

WHEREAS, the Town of North Hempstead (the "Town") wishes to provide staff development training for the employees at the "Yes We Can" Community Center (the "Services"); and

WHEREAS, the Services will require agreements with various volunteers and vendors depending on the nature of the Services, which may include but not be limited to, communication skills, behavior management, first aid and CPR and violence prevention (the "Agreements"); and

WHEREAS, any agreement with an individual trainer shall be for an amount not to exceed Six Thousand and 00/100 Dollars (\$6,000.00), payable at a rate not to exceed Three Hundred Fifty and 00/100 Dollars (\$350.00) an hour for a maximum three (3) hour training session; and

WHEREAS, this Board finds it in the best interests of the Town to authorize entering into the Agreements with various volunteers and vendors for these Services.

NOW, THEREFORE, BE IT

RESOLVED, that the Agreements be and hereby are authorized; and be it further

RESOLVED that the Supervisor is hereby authorized to enter into the Agreements, in a form acceptable to the Office of the Town Attorney, which Agreements shall be on file in the Office of the Town Clerk; and be it further

RESOLVED that the Office of the Town Attorney is authorized and directed to review the Agreements and negotiate the terms, if any, and 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 upon receipt of fully executed Agreements and duly executed and certified claims therefor.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller Parks

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. 147 -2023

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH
PIERCE COUNTRY DAY CAMP FOR TEMPORARY PARKING SPACES AT NORTH
HEMPSTEAD BEACH PARK, PORT WASHINGTON.**

WHEREAS, Pierce Country Day Camp, 37 Mineola Avenue, Roslyn Heights, New York 11577 (the “Camp”) has requested that the Town allow it to use approximately sixty (60) spaces per day at North Hempstead Beach Park on June 17, 2023, from 11:00 am until 6:00 pm, and from June 29, 2023 through August 24, 2023, from 7:30 am until 5:00 pm, except for July 4, 2023, for parking for staff of the Camp (the “License”), in consideration of payment to the Town of Three Thousand Twenty-Five and 00/100 Dollars (\$3,025.00) for the term of the License; and

WHEREAS, the Town of North Hempstead’s Department of Parks and Recreation has recommended granting the License; and

WHEREAS, the Board wishes to grant the License and to authorize the Town to execute an agreement with the Camp granting the License (the “Agreement”).

NOW, THEREFORE, BE IT

RESOLVED that the License be and hereby is granted; 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 Agreement shall be on file in the Office of the Town Clerk, and to take such further action as may be necessary to effectuate the foregoing; and be it further

RESOLVED, that the Office of the Town Attorney be and hereby is authorized and directed to supervise the negotiation and execution of the Agreement, and to take such further action as may be necessary to effectuate the foregoing.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller Parks

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

RESOLUTION NO. 148 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH SAF-T-SWIM FOR SWIM LESSONS AT HARBOR HILLS AND WHITNEY POND POOLS.

WHEREAS, the Department of Parks and Recreation (the “Department”) desires to provide a variety of 30 minute long swim lessons at Harbor Hills Park and Whitney Pond Park for the summer of 2023 (the “Services”); and

WHEREAS, the Commissioner of the Department has recommended that the Town enter into an agreement (the “Agreement”) with Saf-t-Swim, 245-24 Horace Harding Expressway, Little Neck, New York (the “Contractor”), granting a the Contractor a license for the Services to be provided as follows: (1) Harbor Hills Park on Saturdays and Sundays beginning May 27, 2023 and ending September 3, 2023, time to be determined, and Tuesdays and Thursdays beginning June 20, 2023 and ending September 3, 2023, time to be determined, at a cost per lesson of \$55.00 for private lessons, \$29.20 for Parent Tot lessons, \$32 for Group lessons and a one-time service fee per swimmer of \$35; and (2) Whitney Pond Park on Mondays and Wednesdays beginning July 10, 2023 and ending August 30, 2023 from 3:30 PM to 6:30 PM, for group lessons at a cost of \$25 per lesson and a one-time service fee per swimmer of \$35 (the “License”); and

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

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

NOW, THEREFORE, BE IT

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

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

RESOLVED that the Supervisor or her designee be and hereby is authorized and directed to execute the Agreement on behalf of the Town, which Agreement shall be on file with the Office of the Town Clerk, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the Agreement, and to take such other action as may be necessary to effectuate the foregoing.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller Parks & Rec.

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

RESOLUTION NO. 149 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH KOSTAL ENTERPRISES FOR SEASONAL CLASSES AND EQUIPMENT STORAGE AT MANORHAVEN BEACH PARK AND NORTH HEMPSTEAD BEACH PARK.

WHEREAS, the Department of Parks and Recreation (the “Department”) desires to provide kayak and paddle board classes and rentals, as well as Stand Up Paddle Yoga and children’s programs, at Manorhaven Beach Park, Port Washington and North Hempstead Beach Park, Port Washington during the summer season (the “Services”); and

WHEREAS, the Commissioner of the Department has recommended that the Town enter into an agreement (the “Agreement”) with Kostal Enterprises, LLC (the “Contractor”) for a term of three (3) years retroactive to January 1, 2023 and ending December 31, 2025, to allow the Contractor the use of Manorhaven Beach Park and North Hempstead Beach Park for kayak and paddle board classes, during the months of June through September, allow the Contractor to hold a camp at North Hempstead Beach Park for a nine to ten week session beginning in July at a charge to campers of One Hundred and Fifty Dollars (\$150) per camper for three (3) hours per three (3) days with a minimum of three (3) campers per class per week and a maximum of ten (10) campers per class session, and further allow the Contractor to place a storage container and trailer at Manorhaven Beach Park and a trailer at North Hempstead Beach Park for the term of the Agreement; and

WHEREAS, classes may be offered during months outside of June through September by appointment following approval by the Commissioner; and

WHEREAS, in consideration of being permitted to conduct the Services at the aforementioned locations, the Contractor will purchase ten (10) seasonal parking passes for Fifty and 00/100 Dollars (\$50.00) each for distribution to its customers for each year of the Agreement, will pay the Town storage fees in the amount of Three Hundred and 00/100 Dollars (\$300.00) per month from October through May of each year and Five Hundred Fifty and 00/100 Dollars (\$550.00) per month from June through September of each year and the Town will also receive ten percent (10%) of the gross revenues obtained by the Contractor from the camp; and

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

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee be and hereby is authorized and directed to execute the Agreement on behalf of the Town, which Agreement shall be on file with the Office of the Town Clerk, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the Agreement, and to take such other action as may be necessary to effectuate the foregoing.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller Parks & Rec.

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

RESOLUTION NO. 150 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH ENVIRO-TEST INCORPORATED FOR ENVIRONMENTAL TESTING AT MICHAEL J. TULLY PARK, NEW HYDE PARK.

WHEREAS, the Town's Department of Parks and Recreation (the "Department") requires a limited indoor mold screening, including investigation, inspection and environmental testing at the Tully Aquatic Center located at Michael J. Tully Park, New Hyde Park (the "Services"); and

WHEREAS, the Commissioner of the Department has recommended that the Town enter into an agreement with Enviro-Test Incorporated, 77 Broadway, Suite 1, Amityville, New York 11701 (the "Contractor") to provide the Services in consideration of payment not to exceed Nine Hundred Ninety-Five and 00/100 Dollars (\$995.00) (the "Agreement"); and

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

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee be and hereby is authorized and directed to execute the Agreement on behalf of the Town, which Agreement shall be on file with the Office of the Town Clerk, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the Agreement, and to take such other action as may be necessary to effectuate the foregoing; and be it further

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller Parks & Rec.

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. 151 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT WITH RESIDENTS FOR A MORE BEAUTIFUL PORT WASHINGTON FOR THEIR ANNUAL GALA AT NORTH HEMPSTEAD BEACH PARK, PORT WASHINGTON.

WHEREAS, Residents for a More Beautiful Port Washington Residents Forward, also known as Residents Forward, (the “Licensee”) has requested a license to use the pavilions, picnic tables, restrooms and parking lot at North Hempstead Beach Park, located at 175 West Shore Road, Port Washington, for the purposes of hosting the Residents Forward Gala fundraiser, including the service of alcohol, on Friday, June 2, 2023, with a rain date of June 9, 2023, in consideration of payment to the Town in an amount of Three Hundred Fifty-Five and 00/100 Dollars (\$355.00) (the “Use”); and

WHEREAS, the Commissioner of the Town of North Hempstead’s Department of Parks and Recreation has recommended that the Town grant the Licensee a license for the Use (the “License”) and authorize the execution of an agreement with the Licensee for the License (the “License Agreement”); and

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

NOW, THEREFORE, BE IT

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

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

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

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

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller Public Safety

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

RESOLUTION NO. 152 -2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH NORTH SHORE UNIVERSITY HOSPITAL AND LONG ISLAND JEWISH MEDICAL CENTER FOR PROVIDING SCREENINGS, WELLNESS PROGRAMS, DISPENSERS AND SUNSCREEN AT VARIOUS TOWN PARKS.

WHEREAS, the Department of Parks and Recreation (the “Department”) desires to maintain sunscreen dispensers at various Town Properties to dispense free sunscreen to the public from Memorial Day through Labor Day (the “Services”); and

WHEREAS, Long Island Jewish Medical Center, 270-05 76th Avenue, Queens, New York 11040 (“LIJ”) and North Shore University Hospital, 300 Community Drive, Manhasset, New York 11030 (“North Shore”) have offered to sponsor the program through the provision of funds to the Town, each in the amount of Four Thousand Seven Hundred Twenty-One and 04/100 Dollars (\$4,721.04), for the sunscreen distribution units and sunscreen, in consideration of placement of the facilities logos on the dispensers, acknowledgment of the sponsorship in press releases and advertising materials and the ability of LIJ and North Shore to conduct screenings and wellness programs at the Town Properties; and

WHEREAS, the Commissioner of the Department of Parks and Recreation has recommended that the Town enter into agreements with LIJ and North Shore for the sponsorship (the “Agreements”); and

WHEREAS, this Board finds it to be in the best interests of the Town to authorize the Agreements.

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee be and hereby is authorized and directed to execute the Agreement on behalf of the Town, which Agreements 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 Agreements, and to take such other action as may be necessary to effectuate the foregoing.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller

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. 153 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT WITH THE LEADERSHIP TRAINING INSTITUTE FOR THE USE OF THE ROSLYN COMMUNITY CENTER, ROSLYN HEIGHTS, NEW YORK.

WHEREAS, the Town of North Hempstead (the “Town”) owns certain real property located at 53 Orchard Street in Roslyn Heights, New York known as the Roslyn Community Center (the “Premises”); and

WHEREAS, the Leadership Training Institute (“LTI”), a not-for-profit corporation, located at 50 Clinton Street, Suite 607, Hempstead, New York 11550 has requested a license to use space in the Premises for administrative offices, storage space and for youth-oriented programmatic activities for a term retroactive from January 1, 2023 through December 31, 2023 with the option to renew for two additional one (1) year terms in consideration of an amount not to exceed Fourteen Thousand Four Hundred and 00/100 Dollars (\$14,400.00) per year, payable One Thousand Two Hundred and 00/100 Dollars (\$1,200.00) per month (the “License”); and

WHEREAS, the Commissioner of the Town of North Hempstead Department of Parks and Recreation has recommended granting the License; and

WHEREAS, the Board wishes to grant the License and to authorize the Town to execute an agreement with LTI granting the License (the “Agreement”).

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller Parks & Rec

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

RESOLUTION NO. 154 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT WITH THE PORT WASHINGTON FIRE DEPARTMENT FOR THEIR ANNUAL INSTALLATION DINNER AT NORTH HEMPSTEAD BEACH PARK, PORT WASHINGTON AND WAIVING THE FEES FOR THE USE THEREOF.

WHEREAS, the Port Washington Fire Department, (the “Licensee” or the “Department”) has requested a license for the use of North Hempstead Beach Park (“NHBP”) to host its annual Installation Dinner (the “Use”) on June 10, 2023; and

WHEREAS, the Commissioner of the Town of North Hempstead’s Department of Parks and Recreation (the “Commissioner”) has recommended that the Town grant the Licensee a license for the Use (the “License”) and authorize the execution of an agreement with the Licensee for the License (the “License Agreement”); and

WHEREAS, the Commissioner has further recommended that the fees for the Licensee’s use of NHBP be waived; and

WHEREAS, this Board wishes to grant the License, to authorize the Town to execute the License Agreement for the License and to waive the fees for use of NHBP.

NOW, THEREFORE, BE IT

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

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

RESOLVED, that the fee for the Department’s use of NHBP be waived; and be it further

RESOLVED, that the Supervisor or her designee be and hereby is authorized and directed to execute the License Agreement, and to take such further action as may be necessary to effectuate the foregoing; and be it further

RESOLVED, that the Office of the Town Attorney be and hereby is authorized and directed to supervise the negotiation and execution of the Agreement, and to take such further action as may be necessary to effectuate the foregoing.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller Parks

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

RESOLUTION NO. 155 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH ALL ABOUT SPAY NEUTER INC. FOR A TRAP, NEUTER AND RELEASE PROGRAM (TNH059-2023).

WHEREAS, the Town of North Hempstead (the “Town”) requires professional services related to the trap, neuter, and release of feral cats (the “Services”); and

WHEREAS, the Director of Purchasing (the “Director”) issued a Request for Proposals (the “RFP”) for the Services in accordance with the Town’s Procurement Policy; and

WHEREAS, after reviewing the responses to the RFP, the Director has recommended that the Town enter into a professional services agreement with All About Spay Neuter, Inc., 4209 Merrick Road, Massapequa, New York 11758, to provide the Services in consideration of an amount not to exceed One Hundred Sixty-Five and 00/100 Dollars (\$165.00) per cat (the “Agreement”); and

WHEREAS, this Board wishes to authorize the Agreement.

NOW, THEREFORE, BE IT

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

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

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and 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 Agreement upon receipt of a duly executed Agreement and certified claims therefor.

Dated: Manhasset, New York

March 14, 2023

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

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller Purchasing

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. 156 - 2023

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

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

WHEREAS, the Be The Rainbow, Inc., (the “Licensee”), has requested a license for the placement of approximately 138 pride flags (the “Licensed Use”) to be installed by Home Run Electric on the Lampposts from June 1, 2023 through June 30, 2023, with installation of the flags to take place following Memorial Day and removed the first week of July (the “License”); and

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

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

NOW, THEREFORE, BE IT

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

RESOLVED that the License 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 License Agreement, and to take such further action as may be necessary to effectuate the foregoing; and be it further

RESOLVED, that the Office of the Town Attorney be and hereby is authorized and directed to supervise the negotiation and execution of the Agreement, and to take such further action as may be necessary to effectuate the foregoing.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller Parks

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

RESOLUTION NO. 157 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AGREEMENTS FOR PERFORMERS, INSTRUCTORS, EQUIPMENT AND OTHER SERVICES FOR SEASONAL CULTURAL EVENTS ORGANIZED BY THE TOWN OF NORTH HEMPSTEAD DEPARTMENT OF PARKS AND RECREATION FOR THE 2023 CALENDAR YEAR.

WHEREAS, the Town of North Hempstead (the “Town”) wishes to provide performances, including concerts, seasonal events, and other forms of entertainment, along with associated equipment, at the Town’s parks and facilities for the 2023 calendar year through the Department of Parks and Recreation (the “Services”); and

WHEREAS, the aggregate cost of the Services shall not exceed One Hundred Fifty-Four Thousand and 00/100 Dollars (\$154,000.00), and

WHEREAS, the Services will require agreements or purchase orders, depending on the nature of the Services; and

WHEREAS, this Board finds it in the best interests of the Town to authorize entering into agreements with or issuing purchase orders to certain rental companies, performers, instructors or groups for these Services.

NOW, THEREFORE, BE IT

RESOLVED that, subject to the Town’s Procurement Policy, the Supervisor or her designee is hereby authorized and directed to enter into the agreements, in a form acceptable to the Office of the Town Attorney, or issue the purchase orders, for an aggregate amount not to exceed One Hundred Fifty -Four Thousand and 00/100 Dollars (\$154,000.00), as more specifically set forth in the agreements or purchase orders; and be it further

RESOLVED that the Office of the Town Attorney is authorized and directed to review the agreements and negotiate the terms, if any, and 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 upon receipt of fully executed agreements or purchase orders, as the case may be, and duly executed and certified claims therefor.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller Parks

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

RESOLUTION NO. 158 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH HARBOR LINKS GOLF COURSE FOR THE SENIOR RECOGNITION LUNCHEON ON MAY 23, 2023.

WHEREAS, the Town of North Hempstead's (the "Town") Department of Services for the Aging will provide its annual senior recognition lunch (the "Event") at the Harbor Links Golf Course (the "Golf Course") on May 23, 2023; and

WHEREAS, the Town will be required to enter into an agreement (the "Agreement") with the Golf Course whereby the Golf Course will provide catering services for the event in consideration of payment of Thirty and 00/100 Dollars (\$30.00) per person in addition to a twenty percent (20%) administrative fee; and

WHEREAS, this Board finds it in the best interests of the Town to enter into 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 hereby authorized and directed to enter into the Agreement, in a form acceptable to the Office of the Town Attorney and filed with the Office of the Town Clerk; and be it further

RESOLVED that the Office of the Town Attorney is authorized and directed to supervise the negotiation and execution of the Agreement, and 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 upon receipt of a fully executed Agreement and duly executed and certified claims therefor.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller Department of Services for the Aging

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

RESOLUTION NO. 159 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH GRAHIC IMAGE TO UPDATE THE MAILING LIST FOR PROJECT INDEPENDENCE.

WHEREAS, the Town of North Hempstead (the “Town”) requires the services of a contractor to update the Project Independence Pioneer Newsletter distribution list (the “Services”); and

WHEREAS, the Director of Purchasing (the “Director”) has requested that the Board authorize the Town to enter into an agreement with Graphic Image, 561 Boston Post Road, Milford, CT 06460-2635 (the “Contractor”), to perform the Services in consideration of an amount not to exceed Two Thousand One Hundred Seven and 00/100 Dollars (\$2,107.00) (the “Agreement”); and

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

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee is authorized and directed to execute the Agreement, and a copy of the Agreement shall be on file in the Office of the Town Clerk, and take such further action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the execution of the Agreement, and take such further action as may be necessary to effectuate the foregoing; and be it further

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller Purchasing

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. 160 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE COALITION TO SAVE HEMPSTEAD HARBOR FOR THE PLACEMENT OF OYSTER GARDENS AT NORTH HEMPSTEAD BEACH PARK, PORT WASHINGTON.

WHEREAS, the Town Board (the “Board”) of the Town of North Hempstead (the “Town”) is committed to the preservation, protection, and restoration of the environment and the Town’s bay waters; and

WHEREAS, the Coalition to Save Hempstead Harbor (the “Coalition”) has requested a license to place oyster gardens at North Hempstead Beach Park, including the placement of cages, spat-on-shell oysters, and other necessary materials for the gardening site as well as volunteers to clean, maintain, and record observations at the site beginning in July and continuing through September when the oysters will be planted in a New York State Department of Environmental Conservation approved site (the “License”);

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

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

NOW, THEREFORE, BE IT

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

RESOLVED that the License 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 License Agreement on behalf of the Town, a copy of which will be on file in the Office of the Town Clerk; and be it further

RESOLVED that the Office of the Town Attorney be and is hereby authorized and directed to negotiate and supervise the execution of the Agreement, and to take such other action as may be necessary to effectuate the foregoing.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller

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. 161 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE NORTH SHORE ANIMAL LEAGUE AMERICA, INC. FOR THE USE OF A PORT WASHINGTON PUBLIC PARKING DISTRICT PARKING LOT.

