

**TOWN OF NORTH HEMPSTEAD
BOARD MEETING**

AGENDA



August 8, 2023

7:00 PM

CONTINUATIONS:

1. A PUBLIC HEARING TO CONSIDER THE APPLICATION OF HILLSIDE ISLAMIC CENTER FOR SITE PLAN REVIEW FOR THE PREMISES LOCATED AT 300 HILLSIDE AVENUE, NEW HYDE PARK AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 8, BLOCK 3, LOTS 6, 11 & 13.

Synopsis: The proposed action is a 3-story, 6,600 s.f. addition to a 2-story, 5,428 s.f. religious building on a 30,307 s.f. (0.9-acre) site. The scope of work includes expansion of the parking lot into two adjoining parcels and the installation of two new curb cuts: one each on North 2nd and North 3rd streets. Continued from July 11, 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. **Will be continued.**

3. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING ELM DRIVE AND PINWOOD LANE IN NEW HYDE PARK, NEW YORK.

Synopsis: The adoption of this ordinance will establish a Full Stop northbound on Elm Drive & Pinewood Lane, at their intersection with Magnolia Drive, in New Hyde Park. Continued from July 11, 2023.

PUBLIC HEARINGS:

4. A PUBLIC HEARING TO CONSIDER THE APPLICATION OF STERLING ASTORIA LLC FOR A SPECIAL USE PERMIT FOR THE PREMISES LOCATED AT 114 NORTHERN BOULEVARD, GREENVALE AND DESIGNATED ON THE

NASSAU COUNTY LAND AND TAX MAP AS SECTION 7, BLOCK D, LOTS 2 AND 3.

Synopsis: The proposed action is the construction of a 1,325 s.f., one-story, drive-through coffee shop on a 19,560 s.f. (0.45-acre) parcel with associated improvements to drainage, lighting, and landscaping.

5. A PUBLIC HEARING TO CONSIDER THE APPLICATION OF SCI MANAGEMENT FOR SITE PLAN REVIEW FOR THE PREMISES LOCATED AT 2000 HILLSIDE AVENUE, NEW HYDE PARK AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 8, BLOCK 211-14, LOT 607.

Synopsis: The proposed action is the construction of a two-story 6,116 s.f., 2nd & 3rd floor addition to a single-story former funeral home for conversion to a house of worship on a 0.6-acre site. **Will be continued.**

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

Synopsis: The purpose of the local law is to require that fiscal impact statements for certain actions by the Town Board be provided in advance of decision making.

7. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 38A OF THE TOWN CODE ENTITLED "LANDSCAPING AND GARDENING."

Synopsis: The purpose of this local law is to require the posting of a list of Landscaping Companies licensed by the Town of North Hempstead on the Town's website.

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

Synopsis: The purpose of the local law is to provide modified procedures and restoration standards for road openings under certain circumstances. **Will be continued.**

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

Synopsis: The purpose of the proposed local law is to prohibit an elected official, any employee of his or hers, or any person appointed to or employed by any public office or agency from the use or authorization of the use of any facilities of a public office or agency, directly or indirectly, for the purpose of assisting a campaign for election of any person to any office or for the promotion of or opposition to any ballot proposition. **Will be continued.**

10. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING CHESTNUT STREET IN GREENVALE, NEW YORK.

Synopsis: The adoption of these ordinances will establish a school zone speed limit on Chestnut Street, Walnut Street and Locust Street in Greenvale.

11. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING WASHINGTON PLACE IN PORT WASHINGTON, NEW YORK.

Synopsis: The adoption of this ordinance will establish a Full Stop northbound on Washington Place, at its intersection with Murray Avenue, in Port Washington.

12. A PUBLIC HEARING TO CONSIDER THE RESCISSION OF ORDINANCES AFFECTING MONITOR 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 Monitor Street in New Cassel.

13. A PUBLIC HEARING TO CONSIDER THE RESCISSION OF ORDINANCES AFFECTING WESTBURY AVENUE IN CARLE PLACE, NEW YORK.

Synopsis: The rescission of these ordinance will remove the presently posted time limit parking restrictions on portions of the north and south sides of Westbury Avenue in Carle Place.

14. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING PARK AVENUE IN WESTBURY, NEW YORK.

Synopsis: The adoption of this ordinance will establish a Reserved Parking space on the south side of Park Avenue, east of Urban Avenue, in Westbury.

RESOLUTIONS:

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

Synopsis: The purpose of the local law is to establish Chapter 58 of the Code of the Town of North Hempstead entitled "Governmental Transparency" to require the publication of certain documents and/or information on the Town's website, in a manner that is searchable, in order to increase governmental openness and transparency by facilitating public access to Town records, documents and information that is legally available, with a goal towards bringing about greater awareness, input and public participation in the conduct of the affairs of Town government. Tentative hearing date is September 5, 2023.

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

Synopsis: The purpose of the local law is to modify the regulations related to fireworks to ensure that firework displays are undertaken in a manner that promotes safety consistent with the provisions of New York State Penal Law Article 405, to establish the minimum requirements that must be met by permit applicants and to provide certain notification procedures. Tentative hearing date is September 5, 2023.

Tentative hearing date is September 5, 2023.

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

Synopsis: The adoption of this ordinance will establish No Stopping Here to Corner restrictions on the west side of Denton Avenue, north of Aladdin Avenue, in New Hyde Park. Tentative hearing date is September 5, 2023.

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

Synopsis: The adoption of these ordinances will add a school speed zone restriction, and a morning time frame restriction on the presently posted Do Not Enter and One Way restriction on Guilford Road, east of Lynn Road, in Port Washington. Tentative hearing date is September 5, 2023.

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

Synopsis: The adoption of this ordinance will establish No Commercial Vehicle Parking restriction on the south side of Seaview Boulevard, west of Osprey Court, in Port Washington. Tentative hearing date is September 5, 2023.

20. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE RESCISSION OF AN ORDINANCE AFFECTING CLAUDY LANE IN NEW HYDE PARK, NEW YORK.

Synopsis: The rescission of this ordinance will remove a Reserved Parking space on the west side of Claudy Lane, west of Joseph Street, in New Hyde Park. Tentative hearing date is September 5, 2023.

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

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

23. A RESOLUTION AUTHORIZING A SUPPLEMENTAL APPROPRIATION/TRANSFER OF FUNDS.

24. A RESOLUTION AUTHORIZING THE AWARD OF A MINIBID FOR THE PURCHASE OF VEHICLES PURSUANT TO A NEW YORK STATE OFFICE OF GENERAL SERVICES CONTRACT.

25. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL

CONSERVATION FOR MALLARD BANDING AT GERRY POND PARK,
ROSLYN.

26. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH RAINBOW SOUND INC. FOR REPAIR OF THE PUBLIC ADDRESS SYSTEM AT MANORHAVEN BEACH PARK, PORT WASHINGTON.
27. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH MILBURN FLOORING FOR FLOOR REPAIRS AT THE TOWN OF NORTH HEMPSTEAD ANIMAL SHELTER.
28. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH ADJO CONTRACTING CORPORATION FOR DRAINAGE IMPROVEMENTS IN NEW CASSEL, NEW YORK.
29. A RESOLUTION AUTHORIZING THE USE OF AN AGREEMENT BETWEEN THE NEW YORK STATE OFFICE OF GENERAL SERVICES AND VARIOUS VENDORS FOR MICROSOFT SOFTWARE AND SERVICES.
30. A RESOLUTION AUTHORIZING THE USE OF AN AGREEMENT BETWEEN THE COUNTY OF NASSAU AND BARNWELL HOUSE OF TIRES, INC. FOR THE PURCHASE OF TIRES.
31. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH H2M ARCHITECTS & ENGINEERS FOR PROFESSIONAL ENGINEERING SERVICES RELATED TO TOWN HALL AND TOWN HALL II WINDOWS AND FAÇADE, MANHASSET, NY. DPW PROJECT NO. 18-14.
32. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH GLOBAL FUELING SYSTEMS INC. FOR FUEL MONITORING SERVICES AT VARIOUS TOWN FACILITIES.
33. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH FIDELITY INFORMATION SERVICES, LLC FOR LOCK BOX SERVICES (TNH063-2017).
34. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH MILLER ENVIRONMENTAL GROUP, INC. FOR EMERGENCY SPILL RESPONSE SERVICES.
35. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH APPELLATE INNOVATIONS LLC FOR APPELLATE PRINTING AND CONSULTING SERVICES.
36. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH PAYTRAC FOR AN ADDITIONAL MERCHANT ID.
- 37.

A RESOLUTION AMENDING THE TOWN OF NORTH HEMPSTEAD EMPLOYEE POLICY MANUAL, THE PART-TIME/SEASONAL EMPLOYEE POLICY MANUAL, AND THE ORIENTATION TO EMPLOYMENT MANUAL.

38. A RESOLUTION AUTHORIZING AN AMENDMENT TO THE TOWN BOARD RULES OF PROCEDURE.
39. A RESOLUTION AMENDING RESOLUTION NO. 428-2023, ADOPTED JULY 11, 2023, AUTHORIZING THE USE OF CONTRACT BETWEEN THE TOWN OF ISLIP AND AMERICAN RECREATIONAL PRODUCTS, INC. FOR THE INSTALLATION OF A SHADE STRUCTURE AT WHITNEY POND PARK.
40. A RESOLUTION AUTHORIZING AMENDMENTS TO THE TOWN OF NORTH HEMPSTEAD EMPLOYEE REIMBURSEMENT AND TRAVEL POLICY.
41. A RESOLUTION APPROVING THE USE OF HARBOR LINKS GOLF COURSE FOR A GOLF OUTING TO BE HELD BY THE NASSAU COUNTY POLICE CONFERENCE.
42. A RESOLUTION AUTHORIZING AN AMENDMENT TO THE TOWN BOARD RULES OF PROCEDURE.
43. A RESOLUTION AUTHORIZING CERTAIN SUPERVISORY ARRANGEMENTS CONCERNING PERSONNEL OF THE DEPARTMENT OF PARKS AND RECREATION IN ACCORDANCE WITH CHAPTER 16B OF THE TOWN CODE.
44. A RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FROM THE PART TOWN CAPITAL PROJECTS RESERVE FUND.
45. A RESOLUTION CONSENTING TO THE ABANDONMENT OF A PORTION OF BREGMAN AVENUE IN NEW HYDE PARK PURSUANT TO SECTION 205 OF THE HIGHWAY LAW.
46. A RESOLUTION ESTABLISHING ADDITIONAL REQUIREMENTS RELATED TO FISCAL IMPACT STATEMENTS.
47. A RESOLUTION AUTHORIZING THE SETTLEMENT OF A CLAIM MADE BY THE TOWN OF NORTH HEMPSTEAD AND AUTHORIZING THE COMPTROLLER OR DEPUTY COMPTROLLER TO ACCEPT PAYMENT THEREOF.
48. A RESOLUTION AUTHORIZING THE EMPLOYMENT, APPOINTMENT, TRANSFER, ADJUSTMENT, CORRECTION, CHANGE IN GRADE OR SALARY AND/OR TERMINATION OF EMPLOYEES AND/OR OFFICIALS IN VARIOUS DEPARTMENTS OF THE TOWN.
49. A RESOLUTION APPROVING THE ACTION OF THE ATLANTIC HOOK & LADDER CO. NO. 1, PORT WASHINGTON, NEW YORK, IN ADDING ANDREW PIACQUADIO, ANTHONY CHERUBINO AND RYAN LIBRARO TO MEMBERSHIP
50. A RESOLUTION APPROVING THE ACTION OF THE FLOWER HILL HOSE COMPANY, NO. 1, PORT WASHINGTON, NEW YORK, IN ADDING DANIEL GUZMAN, CHRISTIAN CORONEL AND ROBERT DANKER TO MEMBERSHIP.

51. A RESOLUTION APPROVING THE ACTION OF THE ALBERTSON HOOK & LADDER, E&H, CO. 1, INC, ALBERTSON, NEW YORK, IN ADDING PAUL ROADEL, THAQIF KAMARUSZAMAN, KEVIN JIMENEZ, AND ALEXANDER JIMENEZ TO MEMBERSHIP AND REMOVING XIE L. ZHA FROM MEMBERSHIP.

TABLED ITEMS:

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 APPLICATION OF HILLSIDE ISLAMIC CENTER FOR SITE PLAN REVIEW FOR THE PREMISES LOCATED AT 300 HILLSIDE AVENUE, NEW HYDE PARK AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 8, BLOCK 3, LOTS 6, 11 & 13.