WHEREAS, the Town of North Hempstead (the “Town”) owns certain real property known as Lot 7 within the Port Washington Parking District located in Port Washington, New York (the “Premises”); and

WHEREAS, the North Shore Animal League, 16 Lewyt Street, Port Washington, New York 11050 (the “Licensee”) has requested a license to use twenty (20) parking spaces at the Premises from 8:00 AM until 6:00 PM on February 27, 2023, March 6, 2023, March 20, 2023, March 27, 2023, April 3, 2023 and April 10, 2023 for parking for Long Island University’s veterinary school students taking part in a teaching surgical rotation at Licensee’s facility (the “Licensed Use”) in consideration of payment at a rate of \$3 per parking space per day, in addition to a one-time vehicle registration fee per vehicle of Twenty-Five and 00/100 Dollars (\$25.00), for an amount not to exceed Eight Hundred Sixty and 00/100 Dollars (\$860.00) (the “License Agreement”); and

WHEREAS, this Board wishes to authorize the License Agreement.

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller Public Safety

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. 162 - 2023

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN
INTERMUNICIPAL AGREEMENT WITH THE TOWN OF OYSTER BAY AND THE
CITY OF GLEN COVE FOR A JOINT CLEAN UP OF HEMPSTEAD HARBOR.**

WHEREAS, pursuant to Article 8, Sections 1 and 2-a of the New York State Constitution, as effectuated by General Municipal Law §119-o, municipal corporations and districts of the State are empowered to enter into agreements for the performance of their respective functions, powers and duties on a cooperative or contract basis; and

WHEREAS, Councilwoman Dalimonte has requested that the Town enter into an intermunicipal agreement with the Town of Oyster Bay and the City of Glen Cove to cooperatively undertake certain cleanup activities in Hempstead Harbor in connection with the activities of the Hempstead Harbor Protection Committee on a date to be mutually agreed upon by the parties (the “Agreement”); and

WHEREAS, the Town of North Hempstead Department of Public Safety and the Bay Constable shall act as the lead department for the Town under the Agreement and the Town will waive the tipping fees in connection with materials collected during the cleanup activities; and

WHEREAS, this Board finds it in the best interests of the Town to authorize the Agreement.

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee be and hereby is authorized and directed to, execute the Agreement on behalf of the Town and to take such further action as may be necessary to effectuate the provisions of this resolution; and be it further

RESOLVED that the Town Attorney be and hereby is authorized and directed to supervise the negotiation and execution of the Agreement, and to take such further action as may be necessary to effectuate the provisions of this resolution.

Dated: Manhasset, New York

March 14, 2023

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

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller

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. 163 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE NASSAU COUNTY BOARD OF ELECTIONS FOR THE USE OF TOWN FACILITIES AS POLLING LOCATIONS.

WHEREAS, the Nassau County Board of Elections (the “Board of Elections”) has requested that the Town of North Hempstead (the “Town”) enter into polling place agreements (the “Agreements”) for the use of the Gayle Community Center, 53 Orchard Street, Roslyn Heights New York 11577 and the “Yes We Can” Community Center, 141 Garden Street, Westbury, New York 11590 (the “Polling Place Locations”), for the following early voting dates:

Saturday, June 17, 2023 through and including Sunday, June 25, 2023,

Saturday, October 23, 2023 through and including Sunday, November 5, 2023

;and

WHEREAS, the use of the Polling Place Locations are requested to be available on weekdays for the hours between 6:00 AM and 8:00 PM and on weekend days for the hours between 9:00 AM and 6:00 PM; and

WHEREAS, the Polling Place Locations are requested to be open two hours prior to voting on the first day and one hour prior to voting on all other days; and

WHEREAS, the Board of Elections shall compensate the Town for the use of the Polling Place Locations in the amount of Two Thousand Five Hundred and 00/100 Dollars (\$2,500.00) per early voting period; and

WHEREAS, this Board finds it to be in the best interests of the Town to authorize the Agreements.

NOW, THEREFORE, BE IT

RESOLVED that the Supervisor or her designee, be and hereby is authorized and directed to execute the Agreements, or related documents, if any, on behalf of the Town, a copy of which will be on file with 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 Agreements and related documents, if any, and to take any further action as may be necessary to effectuate the foregoing; and further be it

RESOLVED that the Comptroller be and hereby is authorized to accept reimbursement from the Board of Elections in accordance with the foregoing.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller

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

RESOLUTION NO. 164 - 2023

A RESOLUTION RATIFYING THE EXECUTION OF AN AGREEMENT WITH MILBER MAKRIS PLOUSADIS & SEIDEN LLP TO PROVIDE LEGAL SERVICES.

WHEREAS, the Office of the Town Attorney required the immediate retention of special counsel for legal services in connection with a case commenced as against the Town in federal court due to Court imposed deadlines (the “Services”); and

WHEREAS, the Office of the Town Attorney contacted the law firms on the Office of the Town Attorney’s approval panel of outside counsel, in accordance with the Town’s Procurement Policy; and

WHEREAS, given the nature of the Court imposed deadlines, the Town entered into an agreement with Milber Makris Plousadis & Seiden LLP, 1000 Woodbury Road, Woodbury, New York 11797 (the “Counsel”) to provide the Services in consideration of an amount not to exceed One Hundred Ninety and 00/100 Dollars (\$190.00) per hour for work performed by an attorney and Seventy-Five and 00/100 Dollars (\$75.00) per hour for work performed by a paralegal (the “Agreement”); 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 Counsel to perform the Services; 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 Services upon receipt of a duly executed Agreement and certified claims therefor.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller Parks

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

RESOLUTION NO. 165 - 2023

A RESOLUTION AUTHORIZING THE USE OF AN AGREEMENT BETWEEN THE TOWN OF HUNTINGTON AND VARIOUS VENDORS FOR ARTS AND CRAFTS.

WHEREAS, the Town of North Hempstead (the “Town”) requires the purchase of arts and crafts (the “Purchases”); and

WHEREAS, the Town of Huntington awarded bid #TOH 21-11-070 entitled “Arts and Crafts” (the “Agreement”) to various vendors (the “Contractors”); and

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

WHEREAS, the Board wishes to authorize the use of the Agreement for the duration of the Agreement, inclusive of any extensions.

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee be and hereby is authorized and directed to execute any documentation and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the documentation, and to take such other action as may be necessary to effectuate the foregoing; and be it further

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Admin Services Comptroller

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

RESOLUTION NO. 166 - 2023

A RESOLUTION AUTHORIZING THE USE OF AN AGREEMENT BETWEEN THE TOWN OF HUNTINGTON AND VARIOUS VENDORS FOR ATHLETIC GAMES AND EQUIPMENT.

WHEREAS, the Town of North Hempstead (the “Town”) requires the purchase of athletic games and equipment (the “Goods”); and

WHEREAS, the Town of Huntington awarded bid #TOH 21-11-071 entitled “Athletic Games and Equipment” to various vendors (the “Agreement”); and

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

WHEREAS, the Board wishes to authorize the use of the Agreement for the duration of the Agreement, inclusive of any extensions.

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee be and hereby is authorized and directed to execute any documentation and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the documentation, and to take such other action as may be necessary to effectuate the foregoing; and be it further

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Admin Services Comptroller Purchasing

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

RESOLUTION NO. 167 - 2023

A RESOLUTION AUTHORIZING THE USE OF AN AGREEMENT BETWEEN THE TOWN OF HUNTINGTON AND EWING IRRIGATION PRODUCTS, INC. FOR IRRIGATION EQUIPMENT SUPPLIES AND ACCESSORIES FOR GOLF COURSES AND SPORTS FIELDS.

WHEREAS, the Town of North Hempstead (the “Town”) requires the purchase of irrigation equipment supplies and accessories for golf courses and sports fields (the “Purchases”); and

WHEREAS, the Town of Huntington awarded bid #TOH 22-06-020 entitled “Irrigation Equipment Supplies and Accessories for Golf Courses” (the “Agreement”) to Ewing Irrigation Products, Inc., 3441 E. Harbour Drive, Phoenix, AZ 85034 (the “Contractor”); and

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

WHEREAS, the Board wishes to authorize use of the Agreement for the duration of the Agreement, inclusive of any extensions.

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee be and hereby is authorized and directed to execute any documentation and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the documentation, and to take such other action as may be necessary to effectuate the foregoing; and be it further

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Admin Services Comptroller

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. 168 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH DE BRUIN ENGINEERING, P.C. FOR ENGINEERING SERVICES RELATED TO THE REHABILITATION OF PARKING LOT 2, PORT WASHINGTON, DPW PROJECT NO. 21-01.

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement, as amended, with de Bruin Engineering P.C., 1400 Old Country Road, Suite 106, Westbury, New York 11590 (the “Consultant”) to provide professional engineering services related to the Rehabilitation of Parking Lot 2, Port Washington, NY, DPW Project No. 21-01 (the “Original Agreement”); and

WHEREAS, the Department of Public Works has recommended that the Town amend the Original Agreement to provide additional hours for on-site inspection during the construction phase and increase the rate to be paid for on-site inspection services, thereby increasing the contract amount under the Original Agreement by an amount not to exceed Thirty-Three Thousand Eight Hundred and 00/100 dollars (\$33,800.00) (the “Amendment”); and

WHEREAS, the Town Board finds it in the best interests of the Town to authorize the Amendment.

NOW, THEREFORE, BE IT

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

RESOLVED the Supervisor or her designee is authorized and directed to execute, on behalf of the Town, the Amendment, all as more particularly set forth in a copy of the Amendment, which shall be on file in the Office of the Town Clerk; and be it further

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

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney DPW Comptroller

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

RESOLUTION NO. 169 - 2023

A RESOLUTION AUTHORIZING AN AMENDMENT TO AN AGREEMENT WITH SUFFOLK COUNTY CATERERS LLC FOR CONCESSION AND CATERING SERVICES (TNH 094-2022).

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, NY 11746, (the “Contractor”) for concession and catering services (the “Original Agreement”); and

WHEREAS, the Original Agreement contained the option to renew the Original Agreement for four (4) additional one (1) year periods with the same terms and conditions, including price (the “Options”); and

WHEREAS, the Director of Purchasing (The “Director”) has recommended that the Town exercise the first Option to amend the Original Agreement to extend the term of the Original Agreement for an additional one (1) year period commencing on May 1, 2023 and ending April 30, 2024; and

WHEREAS, the Director has recommended that the Original Agreement be further amended to provide for additional catering services in accordance with the fee schedule attached as Exhibit A (collectively the “Amendment”); and

WHEREAS, this Board wishes to authorize the Amendment as requested by the Director.

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee is authorized to execute, on behalf of the Town, the Amendments, all as more particularly set forth in a copy of the Amendment, which shall be on file in the Office of the Town Clerk; and be it further

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

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

Dated: Manhasset, New York

March 14, 2023

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

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Purchasing

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

RESOLUTION NO. 170 - 2023

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

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with The LandTek Group, Inc., 105 Sweeneydale Avenue, Bay Shore, NY 11706 (the “Contractor”) for installation of fencing at various Town facilities (the “Original Agreement”); and

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

WHEREAS, the Director of Purchasing (the “Director”) has recommended that the Town exercise the second Option to amend the Original Agreement to extend the term of the Original Agreement for an additional one (1) year period commencing retroactively on March 1, 2023 and ending February 28, 2024 (the “Amendment”)

WHEREAS, this Board wishes to authorize the Amendment as requested by the Director.

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee is authorized to execute, on behalf of the Town, the Amendment, all as more particularly set forth in a copy of the Amendment, which shall be on file in the Office of the Town Clerk; and be it further

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

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

Dated: Manhasset, New York

March 14, 2023

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

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Purchasing Parks and Recreation

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

RESOLUTION NO. 171 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH MACCARONE PLUMBING INC. FOR BACKFLOW PREVENTION SERVICES (TNH259-2021).

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into, and amended, an agreement, with Maccarone Plumbing Inc., 10 Sea Cliff Ave, Glen Cove, NY 11542, (the “Contractor”) for backflow prevention services (the “Original Agreement”); and

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

WHEREAS, the Director of Purchasing (The “Director”) has recommended the Town exercise the first Option to amend the Original Agreement to extend the term of the Original Agreement for an additional one (1) year period commencing on April 23, 2023 and ending April 22, 2024 (the “Amendment”); and

WHEREAS, this Board wishes to authorize the Amendment as requested by the Director.

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee is authorized to execute, on behalf of the Town, the Amendment, all as more particularly set forth in a copy of the Amendment, which shall be on file in the Office of the Town Clerk; and be it further

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

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

Dated: Manhasset, New York

March 14, 2023

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

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Purchasing

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

RESOLUTION NO. 172 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH MACCARONE PLUMBING INC.FOR PLUMBING SERVICES-REPAIR SERVICING, MAINTENANCE AND NEW INSTALLATION (TNH283-2022).

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with Maccarone Plumbing, Inc., 10 Sea Cliff Avenue, Glen Cove, NY 11542 (the “Contractor”) for plumbing repair services, maintenance and installation (the “Original Agreement”); and

WHEREAS, the Original Agreement contained the option to renew the Original Agreement for four (4) additional one (1) year periods on the same terms and conditions, including price (the “Options”), and

WHEREAS, the Director of Purchasing (the “Director”) has recommended that the Town exercise the first Option to amend the Original Agreement to extend the term of the Original Agreement for an additional one (1) year period commencing on April 29, 2023 and ending April 28, 2024 (the “Amendment”); and

WHEREAS, this Board wishes to authorize the Amendment as requested by the Director.

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee is authorized to execute, on behalf of the Town, the Amendment, all as more particularly set forth in a copy of the Amendment, which shall be on file in the Office of the Town Clerk; and be it further

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

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

Dated: Manhasset, New York

March 14, 2023

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

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Purchasing Administrative Services

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

RESOLUTION NO. 173 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH H2M ARCHITECTS & ENGINEERS FOR GIS SUPPORT SERVICES.

WHEREAS, pursuant to a resolution duly adopted by this Board, the Town entered into an agreement with H2M Architects & Engineers, 538 Broad Hollow Road, 4th Floor East, Melville, New York 11747 for GIS Support Services on an “as needed” basis (the “Original Agreement”); and

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

WHEREAS, the Director of Purchasing (the “Director”) has recommended that the Town amend the Original Agreement to exercise the first option to extend the term of the Agreement for an additional one (1) year period, commencing on April 30, 2023 and terminating on April 29, 2024 (the “Amendment”); and

WHEREAS, the Town Board finds it in the best interests of the Town to authorize the Amendment.

NOW, THEREFORE, BE IT

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

RESOLVED the Supervisor or her designee is authorized and directed to execute, on behalf of the Town, the Amendment, all as more particularly set forth in a copy of the Amendment, which shall be on file in the Office of the Town Clerk; and be it further

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

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

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

RESOLUTION NO. 174 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH PUMP AND MOTOR CORP FOR REPAIR OF HIGH-VOLUME MOBILE PUMPS FOR SOLID WASTE MANAGEMENT (TNH216-2019).

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into, and amended, an agreement, with Pump and Motor Corp 201 Montrose Road, Westbury, NY 11590, (the “Contractor”) for the repair of high-volume mobile pumps for the Department of Solid Waste Management (the “Original Agreement”); and

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

WHEREAS, the Director of Purchasing (The “Director”) has recommended the Town exercise the second Option to amend the Original Agreement to extend the term of the Original Agreement for an additional one (1) year period commencing on May 1, 2023 and ending April 30, 2024 (the “Amendment”); and

WHEREAS, this Board wishes to authorize the Amendment as requested by the Director.

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee is authorized to execute, on behalf of the Town, the Amendment, all as more particularly set forth in a copy of the Amendment, which shall be on file in the Office of the Town Clerk; and be it further

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

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

Dated: Manhasset, New York

March 14, 2023

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

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Purchasing

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

RESOLUTION NO. 175 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH CUSTOM MARINE INC. FOR WATERWAY DEBRIS REMOVAL SERVICES (TNH257-2021).

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement, as amended, with Custom Marine Inc., 23 Hickory Hill Drive, Dobbs Ferry, NY 10522, (the “Contractor”) for waterway debris removal services (the “Original Agreement”); and

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

WHEREAS, the Director of Purchasing (The “Director”) has recommended that the Town amend the Original Agreement to exercise the second Option to extend the term of the Original Agreement for an additional one (1) year period, commencing on April 23, 2023 and ending April 22, 2024 (the “Amendment”); and

WHEREAS, this Board wishes to authorize the Amendment as requested by the Director.

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee is authorized to execute, on behalf of the Town, the Amendment, all as more particularly set forth in a copy of the Amendment, which shall be on file in the Office of the Town Clerk; and be it further

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

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

Dated: Manhasset, New York

March 14, 2023

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

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Purchasing

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

RESOLUTION NO. 176 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH WISDOM PROTECTIVE SERVICES FOR SECURITY SERVICES (TNH006-2021).

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with Wisdom Protective Services, 837 Old Country Road, Westbury, NY 11590 (the “Contractor”) for security services (the “Original Agreement”); and

WHEREAS, the Original Agreement contained the option to renew the Original Agreement for an additional one (1) year period with the same terms and conditions, including price (the “Option”), and

WHEREAS, the Director of Purchasing (the “Director”) has recommended that the Town exercise the Option to amend the Original Agreement to extend the term of the Original Agreement for an additional one (1) year period commencing on April 23, 2023 and ending April 22, 2024 (the “Amendment”); and

WHEREAS, this Board wishes to authorize the Amendment as requested by the Director.

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee is authorized to execute, on behalf of the Town, the Amendment, all as more particularly set forth in a copy of the Amendment, which shall be on file in the Office of the Town Clerk; and be it further

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

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

Dated: Manhasset, New York

March 14, 2023

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

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Purchasing Administrative Services

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. 177 - 2023

A RESOLUTION AUTHORIZING AN AMENDMENT TO AN AGREEMENT WITH PORT WASHINGTON WATER TAXI, INC. AND MEYRAN MARINE SERVICES, INC. FOR WATER TAXI SERVICES AND THE INSTALLATION AND MAINTENANCE OF TRANSIENT AND DEEP DRAFT MOORINGS IN MANHASSET BAY.

WHEREAS, the Town requires water taxi services from the Town Dock in Port Washington to the moorings located at the Town Dock, along with management and maintenance services for the Town's deep draft and transient moorings in Manhasset Bay (the "Services"); and

WHEREAS, the Town previously entered into and amended, an agreement (the "Original Agreement") with Port Washington Water Taxi, Inc. and Meyran Marine Services Inc. (the "Contractors") to provide the Services; and

WHEREAS, the Commissioner of the Department of Parks and Recreation has requested that the Original Agreement be amended to retroactively extend the term of the Original Agreement for one (1) year such that the Original Agreement will terminate on December 31, 2023, clarify that the Contractors may set moorings and provide tackle to boaters for a fee, use vacant deep draft moorings as overflow for transient moorings when available and the transient moorings are full, and lease a float to the Town for the 2023 boating season, from April 15, 2023 through November 15, 2023, in consideration of an amount not to exceed Five Thousand and 00/100 Dollars (\$5,000.00) (the "Amendment"); and

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

NOW, THEREFORE, BE IT

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

RESOLVED the Supervisor or her designee is authorized and directed to execute, on behalf of the Town, the Amendment, all as more particularly set forth in a copy of the Amendment, which shall be on file in the Office of the Town Clerk; and be it further

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

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller

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

RESOLUTION NO. 178 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH SANTORE'S WORLD FAMOUS FIREWORKS, LLC (TNH082-2020).

WHEREAS, pursuant to a resolution duly adopted by this Board, the Town entered into an agreement with Santore's World Famous Fireworks, P.O. Box 687, Stillwater, New York 12170 to provide a Memorial Day weekend fireworks display at North Hempstead Beach Park for a three (3) year term terminating on March 30, 2023, in consideration of an amount not to exceed Thirty-Nine Thousand and 00/100 Dollars (\$39,000.00) per year, with the option to renew for two (2) additional one (1) terms in consideration of an amount not to exceed Forty Thousand and 00/100 Dollars (\$40,000.00) per renewal year (the "Agreement"); and

WHEREAS, the Director of Purchasing (the "Director") has recommended that the Town exercise its right to renew the Agreement for the first one-year term commencing on April 1, 2023 and terminating on March 30, 2024, at an amended cost of Forty Three Thousand Five Hundred and 00/100 Dollars (\$43,500.00) to account for the increased price of the barge transporting the fireworks (the "Amendment"); and

WHEREAS, the Town Board finds it in the best interests of the Town to authorize the Amendment.

NOW, THEREFORE, BE IT

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

RESOLVED the Supervisor or her designee is authorized and directed to execute, on behalf of the Town, the Amendment, all as more particularly set forth in a copy of the Amendment, which shall be on file in the Office of the Town Clerk; and be it further

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

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

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

RESOLUTION NO. 179 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH ECO-LEAP LLC FOR ENVIRONMENTAL SERVICES (TNH282-2022).

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with of Eco-Leap, LLC, 19 Beacon Drive, Port Washington, New York 11050 (the “Contractor”) for environmental consulting services (the “Original Agreement”); and

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

WHEREAS, the Director of Purchasing (the “Director”) has recommended that the Town exercise the first Option to amend the Original Agreement to extend the term of the Original Agreement for an additional one (1) year period commencing on April 29, 2023 and ending April 28, 2024 (the “Amendment”)

WHEREAS, this Board wishes to authorize the Amendment as requested by the Director.

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee is authorized to execute, on behalf of the Town, the Amendment, all as more particularly set forth in a copy of the Amendment, which shall be on file in the Office of the Town Clerk; and be it further

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

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

Dated: Manhasset, New York

March 14, 2023

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

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Purchasing Parks and Recreation

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

RESOLUTION NO. 180 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH LIVE VOICE FOR OVERNIGHT CALL CENTER SERVICES.

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with Live Voice, P.O. Box 95117, Chicago, IL 60694 (the “Contractor”) for overnight call center services (the “Original Agreement”); and

WHEREAS, the Original Agreement contained the option to renew the Original Agreement for an additional one (1) year period (the “Option”), and

WHEREAS, the Director of Purchasing (the “Director”) has recommended that the Town exercise the Option to amend the Original Agreement to extend the term of the Original Agreement for an additional one (1) year period commencing on April 1, 2023 and ending March 31, 2024 (the “Amendment”); and

WHEREAS, this Board wishes to authorize the Amendment as requested by the Director.

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee is authorized to execute, on behalf of the Town, the Amendment, all as more particularly set forth in a copy of the Amendment, which shall be on file in the Office of the Town Clerk; and be it further

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

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

Dated: Manhasset, New York

March 14, 2023

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

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Purchasing Administrative Services

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

RESOLUTION NO. 181 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH DE BRUIN ENGINEERING P.C. FOR ENGINEERING WORK AT ALVAN PETRUS PARK.

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with de Bruin Engineering P.C., 1400 Old Country Road, Suite 106, Westbury, New York 11590, to provide professional engineering services in connection with the repair of a retaining wall at Alvan Petrus Park, Port Washington damaged as a result of the rainfall during Hurricane Ida, in consideration of an amount not to exceed Ten Thousand and 00/100 Dollars (\$10,000.00) (the “Original Agreement”); and

WHEREAS, the Director of Purchasing has recommended that the Town amend the Original Agreement to include the creation of bid specifications and related documents not contemplated in the Original Agreement, thereby increasing the contract amount under the Original Agreement by an amount not to exceed Nine Thousand Five Hundred and 00/100 dollars (\$9,500.00) (the “Amendment”); and

WHEREAS, the Town Board finds it in the best interests of the Town to authorize the Amendment.

NOW, THEREFORE, BE IT

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

RESOLVED the Supervisor or her designee be and hereby is authorized and directed to execute, on behalf of the Town, the Amendment, all as more particularly set forth in a copy of the Amendment, which shall be on file in the Office of the Town Clerk; and be it further

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

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

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

RESOLUTION NO. 182 - 2023

A RESOLUTION AUTHORIZING THE PURCHASE OF TORO SANDPROS FROM STORR TRACTOR COMPANY.

WHEREAS, the Town of North Hempstead (the “Town”) Department of Public Works, Division of Highways (the “Department”) requires the purchase of two (2) Toro IP Sandpro 5040 Infield Conditioners (the “Purchase”); and

WHEREAS, the Director of Purchasing (the “Director”) has recommended that the Town utilize an agreement between the New York State Office of General Services and The Toro Company, LLC, 8111 Lyndale Avenue South, Bloomington, MN 55420, Contract# PC69682 entitled “Heavy Equipment,” for the Purchase in consideration of an amount not to exceed Sixty-Five Thousand One Hundred Fifty and 53/100 Dollars (\$65,150.53), which Purchase will be made from Storr Tractor Company, 175 13th Avenue, Ronkonkoma, New York 11779 as an authorized distributor; and

WHEREAS, the utilization of certain public entity contracts in lieu of competitive bidding is permitted by New York General Municipal Law Section 104; and

WHEREAS, the Town Board finds it in the best interest of the Town to authorize the use of the contract described above (the “Agreement”) for the provision of the Purchase.

NOW, THEREFORE, BE IT

RESOLVED that the use of the Agreement for the Purchase be and is hereby authorized; and be it further

RESOLVED that the Supervisor or her designee be and hereby is authorized and directed to execute any documentation and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the documentation, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed to pay the costs of the Purchase upon receipt of certified claims therefore.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller

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. 183 - 2023

A RESOLUTION ESTABLISHING A NEW PROPERTY ADDRESS OF 1052 BROADWAY, WESTBURY, NEW YORK FOR THE PREMISES IDENTIFIED AS SECTION 11, BLOCK 56, LOTS 101 AND 102 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, Kamran Ghazvini, Diamond Development Properties (the “Applicant”) is the owner of real property located on Railroad Avenue, Westbury, New York, designated on the Nassau County Land and Tax Map as Section 11, Block 56, Lots 101 and 102, (the “Property”); and

WHEREAS, the Applicant has requested that the Property be assigned a street address of 1052 Broadway, Westbury, New York 11590 (the “Address Designation”); and

WHEREAS, the Westbury Postmaster has approved the Address Designation sought by the Applicant; and

WHEREAS, subject to the Nassau County Fire Marshal rendering a determination that the designation would not impede optimum emergency response time (the “Determination”), the Town Board wishes to grant the Applicant’s request for the Address Designation.

NOW, THEREFORE, BE IT

RESOLVED that subject to the Determination of the Nassau County Fire Marshal, the Town Board of the Town of North Hempstead hereby authorizes and directs that the Real Property located on Railroad Avenue, Westbury, New York, designated on the Nassau County Land and Tax Map as Section 11, Block 56, Lots 101 and 102 be assigned the street address 1052 Broadway, Westbury, New York; and be it further

RESOLVED that the Town Board hereby authorizes and directs that all necessary action be taken by the Town Department of Building Safety, Inspection and Enforcement to effectuate the foregoing; and be it further

RESOLVED that the Town Board hereby authorizes and directs the Town Clerk to notify the Nassau County Clerk, the Nassau County Engineer, and the post-office department of the United States where the premises is located, within ten days following receipt of the Determination of the Nassau County Fire Marshal as set forth above, to advise them of the Address Designation.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Receiver of Taxes Planning Building DPW Town Clerk

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

RESOLUTION NO. 184 - 2023

A RESOLUTION AUTHORIZING THE PURCHASE OF SOFTWARE MAINTENANCE AND TECHNICAL SUPPORT SERVICES FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS.

WHEREAS, the Department of Information Technology and Telecommunications (the “Department”) requires annual software maintenance and technical support for the Town’s Novus Agenda System (the “Support”); and

WHEREAS, the Commissioner of the Department has recommended that the Town purchase the Support from Granicus Inc., 1999 Broadway, Suite 3600, Denver, CO 80202 for a term of one (1) year in consideration of an amount not to exceed Four Thousand Sixty-Six and 00/100 Dollars (\$4,066.00) (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 cost of the Purchase upon receipt of certified claims therefore.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller DOITT

PROPOSED RESOLUTION

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

RESOLUTION NO. - 2023

A RESOLUTION APPOINTING JOHN MORRIS AS COMPTROLLER FOR THE TOWN OF NORTH HEMPSTEAD.

WHEREAS, this Board has heretofore created and established the position of the Town Comptroller of the Town of North Hempstead ("Town Comptroller"); and

WHEREAS, a vacancy exists in the position of the Town Comptroller; and

WHEREAS, this Board wishes to appoint John Morris to the position of Town Comptroller for a term commencing March 15, 2023 and ending on December 31, 2023.

NOW, THEREFORE, BE IT

RESOLVED that John Morris be and he hereby is appointed to serve as the Town Comptroller for the term commencing on March 14, 2023 and terminating on December 31, 2023 pursuant to the provisions of the Town Law of the State of New York at a salary of \$160,000.00 per annum to be paid from the appropriate budget line in the budget of the Office of the Comptroller.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

Ayes:

Nays:

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. 185 - 2023

A RESOLUTION MAKING AN APPOINTMENT TO THE NORTH HEMPSTEAD HOUSING AUTHORITY.

WHEREAS, the Town Board is authorized, pursuant to §30 of the Public Housing Law, to appoint members to the North Hempstead Housing Authority (the “Authority”); and

WHEREAS, the term of the appointment of Alan H. Cooper, as a member of the Authority will expire on March 25, 2023; and

WHEREAS, Councilman Peter Zuckerman has recommended the reappointment of Alan H. Cooper to the Authority for a five-year term; and

WHEREAS, the Town Board finds Alan H. Cooper to be an individual well qualified to continue to serve as a member of the Authority, and believes that said reappointment will further the purposes of the Authority and the welfare of the residents of the Town.

NOW, THEREFORE, BE IT

RESOLVED that Alan H. Cooper be and hereby is reappointed to serve as a member of the Authority, for a term commencing March 26, 2023 and expiring March 25, 2028; and it is further

RESOLVED, that the Town Clerk is directed to file a certified copy of this resolution with the Commissioner of Housing and Community Renewal of the State of New York.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller NYS Housing Exec Dir NHHA

PROPOSED RESOLUTION

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

RESOLUTION NO. - 2023

A RESOLUTION AUTHORIZING THE TRANSFER OF ARPA FUNDS FROM THE GENERAL FUND TO A CAPITAL FUND FOR THE MANHASSET SEWER CONVERSION PROJECT.

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

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

WHEREAS, the Town of North Hempstead received \$10,114,021.27 under the State and Local Fiscal Recovery Fund program approved by the ARPA (the “ARPA Funding”) to cover revenue loss in 2020, which funds were accepted by this Board pursuant to Resolution 156-2022, duly adopted on March 31, 2022, and recorded to the General Fund; and

WHEREAS, the Board desires to transfer ARPA Funding in the amount of \$3,094,993.00 from the General Fund to capital account HA2212 with an expense to be recorded to expense code HA2212.00.8760.2000 for the Manhasset sewer conversion project; and

WHEREAS, after careful consideration, the Board finds it in the best interests of the Town to transfer ARPA Funding from the General Fund to a capital fund as outlined above (the “Transfer”).

NOW, THEREFORE, BE IT

RESOLVED that the Board hereby authorizes the Transfer as outlined above; and be it further

RESOLVED that the Offices of the Town Attorney and Comptroller are hereby directed to take such action as may be necessary to effectuate the foregoing.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

cc: Town Attorney Comptroller

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. 187 - 2023

A RESOLUTION AUTHORIZING THE WAIVER OF FEES FOR THE PORT WASHINGTON PUBLIC LIBRARY'S USE OF BLUMENFELD FAMILY PARK FOR THE GREAT LIBRARY CARD ADVENTURE.

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 (the “Fee Schedule”), including Blumenfeld Park in Port Washington (the “Park”); and

WHEREAS, the Port Washington Library (the “Library”) has requested to use the Park to hold its Great Library Card Adventure (the “Adventure”) from April 10, 2023 through April 30, 2023; and

WHEREAS, the Town desires to waive the fee for the Library’s use of the Park for the Adventure; and

WHEREAS, this Board finds it in the best interests to waive the fees for the Port Washington Library to use the Park for the Adventure.

NOW, THEREFORE BE IT

RESOLVED that the fee for use of the Park by the Library to hold the Adventure from April 10, 2023 through April 30, 2023 is hereby waived.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller Parks and Recreation

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. 186 - 2023

A RESOLUTION IN SUPPORT OF THE INSTALLATION OF A SEWER MAIN ALONG PLANDOME ROAD.

WHEREAS, the Great Neck Water Pollution Control District (“District”) operates a wastewater treatment facility on East Shore Road and has successfully completed a major upgrade to its main treatment facility on East Shore Road to significantly increase capacity; and

WHEREAS, the commercial section of Plandome Road is located in Manhasset, New York and is not serviced by a sewer connection; and

WHEREAS, in addition to commercial businesses, Town Hall and Town Hall 2 are situated on Plandome Road; and

WHEREAS, on or about September 2018, a petition signed by over seventy-five residents was submitted to the District in support of the Great Neck Water Pollution Control District and Manhasset-Lakeville Water District funding a study to extend a wastewater treatment system to Plandome Road with necessary upgrades to the Manhasset system; and

WHEREAS, the District has advised the Town that Plandome Road is just beyond its territorial jurisdiction and that no service extension would be done except on an outside contract basis; and

WHEREAS, the Petition was the genesis of a feasibility study funded by the District, which culminated in an Engineering Report prepared by Cameron Engineering and Associates on January 2020 (“Feasibility Study”); and

WHEREAS, the “primary study area” of the Feasibility Study was the proposed installation for a sanitary sewer main down the middle of Plandome Road running north from State Route 25A-Northern Boulevard in the unincorporated area of the Town of North Hempstead through the hamlet of Manhasset to the southern boundary of the Village of Plandome Heights on Webster Avenue; and

WHEREAS, there are approximately eighty-eight existing commercial establishments adjacent to this section of Plandome Road; and

WHEREAS, all of these existing parcels utilize cesspools for their sanitary sewer waste; and

WHEREAS, the District has further advised the Town that a subsequent modification of the Feasibility Study, including but not limited to a “directional drill” installation of the sewer main as well as the utilization of a “low pressure”, rather than a traditional gravity based system, generated substantial savings over the original plan for the primary study area; and

WHEREAS, in 2022, Assemblywoman Gina Sillitti was successful in securing the passage of a member item grant incorporated into the New York State Budget dedicated to the installation of the sewer main on Plandome Road in an amount not-to-exceed Five Million (\$5,000,000) Dollars; and

WHEREAS, the District has advised the Town that it has undertaken a preliminary cost analysis and is optimistic that the entire cost of the directional drill of the low flow sewer main can be accomplished within the Five Million Dollar grant; and

WHEREAS, the installation of the Plandome sewer main extension will provide each of the adjacent eighty-eight commercial facilities the ability to connect to a sewer main now, or in the future, at their option; and

WHEREAS, the Town recognizes the environmental benefits of using sewer systems and that the eventual removal of the existing cesspools will have a profound benefit on the health of Manhasset Bay as Plandome Road in this service area is less than ten blocks from the bay front; and

WHEREAS, this service area is also located adjacent to the Long Island groundwater protection zone over the sole source aquifer making the removal of the existing cesspools a substantial benefit to the health of the groundwater in the capture zone of Manhasset-Lakeville Water District’s drinking water wells; and

WHEREAS, the District, as a municipal entity under New York State Town Law, is the appropriate entity to install a sewer main on Plandome Road; and

WHEREAS, the Town Board deems it to be in the best interests of the Town to express its support for the installation of a sanitary sewer project along Plandome Road based on the environmental benefits to protecting the bay and aquifer, the benefits to the adjacent commercial property owners and business establishments, to the Town generally and specifically based on the ability to connect Town Hall and Town Hall 2 to a sewer system, and to the District in its overarching goal of providing sanitary sewer service to as many residents and businesses as possible; and

WHEREAS, by virtue of the above, the Town Board desires to waive any and all road opening permit fees that would be required to be paid by the District to the Highway Department in connection with the installation of a sewer main along Plandome Road.

NOW, THEREFORE, BE IT

RESOLVED, that based on the foregoing, the Town Board hereby expresses its intent that it is in the best interests of the Town to support the installation of a sanitary sewer project along Plandome Road; and be it further

RESOLVED, that the Town Board does hereby waive any and all road opening permit fees that would be required to be paid by the District to the Highway Department in connection with the installation of a sewer main along Plandome Road.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Town Clerk Highway Department

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

RESOLUTION NO. 188 - 2023

A RESOLUTION AUTHORIZING THE ASSIGNMENT OF AN AGREEMENT FOR ENGINEERING SERVICES IN CONNECTION WITH BAYVIEW AVE. STABILIZATION TO GEI CONSULTANTS, INC. PC.

WHEREAS, pursuant to a resolution duly adopted by this Board, the Town entered into an agreement, as amended, with Rising Tide Waterfront Solutions – An Engineering Company, PLLC, 80 Killians Road, Suite 280, Massapequa, NY 11758 (“Rising Tide”) for professional engineering services related to Bayview Avenue in Manhasset (the “Original Agreement”); and

WHEREAS, Rising Tide was acquired by GEI Consultants, Inc., P.C., 1000 New York Avenue, Suite B, Huntington Station, NY 11746 (“GEI”); and

WHEREAS, the Department of Public Works has recommended that the Original Agreement be assigned to GEI (“the Assignment”); and

WHEREAS, the Town Board finds it in the best interests of the Town to authorize the Assignment.

NOW, THEREFORE, BE IT

RESOLVED that the Assignment 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 Assignment, all as more particularly set forth in a copy of the Assignment, 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 Assignment; and be it further

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller

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. 189 - 2023

A RESOLUTION IN SUPPORT OF THE LONG ISLAND RAILROAD EXPLORING THE FEASIBILITY OF CONSTRUCTING TWO POCKET TRACKS AT THE PORT WASHINGTON LONG ISLAND RAILROAD STATION.

WHEREAS, Town residents who use the Port Washington Branch of the Long Island Railroad are seeking improvement in service, specifically increased express train service; and

WHEREAS, the Long Island Railroad has said that installing two pocket tracks adjacent to the Port Washington Long Island Railroad Station would enable them to increase service along the Port Washington Branch, which presumably includes express trains; and

WHEREAS, the addition of train service, especially express trains, along the Port Washington Branch would benefit the lives of Town residents.

NOW, THEREFORE, BE IT

RESOLVED that the Town Board expresses its support for the exploration of the feasibility of constructing two pocket tracks at the Port Washington LIRR station and looks forward to working with the Long Island Railroad to determine if the project can move forward, and if so, plan the project together.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Supervisor Planning

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

RESOLUTION NO. 190 - 2023

A RESOLUTION AMENDING RESOLUTION NO. 12-2023, ADOPTED JANUARY 12, 2023, ESTABLISHING THE LIST OF DESIGNATED DEPOSITORIES FOR TOWN FUNDS FOR CALENDAR YEAR 2023.

WHEREAS, pursuant to Resolution No. 12-2023, duly adopted on January 12, 2023, the Town Board designated certain banks and trust companies of the State of New York (the “Financial Institutions”) as depositories of Town funds for the deposit and drawing of orders for the payment of money by the Town (the “Resolution”); and

WHEREAS, the Office of the Receiver of Taxes has requested the Resolution be amended to add Bank of America as an additional Financial Institution in which the Supervisor, Comptroller, Town Clerk, and Receiver of Taxes may deposit all monies coming into their possession by virtue of their office during the year 2023 (the “Amendment”); and

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

NOW, THEREFORE, BE IT

RESOLVED that the Resolution be and hereby is amended to reflect the Amendment; and be it further

RESOLVED that the Supervisor, Comptroller, Receiver of Taxes, Town Clerk and Town Attorney are hereby authorized to take such other action as may be necessary to effectuate the foregoing.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney

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. 191 - 2023

A RESOLUTION AMENDING RESOLUTION NO. 85 - 2023, ADOPTED FEBRUARY 7, 2023, AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH UNITEMP INC. FOR HVAC SYSTEM MAINTENANCE AT MANORHAVEN BEACH PARK, PORT WASHINGTON.