WHEREAS, the Hillside Islamic Center (the “Applicant”) (the “Application”) has applied to the Town Board of the Town of North Hempstead (the “Town”) to construct a three-story 6,600 s.f. addition to an existing two-story 5,428 s.f. religious building, including expansion of the parking lot into two adjoining parcels and the installation of two new curb cuts, on a 0.9-acre lot located at 300 Hillside Avenue, New Hyde Park and identified on the Nassau County Land and Tax Map as Section 8, Block 3, Lots 6, 11 and 13 (the “Premises”); and

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

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

WHEREAS, the Town Clerk, pursuant to and in accordance with Town Code §§ 70-219(F)(1), has published notice of a public hearing scheduled for June 6, 2023 for the site plan review (the “Public Hearing”), as authorized and directed by the Town Board pursuant to Resolution No. 273-2023, adopted on May 2, 2023, which hearing was continued to July 11, 2023, and further continued to August 8, 2023; and

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

WHEREAS, the Town’s Department of Building Safety, Inspection and Enforcement (the “Building Department”) issued a Notice of Disapproval on August 15, 2022 citing the following items: (1) the application requires site plan review pursuant to Town Code § 70-219(A)(1)(a) for the construction of an addition to an existing structure of greater than 750 s.f. of floor area; and (2) the

application requires site plan review pursuant to Town Code § 70-219(A)(1)(e) for a change in the number of site access/egress points, entrance/exit drives or curb cuts or a relocation of an existing access point by more than 20 feet; and

WHEREAS, pursuant to General Municipal Law § 239-m, the Nassau County Planning Commission (the “Commission”) was furnished with copies of the site plan and the Short Environmental Assessment Form (the “SEAF”); and

WHEREAS, by Resolution No. 10528-23, dated April 27, 2023, the Nassau County Planning Commission reviewed the case and deferred to the Town to take action as the Town deems appropriate; and

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

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

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

WHEREAS, the Board has reviewed the determination of the Planning Department, dated April 21, 2023, and the Negative Declaration indicating that the action constitutes an “Unlisted Action” pursuant to Section 617.2(al) of the SEQRA Regulations which will not result in any significant adverse impacts on the environment based upon the analysis set forth in the Short Environmental Assessment Form (the “SEAF”) Parts 1, 2, and 3 (the “Determinations and Negative Declaration”) for the reasons stated in the SEAF; and

WHEREAS, this Board has carefully considered the Application, testimony and other relevant evidence at the Public Hearings held on June 6, 2023, July 11, 2023, and August 8, 2023, and afforded all interested persons the opportunity to be heard; and

WHEREAS, this Board now wishes to render a decision on this Application.

NOW, THEREFORE, BE IT

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

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

RESOLVED that this Board finds that the Application and site plan are in compliance with Chapter 70 of the Town Code, and this Board further finds that the site plan is consistent with the spirit and intent of Town Code § 70-219; and be it further

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

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

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

Ayes:

Nays:

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 ORDINANCE

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

ORDINANCE NO. - 2023

A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING ELM DRIVE AND PINEWOOD LANE IN NEW HYDE PARK, NEW YORK.

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

ORDINANCE NO. T.O. - 2023

NEW HYDE PARK, NEW YORK

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

PROPOSAL:

ADOPT:

1. ELM DRIVE – MAGNOLIA DRIVE – FULL STOP

All Traffic northbound on Elm Drive shall come to a Full Stop at its intersection with Magnolia Drive.

2. PINEWOOD LANE – MAGNOLIA DRIVE – FULL STOP

All Traffic northbound on Pinewood Lane shall come to a Full Stop at its intersection with Magnolia Drive.

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

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

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

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

Dated: Manhasset, New York

August 8, 2023

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

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

RESOLUTION NO. 456 - 2023

A PUBLIC HEARING TO CONSIDER THE APPLICATION OF STERLING ASTORIA LLC FOR A SPECIAL USE PERMIT FOR THE PREMISES LOCATED AT 114 NORTHERN BOULEVARD, GREENVALE AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 7, BLOCK D, LOTS 2 AND 3.

WHEREAS, Sterling Astoria, LLC (the "Applicant") is seeking to construct a 1,325 s.f. one-story drive-through coffee shop on a 19,560 s.f. (0.45 acre) parcel at the property located at 114 Northern Boulevard, Greenvale, New York, and identified on the Nassau County Land and Tax Map as Section 7, Block D, Lots 2 and 3 (the "Application"); and

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

WHEREAS, the Town Clerk, pursuant to and in accordance with Town Code, has published notice of a public hearing scheduled for August 8, 2023 (the "Public Hearing"), as authorized and directed by the Town Board pursuant to Resolution No. 398-2023, adopted on July 11, 2023, to consider the Application; and

WHEREAS, the Applicant, in the manner required by Town Code § 70-240(C), has furnished proof of service of notice of the Public Hearing to the affected property owners within a 200-foot radius of the Premises, and filed an affidavit as to the mailing of such notices as required thereunder; and

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

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

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

70-231 which requires parking spaces of not less than 10' x 20'; and (5) the construction of a drive-through facility requiring Town Board approval pursuant to § 70-203(T)(1); and

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

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

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

WHEREAS, it is required that a "lead agency" be established to review the Action pursuant to the rules and regulations for implementation of the New York State Environmental Quality Review Act as set forth in Section 617.6 of Title 6, Part 617 of the Official Compilation of Codes, Rules, and Regulations of the State of New York ("SEQRA Regulations"); and

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

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

WHEREAS, this Board has carefully considered the Application, testimony and other relevant evidence at the Public Hearing held on August 8, 2023, and afforded all interested persons the opportunity to be heard; and

WHEREAS, this Board now wishes to render a decision on this Application.

NOW, THEREFORE, BE IT

RESOLVED that the Board recognizes that the BZA has established itself "lead agency" under the SEQRA Regulations for the Action and has rendered determinations pursuant to SEQRA with regard to the Action; and be it further

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

RESOLVED that a copy of this resolution shall be filed with the Town Clerk, and, pursuant to Town Code §§ 70-203(T)(1) and 70-225, the Building Commissioner is hereby authorized and directed to issue a building permit: (1) upon compliance with the application requirements as set forth in the Town Code; and (2) upon any other conditions or requirements imposed by any other governmental entity having jurisdiction over the Premises, except as herein above set forth, and to take such other action as may be necessary to effectuate the foregoing.

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

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 APPLICATION OF SCI MANAGEMENT FOR SITE PLAN REVIEW FOR THE PREMISES LOCATED AT 2000 HILLSIDE AVENUE, NEW HYDE PARK AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 8, BLOCK 211-14, LOT 607.

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 24 OF THE TOWN CODE ENTITLED "GOVERNMENTAL OPERATIONS."

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

WHEREAS, a proposed Local Law has been prepared, pursuant to enabling legislation, to amend the Town Code by the adoption of a Local Law amending Chapter 24 of the Town Code entitled "Governmental Operations" in order to require that fiscal impact statements for certain actions by the Town Board be provided in advance of decision making; and

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

WHEREAS, due notice has been heretofore given of a public hearing to be held on the 8th day of August, 2023, concerning the adoption of the proposed Local Law, which Local Law was available for viewing by the public on the Town's website and during regular business hours in the Office of the Town Clerk; and

WHEREAS, the Town Board carefully considered the proposed Local Law during the aforesaid seven-day period, conducted said hearing on August 8, 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)(26) and (33) of the SEQRA Regulations and, as such, no further environmental review is required; and

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

NOW, THEREFORE, BE IT

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

RESOLVED that Local Law No. ____ 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 CREATING ARTICLE XV OF CHAPTER 24 OF
THE TOWN CODE ENTITLED “FISCAL IMPACT STATEMENT.”**

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

Section 1. Legislative Intent.

In order to ensure proper fiscal planning and public transparency, it is critical that the Town Board be aware of any fiscal impact that may arise from enacting local laws, ordinances and resolutions that result in deviations from adopted budgets and may have adverse tax impacts.

The purpose of this article is to require the preparation of fiscal impact statements prior to the Town Board enacting certain local laws, ordinances or resolutions, which would have a direct fiscal impact on the Town so that the fiscal implications of these proposed actions will be known to the Town Board and the public in advance of decision making.

Section 2.

The Town Code of the Town of North Hempstead is hereby amended to include a new Article XV of Chapter 24 of the Town Code entitled “Fiscal Impact Statement” to read as follows:

Article XV. Fiscal Impact Statement

§ 24-113 through § 24-119. (Reserved)

§ 24-120 Legislative intent

In order to ensure proper fiscal planning and public transparency, it is critical that the Town Board be aware of any fiscal impact that may arise from enacting local laws, ordinances and resolutions that result in deviations from adopted budgets and may have adverse tax impacts.

The purpose of this article is to require the preparation of fiscal impact statements prior to the Town Board enacting certain local laws, ordinances or resolutions, which would have a direct fiscal impact on the Town so that the fiscal implications of these proposed actions will be known to the Town Board and the public in advance of decision making.

§ 24-121 Fiscal Impact Statement

A. No proposed local law, resolution or ordinance, which has or which may tend to have a fiscal impact upon the Town of North Hempstead may be enacted or adopted unless it shall

have appended thereto a written statement as to the estimated annual fiscal impact of such legislation.

B. Local laws, resolutions or ordinances which have or which may tend to have a fiscal impact shall include but are not limited to those which:

(1) Mandate establishment of a new service or activity specifically provided by law.

(2) Modify the terms or conditions of employment for existing or future employees.

(3) Modify existing Town responsibility for any service or activity provided by the Town to any political subdivision, which could have a significant fiscal impact.

(4) Modify the adopted Town operating budget by supplemental appropriation or fund transfer.

(5) Modify the adopted Town capital budget.

(6) Appropriate moneys for capital projects.

(7) Enact home rule messages.

(8) Precipitate any other direct or indirect fiscal impact.

§ 24-122 Procedure

A. The Town department or member of the Town Board that sponsored or introduced the resolution request for any local law, resolution or ordinance which is subject to the provisions of Section 24-121 shall prepare a fiscal impact statement as required under this article. When required, the fiscal impact statement shall be submitted through the electronic agenda management system used by the Town in accordance with the Town Board Rules of Procedure.

B. Notwithstanding subsection A above, for legislation sponsored or introduced by a member of the Town Board, such member may request from any department head that his/her department prepare the fiscal impact statement for the subject local law, resolution or ordinance. Upon such request by the member of the Town Board, the department head shall prepare the fiscal impact statement.

C. The Comptroller or his/her designee shall review the fiscal impact statement submitted through the electronic agenda management system for all requests for legislation, resolutions and ordinances and verify or amend that fiscal impact statement, as applicable.

(1) The Comptroller or his/her designee may request from the head of the Town department or the member of the Town Board that prepared or submitted any request for a resolution, ordinance or local law which is subject to the provision of this article, a request for additional information regarding the fiscal impact statement.

(2) In cases in which the fiscal impact statement states that there would be no fiscal impact, the Comptroller or his/her designee may request a detailed justification for such conclusion.

(3) Requests made by the Comptroller or his/her designee to the department head or the member of the Town Board pursuant to the provisions of this Subsection C shall be in writing and made within the timeframe specified in the Town Board Rules of Procedure. Within the timeframe specified in the Town Board Rules of Procedure, following any request, the department head or the member of the Town Board, as the case may be, shall respond to the Comptroller or his/her designee with such additional information or justification as may be needed to fully satisfy the request, in the reasonable judgment of the Comptroller or his/her designee.

(4) In the event that a fiscal impact statement is modified from its original form, as submitted by the department head or member of the Town Board, the Comptroller or his/her designee shall send written notification to the Town Board no later than 12pm on the day prior to the Town Board meeting at which such local law, ordinance or resolution is to be considered.

D. Such statement of fiscal impact shall contain the information in this subsection and any other information or requirements as may be set forth in a resolution of the Town Board insofar as they are not inconsistent with the provisions of this article.

(1) The total estimated financial cost of impact over five years on the Town.

(2) The proposed source(s) of funding with the appropriate budget code.

(3) Whether the impact is immediate or dependent on other legislation or budgetary matters.

§ 24-123 Effects of Inaccuracy

If the estimate or estimates in a financial impact statement are inaccurate, such inaccuracy shall not affect, impair or invalidate the underlying resolution, ordinance or local law.

Section 3. Severability.

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

Section 4. Effective Date.

This Local Law shall be 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 August 8, 2023, Local Law No. of 2023 was adopted. The local law amends Chapter 24 of the Town Code entitled “Governmental Operations” in order to require that fiscal impact statements for certain actions by the Town Board be provided in advance of decision making.

Dated: Manhasset, New York

August 8, 2023

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

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

Ayes:

Nays:

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. 457 - 2023

A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 38A OF THE TOWN CODE ENTITLED "LANDSCAPING AND GARDENING."

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

WHEREAS, a proposed Local Law has been prepared, pursuant to enabling legislation, to amend Chapter 38A of the Town Code entitled "Landscaping and Gardening" in order to require the posting of a list of landscaping companies licensed by the Town of North Hempstead on the Town's website; and

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

WHEREAS, due notice has been heretofore given of a public hearing to be held on the 8th day of August, 2023, concerning the adoption of the proposed Local Law, which Local Law was available for viewing by the public on the Town's website and during regular business hours in the Office of the Town Clerk; and

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

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

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

NOW, THEREFORE, BE IT

RESOLVED that Local Law No. 16 of 2023 be and it hereby is adopted, which Local Law reads as follows:

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

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

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

Section 1. Legislative Intent.

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

Section 2.

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

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

- A. Any landscaper applying for a license shall file with the Town Clerk a written application upon forms to be furnished by the Town Clerk. Each application shall be accompanied by a copy of a valid license issued by the Nassau County Office of Consumer Affairs necessary to conduct commercial landscaping within Nassau County.
- B. Each applicant for a license shall pay a nonrefundable filing fee with the application. Such fee shall be the fee stated in the Town of North Hempstead Fee Schedule. The Town Board shall provide for a reduced filing fee for any applicant who can provide receipts showing that five or more pieces of landscape gardening equipment powered by electric or battery motors have been purchased by the applicant.
- C. All licenses issued pursuant to this chapter shall expire on the last day of December in the calendar year three years following the year in which they have been issued. Licenses may be renewed for additional three-year terms upon the filing of a renewal application and payment of the fee in an amount stated in the Town of North Hempstead Fee Schedule.
- D. Landscapers licensed pursuant to this chapter shall, at all times, keep a copy of the license in every truck, dump truck, van, or other motor vehicle owned, leased, or otherwise used by any person engaged in commercial landscaping and shall immediately produce the license for inspection by any person lawfully requesting the production of the license, including but not limited to any peace or police officer and any inspector, official, officer or employee of the Town or other government agency or authority.
- E. The Town shall provide decals to each licensed landscaper, which decal shall be attached to the bumper of every truck, dump truck, van or other motor vehicle owned, leased or otherwise used

by any person engaged in commercial landscaping at all times when the vehicle is located within the Town.