WHEREAS, pursuant to Resolution No. 85-2023, duly adopted on February 7, 2023 (the “Resolution”), the Town Board authorized the execution of an agreement with Unitemp Inc. for HVAC system maintenance at Manorhaven Beach Park in consideration of amounts per year of the agreement; and

WHEREAS, the Resolution incorrectly referred to the contractor as “Unitemp, Inc.”; and

WHEREAS, the Commissioner of the Department of Parks and Recreation has requested that the Resolution be amended to correct the name of the contractor to “Unitemp Mechanical Degrees LLC” (the “Amendment”); and

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

NOW, THEREFORE, BE IT

RESOLVED that the Resolution be and hereby is amended to reflect the Amendment.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney

PROPOSED RESOLUTION

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

RESOLUTION NO. - 2023

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.)

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 the third calendar day^[1] prior to a scheduled meeting, the Town Attorney shall make available to each Member and the Town Clerk, the Calendar in its final form, together with all backup materials 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).

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.

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 Town Board meeting, but prior to the Calendar being publicly posted, in the following manner:

([4]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 [F]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.

H. The Town Attorney is authorized to 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 council district order with the Supervisor 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.
4. To change the arrangement of the Calendar
5. To enter an Executive Session, pursuant to the Open Meetings Law
6. To recess the Town Board temporarily
7. To lay on the table (to temporarily place a matter aside) or to take from the table
8. To postpone to a certain day (to reserve decision or)
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
10. For the previous question (to call for a vote on the matter under consideration)

11. 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. **No motion for reconsideration shall be voted on by any member who did not vote for the original measure being reconsidered** 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 D₂, 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

March 14, 2022

The vote on the foregoing resolution was recorded as follows:

Ayes:

Nays:

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. 192 - 2023

A RESOLUTION ADOPTING A MUNICIPAL OPERATIONS CLIMATE ACTION PLAN FOR THE TOWN OF NORTH HEMPSTEAD.

WHEREAS, the Town of North Hempstead (the “Town”) has been taking certain actions in order to be certified as a Climate Smart Community by New York State; and

WHEREAS, one of the certification criteria is the adoption of an Municipal Operations Climate Action Plan in order to reduce greenhouse gas emissions and implement energy saving practices in the Town’s own operations and facilities; and

WHEREAS, the Town has drafted such a plan, which plan is attached hereto as Exhibit A (the “Plan”); and

WHEREAS, the Town Board has reviewed the Plan and desires to adopt the Plan.

NOW, THEREFORE, BE IT

RESOLVED that the Town Board adopts the Plan; and be it further

RESOLVED that the Commissioner of the Department of Planning and Environmental Conservation be and hereby is authorized to take such action as may be necessary to effectuate the provisions of this resolution.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Supervisor Planning



TOWN OF NORTH HEMPSTEAD MUNICIPAL OPERATIONS **CLIMATE ACTION PLAN**

2023



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EXECUTIVE SUMMARY



The Town of North Hempstead has made a commitment to address climate change by reducing greenhouse gas (GHG) emissions by 20% by 2030 within its municipal operations using 2019 as the baseline for its Greenhouse Gas Inventory. To complete this GHG inventory the Town's Planning Department used the US Environmental Protection Agency's "Local Greenhouse Gas Inventory Tool 2022: Government Operations Module." A total of 11,297 metric tons of CO₂ equivalent (MT CO₂e) was generated in 2019 from the following sectors: buildings/facilities heating, buildings/facilities electricity, streetlights electricity and vehicle use.

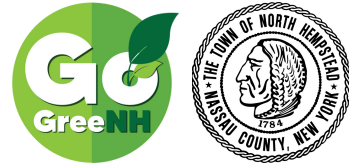
The Town will work towards achieving municipal GHG reductions and climate change adaptation by focusing on the following key categories of proposed measures and policies:

- Decreasing energy use and shifting to clean, renewable energy;
- Transportation and fleet;
- Resiliency, adaptation and natural solutions; and
- Materials and waste management.

The Town's Municipal Operations Climate Action Plan (CAP):

- Is an important step toward achieving New York State Climate Smart Communities Certification for the Town of North Hempstead;
- Provides background on the science and impacts of climate change;
- Presents the Town's baseline GHG emissions inventory and emissions reduction target;
- Outlines past and in-progress municipal and community focused actions for decreasing energy use and shifting to clean, renewable energy, transportation and fleet, resiliency, adaptation and natural solutions, and materials and waste management;
- Outlines potential future municipal operations actions and initiatives for decreasing energy use and greenhouse gas emissions through shifting to clean, renewable energy, increasing transportation and fleet efficiency, and decreasing waste;
- Outlines potential future municipal operations actions to increase resiliency, adaptation and natural solutions to cope with effects of climate change;
- Summarizes future municipal operations actions and initiatives by impact;
- Summarizes future municipal operations actions and initiatives by department;
- Provides a guide for adopting and implementing the North Hempstead Municipal Operations Climate Action Plan.

EXECUTIVE SUMMARY CONTINUED



Completion of the measures and projects outlined in this Municipal Operations CAP within the next seven years shall contribute to the Town's GHG emissions reduction goals set in this plan. The Town recognizes its actions are long term and that additional GHG reductions may be achieved based on new information and as the initiatives in this plan are undertaken and evaluated. Additionally, non-municipal actions and initiatives will be detailed in a future Community Climate Action Plan to be developed separately.

The Town is committed to assessing, researching, and implementing measures considered to be beneficial both in terms of GHG reductions as well as cost effectiveness. The determination of these projects and accomplishments will be dependent on feasibility and funding source availability.

Leadership Team



Town
Supervisor
**Jennifer
DeSena**



Council Member,
District 1
**Robert J.
Trolano, Jr.**



Council Member,
District 2
**Peter
Zuckerman**



Council Member,
District 3
**Dennis J.
Walsh**



Council Member,
District 4
**Veronica
Lurvey**



Council Member,
District 5
**David A.
Adhami**



Council Member,
District 6
**Mariann
Dalimonte**



Town Clerk
**Ragini
Srivastava**



Receiver of
Taxes
**Charles
Berman**

Elected Officials:

Jennifer DeSena, Supervisor
Mariann Dalimonte, Councilwoman
Veronica Lurvey, Councilwoman

Town Staff and Consultants:

Meagan Fastuca - Environmental Specialist; Planning and Environmental Protection
Michael Levine - Commissioner of Planning and Environmental Protection
Wes Sternberg - Planner; Planning and Environmental Protection
Marshah-Reaff Barrett - Commissioner of Solid Waste Management
Victor Thomas - Department of Public Works
Eileen Kraneberg - Executive Assistant to the Parks Commissioner
Joseph Canzoneri Jr. - Plans Examiner, Building Department
Mitch Pitnick - Town Board Department
Mindy Germain - Project Consultant, Eco Leap, LLC
Sarah Oral-PE - LEED AP BD +C, Civil Engineering
Director Cameron Engineering & Associates, LLP

Climate Smart Communities

Task Force Members:

Harriet Becker
Jean Celender
Stephen Cipot
Patrick Farrell
Jael Ferguson
Carol Frank
Patricia Katz
Rosemary Mascali

1. Introduction

The Town of North Hempstead's Municipal Operations Climate Action Plan provides an overview of the Town's efforts in locally reducing greenhouse gas (GHG) emissions, advancing energy saving measures and adapting to the changing climate, as well as other sustainability initiatives in the Town's own operations and facilities. This plan includes actions related to activities on Town property such as in its buildings, landscapes, parking lots, and Town owned streetlights and use of its fleet in and around the Town. This effort is part of the New York State Climate Smart Communities (CSC) program. This will ultimately assist the Town in reducing its impact on climate change.

1.1 Significance of Climate Change

The Town of North Hempstead recognizes the detrimental impacts of climate change on our residents and the natural environment, including sea level rise, more intense weather and flooding, higher temperatures and more frequent droughts (1). Supervisor DeSena and the Town Board are committed to implementing policies to reduce the Town's carbon footprint in its own operations, as well as to assist community members in their sustainability efforts through education, legislation, and other measures.

Greenhouse gas (GHG) emissions from human activity are causing profound changes in climate and weather, the consequences of which pose risks to the future health, well-being, and prosperity of our community. The sixth assessment report of the Intergovernmental Panel on Climate Change (August 9, 2021) states, "Global warming of 1.5°C and 2°C will be exceeded during the 21st century unless deep reductions in carbon dioxide (CO₂) and other greenhouse gas emissions occur in the coming decades (2)."

The geography of North Hempstead will influence the impacts of climate change. The Town occupies 58 square miles. Its western border is roughly 14.5 miles from Manhattan. It is bounded on the north by the Long Island Sound, to the south by the Town of Hempstead, to the west by the borough of Queens, and to the east by the Town of Oyster Bay. Its northern land boundaries are extensively arranged along Little Neck Bay, Manhasset Bay, and Hempstead Harbor. While the entire Town will see temperature and precipitation changes, the Town's coastal communities face further risks of sea level rise, coastal flooding and coastal storms that will get worse as the sea rises.

The Town is dedicated to helping New York State reach its goals outlined in the Climate Leadership and Community Protection Act (Climate Act). The Climate Act's mission is to reduce New York State's carbon footprint, make communities more resilient, and adapt to a changing climate, through thoughtful planning and collaboration. These efforts will also improve NY's economy with well-paying clean energy jobs, new industries, and business opportunities, while improving the health and quality of life for all New York families and communities. Creating a green economy also means spending less on fossil fuels and keeping our energy dollars in the local economy. Targets of the Climate Act include (3):

- 85% reduction in GHG emissions by 2050
- 100% zero-emission electricity by 2040
- 70% renewable energy by 2030
- 9,000 MW of offshore wind by 2035
- 3,000 MW of energy storage by 2030
- 6,000 MW of solar by 2025
- 22 million tons of carbon reduction through energy efficiency and electrification

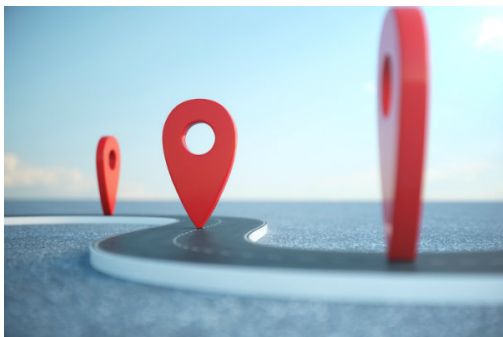
1.2 Goals of the Municipal Operations Climate Action Plan

The Town is actively working toward certification to become a Climate Smart Community (CSC). The CSC program, run by the NYS Department of Environmental Conservation, aims to provide municipalities with a roadmap of actions to locally reduce greenhouse gas emissions and be resilient as well as adapt in the face of climate change. Certification as a CSC requires the implementation of a multitude of actions that allows the Town to complete these goals (climatesmart.ny.gov). To engage the public and promote transparency and accountability, the Town of North Hempstead appointed a Climate Smart Communities Coordinator and Task Force on January 21, 2021 (RESOLUTION No. 51-2021). The Task Force advises the Town Board on climate related activities as well as the Town's Climate Smart Communities certification planning.

This Municipal Operations Climate Action Plan will focus on the Town's operations and includes recommendations for comprehensive policies and programs that will reduce GHGs, enhance operational and energy efficiencies, reduce energy costs, and adapt to a changing climate within the Town's facilities.

The Town of North Hempstead's Municipal Operations Climate Action Plan is the foundation of an ongoing and collective process that demonstrates the Town's commitment to engage local government, residents, businesses, community stakeholders and the public on the threat of climate change and the active role we can play in reducing impacts.

The plan begins with a review of a greenhouse gas (GHG) emissions inventory focused on the Town's operations followed by strategies for reducing GHGs. These strategies have been vetted by the Town Board, department heads and the Climate Smart Communities Task Force to ensure implementation is practical. They are aimed at reducing costs and advancing important community interests related to the health and safety of Town residents, economic vitality, energy independence, ecological balance, and preserving the quality of life in the Town of North Hempstead. Our hope is that this Municipal Operations Climate Action Plan provides methods that can also be used by residents, businesses and government to foster a sustainable and resilient future for their community.



2. Greenhouse Gas Emissions Inventory



Town of North Hempstead Government Operations- 2019

2.1 Description

As part of the Municipal Operations Climate Action Plan, the Town created a government operations Greenhouse Gas (GHG) inventory. A government operations GHG inventory is an accounting, analysis, and baseline report of the GHG emissions resulting from the day-to-day operations of the municipality. This can include consumption of energy and materials from the operation of government-owned or managed facilities, emissions from vehicle fleets, energy from outdoor lighting, wastewater and water treatment facility processes, decomposition of waste, and other sources. The inventory can be used as a starting point for developing climate mitigation strategies and as a benchmark for tracking progress for GHG reductions.

2.2 Methodology

To set goals and measure progress the Town selected a baseline year of 2019 for its Greenhouse Gas Inventory. This year was chosen since it is more reflective of the Town's emissions prior to the Covid-19 pandemic, which began in 2020. To complete this GHG inventory the Town's Planning Department used the US Environmental Protection Agency's "Local Greenhouse Gas Inventory Tool 2022: Government Operations Module (4)."

This inventory includes Scope 1 and Scope 2 emissions. Scope 1 emissions are direct emissions. For the Town this consists of emissions from heating in the form of natural gas and oil use in its buildings and mobile sources in the form of vehicle fuel use from the Town's fleet. Scope 2 emissions are indirect emissions associated with the use of purchased or acquired electricity. For the Town this consists of electricity use in Town buildings as well as the electricity use of Town owned streetlights. The unit of measure utilized in the inventory is metric tons of CO₂-equivalent, which factors in all types of emissions that contribute to global climate change including methane, nitrous oxide, and carbon dioxide.

2.3 Data Collection



- Buildings and Facilities, Energy Consumption: Energy consumption was obtained from utility billing records for oil, natural gas, and electricity.
 - Note on oil emissions: The section of stationary combustion in the EPA's accounting tool does not include Fuel Oil No. 2, which is used for heating Town facilities, so Fuel Oil No. 5 was used instead. According to EPA's Emission Factors for Greenhouse Gas Inventories (5), both have similar factors: Fuel No. 2 = 73.96 kg CO₂ per MMBtu and Fuel No. 5 = 72.93 CO₂ per MMBtu.
- Streetlights: Electricity consumption was obtained from utility billing records (most of these accounts are unmetered).
- Mobile Sources: Data on vehicle fuel consumption was collected from the Town's EJ Ward software that records vehicle fuel usage at the Town's fueling stations. Unfortunately, we did not have accurate information on vehicle miles travelled from the EJ Ward software, so the average mpg was researched for each vehicle from fueleconomy.com, fuelly.com and other additional resources online. Multiplying this number by the volume of fuel used provided an estimate of the VMT (vehicle miles travelled), which was needed to calculate emissions in the EPA workbook.

Note: The Town may determine that it is necessary to address other municipal actions besides those detailed in this inventory in the future to further reduce GHG emissions.

2.4 Results

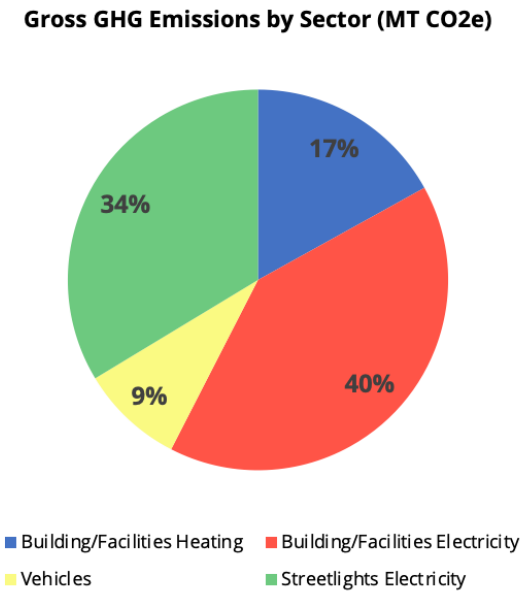
Total GHG Emissions

In 2019, the Town of North Hempstead generated 11,297 metric tons of CO₂ equivalent (MT CO₂e) from the following sectors:

- Building/Facilities Heating
- Building/Facilities Electricity
- Streetlights Electricity
- Vehicle Use

Electricity used in buildings and facilities accounted for the largest percentage of emissions (40%) followed by electricity used by Town owned streetlights (34 %). Figure 1 shows Town operations emissions by sector.

FIGURE 1. TOWN OF NORTH HEMPSTEAD 2019 GOVERNMENT OPERATIONS GHG EMISSIONS BY SECTOR



Gross GHG Emissions by Sector		
Sector	Total (MT CO2e)	Percent of Total
Building/Facilities Heating	1,916	17%
Building/Facilities Electricity	4,585	40%
Vehicles	995	9%
Streetlights Electricity	3,801	34%
Total	11,297	

Building Emissions by Department

The Town has approximately 74 buildings and facilities which are used for government operations, including conducting public business, recreational usage, office space for staff, and storage of equipment, among other things.

Building heating and electricity together make up 57% of the Town's GHG emissions. These emissions were broken down by Town department as seen in Figure 2. The Department of Parks and Recreation, who has the majority of facilities/large facilities, accounted for the majority of building emissions at 74.3%.

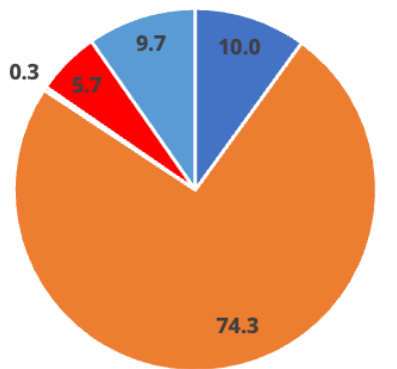
Note: Administrative Services maintains multiple buildings that house various departments. Buildings include the Animal Shelter, which houses Public Safety staff, as well as Town Hall 1 and Town Hall 2, which house the Building Department, Department of Planning and Environmental Protection, Town Clerks Office, Supervisor's Office, Communications Department, IT, Town Attorney's Office, Town Board, Receiver of Taxes, Comptroller, and Human Resources.

The Town tracks its building energy use and emissions each year through Energy Star PortfolioManager (6). The data from benchmarking in 2019 showed that the highest greenhouse gas emissions resulted from Tully Park, Harbor Links buildings, Yes We Can Center, the Solid Waste Management buildings and the Department of Public Works building (Figure 3). These buildings made up approximately 58% of the Town's total building emissions in 2019 (see Appendix A for complete benchmarking data for 2019 buildings).



FIGURE 2. TOWN OF NORTH HEMPSTEAD 2019 GOVERNMENT OPERATIONS GHG BUILDING EMISSIONS (INCLUDING HEATING AND ELECTRICITY) BY DEPARTMENT

**Percentage of Building Emissions
by Department**



- Administrative Services
- Parks and Recreation
- Port Washington Parking District
- SWM
- Public Works and Highway

Department Building Emissions				
Department	Electricity (MT CO ₂ e)	Heating (MT CO ₂ e)	Total (MT CO ₂ e)	Percent of Total
Administrative Services	476.4	172.4	648.8	10.0
Parks and Recreation	3710.1	1119.9	4830.0	74.3
Port Washington Parking District	11.5	10.0	21.5	0.3
SWM	299.1	69.4	368.4	5.7
Public Works and Highway	87.8	544.7	632.5	9.7
Total	4,584.8	1,916.4	6,501.1	

FIGURE 3. THIS CHART SHOWS THE TOP 5 TOWN OWNED PROPERTIES THAT CONTRIBUTE TO THE HIGHEST EMISSIONS FROM THEIR BUILDING(S). NOTE THAT LOCATIONS LIKE TULLY PARK ONLY HAVE 1 BUILDING, WHILE HARBOR LINKS HAS 4.