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

Section 3.

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

and; be it further

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

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that pursuant to the provisions of Article 9 of the New York State Constitution, the Municipal Home Rule Law, and the Town Law, at a meeting of the Town Board duly held on August 8, 2023 at Town Hall, 220 Plandome Road, Manhasset, New York, Local Law No. 16 of 2023 was adopted. The local law amends Chapter 38A of the Town Code entitled "Landscaping and Gardening" in order to require the posting of a list of landscaping companies licensed by the Town of North Hempstead on the Town's website.

Dated: Manhasset, New York

August 8, 2023

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

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney

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 18 OF THE TOWN CODE ENTITLED "HIGHWAY EXCAVATIONS AND CURB CUTS."

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 24 OF THE TOWN CODE ENTITLED "GOVERNMENTAL OPERATIONS."

NO RESOLUTION.

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

ORDINANCE NO. 13 - 2023

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

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

**ORDINANCE NO. T.O. 13 - 2023
GREENVALE, NEW YORK**

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

PROPOSAL:

ADOPT:

1. LOCUST STREET – NORTH AND SOUTH SIDE- SCHOOL SPEED ZONE – 20 MPH – 8:00 A.M. TO 4:00 PM - SCHOOL DAYS
From the east curblane of Glen Cove Road, east to its terminus.
2. WALNUT STREET – EAST AND WEST SIDE- SCHOOL SPEED ZONE – 20 MPH – 8:00 A.M. TO 4:00 PM - SCHOOL DAYS
From the south curblane of Locust Street, south, to the north curblane of Northern Boulevard.
3. CHESTNUT STREET – NORTH AND SOUTH SIDE- SCHOOL SPEED ZONE – 20 MPH – 8:00 A.M. TO 4:00 PM - SCHOOL DAYS
From the west curblane of Walnut Street, west, to the east curblane of Glen Cove Road.
4. WALNUT STREET – WEST SIDE- NO STOPPING – 8:00 A.M. TO 4:00 PM - SCHOOL DAYS
From a point 33 feet from the north curblane of Chestnut Street, north, for a distance of 195 feet.
5. LOCUST STREET – SOUTH SIDE- NO STOPPING – 8:00 A.M. TO 4:00 PM - SCHOOL DAYS
From a point 136 feet from the west curblane of Walnut Street, west, for a distance of 25 feet.

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

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

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

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

Dated: Manhasset, New York

August 8, 2023

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

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

ORDINANCE NO. 14 - 2023

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

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

**ORDINANCE NO. T.O. 14 - 2023
PORT WASHINGTON, NEW YORK**

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

PROPOSAL:

ADOPT:

1. WASHINGTON PLACE – MURRAY AVENUE – FULL STOP

All Traffic northbound on Washington Place shall come to a Full Stop at its intersection with Murray Avenue.

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

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

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

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

Dated: Manhasset, New York

August 8, 2023

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

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

ORDINANCE NO. 15 - 2023

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

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

**ORDINANCE NO. T.O. 15 - 2023
NEW CASSEL, NEW YORK**

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

PROPOSAL:

RESCIND:

1. T.O. #42-1984

Adopted November 28, 1984

MONITOR STREET – WEST SIDE – TWO HOUR PARKING - 7 A.M. TO 7 P.M. – EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS

From a point 60 feet north of Grand Boulevard, north to Broadway.

2. T.O. #42-1984

Adopted November 28, 1984

MONITOR STREET – EAST SIDE – TWO HOUR PARKING - 7 A.M. TO 7 P.M. – EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS

From a point 60 feet north of Grand Boulevard, north to Broadway.

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

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

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

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

Dated: Manhasset, New York

August 8, 2023

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

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

ORDINANCE NO. 16 - 2023

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

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

**ORDINANCE NO. T.O. 16 - 2023
CARLE PLACE, NEW YORK**

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

PROPOSAL:

RESCIND:

1. T.O. #2-2019

Adopted January 29, 2019

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

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

2. T.O. #2-2019

Adopted January 29, 2019

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

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

3. T.O. #2-2019

Adopted January 29, 2019

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

From a point 71 feet of the west curbline of Sicardi Place, west for a distance of 30 feet

4. T.O. #2-2019

Adopted January 29, 2019

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

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

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

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

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

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

Dated: Manhasset, New York

August 8, 2023

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

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

ORDINANCE NO. 458 - 2023

**A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE
AFFECTING PARK AVENUE IN WESTBURY, NEW YORK.**

WHEREAS, the Town Board (the “Board”) of the Town of North Hempstead has held a public hearing to consider enacting an ordinance (the “Ordinance”), pursuant to Section 1660 of the Vehicle and Traffic Law, to establish a reserved parking space on south side of Park Avenue, Westbury, New York, from a point 93 feet east from the east curbline of Urban Avenue, east, for a distance of 20 feet, and

WHEREAS, all interested persons were afforded an opportunity to be heard concerning the proposed ordinance; and

WHEREAS, this Board deems it in the public interest to adopt the Ordinance.

NOW, THEREFORE, BE IT

RESOLVED that the ordinance establishing a reserved parking space on south side of Park Avenue, Westbury, New York, from a point 93 feet east from the east curbline of Urban Avenue, east, for a distance of 20 feet, pursuant to Section 1660 of the Vehicle and Traffic Law of the State of New York is adopted by this Board, the Ordinance being more particularly described in the Notice of Adoption (the “Notice”); and be it further

RESOLVED that the Town Clerk be and hereby is authorized and directed to publish the Notice as required by law in substantially the following form:

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that the Town Board of the Town of North Hempstead at a regular public meeting of the Board held on the 8th day of August, 2023 at 7:00 P.M. in the Town Board Room at Town Hall, 220 Plandome Road, Manhasset, New York, duly adopted an ordinance establishing a reserved parking space, pursuant to the authority contained in Section 1660 of the Vehicle and Traffic Law.

PLEASE TAKE FURTHER NOTICE that the ordinance shall read as follows:

ORDINANCE AFFECTING

PARK AVENUE IN WESTBURY

1. Section 5 of the ordinance establishing handicapped spaces adopted July 21, 1987 and amended September 15, 1987, February 7, 1989, April 3, 1990, July 17, 1990, November 20, 1990, December 4, 1990, February 19, 1991, October 8, 1991, April 29, 1992, August 11, 1992, April 13, 1993, May 3, 1994, November 22, 1994, April 25, 1995, August 29, 1995, August 27, 1996, November 12, 1996, December 17, 1996, March 4, 1997, May 6, 1997, June 10, 1997, July 15, 1997, March 24, 1998, November 17, 1998, March 2, 1999, June 8, 1999, October 20, 1999, June 27, 2000, August 29, 2000, September 19, 2000, November 14, 2000, February 13, 2001, March 6, 2001, March 27, 2001, May 15, 2001, August 21, 2001, October 16, 2001, November 13, 2001, January 29, 2002, March 12, 2002, April 2, 2002, June 4, 2002, October 1, 2002, November 19, 2002, December 10, 2002, February 11, 2003, April 22, 2003, October 21, 2003, January 6, 2004, March 9, 2004, May 11, 2004, June 29, 2004, August 31, 2004, January 25, 2005, June 14, 2005, July 19, 2005, October 18, 2005, November 15, 2005, January 3, 2006, January 24, 2006, March 21, 2006, May 2, 2006, January 2, 2007, March 6, 2007, April 17, 2007, June 19, 2007, August 14, 2007, September 25, 2007, December 11, 2007, January 29, 2008, May 6, 2008, June 17, 2008, July 29, 2008, August 19, 2008, September 9, 2008, January 6, 2009, January 27, 2009, May 19, 2009, June 23, 2009, July 14, 2009, August 4, 2009, August 25, 2009, October 20, 2009, December 8, 2009, January 26, 2010, October 5, 2010 and December 14, 2010, January 25, 2011, March 8, 2011, June 14, 2011, July 12, 2011, September 27, 2011, December 13, 2011, May 8, 2012, June 19, 2012, July 10, 2012 August 21, 2012, November 20, 2012, December 11, 2012, January 8, 2013, February 19, 2013, March 12, 2013, April 23, 2013, May 14, 2013, June 4, 2013, September 10, 2013, December 10, 2013, February 25, 2014, April 1, 2014, June 10, 2014, December 9, 2014, March 31, 2015, May 12, 2015, July 14, 2015, August 25, 2015, October 20, 2015, November 17, 2015, November 17, 2015, December 15, 2015 and January 26, 2016, February 23, 2016, April 19, 2016, May 10, 2016, June 7, 2016, July 12, 2016, August 9, 2016, September 13, 2016, September 27, 2016, October 25, 2016 and December 13, 2016, January 31, 2017, February 28, 2017, April 4, 2017, April 25, 2017, and July 18, 2017, September 7, 2017, September 26, 2017, November 14, 2017, January 30, 2018, February 27, 2018, September 6, 2018, September 27, 2018, October 25, 2018, November 20, 2018, December 18, 2018, January 29, 2019, February 28, 2019, March 19, 2019, April 30, 2019, June 18, 2019, September 5, 2019, November 19, 2019, July 23, 2020, September 3, 2020, September 24, 2020, October 22, 2020, May 20, 2021 and August 5, 2021 October 21, 2021, November 18, 2021 and September 1, 2022, April 4, 2023, June 6, 2023, July 11, 2023 and further amended by adding thereto a new subdivision as follows:

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

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

Dated: Manhasset, New York

August 8, 2023

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

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Comptroller Traffic Safety Public Safety

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

RESOLUTION NO. 459 - 2023

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

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

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

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on September 5, 2023, at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, for the purpose of considering the adoption of the Local Law establishing Chapter 58 of the Town Code entitled "Governmental Transparency" in order to require the publication of certain documents and/or information on the Town's website, in a manner that is searchable, in order to increase governmental openness and transparency by facilitating public access to Town records, documents and information that is legally available, with a goal towards engendering greater awareness, input and public participation in the conduct of the affairs of Town government; and be it further

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

NOTICE OF HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead, on September 5, 2023, at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, to consider the adoption of a Local Law establishing Chapter 58 of the Town Code entitled "Governmental Transparency" to require the publication of certain documents and/or information on the Town's website, in a manner that is

searchable, in order to increase governmental openness and transparency by facilitating public access to Town records, documents and information that is legally available, with a goal towards engendering greater awareness, input and public participation in the conduct of the affairs of Town government.

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

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

Dated: Manhasset, New York

August 8, 2023

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

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Town Clerk

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

RESOLUTION NO. 460 - 2023

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

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

WHEREAS, this Board wishes to set a date for a public hearing to consider the adoption of a Local Law amending Chapter 19 of the Town Code entitled "Explosives" in order to modify the regulations related to fireworks to ensure that firework displays are undertaken in a manner that promotes safety consistent with the provisions of New York State Penal Law Article 405, to establish the minimum requirements that must be met by permit applicants and to provide certain notification procedures.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on September 5, 2023, at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, for the purpose of considering the adoption of the Local Law amending Chapter 19 of the Town Code entitled "Explosives" in order to modify the regulations related to fireworks to ensure that firework displays are undertaken in a manner that promotes safety consistent with the provisions of New York State Penal Law Article 405, to establish the minimum requirements that must be met by permit applicants and to provide certain notification procedures; and be it further

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

NOTICE OF HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead, on September 5, 2023, at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, to consider the adoption of a Local Law amending Chapter 19 of the Town Code entitled "Explosives" in order to modify the regulations related to fireworks to ensure that firework displays are undertaken in a manner that promotes safety consistent with the provisions of New York State Penal Law Article 405, to establish the minimum requirements that must be met by permit applicants and to provide certain notification procedures.

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

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

Dated: Manhasset, New York

August 8, 2023

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

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Town Clerk

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

RESOLUTION NO. 461 - 2023

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

WHEREAS, a recommendation has been made for the adoption of an ordinance affecting Denton Avenue, New Hyde Park, New York.

NOW, THEREFORE, BE IT

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

PROPOSAL:

ADOPT:

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

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

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

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Public Safety Comptroller Traffic Safety

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

RESOLUTION NO. 462 - 2023

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

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

NOW, THEREFORE, BE IT

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

PROPOSAL:

ADOPT:

1. GUILFORD ROAD – LYNN ROAD – DO NOT ENTER- 8:15 A.M. TO 9:00 A.M - SCHOOL DAYS
All Traffic on Guilford Road shall be prohibited from traveling eastbound beyond its intersection with Lynn Road from 8:15 A.M to 9:00 A.M. on School Days.
2. GUILFORD ROAD – ONE-WAY – WESTBOUND- 8:15 A.M. TO 9:00 A.M - SCHOOL DAYS
All Traffic on Guilford Road, between Newbury Road and Lynn Road, shall travel one-way westbound from 8:15 A.M to 9:00 A.M. on School Days.
3. GUILFORD ROAD – NORTH AND SOUTH SIDE- SCHOOL SPEED ZONE – 20 MPH – 8:00 A.M. TO 4:00 P.M. - SCHOOL DAYS
From the east curbline of Lowell Road, east, to the north curbline of Wakefield Avenue.
4. WAKEFIELD AVENUE – NORTH AND SOUTH SIDE- SCHOOL SPEED ZONE – 20 MPH – 8:00 A.M. TO 4:00 P.M. - SCHOOL DAYS
From the east curbline of Lynn Road, east, to its terminus.