Location	Number of Buildings	Total GHG Emissions (Metric Tons CO2e)
Tully Park	1	1625.6
Harbor Links	4	663.3
Yes We Can Center	1	583.9
Solid Waste Management	3	470.2
Department of Public Works and Highway Yard	1	442.4

Vehicle Emissions by Fuel Type

The Town has 240 vehicles comprised of passenger cars, hybrids, plug-in hybrids, buses, and heavy-duty vehicles. Gasoline is used by 61% of Town vehicles in some capacity (some are hybrids or plug-in hybrid vehicles) and account for about an equal percent of greenhouse gas emissions. Diesel vehicles account for 40% of the Town's fleet and emissions. Figure 4 shows the GHG emissions from Town vehicles by fuel type.

FIGURE 4. TOWN OF NORTH HEMPSTEAD 2019 VEHICLE EMISSIONS BY FUEL TYPE.

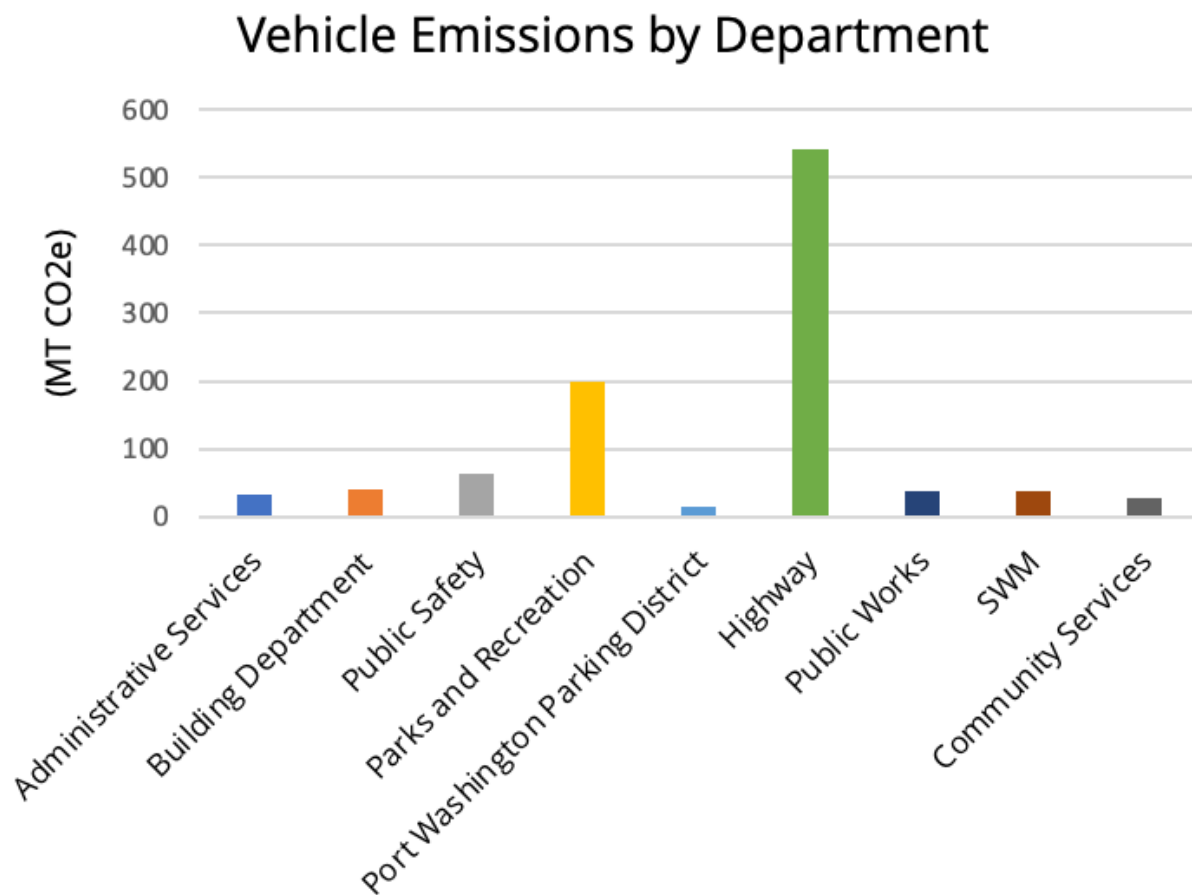
Vehicle Emissions by Fuel Type				
Fuel Type	# Vehicles	Percent of Total Vehicles	GHG Emissions (MT CO ₂ e)	Percent of Total Vehicle Emissions
Diesel	94	39%	401	40%
Gasoline	146	61%	594	60%
Total	240		995	

Vehicle Emissions by Department

Emissions were also calculated for each department of the Town that has a fleet. As seen in Figure 5 the Highway Department accounts for the highest emissions (542 MT CO₂e), while Parks and Recreation accounts for the second highest (198 MT CO₂e).

Note: The Administrative Services department allows other departments use of their vehicles that do not have their own.

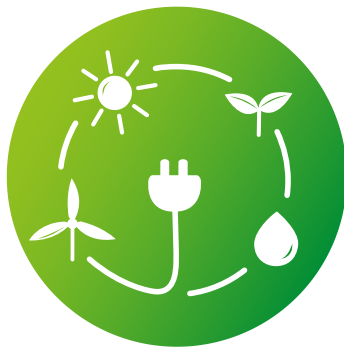
FIGURE 5. TOWN OF NORTH HEMPSTEAD 2019 VEHICLE EMISSIONS BY DEPARTMENT.



Summary of North Hempstead Municipal Operations GHG Inventory

The results of this inventory were used to prioritize actions to reduce GHG emissions in the North Hempstead Climate Action Plan. The largest impact in GHG reduction will come from addressing streetlights and building energy use. Parks and Recreation Department buildings represent the highest emissions, and therefore should be prioritized along with the three other buildings in the top five building list by emissions (Figures 2 and 3). It will also be important to reduce vehicle emissions. The Highway Department represents the highest vehicle emissions and therefore should be prioritized.

3. Government Operations GHG Reduction Goal



A 20% reduction of greenhouse gas emissions from the 2019 baseline year by 2030.

4. TOWN MUNICIPAL OPERATIONS ACTIONS TO REDUCE IMPACTS OF CLIMATE CHANGE

Categories:

- 4.1 Decreasing energy use and shifting to clean, renewable energy;
- 4.2 Transportation and fleet;
- 4.3 Resiliency, adaptation and natural solutions; and
- 4.4 Materials and waste management.

4.1 Decreasing energy use and shifting to clean, renewable energy

Past and In-progress Municipal and Community Focused Actions

Clean Energy Communities Program



The Clean Energy Communities Program is administered by the New York State Energy Research and Development Authority (NYSERDA) and helps local governments to implement clean energy actions, save energy costs, and improve the environment (7). The Town has completed the following high-impact action items and is currently a designated Clean Energy Community:

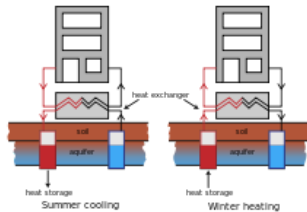
- Use multiple alternative fuel vehicles, such as plug-in hybrid cars, for municipal business.
- Participated in a Solarize North Hempstead campaign to reduce solar project costs through joint purchasing for both businesses and residents. The campaign led to a total of 170 kW of PV electricity being installed on 14 residential and commercial properties.
- Completed energy code enforcement training on best practices for code compliance officers and other municipal officers.
- Adopted a benchmarking policy to track and report the energy use of the Town's municipal buildings and participate in advanced reporting by sharing data with NYSERDA. This effort will allow the Town to track reductions achieved through actions recommended in this plan. It is important to note that 2020 was an unusual year due to the COVID-19 pandemic so these numbers most likely do not reflect the Town's normal energy use and GHG emissions. Benchmarking results for years 2018-2021 are posted to the Town's Climate action webpage and can be viewed here: northhempsteadny.gov/climateplanning.

Partnerships

- The Town is a member of the Clean Energy Leadership Task Force run by Molloy University's Sustainability Institute. Its mission is to convene leaders, facilitate the exchange of information and ideas, and foster collaborations to identify regional leadership that advances plans, policies, and programs to mitigate climate change, reduce our carbon footprint, cut local air pollution, create green jobs, and build a clean energy sector on Long Island (8).
- The Town is a proud partner of the Long Island Green Homes Initiative, a non-profit collaborative partnership of Long Island Towns, community-based organizations, and Molloy University. Long Island Green Homes makes it easy for homeowners to accomplish the goal of energy efficiency and lower energy bills by offering a free home energy audit that helps to make affordable improvements to their homes (9).
- The Town is proud to continue its outreach efforts on sustainability programming and has engaged local Villages, environmental groups, civic associations, chamber's of commerce, places of worship and other interested parties. The Town has already developed a Public Engagement and Education Plan that details how to accomplish climate change related outreach and events in the community. This includes a webpage, social media posts, multiple educational events, and more. The full plan can be found at northhempsteadny.gov/climateplanning.



Past and In-Progress Municipal and Community Actions to Decrease Energy Use and Shift to Clean, Renewable Energy (continued)



- **YWC Heat Pumps:** The Town installed a ground source heat pump (geothermal) system at the Yes We Can Community Center in New Cassel in 2012. The community center also contains educational signage to inform the public about this more efficient heating and cooling system. According to the US Department of Energy geothermal heat pumps can save 33-65% in energy use and cut CO₂ emissions by 25-65% over standard HVAC systems.
- **Annual Benchmarking Energy Use in Town Buildings:** The Town adopted a policy to track and report the energy use of the Town's municipal buildings on an annual basis. This information helps the Town determine what buildings are using the most energy and determine ways for reduction.
- The Town trains code compliance/enforcement officers in energy code best practices to ensure the reduction of energy use. Energy Code Enforcement training provided by NYSERDA will be taken by Building Department employees as needed. It was last completed in December 2021.
- Town code requires that certain new residential construction achieve minimum energy conservation performance as verified by the Home Energy Rating System (HERS). This will ensure that the dwellings use considerably less energy than if built to prevailing building standards.
- The Town adopted a local law that landscapers and Town employees are not authorized to operate gas-powered leaf blowers between June 15 and September 15 to reduce noise and air pollution and gasoline usage.
- The Town is continually replacing old equipment with more efficient equipment like installing LEDs in Town buildings, exterior lights, and streetlights, as well as new insulation and windows, and HVAC systems in its buildings.
- The Town is an EPA WaterSense Promotional Partner. The WaterSense Program offers simple ways for consumers to identify water-efficient products, homes and programs that meet EPA's criteria for efficiency and performance. WaterSense-labeled products and services are certified to use at least 20 percent less water, save energy, and perform as well as or better than regular models. The Town promotes this program to its residents through social media, flyers and other outreach activities (10).
- The Town's Port Washington Parking District owns six solar powered multi-space parking meters.



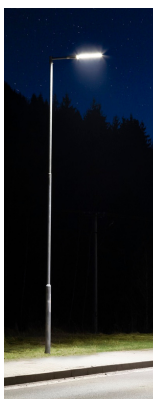
Potential Future Municipal Operations Actions and Initiatives to Decrease Energy Use and Shift to Clean, Renewable Energy.

- **Town of North Hempstead buildings emit 6,501 MT CO₂e/year, representing 57% of the Town's Gross GHG emissions.** Lowering emissions in Parks and Recreation facilities which result in 4830 MT Co₂e/year, representing 74.3% of governmental building emissions along with the three other buildings in the top five building list by emissions that accounted for 58% of total building emissions in 2019 will be priorities.
- **Develop a feasibility assessment on PV solar installations on multiple Town buildings and parking areas.** The assessment will include feasibility and a cost/benefit analysis as well as available incentives.
 - Engaged Departments/Agencies: Planning department
 - Timeframe: Short
 - Funding Sources: N/A
 - Potential Cost: Low
 - GHG Reduction Potential: Low, a planning tool
- **PV Solar Installations based on solar assessment cost/benefit recommendations.** The Town will review the feasibility assessment completed for Town buildings and parking areas and select the best options for solar installation.
 - Engaged Departments/Agencies: Department of Public Works, Administrative Services
 - Timeframe: Short to Long
 - Funding Sources: Financing
 - Potential Cost: High
 - GHG Reduction Potential: High
- **Building energy audits to determine the best course of action in reducing energy use and thereby reducing greenhouse emissions as well as energy costs.** Since Town buildings contribute most to the Town's gross GHG emissions it is an important process to establish where more efficient HVAC systems, indoor lighting, insulation, and window replacements will provide the most benefits.
 - Engaged Departments/Agencies: Possibly NYPA or an Energy Services Company (ESCO)
 - Timeframe: Ongoing
 - Funding Sources: Capital funds, Operating funds
 - Potential Cost: High
 - GHG Reduction Potential: Low, planning tool

Potential Future Municipal Operations Actions and Initiatives to Decrease Energy Use and Shift to Clean, Renewable Energy (continued).

- **Install more efficient HVAC systems, insulation, and window replacements as directed by the building energy audits.** HVAC systems in Town buildings result in 1,916 MT CO₂e/year, representing 17% of the Town's gross GHG emissions. Replacing boilers, chillers, heat pumps, air handling units, compressors, fans, and water heaters over time with energy efficient models such as Energy Star will reduce these emissions.
 - Engaged Departments/Agencies: Department of Public Works, Administrative Services, NYPA or an Energy Services Company (ESCO)
 - Timeframe: Ongoing
 - Funding Sources: Capital funds, PSEG rebates, financing
 - Potential Cost: High
 - GHG Reduction Potential: High

- **Continue to convert streetlight systems into energy efficient LEDs.** Currently the Town is working with a contractor to gradually replace inefficient lighting with LEDs. Through NYPA's comprehensive replacement program the Town could receive a potential savings of 3.8 million kWh according to their 2019 assessment as well as over 2,500 metric tons of CO₂e (according to the EPA). The return on investment would be realized in approximately six years through energy savings. Streetlight conversion is very important because existing street lighting is resulting in 3,801 MT CO₂e/year, representing 34% of the Town's gross GHG emissions.
 - Engaged Departments/Agencies: Department of Public Works
 - Timeframe: Ongoing
 - Funding Sources: Capital Funds/rebates and incentives
 - Potential Cost: High
 - GHG Reduction Potential: High



Potential Future Municipal Operations Actions and Initiatives to Decrease Energy Use and Shift to Clean, Renewable Energy (continued)

- **Increase use of energy efficient interior and exterior lighting in governmental facilities to reduce GHG emissions from buildings/facilities electricity which produce 4,585 MT CO₂e/year, representing 40% of the Town's gross GHG emissions.**

The Town should continue to upgrade lighting with LEDs and investigate solar technology for outdoor lighting. Currently the Town replaces non-working lighting with LEDs, but once the Town conducts energy audits they will be able to identify and prioritize replacements with the most benefit.

- Engaged Departments/Agencies: Administrative Services, NYPA or an Energy Services Company (ESCO)
- Timeframe: Ongoing, can be prioritized as building audits reveal information
- Funding Sources: Capital funds, PSEG rebates
- Potential Cost: Low to Medium
- GHG Reduction Potential: Medium



- **Install Water Efficient Fixtures. Consider implementing policies to replace any applicable fixtures with WaterSense certified fixtures (ex. faucets, toilets, sprinkler spray bodies, etc.).** Saving water is important for many reasons including reducing the strain on Long Island's sole source aquifers, reducing energy needed to pump this water, reducing energy needed to heat water, and reducing costs to the Town.

- Engaged Departments/Agencies: Purchasing, Administrative services, Department of Public Works
- Timeframe: Moderate, if it will be done only when fixtures are being replaced then it may take some time (many have already been replaced with WaterSense models)
- Funding Sources: Capital funds
- Potential Cost: Low
- GHG Reduction Potential: Low

- **Implement energy saving office policies such as setting thermostats for maximum energy conservation, installation of auto shut off lights when not in use, installing smart thermostats, and automating shutdown of office equipment.** This will reduce gross GHG emissions from buildings/facilities electricity which produce 4,585 MT CO₂e/year, representing 40% of the Town's gross GHG emissions.

- Engaged Departments/Agencies: Department of Public Works, Admin Services, NYPA, ESCO
- Timeframe: Short
- Funding Sources: General funds
- Potential Cost: Low to medium
- GHG Reduction Potential: Low

Potential Future Municipal Operations Actions and Initiatives to Decrease Energy Use and Shift to Clean, Renewable Energy (continued).

- **Financial and Policy Mechanisms.** Integrate energy efficiency into Capital Projects by putting in bid books that all capital equipment purchases made be energy efficient (ex. Energy Star Certified). This will yield increased energy savings as well as monetary savings over time.
 - Engaged Departments/Agencies: Department of Public Works, Parks and Recreation, Administrative Services, NYPA, ESCO
 - Timeframe: Short
 - Funding Sources: N/A
 - Potential Cost: Medium to high- costs for these energy efficient purchases may be higher than standard equipment, but in present times Energy Star appliances often do not have a substantial increase in price or are a similar cost
 - GHG Reduction Potential: Medium
- **Adopt an environmentally preferable purchasing policy to make a reasonable attempt to purchase products and services that have a reduced negative impact or increased positive impact on the environment and human health compared to traditional products.** Green products or services may be reused, recycled, consume fewer natural resources, last longer or include or produce fewer toxic substances or solid waste. Considerations for green procurement may also include the environmental cost of raw materials, manufacturing, packaging, transporting, distribution, storing, handling, using, maintaining, and disposing of the product.
 - Engaged Departments/Agencies: Purchasing
 - Timeframe: Short to medium
 - Funding Sources: N/A
 - Potential Cost: N/A, however these environmentally friendly purchases could possibly be more expensive than standard purchases
 - GHG Reduction Potential: Low
- **Employee training on sustainable office practices.** This will include ways of working more sustainably including how employees can reduce energy, waste, and water while at work.
 - Engaged Departments/Agencies: Human Resources or outside organization
 - Timeframe: Short
 - Funding Sources: N/A
 - Potential Cost: Low
 - GHG Reduction Potential: Low





4.2 Transportation and fleet

Past and In-progress Municipal and Community Focused Actions

Town of North Hempstead vehicles emit 995 MT CO2e/year, representing 9% of the Town's Gross GHG emissions.

(Source: North Hempstead Municipal Greenhouse Gas Inventory)

- The Town currently has multiple plug-in hybrid vehicles for employee use, which are more fuel efficient and produce less GHG emissions than traditional counterparts.
- The Town has entered into an agreement with Blink Charging Co. to increase electric vehicle charging stations on Town properties for employees and public use.
- The Town contracted PedalShare to setup bike share locations in Port Washington at the Town Dock, Port Washington LIRR Station and Manorhaven Beach Park.
- In 2022, the Town hosted a virtual Transportation Innovation Series to help residents reduce car dependency by learning about greener modes of travel such as public transportation, active transportation, and electric vehicles. Leaders from Transit Solutions, Drive Electric Long Island and the US Green Building Council Sustainable Transportation committee each led a community conversation.
- The Town also created a Bike and Helmet Safety Tips flyer and held Bike Rodeo and Helmet Safety Events in 2022. This was done in collaboration with the Port Washington Police Department and the NY Coalition for Transportation Safety. The Bike Rodeo is a series of courses that provides children the opportunity to practice safety and agility skills using their own bicycles.
- The Town of North Hempstead placed first in Long Island's Car Free Day Municipal Challenge, which means more employees pledged to reduce their car travel on Car Free Day than any other municipality on LI.