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

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

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Public Safety Comptroller Traffic Safety

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

RESOLUTION NO. 463 - 2023

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

WHEREAS, a recommendation has been made for the adoption of an ordinance affecting Seaview Boulevard, Port Washington, New York.

NOW, THEREFORE, BE IT

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

PROPOSAL:

ADOPT:

1. SEAVIEW BOULEVARD – SOUTH SIDE – NO PARKING COMMERCIAL VEHICLES ANY TIME –
From a point 295 feet opposite of the west curbline of Osprey court, west, for a distance of 107 feet.
2. SEAVIEW BOULEVARD – SOUTH SIDE – NO STOPPING ANYTIME–
From a point 402 feet opposite of the west curbline of Osprey court, west, for a distance of 30 feet.
3. SEAVIEW BOULEVARD – SOUTH SIDE – NO STOPPING ANYTIME–
From a point 465 feet opposite of the west curbline of Osprey court, west, for a distance of 57 feet.

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

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

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Public Safety Comptroller Traffic Safety

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

RESOLUTION NO. 464 - 2023

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE RESCISSION OF AN ORDINANCE AFFECTING CLAUDY LANE IN NEW HYDE PARK, NEW YORK.

WHEREAS, it has been requested that the Town Board of the Town of North Hempstead (the “Town”) enact an ordinance, pursuant to Section 1660 of the Vehicle and Traffic Law, to rescind a reserved parking space on the west side of Claudy Lane, New Hyde Park, New York, from a point 356 feet north of the north curblane of Patton Boulevard, north for a distance of 20 feet, and

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

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on September 5, 2023, at 7:00 P.M., to consider an ordinance rescinding a reserved parking space as described in the notice of hearing set forth below; and be it further

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

NOTICE OF HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead on September 5, 2023, at 7:00 P.M. in the Town Board Room at Town Hall, 220 Plandome Road, Manhasset, New York, to consider the enactment of an ordinance rescinding a reserved parking space, pursuant to the authority contained in Section 1660 of the Vehicle and Traffic Law.

PLEASE TAKE FURTHER NOTICE that the proposed ordinance would rescind a reserved parking space on the west side of Claudy Lane, New Hyde Park, New York, from a point 356 feet north of the north curblane of Patton Boulevard, north for a distance of 20 feet, and

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

Dated: Manhasset, New York

August 8, 2023

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

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

**PROPOSED ORDINANCE AFFECTING
CLAUDY LANE IN NEW HYDE PARK**

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

2017, September 26, 2017, November 14, 2017, January 30, 2018, February 27, 2018, September 6, 2018, September 27, 2018, October 25, 2018, November 20, 2018, December 18, 2018, January 29, 2019, February 28, 2019, March 19, 2019, April 30, 2019, June 18, 2019, September 5, 2019, November 19, 2019, July 23, 2020, September 3, 2020, September 24, October 22, 2020, May 20, 2021, August 5, 2021, October 21, 2021, November 18, 2021, September 1, 2022, April 4, 2023, June 6, 2023, July 11, 2023 and August 8, 2023 is further amended by adding thereto a new subdivision as follows:

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

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

Dated: Manhasset, New York

August 8, 2023

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

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

RESOLUTION NO. 465 - 2023

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

NOW, THEREFORE, BE IT

RESOLVED that this Board hereby gratefully accepts the Gifts.

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Comptroller Parks and Recreation

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

RESOLUTION NO. 466 - 2023

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

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

WHEREAS, the Office of the Comptroller has requested that the Board authorize a supplemental appropriation in year 2023 (the “Supplemental Appropriation”) as follows: \$4,721.04 to be recorded to revenue line A.2001 with the corresponding increase in expense for this appropriation to be recorded to expense code A.05.7111.4890 for the purchase of sunscreen dispenser units and sunscreen for the Department of Parks and Recreation; and

WHEREAS, the Board wishes to authorize the Supplemental Appropriation.

NOW, THEREFORE, BE IT

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

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

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Comptroller Clerk

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

RESOLUTION NO. 467 - 2023

A RESOLUTION AUTHORIZING A SUPPLEMENTAL APPROPRIATION/TRANSFER OF FUNDS.

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

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

WHEREAS, the Board wishes to authorize the Supplemental Appropriations.

NOW, THEREFORE, BE IT

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

RESOLVED that pursuant to Resolution No. 332-2021, adopted June 16, 2021, the Town is authorized to direct Cuomo LLC to proceed with the flight plan analysis in connection with that Resolution; and be it further

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

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Comptroller Clerk

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

RESOLUTION NO. 468 - 2023

A RESOLUTION AUTHORIZING THE AWARD OF A MINIBID FOR THE PURCHASE OF VEHICLES PURSUANT TO A NEW YORK STATE OFFICE OF GENERAL SERVICES CONTRACT.

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

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

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

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

NOW, THEREFORE, BE IT

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

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

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

Dated: Manhasset, New York

August 8, 2023

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

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

Nays: None.

cc: Town Attorney Comptroller Purchasing

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

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

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

RESOLUTION NO. 469 - 2023

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

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

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

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

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

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Comptroller Parks & Rec

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

RESOLUTION NO. 470 - 2023

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

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

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

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

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

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

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Parks Comptroller

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. 471 - 2023

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

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

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

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

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

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

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Admin Services Comptroller

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

RESOLUTION NO. 472 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH ADJO CONTRACTING CORPORATION FOR DRAINAGE IMPROVEMENTS IN NEW CASSEL, NEW YORK.

WHEREAS, the Town of North Hempstead (the “Town”) requires stormwater improvements at two locations in New Cassel, NY (the “Services”); and

WHEREAS, the Department of Public Works (the “Acting Commissioner”) has recommended that the Town enter into an agreement with ADJO Contracting Corporation, 207 Knickerbocker Avenue, Bohemia, New York 11716 (“the Contractor”) to perform the Services at Cedar Road and Orient Court in consideration of an amount not to exceed Two Hundred Seven Thousand One Hundred Eighteen and 15/100 Dollars (\$207,118.15) and at Bryant Street and Longfellow Avenue in consideration of an amount not to exceed Forty -Nine Thousand Seven Hundred Thirty-Seven and 80/100 Dollars (\$49,737.80) (the “Agreement”), the terms of which Agreement shall be in accordance with the provisions of the agreement between the County of Suffolk and the Contractor, contract # SSAIR102221P entitled “Installation and Repair of Sewer Systems and Appurtenances”; and

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

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Comptroller Public Works

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

RESOLUTION NO. 473 - 2023

A RESOLUTION AUTHORIZING THE USE OF AN AGREEMENT BETWEEN THE NEW YORK STATE OFFICE OF GENERAL SERVICES AND VARIOUS VENDORS FOR MICROSOFT SOFTWARE AND SERVICES.

WHEREAS, the Town of North Hempstead (the “Town”) requires the purchase of Microsoft products (the “Goods and Services”); and

WHEREAS, the New York State Office of General Services extended Award 23116 entitled “Microsoft Reseller” (the “Agreement”) to Dell Marketing, LP (the “Contractors”) until July 31, 2024; and

WHEREAS, under New York General Municipal Law §104, the Town is authorized to contract for purchases and services through municipal or quasi-municipal entities in the State of New York; and

WHEREAS, the Board wishes to authorize the use of the Agreement for the duration of the Agreement, inclusive of any extensions.

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Admin Services Comptroller

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

RESOLUTION NO. 474 - 2023

A RESOLUTION AUTHORIZING THE USE OF AN AGREEMENT BETWEEN THE COUNTY OF NASSAU AND BARNWELL HOUSE OF TIRES, INC. FOR THE PURCHASE OF TIRES.

WHEREAS, the Town of North Hempstead (the “Town”) requires the purchase of tires (the “Purchases”); and

WHEREAS, the County of Nassau awarded contract #BPNC20000208 (the “Agreement”) to Barnwell House of Tires, Inc. 2020 Lakeland Avenue, Ronkonkoma, NY 11779 (the “Contractor”); and

WHEREAS, under New York General Municipal Law §103(16), the Town is authorized to contract for purchases and services through municipal or quasi-municipal entities in the State of New York; and

WHEREAS, the Board wishes to authorize the use of the Agreement for the duration of the Agreement, inclusive of any extensions.

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Comptroller Purchasing

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

RESOLUTION NO. 475 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH H2M ARCHITECTS & ENGINEERS FOR PROFESSIONAL ENGINEERING SERVICES RELATED TO TOWN HALL AND TOWN HALL II WINDOWS AND FAÇADE, MANHASSET, NY. DPW PROJECT NO. 18-14.

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with H2M Architects & Engineers, 538 Broad Hollow Road, 4th Floor East, Melville, NY 11747 (the “Consultant”), to provide professional engineering services related to improvements to Town-Hall and Town-Hall II, DPW Project No. 18-14, in consideration of an amount not to exceed Fifty-Three Thousand Five Hundred and 00/100 Dollars (\$53,500.00) (the “Original Agreement”); and

WHEREAS, the Department of Public Works has recommended that the Town amend the Original Agreement to account for additional hours being incurred by the Consultant during the construction administration phase of the project as a result of additional meetings, drawing revisions and re-bidding work thereby necessitating an increase in the contract amount by an amount not to exceed Thirteen Thousand Ninety-Five and 70/100 Dollars (\$13,095.70) (the “Amendment”); and

WHEREAS, the Town Board finds it in the best interests of the Town to authorize the Amendment.

NOW, THEREFORE, BE IT

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

RESOLVED the Supervisor or her designee is authorized and directed to execute, on behalf of the Town, the Amendment, all as more particularly set forth in a copy of the Amendment, which shall be on file in the Office of the Town Clerk; and be it further

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

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

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney DPW Comptroller

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

RESOLUTION NO. 476 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH GLOBAL FUELING SYSTEMS INC. FOR FUEL MONITORING SERVICES AT VARIOUS TOWN FACILITIES.

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with Global Fueling Systems Inc., 42 Field Street, West Babylon, NY 11704 (the “Contractor”) for remote monitoring and management of its fuel tanks (the “Original Agreement”); and

WHEREAS, the Original Agreement provided for the renewal of the Original Agreement for one (1) additional one (1) year period on the same terms and conditions, with no more than a five percent increase in cost (the “Option”); and

WHEREAS, the Director of Purchasing (the “Director”) has recommended that the Town exercise the Option to amend the Original Agreement to extend the term of the Agreement for an additional one (1) year period, commencing on August 1, 2023 and terminating on July 31, 2024 (the “Amendment”); and

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

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor or her designee is authorized and directed to execute the Amendment, and a copy of the Amendment shall be on file in the Office of the Town Clerk, and take such further action as may be necessary to effectuate the foregoing; and be it further

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

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

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Comptroller Purchasing

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

RESOLUTION NO. 477 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH FIDELITY INFORMATION SERVICES, LLC FOR LOCK BOX SERVICES (TNH063-2017).

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with Fidelity Information Services, LLC, 601 Riverside Avenue, Jacksonville, Florida 32204 (the “Contractor”) for Lockbox Services (the “Original Agreement”); and

WHEREAS, the Original Agreement provided for the renewal of the Original Agreement for two (2) additional one (1) year periods on the same terms and conditions, including price (the “Options”); and

WHEREAS, the Director of Purchasing (the “Director”) has recommended that the Town exercise the second Option to amend the Original Agreement to extend the term of the Agreement for an additional one (1) year period, commencing on September 1, 2023 and terminating on August 31, 2024 (the “Amendment”); and

WHEREAS, the Town Board finds it in the best interests of the Town to authorize the Amendment.

NOW, THEREFORE, BE IT

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

RESOLVED the Supervisor or her designee is authorized and directed to execute, on behalf of the Town, the Amendment, all as more particularly set forth in a copy of the Amendment, which shall be on file in the Office of the Town Clerk; and be it further

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

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

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Comptroller

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

RESOLUTION NO. 478 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH MILLER ENVIRONMENTAL GROUP, INC. FOR EMERGENCY SPILL RESPONSE SERVICES.

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with Miller Environmental Group, Inc., 538 Edwards Avenue, Calverton, NY 11933 (the “Contractor”) for emergency spill response services (the “Original Agreement”); and

WHEREAS, the Original Agreement provided for the renewal of the Original Agreement for one (1) additional five (5) year period on the same terms and conditions, including price (the “Option”); and

WHEREAS, the Director of Purchasing (the “Director”) has recommended that the Town exercise the Option to amend the Original Agreement to extend the term of the Agreement for an additional five (5) year period, commencing on November 21, 2023 and terminating on November 20, 2028 (the “Amendment”); and

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

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

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

RESOLUTION NO. 479 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH APPELLATE INNOVATIONS LLC FOR APPELLATE PRINTING AND CONSULTING SERVICES.