Potential Future Municipal Operations Actions: Transportation and Fleet



- **Improve the average fuel efficiency of current Town government fleet vehicles.** Strategies include discouraging vehicle idling and encouraging car-pooling for employees while at work. A priority will be Highway Department vehicles, which account for the highest emissions.
 - Engaged Departments/Agencies: Building Department, Department of Public Works/Highway Department, Administrative Services, Parks and Recreation
 - Timeframe: Short
 - Funding Sources: N/A
 - Potential Cost: None
 - GHG Reduction Potential: Low
- **Vehicle Use Audit.** This will assess all Town vehicles and gain information on number and types of vehicles, fuel efficiency, mileage, and age of current vehicles. This information will help determine what vehicles should be replaced with more efficient vehicles like EVs.
 - Engaged Departments/Agencies: Planning Department
 - Timeframe: Short
 - Funding Sources: N/A
 - Potential Cost: N/A
 - GHG Reduction Potential: Low
- **Replace vehicles with more efficient models, especially EVs.** Replacing inefficient models with hybrid electric, plug-in hybrid and battery electric vehicles will save energy, reduce emissions, and save on maintenance costs. The Town is considering creating a policy on replacing and retiring vehicles with alternatives of a certain efficiency (ex. over 40 mpg for passenger cars or vehicles that are 30% more efficient than the vehicle being replaced). We are also considering providing specific efficiency requirements for any vendor that bids for the Town's vehicle purchases.
 - Engaged Departments/Agencies: Purchasing
 - Timeframe: Moderate to long, writing guidelines will be short, but vehicle replacement will be long term
 - Funding Sources: Capital funds, NYSEDA rebates for government electric car purchases
 - Potential Cost: Medium to High
 - GHG Reduction Potential: Medium

Potential Future Municipal Operations Actions: Transportation and Fleet (continued)



- **Increase EV charging stations for employees.** Since the Town is looking to start replacing older vehicles with battery electric vehicles, charging stations/outlets would be needed to charge these vehicles on Town property. It is possible that these stations may be used by employees for their personal vehicles as well when not in use by Town vehicles.
 - Engaged Departments/Agencies: Department of Public Works, Administrative Services
 - Timeframe: Ongoing
 - Funding Sources: NYSEDA rebates, capital funds, grants
 - Potential Cost: Medium
 - GHG Reduction Potential: Medium
- **Consider implementing a program to provide employees pre-tax transit benefits** to incentivize use of public transit, which will reduce greenhouse gas emissions from personal employee vehicles.
 - Engaged Departments/Agencies: Human Resources
 - Timeline: Short
 - Funding Sources: N/A
 - Potential Cost: Low (employers don't pay payroll taxes on the amount employees deduct)
 - GHG Reduction Potential: Low

4.3 Resiliency, Adaptation and Natural Solutions

Past and In-progress Municipal and Community Focused Actions



- The Town is a recognized Tree City USA community and is focused on the many benefits of trees including carbon dioxide removal, stormwater absorption, habitat for wildlife, windbreaks, and shade, which can lower cooling/heating costs. The Town amended its existing Tree Code and Tree Policy in 2021 to improve care of existing trees and increase the Town's tree canopy. It includes creation of a Tree Master Plan, inventory, prioritization of native species, creation of micro forests or tree sanctuaries, reconstituting the Town's Tree Advisory Committee to include residents, and creating a Tree Preservation Fund for tree related activities.
- Since 2018, the Town has taken the National Wildlife Foundation's Mayors' Monarch Pledge (11), which requires the completion of many actions to help monarch butterflies and other pollinators whose populations are diminishing in the wild. Town actions include issuing a Proclamation to raise awareness about the decline of the monarch butterfly and the species' need for habitat, launching a public communication effort to encourage citizens to plant native plant gardens in their home landscape or in their neighborhoods, and the creation of habitat on Town property. The Town has planted many pollinator gardens and other native plantings which provide host and nectar plants for the monarch to complete its lifecycle. These native plants have extensive root systems, which provide the benefits of carbon and stormwater absorption. They also provide food and habitat for other pollinators like native bees, wasps, flies, beetles, and moths, as well as birds and small mammals.
- Water-smart landscaping: The Town of North Hempstead offers educational workshops in Sustainable Yard Care, Rain Gardens and Gardening with Native Plants each year. These workshops discuss the benefits of native plants including, saving water and drought tolerance (<https://www.northhempsteadny.gov/workshops>). The Town also strives to increase the use of native plants in its own landscapes due to their benefits for wildlife and the environment, including water conservation and carbon absorption. Many native plant gardens have been installed in Town parks including at Gerry Park in Roslyn, Clark Botanic Garden in Albertson, Yes We Can Community Center and Martin "Bunky" Reid Park in New Cassel, Fuschillo Park in Carle Place, Ridder's Park in New Hyde Park and Whitney Park in Manhasset (<https://www.northhempsteadny.gov/nativeplants>).
- In 2017, the Town launched its "Only Rain in the Drain" campaign to keep stormwater free of pollutants. The Town used rain-activated sidewalk art on Town property, including North Hempstead Beach Park, Tully Park, Town Dock and Town Hall, and a Stormwater Police educational video as part of the outreach campaign. The goal is to help people connect that what goes into the storm drains also goes into the Town's waterways and drinking water, which in turn can affect human health, harm water quality and hurt wildlife (for more information visit [northhempsteadny.gov/news/?FeedID=2416](https://www.northhempsteadny.gov/news/?FeedID=2416)). In 2018, the Town also created an "Only Rain in the Drain" lesson plan for students K-12 to help them gain an understanding of the sources of stormwater pollution that culminated with an Earth Day T-shirt contest where students created shirt designs that communicated "Only Rain in the Drain."

4.3 Resiliency, Adaptation and Natural Solutions

Past and In-progress Municipal and Community Focused Actions (continued).



- Stormwater mapping project: With funding from the Department of Environmental Conservation's Water Quality Improvement Project Program, the Town of North Hempstead conducted comprehensive GIS mapping with and on behalf of the Town, 19 Villages within the Town's borders, the Village of Sea Cliff, and the City of Glen Cove. This mapping included waterbodies and outfalls, sewershed boundaries, stormwater management practices, and storm sewer systems. In addition, the project generated a "Surface Water Priority Action Zone" which will support policymaking and capital planning and created a GIS attribute layer that identifies and characterizes septic systems to support municipal efforts to inspect septic systems that may be contributing to water quality impairments. The project addressed water quality in Little Neck Bay, Manhasset Bay, and Hempstead Harbor, all of which are impaired embayments of the Long Island Sound, an EPA-designated Estuary of National Significance.
- The Town is currently working with the Manhasset Bay Protection Committee on a WQIP, which will identify pollution issues and sources in Manhasset Bay, as well as recommendations for projects, management actions, and other steps to eliminate these sources. Focus will be on how climate change and habitat loss will further impact the Bay and watershed. The WQIP will include a 20-year vision and projects and activities to improve and protect water quality in Manhasset Bay. The goal is to use the WQIP to attract funding to implement these projects, produce jobs, and improve water quality.
- Cooling Centers: Since climate change can cause more extreme high temperatures the Town of North Hempstead opens cooling centers at Yes We Can Community Center, Tully Park, and the Port Washington Senior Center when heat waves occur. These are all open past business hours and are published on social media as well as press releases. They are also on the list of cooling centers on News 12. This allows residents a place to stay out of extreme heat, thereby preventing health issues.
- A Hazard Mitigation Plan was created by Nassau County and approved by FEMA. There is a section devoted to the Town of North Hempstead that was written with information provided by Town of North Hempstead staff. It was adopted by the North Hempstead Board in January 2021. Full plan at: nassaucountyny.gov/2813/Hazmit-Plan
- Green Infrastructure: The Town constructed a rain garden at Clark Botanic Garden in Albertson in 2016. This garden receives stormwater from the roof of Clark's main building as well as the pathway leading to the garden, thereby preventing runoff from these areas. The garden also contains many native plants to absorb stormwater, absorb pollutants from stormwater and allow water to recharge the underlying aquifers. The Town also created two bioswales at Petrus Park in Port Washington when the park was built in 2017. These bioswales have the same stormwater mitigation benefits as rain gardens.

Potential Future Municipal Operations Actions: Resiliency, Adaptation and Natural Solutions



- **Increase Green Infrastructure:** Create a green infrastructure assessment for Town properties that will show the locations where green infrastructure can be utilized including bioswales, vegetated buffer strips, bioretention areas, rain gardens and porous pavement. Parking lots should be prioritized due to their large contribution to runoff. Installing these green infrastructure elements will reduce flooding and stormwater runoff, which will continue to increase with climate change.
 - Engaged Departments/Agencies: Planning, Department of Public Works, Parks and Recreation
 - Timeframe: Moderate to long
 - Funding Sources: General fund, grants
 - Potential Cost: High
 - GHG Reduction Potential: Low

- **Continue increasing the use of native plants at Town facilities.** Native plants have extensive root systems, which will absorb carbon dioxide as well as polluted stormwater runoff. They also intercept rainfall, filter runoff, capture sediment, soak in excess floodwaters, provide shade and reduce stream temperatures, reduce erosion, and provide wildlife habitat. Groundcovers would also reduce the need to mow at all or as often, which will reduce pollution from this equipment.
 - Engaged Departments/Agencies: Planning Department, Parks Department, Administrative Services
 - Timeframe: Ongoing, would be a gradual process to replace existing vegetation with native vegetation
 - Funding Sources: General funds, grants
 - Potential Cost: Low to moderate
 - GHG Reduction Potential: Low

- **Create tree inventories and management plans for all Town properties (or ones that have a necessary need).** This would allow the Town to identify the location, number, health, risk, and environmental benefits (reduced heating and cooling costs, shade, stormwater absorption, carbon dioxide removal, air pollutant removal, wildlife habitat, beauty) of trees on Town owned land. Increasing storms due to climate change make trees with diseases or other issues more of a risk and it is important for public safety to have this information and manage it effectively. This would also help the Town to determine new planting locations.
 - Engaged Departments/Agencies: Town's Tree Advisory Board
 - Timeframe: Moderate to Long
 - Funding Sources: General funds, grants (ex. DEC Urban Forestry grants)
 - Potential Cost: High
 - GHG Reduction Potential: Low

Potential Future Municipal Operations Actions: Resiliency.
Adaptation and Natural Solutions (continued).



- **Increasing sustainable/resilient landscaping methods. For the Town to be committed to resiliency, landscapes must be managed in such a way as to reduce inputs like water, fertilizers, and energy.** Practices include using and maintaining native plants, smart irrigation, creation of rain gardens and other green infrastructure, tree planting and care, use of electric equipment like leaf blowers and mowers, reduction of chemical inputs like pesticides and fertilizers, erosion control and maintaining habitat for wildlife. Training workshops are a great tool that should be employed to educate groundskeeping staff on these methods.
 - Engaged Departments/Agencies: Parks and Recreation, Department of Public Works, Highway Department, Administrative Services, Solid Waste Management
 - Timeframe: Ongoing- training can be scheduled by the Town or taken as opportunities arise
 - Funding Sources: General funds
 - Potential Cost: Low
 - GHG Reduction Potential: Low

- **Increase shade structures/trees in public spaces on Town properties.** This would help people, pets, and wildlife with the effects of increased summer temperatures. It could come in the form of gazebos, awnings, and trees. Tree inventories would be helpful in determining where trees are lacking.
 - Engaged Departments/Agencies: Parks and Recreation, Department of Public Works
 - Timeframe: Ongoing- this would be a long-term project, first assessing where we need and could put in structures/trees and then installing them
 - Funding Sources: Capital funds, general funds
 - Potential Cost: Low to high- will be dependent on how many are needed and what type of structure is used (ex. tree vs. gazebo)
 - GHG Reduction Potential: Low

- **Evaluate Policies for Climate Resiliency.** The Town would evaluate its current policies for climate resiliency by using a survey to identify any gaps or deficiencies in local plans, policies and projects. This will provide opportunities to plan for and improve resiliency in the future.
 - Engaged Departments/Agencies: Planning, Department of Public Works
 - Timeframe: Short to Moderate
 - Funding Sources: N/A
 - Potential Cost: None
 - GHG Reduction Potential: Low

4.4 Materials and Waste Management

Past and In-progress Municipal and Community Focused Actions



- Organics Management Plan: The Town adopted this plan that details ways to reduce the flow of wasted food which will in turn reduce greenhouse gas emissions and help feed the hungry in the North Hempstead community. It includes outreach to residents on reducing waste in the home through tips on the Town's website and Food Waste Free Friday social media posts. Through the plan the Town also created a list of local food banks to allow residents to donate excess food to those in need. The plan also outlines the Town's compost bin program for residents which is detailed below. The full plan can be viewed at northhempsteadny.gov/climateplanning
- Compost bins to residents: The Town sells compost bins at a discount to Town residents annually. This allows residents to reduce waste and utilize organic materials to provide for home landscape plants. Compost can also help reduce the need for fertilizers, which will help improve the local water quality, including groundwater. Each year the Town gives a free Sustainable Yard Care workshop, which details how to compost and its benefits. Residents are provided a manual on how to compost with the purchase of their composter.
- The Town is in the process of creating a Know What to Throw video and campaign that will detail how residents can recycle and dispose of waste properly.
- The Town has a curbside pick-up for yard waste and accepts yard waste every Sunday between 7:30 AM – 2:30 PM at the Residential Drop-Off location (999 West Shore Road).

Potential Future Municipal Operations Actions: Materials and Waste Management



- **Recycling in Government Buildings:** The Town currently has recycling bins in some of their buildings but would like to increase the number of bins that employees (as well as residents that visit Town buildings) have access to, which will increase the ability of employees to recycle while at work. The bins should be centrally located and thereby easily accessible with appropriate signage and education on proper use.
 - Engaged Departments/Agencies: Administrative Services
 - Timeframe: Moderate
 - Funding Sources: General funds
 - Potential Cost: Low to medium
 - GHG Reduction Potential: Low
- **Conduct a waste audit:** This would include the examination of waste records, or facility-walk throughs, or waste sorts. It would help inform the Town where it can reduce waste in its facilities.
 - Engaged Departments/Agencies: Solid Waste Management, consultant
 - Timeframe: Moderate to long
 - Funding Sources: General funds, grants (may not cost anything if using internal staff to conduct audit)
 - Potential Cost: Low to medium
 - GHG Reduction Potential: Low
- **Employee education on waste reduction:** This could include promoting the reuse of materials, reducing the use of materials (ex. not printing emails or documents that can be viewed on the computer) and increasing recycling.
 - Engaged Departments/Agencies: Human resources
 - Timeframe: Short
 - Funding Sources: N/A
 - Potential Cost: None
 - GHG Reduction Potential: Low
- **Adopt an environmentally preferable purchasing policy, encouraging responsible packaging, recycled material content, recyclable materials.** See previous description in Energy Section.

5. Summary Matrix of Town Proposed Future Actions

Categories:

- 5.1 Decreasing energy use and shifting to clean, renewable energy;
- 5.2 Transportation and fleet;
- 5.3 Resiliency, adaptation and natural solutions; and
- 5.4 Materials and waste management

5.1 Decreasing energy use and shifting to clean, renewable energy

Strategy	Dept/Agencies	Timeframe	Cost to Implement	GHG Reduction Potential	Funding Sources
Solar Feasibility Assessment	Planning	Short	Low	Low, planning tool	N/A
Solar Installations	DPW, Administrative Services	Short to Long	High	High	Financing
Building Energy Audits	Possibly NYPA or ESCO	Ongoing	Low to medium	Low, planning tool	Capital funds/ operating
HVAC/ Building Efficiency Upgrades	DPW, Administrative Services, NYPA or an ESCO	Ongoing	High	High	Capital funds/ PSEG rebates/ financing
Streetlight Conversion	DPW	Ongoing	High	High	Capital funds/ rebates and incentives
Efficient interior/exterior lighting installations	Administrative Services, NYPA or an ESCO	Long/ ongoing	Low to medium	Medium	Capital funds/ PSEG rebates
Install Water Efficient Fixtures	Purchasing, Administrative Services, DPW	Moderate/ ongoing	Low	Low	Capital funds
Energy Saving Office Policies	Various	Short	Low to medium	Low	General funds
Financial and Policy Mechanisms	DPW, Parks, Administrative Services	Short	N/A	Medium	N/A
Environmental Purchasing Policy	Purchasing	Short to moderate	N/A	Low	N/A
Employee training on sustainable office practices	Human Resources or Outside Organization	Short	N/A	Low	N/A

5.2 Transportation and fleet

Strategy	Dept/Agencies	Timeframe	Cost to Implement	GHG Reduction Potential	Funding Sources
Improve Current Vehicle Efficiency	Building Department, DPW, Administrative Services	Short	N/A	Low	N/A
Vehicle Use Audit	Planning	Short	N/A	Low	N/A
Replace vehicles with higher efficiency models	Purchasing	Moderate to Long	Medium to high	Medium	Capital funds/ NYSERDA rebates
Increase charging stations for employees	Administrative Services	Ongoing	Medium to High	Medium	Capital funds/ NYSERDA rebates/ grants
Pre-tax transit benefits for employees	Human Resources	Short	Low	Low	N/A

5.3 Resiliency, adaptation and natural solutions

Strategy	Dept/Agencies	Timeframe	Cost to Implement	GHG Reduction Potential	Funding Sources
Green infrastructure	Planning, DPW, Parks	Moderate to Long	High	Low (carbon capture)	General fund/ grants
Native Plants	Planning Dept./ Parks, Administrative Services	Ongoing	Low to moderate	Low (carbon capture)	General funds/ grants
Tree Inventories and Management Plans	Town's Tree Advisory Board	Moderate to Long	High	Low (planning)	General funds/ grants
Sustainable Landscaping Methods	Parks, DPW, Highway, Administrative Services, Solid Waste Management	Ongoing	Low	Low	General funds
Shade Structures	Parks, DPW	Ongoing	Low to High	Low	Capital/ general funds
Climate Resiliency Evaluation	Planning, DPW	Short to Moderate	N/A	Low (planning)	N/A

5.4 Materials and waste management

Strategy	Dept/Agencies	Timeframe	Cost to Implement	GHG Reduction Potential	Funding Sources
Recycling in Government Buildings	Administrative Services	Moderate	Low to medium	Low	General funds
Conduct a Waste Audit	Solid Waste Management	Moderate to Long	Medium to High	Low (planning)	N/A
Waste reduction of employees	Human Resources	Short	N/A	Low	N/A
Environmental Purchasing Policy	Planning, Purchasing	Short to moderate	N/A	Low	N/A

6. Summary of Initiatives by Department

THIS CHART SUMMARIZES ALL FUTURE ACTIONS BY TOWN DEPARTMENTS THAT WOULD BE INVOLVED IN THE PLANNING AND IMPLEMENTATION OF THAT ACTION.

Planning	DPW	Admin Services	Parks	Highway	HR	SWM	Purchasing
Solar Feasibility	Solar Installations	Solar Installations	Financial and Policy Mechanisms	Vehicle efficiency	Employee training on sustainable office practices	Sustainable Landscaping Methods	Environmental Purchasing Policy
Vehicle Use Audit	HVAC/Building efficiency upgrades	HVAC/Building efficiency upgrades	Green infrastructure	Sustainable Landscaping Methods	Pre-tax transit benefits for employees	Waste Audit	Water Efficient Fixtures
Green Infrastructure	Streetlight conversion	Efficient interior/exterior lighting installations	Native Plants		Waste reduction of employees		
Native Plants	Water Efficient Fixtures	Install Water Efficient Fixtures	Sustainable Landscaping Methods				
Climate Resiliency Evaluation	Financial and Policy mechanisms	Financial and Policy Mechanisms	Shade Structures				
Environmental Purchasing Policy	Vehicle efficiency	Improve Current Vehicle Efficiency					
	Green Infrastructure	Increase charging stations for employees					
	Sustainable Landscaping Methods	Native Plants					
	Shade Structures	Sustainable Landscaping Methods					
	Climate Resiliency Evaluation	Recycling in Government Buildings					

7. GHG Reduction Impact vs. \$

SUMMARY OF ALL PROPOSED ACTIONS LOOKING AT THEIR ESTIMATED COST RELATED TO THE GREENHOUSE GAS REDUCTION IMPACT.