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with Appellate Innovations, LLC, 1 Barker Avenue, White Plains, New York 10601 (the “Contractor”) for appellate printing and consulting services for the Office of the Town Attorney (the “Original Agreement”); and

WHEREAS, the Original Agreement provided for the renewal of the Original Agreement for two (2) additional one (1) year periods on the same terms and conditions, including price (the “Options”); and

WHEREAS, the Director of Purchasing (the “Director”) has recommended that the Town exercise the first Option to amend the Original Agreement to extend the term of the Agreement for an additional one (1) year period, commencing on October 14, 2023 and terminating on October 13, 2024 (the “Amendment”); and

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

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Comptroller

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

RESOLUTION NO. 480 - 2023

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH PAYTRAC FOR AN ADDITIONAL MERCHANT ID.

WHEREAS, pursuant to a resolution duly adopted by this Board, the Town entered into an agreement with Vermont Systems Inc., 12 Market Place, Essex Junction, VT 05452 (the “Contractor”) for the use of payment processing service PayTrac (the “Original Agreement”); and

WHEREAS, the Town requires an additional merchant ID for the use of PayTrac; and

WHEREAS, the Director of Purchasing (the “Director”) has recommended that the Town enter into an amendment to the Original Agreement to provide an additional merchant ID in consideration of an amount not to exceed Four Hundred and 00/100 Dollars (\$400.00) (the “Amendment”); and

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

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

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

RESOLUTION NO. 481 - 2023

A RESOLUTION AMENDING THE TOWN OF NORTH HEMPSTEAD EMPLOYEE POLICY MANUAL, THE PART-TIME/SEASONAL EMPLOYEE POLICY MANUAL, AND THE ORIENTATION TO EMPLOYMENT MANUAL.

WHEREAS, the Town Board (the “Board”) of the Town of North Hempstead (the “Town”) has heretofore adopted an Employee Policy Manual, a Part-Time and Seasonal Employee Policy Manual and an Orientation to Employment Manual (the “Employee Policy Manuals”); and

WHEREAS, the Town currently provides certain training to employees, including workplace violence prevention, and anti-discrimination and harassment, as required under New York State law; and

WHEREAS, it has been recommended that, in addition to applicable training requirements mandated under New York State law, all officers, employees and elected officials of the Town should be required to undertake and complete additional training related to conflicts of interest and ethics (the “Additional Training”); and

WHEREAS, the Town Board finds it to be in the best interests of the Town to amend the Employee Policy Manuals to include the following language regarding the Additional Training:

In addition to any applicable training requirements mandated under New York State law, all officers, employees and elected officials of the Town of North Hempstead shall undertake and complete training related to conflicts of interest and ethics within 60 days of commencing employment with the Town. Thereafter, all officers, employees and elected officials shall undertake and complete this additional training annually each calendar year. The additional trainings shall be conducted in accordance with the program developed by the Town Attorney, Commissioner of Human Resources and Town of North Hempstead Board of Ethics as required by resolution of the Town Board adopted August 8, 2023.

A Town employee who changes titles or moves from part-time to full-time or full-time to part-time and has satisfied the Town’s required training program related to the subject matters listed herein shall not be deemed to have commenced employment following the change in title or status.

This policy shall be effective on November 1, 2023.
(collectively the "Amendment"); and

WHEREAS, the Board wishes to authorize and adopt the Amendment as an addition to the Employee Policy Manuals.

NOW, THEREFORE, BE IT

RESOLVED that the Town Board does hereby authorize and adopt the Amendment as an addition to the Employee Policy Manuals, copies of which shall be on file in the Department of Human Resources; and be it further

RESOLVED that the Additional Training policy shall be effective November 1, 2023; and be it further

RESOLVED that following the effective date of the Additional Training policy, new officers, employees and elected officials of the Town shall undertake and complete the Additional Training within 60 days of commencing employment with the Town; and be it further

RESOLVED that following the effective date of the Additional Training policy, all officers, employees and elected officials of the Town as of November 1, 2023 shall be required to complete this Additional Training no later than May 15, 2024; and be it further

RESOLVED that following the initial series of Additional Trainings, all officers, employees and elected officials shall undertake and complete this Additional Training annually each calendar year; and be it further

RESOLVED that within 90 days of the adoption of this resolution, the Commissioner of Human Resources shall develop a program to ensure that all new and current officers, employees, and elected officials of the Town satisfy the Additional Training requirement; and be it further

RESOLVED that within 90 days of the adoption of this resolution, the Town Attorney, in conjunction with the Town's Board of Ethics and Commissioner of Human Resources, shall create an ethics training program based on the Town's Code of Ethics and applicable New York State law, for all new and current officers, employees and elected officials of the Town; and be it further

RESOLVED that the Commissioner of Human Resources and the Town Attorney be and hereby are authorized to take such other action as may be necessary to effectuate the foregoing.

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Town Clerk Human Resources

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 AN AMENDMENT TO 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 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 item’s 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:

(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

(b) All other resolutions may be added only at the request of the Supervisor or 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.

I. Procedures related to Fiscal Impact Statements

In accordance with Chapter 24, Article XV, of the Town Code, the following shall apply:

(1) As referenced in Town Code Section 24-122(A), fiscal impact statements, when required under Section 24-113, shall be submitted through the electronic agenda management system no later than 5:00 p.m on the twelfth calendar day prior to the scheduled meeting at which the legislation is to be considered.

(2) As referenced in Town Code Section 24-122(C)(3), requests made by the Comptroller or his/her designee to the department head or member of the Town Board seeking additional

information or a detailed justification shall be in writing and made no later than 5 p.m. on the seventh calendar day prior to the scheduled meeting at which the legislation is to be considered.

(3) As referenced in Town Code Section 24-122(C)(3), a department head or member of the Town Board who has received a request for additional information or for a detailed justification from the Comptroller or his/her designee, shall respond to the Comptroller or his/her designee within two business days.

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. 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 AName of Speaker- document 1" etc.

G. For regularly scheduled meetings, there may be a period of public comment not exceeding 30 minutes in duration, except that the Supervisor, in his/her discretion, may extend such time limitation. This period of public comment shall occur prior to the announcement of changes in the Calendar, if any, or disposition of the Calendar. After adjournment, there shall be an additional period of public comment, the duration of which shall be determined by the Supervisor. Subject to the requirements of Article 9, Paragraph D, members of the public shall be permitted to address the Town Board on any subject not on the Calendar or under consideration at that meeting or hearing. No stenographic transcript of this public comment period is required.

H. The Town Board may invite and permit residents of the Town or other guests to participate in a meeting.

I. The Supervisor may designate an area or areas of the meeting room to be reserved for special guests, for witnesses, or for the news media.

J. The use of handheld sound or video recording devices by the public is allowed, unless the recording devices or their use interrupt and interfere with the orderly conduct of the meeting or with the ability of the public to hear or see the proceedings.

K. The Supervisor may order anyone who violates these Rules to leave the meeting room. If the person refuses to leave, the Supervisor may direct that any law enforcement officer present shall remove the offending person from the meeting room.

L. Effective February 25, 2014, Town Board meetings shall be broadcast and accessible on the Town of North Hempstead's website. Viewing will be made available via live video streaming at the time of the meeting.

NOW, THEREFORE, BE IT

RESOLVED that the Amendments to the Rules are hereby approved.

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

Ayes:

Nays:

^{1]} For a Town Board meeting scheduled on a Thursday, the third calendar day prior to the meeting shall be the preceding Monday. If the preceding Monday is a public holiday, the Town Attorney shall make the required information available no later than the preceding Tuesday at 2:00pm.

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

RESOLUTION NO. 482 - 2023

A RESOLUTION AMENDING RESOLUTION NO. 428-2023, ADOPTED JULY 11, 2023, AUTHORIZING THE USE OF CONTRACT BETWEEN THE TOWN OF ISLIP AND AMERICAN RECREATIONAL PRODUCTS, INC. FOR THE INSTALLATION OF A SHADE STRUCTURE AT WHITNEY POND PARK.

WHEREAS, pursuant to Resolution No. 428-2023, duly adopted on July 11, 2023, the Town Board authorized the use of an agreement between the Town of Islip, 655 Main Street, Islip, NY 11751 and American Recreational Products, 144-1 Remington Boulevard, Ronkonkoma NY 11779, (the “Agreement”) for the purchase and installation of a shade structure at Whitney Pond Park in Manhasset (the “Resolution”); and

WHEREAS, the Commissioner of Parks and Recreation has requested that the Resolution be amended to provide that the cost to the Town in utilizing the Agreement for the purchase and installation of the shade structure be increased to Twenty-Nine Thousand Three Hundred Thirteen and 12/100 Dollars (\$29,313.12) (the “Amendment”); and

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

NOW, THEREFORE, BE IT

RESOLVED that the Resolution be and hereby is amended to reflect the Amendment.

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney DOSA

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

RESOLUTION NO. 483 - 2023

A RESOLUTION AUTHORIZING AMENDMENTS TO THE TOWN OF NORTH HEMPSTEAD EMPLOYEE REIMBURSEMENT AND TRAVEL POLICY.

WHEREAS, the Town Board (the “Board”) of the Town of North Hempstead (the “Town”) has heretofore adopted an Employee Reimbursement and Travel Policy to set forth travel rules and regulations, including establishing limits for each type of business-related expense and providing instructions for the reimbursement of employee expenses (the “Policy”); and

WHEREAS, the Town’s Commissioner of Human Resources (the “Commissioner”) has requested authorization to amend the Policy in accordance with the proposed amendments set forth in the amended Policy annexed hereto as Schedule A (the “Amended Policy”); and

WHEREAS, the Board wishes to authorize the amendments and adopt the Amended Policy.

NOW, THEREFORE, BE IT

RESOLVED that the Town Board does hereby adopt the Amended Policy, as recommended by the Commissioner; and be it further

RESOLVED that a copy of said Policy shall be on file in the Office of the Town Attorney.

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Human Resources Comptroller



**Employee Reimbursement
and Travel Policy
(Amended 07/11/2023)**

Town of North Hempstead
Employee Reimbursement and Travel Policy

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Town of North Hempstead
Employee Reimbursement and Travel Policy

1.0 Purpose

The objective of this policy is to establish the Town of North Hempstead's (Town's) travel rules and regulations, including establishing limits for each type of business-related expense and providing instructions for reimbursing employee expenses. These reimbursable employee expenses are for travel and business expenses.

2.0 Revision History

Date	Rev. No.	Change	Ref Section
01/29/2013	1.0	New Procedure	Not Applicable
04/04/2023	2.0	Meals	13.0-Meals

3.0 Persons Affected

All employees authorized by the Town Supervisor or Deputy Supervisor to travel for conferences, non-conference official travel, training or business meetings.

Department Heads authorizing business expenses for hospitality, working meals and business luncheons or dinners.

4.1 Policy

The policy of the Town is to ensure that:

- Employees obtain appropriate approvals prior to traveling, including travel to conferences and non-conference official travel, and exceptions or waivers are justified and necessary.
- All charges are actual, reasonable and necessary. Every effort is made by employees to minimize the cost of travel and other business expenses to the Town and its constituents.
- Employees are not in a travel status any longer than assignments require.
- The official station of each employee is designated in the best interests of the Town.
- The most economical method of transportation whether air, bus, Town or personally owned or rental vehicle is used.

Town of North Hempstead
Employee Reimbursement and Travel Policy

5.1 Responsibilities

The Town Board is responsible for adopting the policy and approving all significant policy revisions. The Town Supervisor or Deputy Supervisor must give prior authorization for all overnight travel. Annually, the Town Board shall review and update this policy and provide per diem meal allowances.

Department Heads are responsible for:

- ✓ Communicating the policy to all employees who travel on official business and attend business meals
- ✓ Designating the official station of each employee
- ✓ Authorizing travel that provides a direct benefit to the Town
- ✓ Ensuring employees obtain appropriate approvals prior to traveling
- ✓ Ensuring compliance to the policy including following the authorized limits
- ✓ Ensuring the *Travel Claim* and *Employee Reimbursement Claim* is complete and all invoices/other supporting documentation are attached to the claim forms
- ✓ Enforcing the timely submission of *Travel* and *Employee Reimbursement Claims*

Employees are responsible for:

- ✓ Obtaining pre-approval for all travel including conferences, meetings and training
- ✓ Ensuring they comply with the policy
- ✓ Following the authorization limits
- ✓ Obtaining required receipts or documentation
- ✓ Ensuring the *Exemption Certificate (ST-129)* is used for hotel stays in New York State
- ✓ Submitting *Travel Claims* and *Employee Reimbursement Claims* timely

The Comptroller is responsible for:

- ✓ Communicating the policy and any changes to Department Heads
- ✓ Recommending policy changes to the Town Board
- ✓ Performing a timely and adequate audit of travel claims prior to paying such claims
- ✓ Monitoring compliance with policy

6.0 Official Station

The official station is the employee's usual work location. The official station is designated by the Department Head and must be in the best interest of the

Town of North Hempstead
Employee Reimbursement and Travel Policy

Town. The purpose of an official station is to establish when the employee is in travel status and eligible for reimbursement of travel expenses. Travel between the employee's home and the official station is considered commuting and is not reimbursable. The employee's home is considered to be in the city or town in which the employee primarily resides when working at their official station.

7.0 Determining Travel Status

Employees are in travel status when they are more than 50 miles from both their official station and their home. Employees must travel at least 50 miles away from home (or their work station) in order to be eligible for overnight expenses. Employees must obtain appropriate approvals prior to traveling on the assignment. The expense of meals or lodging within the proximity of the official station will not be reimbursed.

8.1 Travel in Proximity of Official Station or Home

Employees assigned to work at an alternate work location which is less than 50 miles from their home or official work location are not in travel status, but rather are traveling in proximity of their official work station. These employees when using a personal vehicle are entitled to reimbursement of transportation expenses associated with travel:

- from home to an alternate work location
- between the official station and an alternate work location
- between alternate work locations
- from an alternate work location to the employee's home

When travel is from an employee's home to an alternate work location, or from an alternate work location to home, at a minimum, transportation expenses are reimbursed at the Internal Revenue Service (IRS) mileage rate using the lesser of:

1. Mileage between the employee's home and alternate work location, or
2. Mileage between the employee's official station and the alternate work location,

This reimbursement method is called the "lesser of mileage rule."

When travel is between an employee's official station and an alternate work location, or between two or more alternate work locations, transportation expenses are reimbursed by payment for the actual mileage between such locations, times the IRS mileage reimbursement rate. No transportation costs will be allowed between any employee's home and their official station. See **Attachment F** for examples of the application of the "lesser of mileage rule."

Town of North Hempstead
Employee Reimbursement and Travel Policy

9.0 Approval Process for Overnight Travel, Conferences, and Training

Employees submit requests for conference travel by completing a *Travel Request Form (Attachment A)* and forwarding it their Department Heads for approval. Department Heads submit approved forms to the Town Supervisor or Deputy Supervisor for approval. Any other overnight travel, including travel for non-conference official travel, training and business meetings, require Town Supervisor or Deputy Supervisor approval. Employees should follow the same approval process as for conferences.

10.0 Conference and Non- Conference Official Travel

General Municipal Law, section 77-b (3) authorizes local governments to pay for the actual and necessary expenses of travel, meals, lodging, registration fees, and tuition fees incurred by employees while attending conferences. A “conference” is defined as a convention, conference, or training conducted for the betterment of any local government. A conference also includes any convention or conference of employees who are firefighters or officers, if believed to be of benefit to any local government. The Town Supervisor or Deputy Supervisor must give prior authorization for conference travel.

In addition, the Town Board authorizes the actual and necessary expenses for non-conference official travel to be reimbursed.

As a general rule a particular expense may be considered ‘actual and necessary’ if: (1) an expenditure was actually made; (2) the item was necessarily incurred for an authorized purpose; and (3) the expense was in an amount no greater than necessary. The law also provides that conference travel must be for official business and must be made utilizing a cost-effective and reasonable method of travel. Accordingly, accommodations should be selected utilizing the most cost-effective and reasonable options available. Spending lavishly on deluxe hotels, extravagant meals, and expensive transportation methods are not expenses that are necessary and therefore not an appropriate use of public funds.

For meal expenses only, General Municipal Law authorizes the Town Board to provide for a meal allowance instead of actual and necessary meal expenses when employees travel on official business. After careful consideration, including the cost of meals in the areas in which employees typically travel, the Town has adopted a meal allowance for this purpose. For additional information refer to **Section 13.0 Meals**.

Town of North Hempstead
Employee Reimbursement and Travel Policy

11.0 Travel Agent Services (Lodging, Airfare, Train and Car Rental)

The New York State Office of General Services (OGS) has contracts for lodging, airfare, car rentals, and centralized travel agent services, both statewide and regional. The Town may use the contract for Travel Agent Services for lodging, airfare, Amtrak and car rentals. In order to use these services employees must obtain a *Purchase Order* prior to travel. *Purchase Orders* are accepted for all reservations with the exception of lodging. Employees make the reservation for lodging with their own credit card after contacting OGS for the lodging rates. Employees may be required to show Town identification at check in. Employees should contact the Purchasing Department for more information. Information on the Travel Agent Services contract is available at <http://ogs.ny.gov/procurement/new-york-state-travel-contracts>

12.0 Lodging

Each day the employee is in overnight travel status, the employee is eligible for reimbursement for lodging and meals.

Lodging for conference travel is reimbursed for actual and necessary expenses incurred at the hotel hosting the conference. Once conference travel is authorized by the Town Board employees may book their own lodging at the Conference Hotel on their personal credit card. Employees are required to submit receipts with their *Travel Claim* within 20 days of their return for reimbursement.

For lodging other than while attending a conference contact OGS as indicated above. OGS recommends that lodging reservations be booked through an authorized State travel agent contractor responsible for booking the lowest applicable and available hotel rates as travel agents are often aware of additional promotions and options. OGS uses a state government sponsored nationwide lodging program that contains a searchable data base of qualified lodging facilities at The United States General Administration (GSA) per diem rates or below for state and political subdivision employees traveling on official business.

For all lodging employees should ask for the “government rate” when making hotel reservations. Any upgrade is at the employee’s expense. For travel within New York State, a Tax [Exemption Certificate \(ST-129\)](#) should be used. See **Section 20.0 Standardized Forms – Attachment E- Exemption Certificate** below for more information and the web address for the fillable form.

Town of North Hempstead
Employee Reimbursement and Travel Policy

13.0 Meals

General Municipal Law, section 77-c authorizes the Town Board to provide for a reasonable meal allowance instead of paying for actual and necessary meal expenses for employees who are traveling on official business.

The Town has adopted the *Per Diem Meal Allowance Method* for the reimbursement of meal expenses for employees who travel on official business. This method does not require the employee to produce receipts for their meals. The employee is paid the meal per diem allowance regardless of what the employee actually spent on his or her meal.

The Town utilizes the Per Diem Rates set forth by the United States General Services Administration for the Fiscal Year and City/State of the destination of the authorized travel. The current fiscal year per diem rates may be found on the official website for the US GSA at:

<https://www.gsa.gov/travel/plan-book/per-diem-rates>.

Incidental expenses include tips to bellmen, porters, hotel maids, etc.

The first and last calendar day of travel is calculated at 75% of the GSA Per Diem rate for the location of travel.

Any amount spent over the meal allowance is at the employee's expense. For example, an employee spends one night in a hotel for training and is eligible for one dinner, breakfast, and lunch with a meal allowance of \$46. The employee is not required to submit meal receipts and spends \$75. The employee should be reimbursed the per diem allowance of \$46.

When meals are included in the conference fee, employees will not be reimbursed for those meals.

Town of North Hempstead
Employee Reimbursement and Travel Policy

14.0 Transportation

Common Carrier

Travelers should use the most efficient and cost effective method of transportation available. Often times, this means using a common carrier such as a train, bus, taxicab or airplane. This is especially true when traveling between Albany and New York. Where possible, travel should be scheduled using OGS contracts (discussed above), coach accommodations and excursion fares. Employees should obtain the lowest cost coach accommodations available. When choosing a method of transportation several factors should be considered: distance being traveled; travel time; number of travelers; number of locations to be visited; type of transportation available and employee salaries and overtime.

When a common carrier is available but a more expensive method is chosen without sufficient justification, the Town may reimburse only the common carrier rate. If a trip is cancelled at the direction of the Town, the traveler will not be responsible for any costs incurred. If cancelled for the traveler's convenience, he/she may be responsible for any costs.

Charges for traveling by common carrier between a transportation terminal (airport, bus or train station) and home or official station may be incurred and are reimbursable for actual costs. Personal car mileage is reimbursable in accordance with IRS rules.

Town Vehicle

If available, Town vehicles should always be considered when the use of an automobile is required. Gasoline and other necessary expenses will be reimbursed. Contact the Administrative Services Department for availability of cars. Department Heads must approve the use of a Town vehicle prior to requesting a car.

Personal Vehicle Mileage Rates

A personal vehicle may be used when a Town vehicle is not available. The IRS establishes reimbursement rates for miles traveled by employees while using their personal vehicles for business reasons. The Town uses this rate in establishing the mileage allowance rate. The current mileage reimbursement rate can be found on the IRS website at www.irs.gov. Search for the standard mileage rate. A mileage rate is used in lieu of the payment of actual and necessary expenses (such as gas, oil, and wear and tear on the vehicle)

Town of North Hempstead
Employee Reimbursement and Travel Policy

associated with the use of a personal vehicle for official travel. Therefore, travelers will not be reimbursed for gas purchased for their personal vehicle when they are reimbursed using a mileage rate. The IRS mileage rate is periodically updated based on the overall cost of automobile transportation. All reasonable and necessary parking and toll charges will be reimbursed.

Employees must document the date and time they left their home (or work site) and the date and time they returned. See **Attachment D – Car Allowance Certificate**.

Rental Vehicle

When a rental vehicle is necessary or prudent the OGS contract for Travel Agent Services discussed above should be used. Refer to **Section 11.0 Travel Agent Services**. Any gasoline purchases and other direct costs associated with the vehicle will be reimbursed. It is recommended that the traveler purchase the collision damage waiver. In case of accidents, travelers should notify the Town immediately to file a claim.

15.1 Exceptions to Maximum Rates

Occasionally, exceptions to maximum lodging and meal rates should be allowed to accommodate special circumstances. Employees may obtain approval to exceed general maximum rates under certain circumstances. These circumstances commonly occur when:

- Lodging is unavailable at or below the maximum rate or lodging cannot be found reasonably close to the traveler's destination. This may occur during peak vacation periods in tourist areas or in other heavily traveled areas.
- Special needs of specific travelers may necessitate increased expenses, i.e., special dietary restrictions, health concerns, or handicapped access.

Any exception to the maximum travel rates should be approved before the expense is incurred. Ideally, this should occur when travel is initially approved by the Town Board.

16.0 Reimbursable Expenses

The following business travel expenses are eligible for reimbursement:

Town of North Hempstead
Employee Reimbursement and Travel Policy

Eligible	Not Eligible
Meals	Alcoholic Beverages
Lodging	In-room movies and mini bar charges
Air, Train and Rental Cars	Laundry, valet services
Internet connect fees	Newspapers and magazines
Baggage transfer and storage expenses	Spa and gym charges
	Traffic violation fees
	Sightseeing and golf outings
	Sports events/Concerts/Shows
	Entertainment

17.0 Extension of Travel for Personal Reasons

Employees may extend travel for personal reasons beyond the time needed to attend conferences, subject to the employee charging the personal time to leave credits, as appropriate. Personal travel expenses, however, must be paid by the traveler and not by the Town. Personal travel expenses (incurred before, during, or after official travel status) should not be billed to the Town, nor claimed for reimbursement by the traveler. Only actual and necessary travel expenses properly incurred while attending the conference may be billed or claimed for reimbursement.

18.0 Travel Expenses of Non-Employees

Employees are allowed to bring their spouses or other non-employees while traveling for conference purposes. Any transportation, lodging, or other expenses for spouses or other non-employees must be paid by the traveling employee or the extra traveler. If the room rate is higher than it would have been if the employee was traveling alone (i.e., upgrading from a \$128 single-occupancy room rate to a \$168 double-occupancy room rate), the employee may only be reimbursed for the single rate amount.

19.0 Business Expenses (Non–Travel)

Town moneys to provide food and refreshments, as necessary, at Town meetings and functions, are allowed under certain circumstances including; hospitality, working meals, and business meetings when prudent business practice is exercised.

Hospitality (Food and Refreshments at Meetings and Functions)

Town of North Hempstead Employee Reimbursement and Travel Policy

There are occasions when the Town may provide hospitality to community audiences to support the Town. As with other Town expenditures, the Department Head must exercise prudent business judgment in reviewing proposed expenditures for meals and refreshments based on their reasonableness, benefit to the Town, budget, and the availability of funds.

Working Meals

Meals can be provided only at meetings at which employees are conducting Town business and cannot take time off to eat. A pressing need to complete the business at hand has to exist for the meal to be reimbursable. Business must be actively conducted during the meal period in a clear business setting usually at a Town location.

In keeping with the Town's Collective Bargaining Agreement, and Civil Service Employees Association, the maximum amount reimbursable per employee for a working meal is \$11.00. Employees need to have worked more than 11 hours continuously with lunch breaks included to be reimbursed.

Employees should document meeting attendees and the pressing business need on the ***Attachment C - Employee Reimbursement Claim*** form.

Business Luncheon or Dinner

Where meals are consumed at a business luncheon, or dinner, they are reimbursable within the discretion of the Department Head if they promote Town interests. Alcoholic beverages may not be paid by the Town. Gratuities may be made up to approximately 15% of the bill.

Employees should document who attends each meeting or event and why incurring the cost of the meals or refreshments were necessary to conduct Town business on the ***Attachment - C Employee Reimbursement Claim*** form.

20.1 Standardized Forms

Employee Travel and Expense Reimbursement Claim (*Attachment B*)

Once an employee has returned from his or her travel, an itemized claim must be submitted for audit and payment. Claim forms are available on the Town intranet. The claim should be submitted within 20 days of travel and include sufficient information for the claims auditor or Comptroller to determine whether it represents a lawful and proper charge. The claim must be certified

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Employee Reimbursement and Travel Policy

(signed) by the employee. The required documentation for travel claims generally should include:

- Purpose of Travel.
- Destination - including the county and city.
- Lodging charges – dates and amounts for hotel charges and method of payment of such charges.
- Meals – dates and per diem.
- A copy of the approval form for travel or conference attendance (and if the traveler is exceeding the general maximum rates set forth in the travel policy, authorization to do so).
- Mileage (use of personal vehicle) – should indicate the departure and arrival points for travel, the date and time of departure and arrival for all legs of the trip, and the mileage between all departure and arrival points.
- Other transportation costs – dates and amounts for rental cars, taxi fares, tolls and parking fees.
- Other actual and necessary expenses – a description and the amount or any other actual expenses necessarily incurred by the traveler in connection with the official travel, for example, conference registration fees.
- If the travel is for a conference, a certification of attendance and/or completion, if applicable.
- Cross-references to other claims if the total travel claim is spread among multiple claims.
- **Original receipts** for all actual and necessary expenses claimed. This includes:

Business Expense	Documentation Required
Lodging	Name and location of the hotel, dates you stayed there, separate amounts for lodging, meals and telephone calls
Conference Fees	Invoice, Certificate of Attendance
Air and Train	The passenger's portion of the airline ticket or an e-ticket, Boarding passes
Bus	Receipt with date of the expense
Rental car	Receipt with date of the expense
Meals	Receipts are not required.