Relative \$	Low Impact	Medium Impact	High Impact
High	- Green infrastructure - Tree Inventories and Management Plans	Replace vehicles with higher efficiency models	- Solar - HVAC/ Building Efficiency Upgrades - Streetlight Conversion
Medium	- Building energy audits - Install Water Efficient Fixtures - Energy Saving Office Policies - Shade Structures - Recycling in Government Buildings - Conduct a Waste Audit	Increase charging stations for employees	
Low	- Solar Feasibility Assessment - Environmental Purchasing Policy - Employee training on sustainable office practices - Vehicle Efficiency Policy - Vehicle Use Audit - Pre-tax transit benefits for employees - Native Plants - Sustainable Landscaping Methods - Climate Resiliency Evaluation - Waste reduction of Employees - Environmental Purchasing Policy	- Efficient interior/exterior lighting installations - Financial and Policy Mechanisms	

8. Guide for Future

8.1 Administration and Staffing

This CAP is a road map created to guide the Town through the climate action process as well as carrying out sustainability measures in its municipal operations. The Town's next steps will be to adopt and implement this CAP within their municipal facilities and operations.

The Town's Department of Planning and Environmental Protection, with the assistance from staff from all departments, will be responsible for oversight of implementation of this CAP, tracking and monitoring progress towards meeting emission reduction goals, identifying proposed changes in policy, and employee education and engagement.

8.2 Financing and Budgeting

Many of the GHG reduction projects outlined in this CAP will produce cost savings for the Town. The Town will investigate utilizing these savings to fund other climate action measures.

The Town will also continue to seek out State and Federal Grant programs, partnering with NYSERDA on various energy reduction measures, taking advantage of available tools, guidance documents and software provided by the USEPA and USDOE to evaluate and reduce energy. Possible grants include the Climate Smart Communities Grant Program by the DEC, the Green Innovation Grant Program from the Environmental Facilities Corporation, the Water Quality Improvement Program by the DEC, and the LI Sound Futures Fund by National Fish and Wildlife Foundation.

8.3 Developing a Timeline

A schedule for implementing this CAP should be established to ensure the reduction measures proposed are implemented and the reduction goal of 20% is reached by 2030. This schedule will take into practical account Town budgeting and administrative and staffing needs involved in getting the projects put into action. Stakeholder input and involvement and financial and budget implications will also be taken into consideration during each phase of the projects as appropriate. The process of carrying out actions in this plan aims to improve on the 20% reduction goal based on ongoing evaluation and assessment as described in 8.5.

8.4 Community-wide Sustainability

The Town is heavily engaged in community-wide sustainability efforts as described throughout the past and in-progress municipal and community actions in this Municipal Climate Action Plan. The Town plans to begin the creation of a Climate Action Plan for the community in the very near future. This would detail actions involving the wider community that the Town would commit to in order to reduce greenhouse gas emissions and adapt to climate change. Recently the Town concluded a community wide survey on thoughts and beliefs about climate change and this will greatly influence the actions included in the community climate action plan.

8.5 Re-Inventory and Monitoring Progress

The Town expects that future Municipal CAP updates will include updated GHG inventories, targets, and reports on the progress realized as a result of implementing this CAP. The GHG inventory and CAP will be updated every 5 years to determine progress with reducing emissions, energy use and reaching our reduction target. The plan will also be updated periodically to reflect the following:

- results of ongoing energy assessments and evaluations of GHG emission reduction opportunities;
- identification of new measures that will be proposed/planned;
- savings accrued as a result of measures already implemented; and
- summaries of new policies that are created within government operations.

8.6 Commit to an Evolving Process

The Town of North Hempstead acknowledges that research and policy on climate protection are constantly improving and evolving. The actions in this plan are long term and additional GHG reductions may be achieved based on new information and as initiatives are completed and evaluated. The Town will continue to stay informed and consider new ideas and developments in science and technology. The Town is committed to updating this plan as needed.

Appendix A

TOWN OF NORTH HEMPSTEAD GREENHOUSE GAS EMISSIONS BY FACILITY BUILDINGS 2019

Property Name	Number of Buildings	Total GHG Emissions (Metric Tons CO2e)
Tully Park	1	1625.6
Harbor Links	4	663.3
Yes We Can Center	1	583.9
Solid Waste Management	3	470.2
Department of Public Works and Highway Yard	1	442.4
Town Hall 1	1	377.8
Manorhaven Beach Park	3	360.5
North Hempstead Beach Park	11	326.4
Clinton G. Martin Park	2	257.3
Town Hall 2	1	169.4
Clark Botanic Garden	5	122.6
Whitney Pond Park	3	118.1
Shore Road Highway Yard	2	83.8
Manhasset Valley Park	2	82.2
Animal Shelter	1	81.3
Harbor Hills Park	2	80.3
Transfer Station	1	71.1
Roslyn Community Center	1	69.5
Westbury Highway Yard	4	69.4
Albertson Highway Yard	1	66.6
Fuschillo Park	1	59.5
Martin (Bunky) Reid Park	5	58.9
Port Washington Adult Activity Center	1	39.4
Caemmerer Park	1	37
Broadway Town Park	1	22.8
Port Washington Parking District	1	21.3
Town Dock	1	18
Gerry Pond Park	2	14.3
310 Locust Lane, Roslyn Heights	1	13.9
Ridders Pond Park	1	13.6
Gold Coast Arts Center	1	12.7
Searingtown Pond Park	1	11.8
Merillon Little League Fields	1	8.1

References

1. United Nations Climate Action. 2023. Causes and Effects of Climate Change. <https://www.un.org/en/climatechange/science/causes-effects-climate-change>.
2. The Intergovernmental Panel on Climate Change. 2021. Synthesis Report of the Sixth Assessment Report. <https://www.ipcc.ch/ar6-syr/>.
3. New York State. 2022. Climate Act. <https://climate.ny.gov/>.
4. Environmental Protection Agency. 2022. Local Greenhouse Gas Inventory Tool. <https://www.epa.gov/statelocalenergy/local-greenhouse-gas-inventory-tool>.
5. EPA. 2022. Emission Factors for Greenhouse Gas Inventories. https://www.epa.gov/system/files/documents/2022-04/ghg_emission_factors_hub.pdf.
6. Energy Star Portfolio Manager. 2023. <https://www.energystar.gov/buildings/benchmark>
7. NYS Clean Energy Communities. 2023. <https://www.nyserda.ny.gov/All-Programs/clean-energy-communities>.
8. The Sustainability Institute at Molloy. 2023. <http://www.molloy.edu/about/community-outreach/sustainability-institute>.
9. Long Island Green Homes. 2023. <https://www.longislandgreenhomes.org/>.
10. Environmental Protection Agency WaterSense. 2023. <https://www.epa.gov/watersense>.
11. National Wildlife Federation Mayors' Monarch Pledge. 2023. Signatories. <https://www.nwf.org/mayorsmonarchportal/Signatories>.

PROPOSED RESOLUTION

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

RESOLUTION NO. - 2023

A RESOLUTION AUTHORIZING A COST OF LIVING (COLA) INCREASE FOR EXEMPT EMPLOYEES.

WHEREAS, an equitable pay structure with competitive salaries is essential in attracting and retaining a skilled, motivated work force, thereby increasing the level of service to our residents, our faculty, and our staff, and effectively promoting the Town of North Hempstead as a place of excellence and achievement; and

WHEREAS, the cost of living in the County of Nassau, State of New York has increased considerably since January 1, 2021; and

WHEREAS, the last cost of living adjustment (COLA) only benefitted certain exempt employees of the Town of North Hempstead; and

WHEREAS, exempt employees are not members of a collective bargaining unit and will not receive an Cost of living increase unless approved by the Town Board; and

WHEREAS, that no cost of living increase will be provided to those exempt employees hired after October 1, 2022;

THEREFORE, BE IT RESOLVED THAT all exempt employees of the Town of North Hempstead shall receive a 4.5% cost of living adjustment in their salary retroactive to January 1, 2023; and be it further

RESOLVED that no cost of living increase will be provided to those exempt employees hired after October 1, 2022.

Dated: Manhasset, New York

March 14, 2022

the vote on the foregoing resolution was recorded as follows:

Ayes:

Nays:

cc: Town Attorney Comptroller

PROPOSED RESOLUTION

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

RESOLUTION NO. - 2023

A RESOLUTION REDUCING THE HEALTH CARE CONTRIBUTION FOR CERTAIN EMPLOYEES OF THE TOWN OF NORTH HEMPSTEAD.

WHEREAS, the Town of North Hempstead Employee Manual for Non-Union Employees (the “Non-Union Manual”) contains provisions relating to contributions by Exempt employees for healthcare premiums, as follows

Hired on or before March 1, 1995: the Town pays one hundred percent (100%) of the premium costs.

Hired after March 1, 1995 but before January 1, 2005: employees are required to contribute to health insurance premiums at the rate of nine percent (9%) of the premium cost. After ten (10) years of employment with the Town, employees pay eight percent (8%) of the premium costs.

Hired on January 1, 2005 but before October 3, 2012: employees are required to contribute to health insurance premiums at the rate of fifteen percent (15%) of the premium cost. After ten (10) years of employment with the Town, employees pay ten percent (10%) of the premium costs.

Hired on October 3, 2012 but before December 20, 2017: employees are required to contribute to health insurance premiums at the rate of eighteen percent (18%) of the premium cost. After ten (10) years of employment with the Town, employees pay ten percent (15%) of the premium costs.

Hired after December 19, 2017, employees are required to contribute to health insurance premiums at the rate of twenty five percent (25%) of the premium cost. After ten (10) years of employment with the Town, employees pay fifteen percent (15%) of the premium costs.(the “Contribution Provisions”); and

WHEREAS, the Town Supervisor has requested that this Board approve an amendment to the Non-Union Manual to eliminate the provisions pertaining to employees hired after December 19, 2017 and amend the provisions pertaining to employees hired on October 3, 2012 but before December 20, 2017 to apply to all employees subject to the Non-Union Manual hired on and after October 3, 2017, such that the Contribution Provisions shall read as follows:

Hired on or before March 1, 1995: the Town pays one hundred percent (100%) of the premium costs.

Hired after March 1, 1995 but before January 1, 2005: employees are required to contribute to health insurance premiums at the rate of nine percent (9%) of the premium cost. After ten (10) years of employment with the Town, employees pay eight percent (8%) of the premium costs.

Hired on January 1, 2005 but before October 3, 2012: employees are required to contribute to health insurance premiums at the rate of fifteen percent (15%) of the premium cost. After ten (10) years of employment with the Town, employees pay ten percent (10%) of the premium costs.

Hired on or after October 3, 2012: employees are required to contribute to health insurance premiums at the rate of eighteen percent (18%) of the premium cost. After ten (10) years of employment with the Town, employees pay ten percent (15%) of the premium costs. (the "Contribution Provisions Amendment"); and be it further

WHEREAS, this Board finds it to be in the best interest of the Town to authorize the Contribution Provisions Amendment as requested by the Supervisor.

NOW, THEREFORE, BE IT

RESOLVED, that that this Board hereby approves the Contribution Provisions Amendment; and be it further

RESOLVED, that the Contribution Provisions Amendment shall be retroactive to January 1, 2023; and be it further

RESOLVED, that the Supervisor, Acting Comptroller and Commissioner of Human Resources be and hereby are authorized to take any actions necessary and appropriate to effectuate the terms of this Resolution.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

Ayes:

Nays:

cc: Town Attorney Human Resources

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

RESOLUTION NO. 193 - 2023

A RESOLUTION AUTHORIZING THE APPOINTMENT OF PROFESSIONALS FOR VARIOUS COMMISSIONER OPERATED SPECIAL DISTRICTS.

WHEREAS, the Board of Commissioners of the Westbury Water District (the “District”) has advised the Town Board of its desire to appoint Dvirka and Bartilucci, Consulting Engineers, 330 Crossways Park Drive, Woodbury, NY 11797; and H2M Group, Consulting Engineers, 575 Broad Hollow Road, Melville, NY 11797 to provide the District with engineering services and Michael Ingham, 266 Main Street, Farmingdale, NY 11735; Sapienza & Frank, 5550 Merrick Road, Suite 301, Massapequa, New York 11758; The Scher Law Firm, One Old Country Road, Suite 385, Carle Place, New York 11514; and Sher Edling Law Firm, 100 Montgomery Street, Suite 1410, San Francisco, California 94104 to provide the District with legal counsel for the year 2023; and

WHEREAS, the Board of Commissioners of the Carle Place Garbage District (the “District”) has advised the Town Board of its desire to appoint Francis X. Moroney, Esq., 1055 Franklin Avenue, Suite 206, Garden City, NY 11530 to provide the District with legal services for the year 2023; and

WHEREAS, pursuant to Town Law § 215(22) and other applicable law, the District is required to seek authorization from the Town Board to employ the professionals listed above (the “Professionals”); and

WHEREAS, this Board wishes to authorize the appointments requested by the District.

NOW, THEREFORE, BE IT

RESOLVED, that the Board hereby approves these appointments of Professionals to provide the District with services for the year 2023.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller

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

RESOLUTION NO. 194 - 2023

A RESOLUTION TRANSFERRING FUNDS FROM THE WORKERS COMPENSATION RESERVE FUNDS IN THE GENERAL FUND AND HIGHWAY FUND FOR TAIL CLAIM EXPENSES FOR FISCAL YEAR 2022.

WHEREAS, the Town Board (the “Board”) of the Town of North Hempstead (the “Town”) has heretofore established a General Fund and a Highway Fund Workers’ Compensation Reserve Fund, pursuant to applicable law, for payment of workers’ compensation claims; and

WHEREAS, the Town has available funds in the General Fund (the “General Fund Reserve”); and

WHEREAS, the Board desires to transfer monies from the General Fund Reserve, in the amount of \$226,529.88, for tail claim expenses during the fiscal year of 2022; and

WHEREAS, the Town has available funds in the Highway Fund Workers’ Compensation Reserve Fund (the “Highway Fund Reserve”); and

WHEREAS, the Board desires to transfer monies from the Highway Fund Reserve, in the amount of \$247,458.81, for tail claim expenses during the fiscal year of 2022; and

WHEREAS, after careful consideration, the Board finds it in the best interests of the Town to transfer monies from the General Fund Reserve and the Highway Fund Reserve to the accounts as outlined above (collectively the “Transfers”).

NOW, THEREFORE, BE IT

RESOLVED that the Board hereby authorizes the Transfers from the General Fund Reserve and the Highway Fund Reserve to the accounts as outlined above; and be it further

RESOLVED that the Offices of the Town Attorney and Comptroller are hereby directed to take such action as may be necessary to effectuate the foregoing.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller

PROPOSED RESOLUTION

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

RESOLUTION NO. - 2023

A RESOLUTION AUTHORIZING THE ESTABLISHMENT OF A DOG RUN AT ROSLYN ROAD AND LEE AVE PARK IN ROSLYN.

WHEREAS, The Girl Scouts as part of the Bree Janicek Girl Scout Gold Award Project proposes that a dog run be created at the Town of North Hemsptead park located a the Roslyn Road and Lee Avenue and Charles Street within the Village of East Williston,

WHEREAS, the Anthony Leva, Jr. was a resident of East Williston and student at the Wheatley School, who had a goal of establishing a dog run within his community as part of his preliminary Eagle Scout project;

WHEREAS, Anthony Leva Jr. passed from cancer before he was able move the project forward;

WHEREAS, Bree Janicek Girl Scout Gold Award Project would like to commence fundraising and obtain the support of the Town of North Hemsptead in furtherance of completing the dog run in the Honor of Anthony Leva Jr.

NOW, THEREFORE, BE IT RESOLVED, that the Town authorizes and approves the creation of the Dog run once funding has been secured and plans have been submitted for approval of the Town.

Dated: Manhasset, New York

March 14, 2023

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

Ayes:

Nays:

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

RESOLUTION NO. 195 - 2023

A RESOLUTION AMENDING RESOLUTION NO. 10-2023, ADOPTED JANUARY 12, 2023, ESTABLISHING THE LIST OF DESIGNATED NEWSPAPERS FOR PUBLICATION OF NOTICES, RESOLUTIONS, ORDINANCES AND/OR LOCAL LAWS BY THE TOWN CLERK DURING THE YEAR 2023.

WHEREAS, pursuant to Resolution No. 10-2023, duly adopted on January 12, 2023, the Town Board designated certain newspapers for the publication of notices, resolutions or ordinances and local laws as may be required by law, or directed by this Board for the 2023 calendar year (the “Resolution”); and

WHEREAS, the Supervisor has requested that the Resolution be amended to add the World Journal as a designated newspaper for the publication of notices, resolutions or ordinances and local laws as may be required by law, or directed by this Board, for the 2023 calendar year (the “Amendment”); and

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

NOW, THEREFORE, BE IT

RESOLVED that the Resolution be and hereby is amended to reflect the Amendment; and be it further

RESOLVED that the Supervisor and Town Clerk are hereby authorized to take such other action as may be necessary to effectuate the foregoing.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney

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

RESOLUTION NO. 196 - 2023

A RESOLUTION AMENDING THE TOWN OF NORTH HEMPSTEAD FEE SCHEDULE.

WHEREAS, the Town Board of the Town of North Hempstead (the “Board”) has heretofore established a schedule of fees for use by the Town of North Hempstead Building Department (the “Schedule”); and

WHEREAS, the Board wishes to amend the Schedule in order to waive the permit fees associated with the installation of solar panels, including related equipment, and the installation of electric vehicle charging stations (the “Amendment”); and

WHEREAS, the Town Board desires to authorize the Amendment.

NOW, THEREFORE, BE IT

RESOLVED that the Amendment be and hereby is authorized and established, and that said Amendment shall take effect immediately.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

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

RESOLUTION NO. 197 - 2023

A RESOLUTION AUTHORIZING AND APPROVING THE PAYMENT OF CLAIMS AGAINST THE TOWN OF NORTH HEMPSTEAD AND AUTHORIZING AND DIRECTING THE COMPTROLLER OR DEPUTY COMPTROLLER TO PAY THE COSTS THEREOF.

WHEREAS, the Town Attorney has requested the approval of the Town Board for settlement and payment of claims as more particularly described herein below, for the reasons set forth in a memorandum to the Board on file in the Office of the Town Attorney; and

WHEREAS, the Board deems it to be in the best interests of the Town to approve the request of the Town Attorney.

NOW, THEREFORE, BE IT

RESOLVED that the settlement and payment of the following claims, in the amount set forth herein, be and the same is approved by this Board in all respects:

<u>Claimant</u>	<u>File No.</u>	<u>Amount</u>
Page v. TONH	T-5490-I	\$105,000.00
Nugent v. TONH	TI-20-0010	\$7,000.00
Teppel v. TONH	TI-19-0088	\$25,000.00
M.M., an infant et al. v. TONH	TI-18-0108	\$95,000.00

RESOLVED that the Office of the Comptroller be and hereby is authorized and directed to pay the amount set forth above upon receipt of a properly executed and certified claims therefor.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Town Attorney Comptroller

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

RESOLUTION NO. 198 - 2023

A RESOLUTION AUTHORIZING THE EMPLOYMENT, APPOINTMENT, TRANSFER, ADJUSTMENT, CORRECTION, CHANGE IN GRADE OR SALARY AND/OR TERMINATION OF EMPLOYEES AND/OR OFFICIALS IN VARIOUS DEPARTMENTS OF THE TOWN.

WHEREAS, approval of this Board has been requested for the employment, appointment, transfer, adjustment, correction, change in grade or salary and/or termination of certain individuals, employees and/or officials in various departments of the Town of North Hempstead (the “Town”) as more particularly set forth in the below resolutions; and

WHEREAS, that employments, appointments, transfers, adjustments, corrections, changes in grade or salary, and/or terminations (the “Employment Actions”) that have been adopted are subject to completion of paperwork and civil service approval and are subject to the rules and regulations of the Nassau County Civil Service Commission and New York State Civil Service Law; and be it further

WHEREAS, that the term of appointment and employment of any person to an exempt position shall be at the pleasure of the Town Board.

WHEREAS, this Board finds it to be in the best interest of the Town to authorize the Employment Actions as follows:

RESOLVED

cc: Town Attorney Human Resources

RESOLUTION NO: -1

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the full-time hire of Jeff Hoffman to the title of Code Enforcement Inspector in the amount of \$2,502.50 bi-weekly /\$65,065 annually in the Department of Public Safety - Code Enforcement effective 04/01/23.