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Tolls, Parking and Taxi Fares	Receipts with date of the expense.
-------------------------------	------------------------------------

These receipts should be provided regardless of the method of payment (purchase order, or the traveler's own money). Credit card receipts are not sufficient evidence of payment. An itemized receipt from the hotel or restaurant is required. Most credit card companies provide customers accessing their accounts online the ability to print out an itemized receipt.

Adequate Documentation (Travel)

Employees incurring an expense are accountable to ensure that reimbursement for travel is supported by a reasonable and valid invoice or other appropriate documentation. IRS rules require employees have documentary evidence, such as receipts, canceled checks, or bills, to support their expenses.

Canceled Check

A canceled check, together with a bill from the payee, ordinarily establishes the cost. However, a canceled check by itself does not prove a business expense without other evidence to show that it was for a business purpose. Canceled checks submitted as a proof of payment with claims should include a copy of both sides of the check.

Employee Reimbursement Claim (Attachment C)

Employee Reimbursement Claims are available to all employees for reimbursement of business meals and refreshments. It is important to provide all required information in order to ensure a timely audit and payment of the reimbursement claim. Fillable forms are available on the Town intranet search by Depts.> Comptroller> Documents.

Adequate Documentation Business Expenses (Non-Travel)

Documentary evidence ordinarily will be considered adequate if it shows the amount, date, place, and essential character of the expense. A restaurant receipt is enough to prove an expense for a business meal if it has all of the following information:

- The name and location of the restaurant.
- The names and number of people served.
- The date and amount of the expense.

Town of North Hempstead Employee Reimbursement and Travel Policy

Employees should document who attends each meeting or event and why incurring the cost of the meals or refreshments was necessary to conduct Town business. The business reason for the meeting should be clearly documented on the claim. If a charge is made for items other than food and beverages, the receipt must show that this is the case.

NYS Exemption Certificate (Attachment E)

Employees should use a tax exemption certificate when they travel. Town employees are exempt from paying State tax on hotel occupancy purchased within New York State while on official business. Form ST-129 (Exemption Certificate) should be presented to hotels upon registration. A fillable form is available at www.tax.ny.gov/pdf/current_forms/st/st129_fill_in.pdf

21.1 Failing to Adhere to Policy and Proper Procedures

Employees who travel or incur employee expenses must be aware of employee reimbursement and travel policy requirements and they must understand the consequences of the failure to meet these requirements. Improper claims for employee and travel expenses may result in the following among other things:

- Denial of reimbursement to employees who do not submit required and appropriate documentation of expenses incurred sufficient to enable the proper audit of the claim for reimbursement.
- Denial of reimbursement for expenses incurred that are not actual and necessary and incurred in connection with the properly authorized official travel or business meal.

22.1 Auditing Travel/Conference Claims

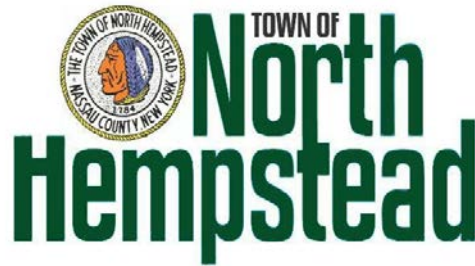
The audit of travel and conference claims is required by law and is an essential internal control for ensuring that travel policy requirements are consistently met by all employees. The claims auditing process involves reviewing information contained in the claim packet, including appropriate approvals, travel forms, receipts, and other documentation to ensure that the claim represents a lawful charge against the Town. The claims auditor will look for completeness, accuracy, and original documentation. The general questions described below should be included in every examination of travel claims.

- Was the travel approved? The *Travel Request Form* should be attached.
- Is the travel or mileage reimbursement form attached, completed and signed by the traveler?
- Is the math correct on the travel form?

Town of North Hempstead
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- Is there sales tax included in hotel charges?
- Is there conference or training information, if applicable, that includes dates, times, and location?
- Do the conference or training dates correspond to the travel dates and expenses incurred by the traveler?
- Is there proof that the traveler attended the conference, training, or meeting (i.e., certification of attendance and/or completion, documentation of the meeting purpose and attendees, etc.)?
- Are original receipts attached for all expenses that are being sought for reimbursement? (Original receipts should be attached for all charges, except per diem meal allowance expenses, including those to your credit cards.)
- Is the claim sufficiently itemized?
- Do the expenses incurred exceed the government rate for lodging and the meal per diem allowance set in this policy?

Attachment A – Travel Request Form



Travel Request Form

Employee Name: _____ Date: _____

Department: _____

Business Purpose of Travel: _____

Place: _____

Date(s): _____

Estimated Cost: _____

Signed by: _____ Date: _____

Approved by:

Town Supervisor or Deputy Supervisor:

Date: _____

Clear Form

Employee Travel and Expense Reimbursement Claim

Account Code	Amount
Originating Department:	
Payee Name (Last, First, MI):	
Address:	City: State: Zip:
Official Station/Work Location:	
Destination:	Purpose of Travel or Employee Expense:
Date & Time of Departure:	Date & Time of Return:
Are there other claims being submitted with this expense? If yes, indicate the other claim number.	

Transportation Expenses:	Cost
Common Carrier (airfare, train, bus):	
Car Rental:	
Fuel:	
Personal Car Mileage (attach Car Allowance Certificate): Miles X \$ IRS rate	
Parking:	
Tolls:	
Taxi/Subway/Ferry:	
Lodging Expenses: Day(s) at \$ per diem	
Meal Expenses: Day(s) at \$ per diem	
First and /or Last Day of Travel: Day(s) at \$ per diem	
Registration / Conference Fees:	
Miscellaneous (list and explain):	
Total	

CLAIMANT'S CERTIFICATION (PLEASE READ CAREFULLY BEFORE SIGNING)

I HEREBY CERTIFY THAT:

1. This claim is just, true, and correct, and the amounts set forth were actually and necessarily expended for the benefit of the TOWN OF NORTH HEMPSTEAD.
2. No taxes from which the Town of North Hempstead is exempt have been included in this claim.
3. No part of this claim represents a charge for alcoholic beverages.
4. The monies expended were from my own funds, and I have not been reimbursed nor do I expect to be reimbursed from any other source.

Claimant's Signature	Title	Date
I HEREBY AUDIT AND ALLOW THIS CLAIM FOR THE SUM OF \$ _____ AND ORDER WARRANT DRAWN AGAINST FUND OR ACCOUNT INDICATED ABOVE.		I hereby approve this claim in reimbursement of expenses properly incurred on behalf of THE TOWN OF NORTH HEMPSTEAD as above.
TOWN COMPTROLLER	DATE	TOWN OFFICIAL OR DEPARTMENT HEAD DATE
		Printed Name



TOWN OF NORTH HEMPSTEAD

EMPLOYEE REIMBURSEMENT CLAIM

Claimant	
Address	
City and State	Zip
Department	

Dept. Charged
Authority

Claim must be filed within 20 days

Date of Expense	- ITEMIZATION - BE SURE TO ATTACH RECEIPTS AND OTHER DOCUMENTATION IN SUPPORT OF EACH ITEM	AMOUNT	
	SUB-TOTAL		
	REDUCE CLAIM BY ANY N.Y.S. AND LOCAL SALES TAX INCLUDED ABOVE		
	NET CLAIM		

CLAIMANT'S CERTIFICATION

(PLEASE READ CAREFULLY BEFORE SIGNING)

I HEREBY CERTIFY THAT:

1. This claim is just, true, and correct, and the amounts set forth were actually and necessarily expended for the benefit of the TOWN OF N. HEMPSTEAD.
2. No taxes from which the Town of North Hempstead is exempt have been included in this claim.
3. No part of this claim represents a charge for alcoholic beverages.
4. The monies expended were from my own funds, and I have not been reimbursed nor do I expect to be reimbursed from any other source.

X

TOWN COMPTROLLER

TITLE

DATE

I HEREBY AUDIT AND ALLOW THIS CLAIM FOR THE SUM OF \$ _____ AND ORDER WARRANT DRAWN AGAINST FUND OR ACCOUNT INDICATED ABOVE.

DATE _____

TOWN COMPTROLLER

I hereby approve this claim in reimbursement of expenses properly incurred on behalf of THE TOWN OF NORTH HEMPSTEAD as above.

SIGNED

TOWN OFFICIAL OR DEPARTMENT HEAD _____

TOWN OF NORTH HEMPSTEAD

CAR ALLOWANCE CERTIFICATE

Name: _____ Dept.: _____

Home: _____

Work: _____ Normal
Commute: _____

[illegible]

This is to certify that I have used my car to the above designated points in the interests of the TOWN OF N. H. and that use of a public conveyance or carrier was not available; It was the most economical mode of travel for the purposes involved; that the miles shown below were in connection with the business of this department and exclude transportation from my home to the office or place assigned to work and return. No mileage is claimed from home to the first call or from last call to home, except when the distance is greater than from home to the office, in which case the distance between home and office has been deducted from the mileage charged.



Exemption Certificate

Tax on occupancy of hotel or motel rooms

ST-129

(2/18)

This form may only be used by government employees of the United States, New York State, or political subdivisions of New York State.

Name of hotel or motel		Dates of occupancy	
		From:	To:
Address (number and street)	City	State	ZIP code
			Country

Certification: I certify that I am an employee of the department, agency, or instrumentality of New York State, the United States government, or the political subdivision of New York State indicated below; that the charges for the occupancy of the above business on the dates listed have been or will be paid for by that governmental entity; and that these charges are incurred in the performance of my official duties as an employee of that governmental entity. I certify that the above statements are true, complete, and correct, and that no material information has been omitted. I make these statements and issue this exemption certificate with the knowledge that this document provides evidence that state and local sales or use taxes do not apply to a transaction or transactions for which I tendered this document, and that willfully issuing this document with the intent to evade any such tax may constitute a felony or other crime under New York State Law, punishable by a substantial fine and a possible jail sentence. I understand that the vendor is a trustee for, and on account of, New York State and any locality with respect to any state or local sales or use tax the vendor is required to collect from me; that the vendor is required to collect such taxes from me unless I properly furnish this certificate to the vendor; and that the vendor must retain this certificate and make it available to the Tax Department upon request. I also understand that the Tax Department is authorized to investigate the validity of tax exemptions claimed and the accuracy of any information entered on this document.

Governmental entity (federal, state, or local)		Agency, department, or division	
Employee name (print or type)	Employee title	Employee signature	Date prepared

Instructions

Who may use this certificate

If you are an employee of an entity of New York State or the United States government and you are on official New York State or federal government business and staying in a hotel or motel, you may use this form to certify the exemption from paying state-administered New York State and local sales taxes (including the \$1.50 hotel unit fee in New York City).

New York State governmental entities include any of its agencies, instrumentalities, public corporations, or political subdivisions.

Agencies and instrumentalities include any authority, commission, or independent board created by an act of the New York State Legislature for a public purpose. Examples include:

- New York State Department of Taxation and Finance
- New York State Department of Education

Public corporations include municipal, district, or public benefit corporations chartered by the New York State Legislature for a public purpose or in accordance with an agreement or compact with another state. Examples include:

- Empire State Development Corporation
- New York State Canal Corporation
- Industrial Development Agencies and Authorities

Political subdivisions include counties, cities, towns, villages, and school districts.

The United States of America and its agencies and instrumentalities are also exempt from paying New York State sales tax. Examples include:

- United States Department of State
- Internal Revenue Service

Other states of the United States and their agencies and political subdivisions **do not** qualify for sales tax exemption. Examples include:

- the city of Boston
- the state of Vermont

To the government representative or employee renting the room

Complete all information requested on the form. Give the completed Form ST-129 to the operator of the hotel or motel upon check in or when you are checking out. You must also provide the operator with proper identification. Sign and date the exemption certificate. You may pay your bill with cash, a personal check or credit/debit card, or a government-issued voucher or credit card.

Note: If you stay at more than one location while on official business, you must complete an exemption certificate for each location. If you are in a group traveling on official business, each person must complete a separate exemption certificate and give it to the hotel or motel operator.

To the hotel or motel operator

Keep the completed Form ST-129 as evidence of exempt occupancy by New York State and federal government employees who are on official business and staying at your place of business. The certificate should be presented to you when the occupant checks in or upon checkout. The certificate must be presented no later than 90 days after the last day of the first period of occupancy. If you accept this certificate after 90 days, you have the burden of proving the occupancy was exempt. You must keep this certificate for at least three years after the later of:

- the due date of the last sales tax return to which this exemption certificate applies; or
- the date when you filed the return.

This exemption certificate is valid if the government employee is paying with one of the following:

- cash
- personal check or credit/debit card
- government-issued voucher or credit card

Do not accept this certificate unless the employee presenting it shows appropriate and satisfactory identification.

Note: New York State and the United States government are not subject to locally imposed and administered hotel occupancy taxes, also known as *local bed taxes*.

Substantial penalties will result from misuse of this certificate.