RESOLUTION NO: -2

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the full-time hire of Jean Mecana to the title of Public Safety Officer I in the amount of \$23.41 hourly / \$48,684 annually in the Department of Parks & Recreation - Parks Public Safety effective 03/18/23.

RESOLUTION NO: -3

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time to full-time hire of Thomas Sterling to the title of Laborer I in the amount of \$22.82 hourly / \$47,471 annually in the Department of Parks & Recreation - Yes We Can effective 03/18/23.

RESOLUTION NO: -4

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time to full-time hire of Logan Frankel to the title of Laborer I in the amount of \$22.82 hourly / \$47,471 annually in the Department of Parks & Recreation - Clark effective 03/18/23.

RESOLUTION NO: -5

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Nathan Tamari to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Michael J. Tully Park effective 03/18/23.

RESOLUTION NO: -6

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Kamran Qureshi to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Michael J. Tully Park effective 03/18/23.

RESOLUTION NO: -7

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Lily Paul to the title of Recreation Aide in the amount of \$17.00 hourly in the Department of Parks & Recreation - Yes We Can effective 03/18/23.

RESOLUTION NO: -8

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Rosa Acevedo to the title of Recreation Aide in the amount of \$18.00 hourly in the Department of Parks & Recreation - Yes We Can effective 03/18/23.

RESOLUTION NO: -9

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Caitlyn Elliott to the title of Recreation Aide in the amount of \$19.00 hourly in the Department of Parks & Recreation - Yes We Can effective 03/18/23 and that any indirect supervisory relationship between the above employee and Cynthia Elliot and Joseph Elliot is hereby authorized.

RESOLUTION NO: -10

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Luke Lapi to the title of Public Safety Officer I in the amount of \$17.50 hourly in the Department of Parks & Recreation - Parks Public Safety effective 03/18/23.

RESOLUTION NO: -11

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Christopher Hill to the title of Laborer I in the amount of \$15.00 hourly in the Department of Parks & Recreation - Michael J. Tully Park effective 03/18/23.

RESOLUTION NO: -12

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Fardeen Alam to the title of Recreation Aide in the amount of \$17.00 hourly in the Department of Parks & Recreation - Yes We Can effective 03/18/23.

RESOLUTION NO: -13

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Jason McKenzie to the title of Recreation Aide in the amount of \$17.00 hourly in the Department of Parks & Recreation - Yes We Can effective 03/18/23.

RESOLUTION NO: -14

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Matthew Yarde to the title of Recreation Aide in the amount of \$17.00 hourly in the Department of Parks & Recreation - Yes We Can effective 03/18/23.

RESOLUTION NO: -15

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Frank Passarella IV to the title of Laborer I in the amount of \$15.00 hourly in the Department of Parks & Recreation - Yes We Can effective 03/18/23.

RESOLUTION NO: -16

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Juon Hodge to the title of Laborer I in the amount of \$16.00 hourly in the Department of Parks & Recreation - Yes We Can effective 03/18/23.

RESOLUTION NO: -17

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Dante Morante to the title of Laborer I in the amount of \$15.00 hourly in the Department of Parks & Recreation - Caemmerer effective 03/18/23.

RESOLUTION NO: -18

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the merit raise for the full-time employee Mary O'Neill in the title of Sr Citizen Prog Dev Aide in the amount of \$2,109.90 bi-weekly / \$54,858 annually in the Department of Community Services effective 03/18/23.

RESOLUTION NO: -19

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the merit raise for the full-time employee James Allen in the title of Accountant 1 P/D in the amount of \$3,251.10 bi-weekly / \$84,529 annually in the Department of Services for the Aging effective 03/18/23.

RESOLUTION NO: -20

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the merit raise for the full-time employee Kristina Lew in the title of Dir Sr Citizen Affairs in the amount of \$2,937.50 bi-weekly / \$76,375 annually in the Department of Services for the Aging effective 03/18/23.

RESOLUTION NO: -21

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the merit raise for the full-time employee Chari Biton in the title of Dir of Comm Relations in the amount of \$2,854.40 bi-weekly / \$74,215 annually in the Department of Services for the Aging effective 03/18/23.

RESOLUTION NO: -22

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the merit raise for the full-time employee Gennie Vann in the title of Sr Citizen Prog Dev Aide in the amount of \$1,977.00 bi-weekly / \$51,401 annually in the Department of Services for the Aging effective 03/18/23.

RESOLUTION NO: -23

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the merit raise for the full-time employee Jose Castro in the title of Bus Driver in the amount of \$40.09 hourly / \$83,386 annually in the Department of Services for the Aging effective 03/18/23.

RESOLUTION NO: -24

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the merit raise for the full-time employee Christina Lucia in the title of Public Safety Officer IV in the amount of \$46.00 hourly / \$95,670 annually in the Department of Parks & Recreation - Parks Public Safety effective 03/18/23.

RESOLUTION NO: -25

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the merit raise for the full-time employee Brian Every in the title of Groundskeeper II in the amount of \$44.69 hourly / \$92,962 annually in the Department of Parks & Recreation - Caemmerer effective 03/18/23.

RESOLUTION NO: -26

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the merit raise for the full-time employee Joseph Blonsky in the title of Public Safety Officer I in the amount of \$28.10 hourly / \$58,441 annually in the Department of Parks & Recreation - Parks Public Safety effective 03/18/23.

RESOLUTION NO: -27

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the merit raise for the full-time employee Jamie Ye in the title of Information Tech. II in the amount of \$2,784.50 bi-weekly / \$72,396 annually in the Department of Information Technology and Telecommunications effective 03/18/23.

RESOLUTION NO: -28

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the merit raise for the full-time employee Ryan Smith in the title of Clerk II in the amount of \$2,096 bi-weekly / \$54,495 annually in the Department of Information Technology and Telecommunications effective 03/18/23.

RESOLUTION NO: -29

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 Barbara Tierney to the title of Administrative Officer 1 to the amount of \$3,029.30 bi-weekly / \$78,761 annually in the Department of Highways effective 03/18/23.

RESOLUTION NO: -30

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 Jean Zappulla to the title of Asst. Coord. Community Youth Services to the amount of \$2,485.70 bi-weekly / \$64,629 annually in the Department of Parks & Recreation - Administration effective 03/18/23.

RESOLUTION NO: -31

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 Elizabeth Hicks to the title of provisional Animal Warden to the amount of \$36.57 hourly / \$76,058 annually in the Department of Public Safety - Animal Shelter effective 04/01/23.

RESOLUTION NO: -32

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the hourly rate change for part-time employee Shahnaz Ben-Davoud Kashani in the title of Recreation Aide to the amount of \$26.00 hourly in the Department of Services for the Aging effective 03/18/23.

RESOLUTION NO: -33

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the hourly rate change for part-time employee Lily Kashani in the title of Attendant to the amount of \$19.00 hourly in the Department of Services for the Aging effective 03/18/23.

RESOLUTION NO: -34

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Kim Leviton-Kramer to the title of Clerk Typist 1 in the amount of \$50.00 hourly in the Comptroller's Office effective 03/18 2023

RESOLUTION NO: -35

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the resignation of full-time employee Sharon Glassman in the title of Deputy Town Comptroller in the amount of \$4,401.69 bi-weekly / \$114,444 annually in the Comptroller's Office effective 02/22/23.

RESOLUTION NO: -36

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the resignation of full-time employee Thomas Buffa in the title of Laborer I in the amount of \$24.18 hourly / \$50,291 annually in the Department of Highways effective 03/03/23.

RESOLUTION NO: -37

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the resignation of part-time employee Christopher Dolkhani in the title of Recreation Aide in the amount of \$19.00 hourly in the Department of Parks & Recreation - Michael J. Tully Park effective 10/28/22.

RESOLUTION NO: -38

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the resignation of part-time employee Jessica Canales in the title of Laborer I in the amount of \$15.00 hourly in the Department of Parks & Recreation - Yes We Can effective 09/24/22.

RESOLUTION NO: -39

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the retirement of full-time employee Scott Bosworth in the title of Equipment Operator 3 in the amount of \$41.27 hourly / \$85,837 annually in the Department of Highways effective 02/28/23.

RESOLUTION NO: -40

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the termination of full-time employee Erica LaPersonerie in the title of Recreation Aide in the amount of \$23.27 hourly / \$48,411 annually in the Department of Parks & Recreation - Yes We Can effective 02/14/23.

RESOLUTION NO: -41

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the merit raise for the full-time employee John Sullivan in the title of Highway Maintenance Supervisor to the amount of \$54.48 hourly / \$113,308 annually in the Department of Highways effective 03/18/23.

RESOLUTION NO: -42

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the salary change of full-time employee Mark Albarano in the title of Deputy Commissioner of Public Safety to the amount of \$3,3993.77 bi-weekly / \$103,838 annually in the Department of Public Safety - Administration effective 03/18/23.

RESOLUTIONNO: 198 -1

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the full-time hire of Jeff Hoffman to the title of Code Enforcement Inspector in the amount of \$2,502.50 bi-weekly /\$65,065 annually in the Department of Public Safety - Code Enforcement effective 04/01/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -2

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the full-time hire of Jean Mecana to the title of Public Safety Officer I in the amount of \$23.41 hourly / \$48,684 annually in the Department of Parks & Recreation - Parks Public Safety effective 03/18/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -3

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time to full-time hire of Thomas Sterling to the title of Laborer I in the amount of \$22.82 hourly / \$47,471 annually in the Department of Parks & Recreation - Yes We Can effective 03/18/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -4

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time to full-time hire of Logan Frankel to the title of Laborer I in the amount of \$22.82 hourly / \$47,471 annually in the Department of Parks & Recreation - Clark effective 03/18/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -5

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Nathan Tamari to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Michael J. Tully Park effective 03/18/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTION NO: 198 -6

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Kamran Qureshi to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Michael J. Tully Park effective 03/18/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTION NO: 198 -7

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Lily Paul to the title of Recreation Aide in the amount of \$17.00 hourly in the Department of Parks & Recreation - Yes We Can effective 03/18/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTION NO: 198 -8

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Rosa Acevedo to the title of Recreation Aide in the amount of \$18.00 hourly in the Department of Parks & Recreation - Yes We Can effective 03/18/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTION NO: 198 -9

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Caitlyn Elliott to the title of Recreation Aide in the amount of \$19.00 hourly in the Department of Parks & Recreation - Yes We Can effective 03/18/23 and that any indirect supervisory

relationship between the above employee and Cynthia Elliot and Joseph Elliot is hereby authorized.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -10

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Luke Lapi to the title of Public Safety Officer I in the amount of \$17.50 hourly in the Department of Parks & Recreation - Parks Public Safety effective03/18/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -11

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Christopher Hill to the title of Laborer I in the amount of \$15.00 hourly in the Department of Parks & Recreation - Michael J. Tully Park effective03/18/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -12

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Fardeen Alam to the title of Recreation Aide in the amount of \$17.00 hourly in the Department of Parks & Recreation - Yes We Can effective03/18/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -13

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Jason McKenzie to the title of Recreation Aide in the amount of \$17.00 hourly in the Department of Parks & Recreation - Yes We Can effective03/18/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -14

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Matthew Yarde to the title of Recreation Aide in the amount of \$17.00 hourly in the Department of Parks & Recreation - Yes We Can effective 03/18/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -15

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Frank Passarella IV to the title of Laborer I in the amount of \$15.00 hourly in the Department of Parks & Recreation - Yes We Can effective 03/18/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -16

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Juon Hodge to the title of Laborer I in the amount of \$16.00 hourly in the Department of Parks & Recreation - Yes We Can effective 03/18/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -17

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Dante Morante to the title of Laborer I in the amount of \$15.00 hourly in the Department of Parks & Recreation - Caemmerer effective 03/18/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -18

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the merit raise for the full-time employee Mary O'Neill in the title of Sr Citizen Prog Dev Aide in the amount of \$2,109.90 bi-weekly / \$54,858 annually in the Department of Community Services effective 03/18/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -19

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the merit raise for the full-time employee James Allen in the title of Accountant 1 P/D in the amount of \$3,251.10 bi-weekly / \$84,529 annually in the Department of Services for the Aging effective 03/18/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -20

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the merit raise for the full-time employee Kristina Lew in the title of Dir Sr Citizen Affairs in the amount of \$2,937.50 bi-weekly / \$76,375 annually in the Department of Services for the Aging effective 03/18/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -21

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the merit raise for the full-time employee Chari Biton in the title of Dir of Comm Relations in the amount of \$2,854.40 bi-weekly / \$74,215 annually in the Department of Services for the Aging effective 03/18/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -22

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the merit raise for the full-time employee Gennie Vann in the title of Sr Citizen Prog Dev Aide in the amount of \$1,977.00 bi-weekly / \$51,401 annually in the Department of Services for the Aging effective 03/18/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -23

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the merit raise for the full-time employee Jose Castro in the title of Bus Driver in the amount of \$40.09 hourly / \$83,386 annually in the Department of Services for the Aging effective 03/18/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -24

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the merit raise for the full-time employee Christina Lucia in the title of Public Safety Officer IV in the amount of \$46.00 hourly / \$95,670 annually in the Department of Parks & Recreation - Parks Public Safety effective 03/18/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -25

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the merit raise for the full-time employee Brian Every in the title of Groundskeeper II in the amount of \$44.69 hourly / \$92,962 annually in the Department of Parks & Recreation - Caemmerer effective 03/18/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -26

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the merit raise for the full-time employee Joseph Blonsky in the title of Public Safety Officer I in the amount of \$28.10 hourly / \$58,441 annually in the Department of Parks & Recreation - Parks Public Safety effective 03/18/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -27

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the merit raise for the full-time employee Jamie Ye in the title of Information Tech. II in the amount of \$2,784.50 bi-weekly / \$72,396 annually in the Department of Information Technology and Telecommunications effective 03/18/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -28

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the merit raise for the full-time employee Ryan Smith in the title of Clerk II in the amount of \$2,096 bi-weekly / \$54,495 annually in the Department of Information Technology and Telecommunications effective 03/18/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -29

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 Barbara Tierney to the title of Administrative Officer 1 to the amount of \$3,029.30 bi-weekly / \$78,761 annually in the Department of Highways effective 03/18/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -30

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 Jean Zappulla to the title of Asst. Coord. Community Youth Services to the amount of \$2,485.70 bi-weekly / \$64,629 annually in the Department of Parks & Recreation - Administration effective 03/18/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -31

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 Elizabeth Hicks to the title of provisional Animal Warden to the amount of \$36.57 hourly / \$76,058 annually in the Department of Public Safety - Animal Shelter effective 04/01/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -32

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the hourly rate change for part-time employee Shahnaz Ben-Davoud Kashani in the title of Recreation Aide to the amount of \$26.00 hourly in the Department of Services for the Aging effective 03/18/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -33

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the hourly rate change for part-time employee Lily Kashani in the title of Attendant to the amount of \$19.00 hourly in the Department of Services for the Aging effective 03/18/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -34

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Kim

Leviton-Kramer to the title of Clerk Typist 1 in the amount of \$50.00 hourly in the Comptroller's Office effective 03/18 2023

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -35

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the resignation of full-time employee Sharon Glassman in the title of Deputy Town Comptroller in the amount of \$4,401.69 bi-weekly / \$114,444 annually in the Comptroller's Office effective 02/22/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -36

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the resignation of full-time employee Thomas Buffa in the title of Laborer I in the amount of \$24.18 hourly / \$50,291 annually in the Department of Highways effective 03/03/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -37

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the resignation of part-time employee Christopher Dolkhani in the title of Recreation Aide in the amount of \$19.00 hourly in the Department of Parks & Recreation - Michael J. Tully Park effective 10/28/22.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -38

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the resignation of part-time employee Jessica Canales in the title of Laborer I in the amount of \$15.00 hourly in the Department of Parks & Recreation - Yes We Can effective 09/24/22.

Ayes: Councilperson Adhami, Councilperson Dalimonte, Councilperson Lurvey,

Councilperson Walsh, Councilperson Zuckerman, Supervisor DeSena.

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -39

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the retirement of full-time employee Scott Bosworth in the title of Equipment Operator 3 in the amount of \$41.27 hourly / \$85,837 annually in the Department of Highways effective 02/28/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -40

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the termination of full-time employee Erica LaPersonerie in the title of Recreation Aide in the amount of \$23.27 hourly / \$48,411 annually in the Department of Parks & Recreation - Yes We Can effective 02/14/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -41

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the merit raise for the full-time employee John Sullivan in the title of Highway Maintenance Supervisor to the amount of \$54.48 hourly / \$113,308 annually in the Department of Highways effective 03/18/23.

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

Nays: None.

Absent: Councilperson Troiano.

RESOLUTIONNO: 198 -42

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the salary change of full-time employee Mark Albarano in the title of Deputy Commissioner of Public Safety to the amount of \$3,3993.77 bi-weekly / \$103,838 annually in the Department of Public Safety - Administration effective 03/18/23.

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

Nays: None.

Absent: Councilperson Troiano.

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. 199 - 2023

A RESOLUTION APPROVING THE ACTION OF THE ALERT ENGINE, HOOK, LADDER AND HOSE CO. NO. 1 INC., GREAT NECK, NEW YORK, IN ADDING RICHARD DEEM AND CARLOS ALVARADO TO MEMBERSHIP AND REMOVING JOHN MOTCHKAVITZ AND RYAN MOTCHKAVITZ FROM MEMBERSHIP.

WHEREAS, the Alert Engine, Hook, Ladder and Hose Co. No. 1, Inc., Great Neck, New York, has advised of adding Richard Deem and Carlos Alvarado to membership and removing John Motchkavitz and Ryan Motchkavitz 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 adding Richard Deem of 53 Arrandale Ave, Great Neck, NY, 11024 and Carlos Alvarado of 4 Maple Drive, Apt BS, Great Neck, NY, 11021 to membership and removing John Motchkavitz and Ryan Motchkavitz from membership is approved and the Town Clerk directed to record their names in the Minutes of the Town Board.

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Absent: Councilperson Troiano.

cc: Alert Engine, Hook, Ladder & Hose Co., Town Attorney Comptroller

PROPOSED RESOLUTION

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

RESOLUTION NO. - 2023

A RESOLUTION AUTHORIZING THE ASSIGNMENT OF AN AGREEMENT FOR ENGINEERING SERVICES IN CONNECTION WITH THE STEPPING STONES LIGHTHOUSE TO GEI CONSULTANTS, INC. PC AND FURTHER AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE AGREEMENT.

WHEREAS, pursuant to a resolution duly adopted by this Board, the Town entered into an agreement, as amended, with Rising Tide Waterfront Solutions – An Engineering Company, PLLC, 80 Killians Road, Suite 280, Massapequa, NY 11758 (“Rising Tide”) for professional engineering services related to Construction of Fixed Pier and Floating Dock at Stepping Stones Lighthouse, DPW Project No. 17-02 (the “Original Agreement”); and

WHEREAS, Rising Tide was acquired by GEI Consultants, Inc., P.C., 1000 New York Avenue, Suite B, Huntington Station, NY 11746 (“GEI”); and

WHEREAS, the Department of Public Works has recommended that the Original Agreement be assigned to GEI (“the Assignment”); and

WHEREAS, the Department of Public Works has further recommended that the Town amend the Original Agreement to include additional engineering services to update the project plans for conformance with current standards, file necessary permits with regulatory agencies, and prepare updated bid documents, thereby increasing the contract amount under the Original Agreement by an amount not to exceed Six Thousand Eight Hundred and 00/100 Dollars (\$6,800.00) (the “Amendment”); and

WHEREAS, the Town Board finds it in the best interests of the Town to authorize the Assignment and the Amendment.

NOW, THEREFORE, BE IT

RESOLVED that the Assignment and Amendment be and hereby are authorized; and be it further

RESOLVED the Supervisor or her designee is authorized and directed to execute, on behalf of the Town, the Assignment and Amendment, all as more particularly set forth in a copy of the Assignment and 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 Assignment and Amendment; and be it further

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

Dated: Manhasset, New York

March 14, 2023

The vote on the foregoing resolution was recorded as follows:

Ayes:

Nays:

cc: Town Attorney Comptroller