Attachment F - The Lesser of Mileage Rule

The following are three examples of the application of the "lesser of mileage rule."

Example 1:

An employee is traveling to an alternate work location less than 50 miles from his/her home and less than 50 miles from his/her official station. The employee returns home from the alternate work location, without reporting to his/her official station. This employee is **NOT** in travel status. However, at a minimum the employee should be reimbursed following the "lesser of mileage rule." The distance from home to the alternate work location is 25 miles and the distance from the employee's official station to the alternate work location is 15 miles. The employee will receive mileage reimbursement from his/her official station to his/her alternate work location (15 miles). The "lesser of mileage rule" will also apply to the return trip home.

Example 2:

An employee is traveling to multiple work locations all within 50 miles of his/her home and official station. This employee is **NOT** in travel status. However, at a minimum, the employee should be reimbursed following the "lesser of mileage rule". In addition, the employee should be reimbursed actual mileage between each additional alternate work location (e.g. 1 to 2, 2 to 3). Therefore, in this example, the employee would be entitled to reimbursement for mileage between Home and Alt 1, Alt 1 and Alt 2, Alt 2 and Alt 3, and Alt 3 and Official Station. The employee would not be entitled to reimbursement for mileage between his/her home and his/her official station because this is considered the employee's normal commute.

Example 3:

An employee is traveling to 3 alternate work locations, one of which is more than 50 miles from both the employee's home and official station. The employee returns home from the last alternate work location, without reporting to his/her official station. Since the employee traveled to a location beyond 50 miles from home and official station, the employee is now in travel status and is entitled to actual mileage. Therefore, in this example, the employee would be entitled to reimbursement for actual mileage between Home and Alt 1, Alt 1 and Alt 2, Alt 2 and Alt 3, and Alt 3 and Home.

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

RESOLUTION NO. 484 - 2023

A RESOLUTION APPROVING THE USE OF HARBOR LINKS GOLF COURSE FOR A GOLF OUTING TO BE HELD BY THE NASSAU COUNTY POLICE CONFERENCE.

WHEREAS, the Nassau County Police Conference wishes to hold a golf outing at the Town's Harbor Links Golf Course ("Harbor Links"), Port Washington on Tuesday, October 3, 2023; and

WHEREAS, the Town's current agreement regarding the operation and use of Harbor Links only allows for golf outings be held on Mondays; and

WHEREAS, this Board finds it in the best interests of the Town to authorize the Nassau County Policy Conference to hold their golf outing on Tuesday, October 3, 2023 in accordance with all customary rules and regulations of all golf outings which are held at Harbor Links.

NOW, THEREFORE, BE IT

RESOLVED that the Nassau County Police Conference is authorized to hold a golf outing at Harbor Links on Tuesday, October 3, 2023.

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Comptroller Parks & Rec

PROPOSED RESOLUTION

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

RESOLUTION NO. - 2023

A RESOLUTION AUTHORIZING AN AMENDMENT TO 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 amend subsection (B) of Article 4 of the Rules to read as follows:

B. Time of Meetings.

(i) 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.

(ii) In addition to all regular meetings scheduled by the Town Board, the Town Board shall hold a meeting on the Tuesday immediately following each regular meeting of the Town Board for the sole purpose of conducting public hearings required to be held by applicable law for items to be determined by the Town Board (hereinafter “Required Public Hearings”) and for the determination of such items. If the Tuesday upon which such meeting is to be held falls upon a public holiday recognized by the Town or a religious holiday, such meeting will be held on the Tuesday immediately following such Tuesday. Required Public Hearings shall only be held at meetings designated by this provision for the conduct of such hearings and shall not be held at regular Town Board meetings, unless otherwise directed by resolution of the Town Board. For purposes of this Section 4(B)(ii), the annual hearing on the preliminary budget of the Town shall not be considered a Required Public Hearing. This Section 4(B)(ii) shall not require the conduct of an additional meeting for Required Public Hearings after a special or emergency meeting.

(the “Amendment”).

NOW, THEREFORE, BE IT

RESOLVED that the Amendment to the Rules is hereby approved; and be it further

RESOLVED that the Amendment shall become effective such that the first meeting required by this provision shall follow the regular meeting established for the month of November 2023.

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Adhami, Councilperson Walsh, Supervisor DeSena.

Nays: Councilperson Dalimonte, Councilperson Lurvey, Councilperson Troiano, Councilperson Zuckerman.

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

RESOLUTION NO. 485 - 2023

A RESOLUTION AUTHORIZING CERTAIN SUPERVISORY ARRANGEMENTS CONCERNING PERSONNEL OF THE DEPARTMENT OF PARKS AND RECREATION IN ACCORDANCE WITH CHAPTER 16B OF THE TOWN CODE.

WHEREAS, the Town has previously adopted Chapter 16B of the Town Code of the Town of North Hempstead entitled “Anti-Nepotism” (the “Anti-Nepotism Law”), which, among other things, prohibits Town officers and employees from supervising relatives employed by the Town; and

WHEREAS, the Anti-Nepotism Law allows officers and employees to supervise a relative with the approval of the Town Board; and

WHEREAS, it has requested that this Board authorize the following persons to work at the same locations or departments as their relatives, even though their working at the same location may create an indirect supervisory relationship:

Name	Title	Location
Jon David Zebitsch	Lifeguard I	Clinton G Martin
Samantha Zebitsch	Lifeguard I	Clinton G Martin
Grace Byrne	Lifeguard I	Clinton G Martin
Claire Takes	Lifeguard I	Michal J Tully
Grace Tumulty	Attendant	Clinton G Martin
Brendan Tumulty	Lifeguard I	Clinton G Martin
Warren Sanger	Lifeguard I	Manorhaven
Victoria Sanger	Lifeguard I	Manorhaven
Philip Barsky	Attendant	Michael J Tully
Christine Roberts	Law Clerk	Tully Admin
Karl-Heikki Joks	Lifeguard I	Manorhaven
Markus-Aare Joks	Lifeguard I	Michael J Tully

Mason Yiu
Logan Yiu

Lifeguard I
Lifeguard I

Michael J Tully
Clinton G Martin

WHEREAS, it has been represented to this Board that allowing these indirect supervisory arrangements to exist is essential to the successful operation of the Town's parks, pools and other operations for the summer season and that any indirect supervision will be minor and will not involve the formation or execution of policy at the Town facilities; and

WHEREAS, the Town Board finds it in the best interests of the Town to authorize the above persons to work at the same locations as their relatives as described above, in accordance with the authority given to it under the Anti-Nepotism Law.

NOW, THEREFORE, BE IT

RESOLVED that the indirect supervisory arrangements described in this resolution be and hereby are authorized; and be it further

RESOLVED that the Town Board's authorization as described in this Resolution shall expire on September 15, 2023.

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney Comptroller Parks

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

RESOLUTION NO. 486 - 2023

A RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FROM THE PART TOWN CAPITAL PROJECTS RESERVE FUND.

THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD, IN THE COUNTY OF NASSAU, NEW YORK, HEREBY RESOLVES AS FOLLOWS:

Section 1. The Town of North Hempstead, in the County of Nassau, New York (herein called the “Town”), is hereby authorized to expend an amount not in excess of \$30,060.00 currently available in the Town’s part-Town capital reserve fund entitled “Capital Reserve Fund - General Improvements,” heretofore established pursuant to a resolution of the Town Board duly adopted on January 2, 2002 (Resolution No. 27-2002) pursuant to Section 6-c of the New York General Municipal Law, for the purpose of providing funding for the purchase of one (1) vehicle for the Department of Public Safety.

Section 2. This resolution is subject to a permissive referendum and the Town Clerk is hereby authorized and directed to cause to be published, within ten (10) days after the adoption of this resolution, in full, in Newsday, a newspaper having a general circulation within said Town and hereby designated the official newspaper of the Town for such publication, a Notice in substantially the following form:

TOWN OF NORTH HEMPSTEAD, NEW YORK

PLEASE TAKE NOTICE that on August 8, 2023, the Town Board of the Town of North Hempstead, in the County of Nassau, New York, adopted a resolution entitled:

A RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FROM THE PART TOWN CAPITAL PROJECTS RESERVE FUND.

an abstract of such resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING said Town to expend an amount not in excess of \$30,060.00 currently available in the Town’s Part-Town capital reserve fund entitled “Capital Reserve Fund - General Improvements,” heretofore established pursuant to a resolution of the Town Board duly adopted on January 2, 2002 pursuant to Section 6-c of the New York General Municipal Law, for the purpose of providing funding for the purchase of one (1) vehicle for the Department of Public Safety; and

SECOND: DETERMINING that such resolution is subject to a permissive referendum.

DATED: August 8, 2023
Manhasset, New York

Ragini Srivastava
Town Clerk

Section 3. This resolution shall take effect immediately.

* * *

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

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

Nays: None.

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

RESOLUTION NO. 487 - 2023

A RESOLUTION CONSENTING TO THE ABANDONMENT OF A PORTION OF BREGMAN AVENUE IN NEW HYDE PARK PURSUANT TO SECTION 205 OF THE HIGHWAY LAW.

WHEREAS, under Highway Law §205(1), a Town highway or right-of-way ceases to be a highway and is deemed abandoned if it is not opened or worked within 6 years of its being dedicated to the use of the public, or laid out, or if it is not traveled or used as a highway for 6 years (the “Abandoned Highway”); and

WHEREAS, under Highway Law §205(1), the Town Superintendent of Highways (the “Highway Superintendent”) is authorized to issue and file in the Office of the Town Clerk a written description of an Abandoned Highway signed by the Highway Superintendent and members of this Board (the “Signed Description”), if the Highway Superintendent receives the written consent of this Board; and

WHEREAS, the highway or right-of-way known as Bregman Avenue between Soma Street and Union Turnpike in New Hyde Park, New York has never been traveled or used as a highway for 6 years; and

WHEREAS, the Highway Superintendent has requested that this Board acknowledge the abandonment of Bregman Avenue between Soma Street and Union Turnpike in New Hyde Park, and grant its written consent to the preparation issuance and filing with the Town Clerk of a Signed Description of Bregman Avenue between Soma Street and Union Turnpike in New Hyde Park; and

WHEREAS, this Board is desirous of acknowledging said abandonment and granting such written consent.

NOW, THEREFORE, BE IT

RESOLVED, that this Board acknowledges that the highway or right-of-way known as Bregman Avenue between Soma Street and Union Turnpike in New Hyde Park, New York, has never been traveled or used as a highway for 6 years, making it an abandoned highway pursuant to Highway Law §205 (1); and be it further

RESOLVED, that this Board hereby grants its written consent to the preparation and issuance by the Town’s Superintendent of Highways of a written description of Bregman Avenue between Soma Street and Union Turnpike in New Hyde Park, stating that Bregman Avenue between Soma Street and Union Turnpike

in New Hyde Park has been abandoned, and otherwise in such form and content as required by law and as the Superintendent may determine (the “Signed Description”); and be it further

RESOLVED, that it is hereby ordered that the Signed Description be filed in the Office of the Town Clerk, and that the Superintendent of Highways take such other action as may be necessary to effectuate the foregoing.

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

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 ESTABLISHING ADDITIONAL REQUIREMENTS RELATED TO FISCAL IMPACT STATEMENTS.

WHEREAS, the Town Board has adopted Article XV of Chapter 24 of the Town Code entitled “Fiscal Impact Statement”; and

WHEREAS, pursuant to that article, the Town Board is authorized to require additional information to be included in fiscal impact statements as well as provide for additional requirements related to such statements (the “Additional Information and Requirements”); and

WHEREAS, the Town Board wishes to establish the Additional Information and Requirements related to fiscal impact statements.

NOW, THEREFORE, BE IT

RESOLVED, that statements of fiscal impact shall be in the format and contain, in sum and substance, the information set forth in Schedule A annexed hereto; and be it further

RESOLVED, that the Department of Information Technology is authorized to create and implement an electronic version of Schedule A, and make such electronic version available for use by Town officials and departments within 5 business days of adoption of this resolution.

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

Ayes:

Nays:

cc: Town Attorney Comptroller IT All departments

SCHEDULE A

**FISCAL IMPACT STATEMENT
OF PROPOSED TOWN OF NORTH HEMPSTEAD TOWN BOARD ACTION**

A. Type of Legislation Resolution _____ Local Law _____ Ordinance _____		
B. Title of Proposed Legislation:		
C. Purpose of Proposed Legislation:		
D. Will the proposed legislation have a fiscal impact? Yes _____ No _____ (If no, please skip to section I)		
E. If the answer to section D is "yes", please complete the following: (1) Are the expenses budgeted in the annual operating budget or capital budget? Yes _____ No _____ If Yes, list budget code and amount: - Budget Code: _____ - Amount: \$ _____ (2) Will this require a budget amendment? Yes _____ No _____ If yes, list budget code funding will be transferred from: _____ and budget code funding will be transferred to: _____. List amount: \$ _____		
F. Will the item incur continuing costs beyond the budget year? Yes _____ No _____ If yes, describe the total Financial Cost of Funding over 5 Years:		
G. Proposed Original Source of Funding (mark as many as applicable) (1) Annual operating budget (2) Capital budget (3) Grant or other Revenue Source (list and describe)		
H. Timing of Impact (specify whether the impact is immediate or dependent on other legislation or budgetary matters):		
I. Type Name & Title of Preparer:	J. Signature of Preparer: _____	K. Date: _____
FOR COMPTROLLER USE ONLY		
L. Comptroller Staff Name & Title:	M. Signature of Comptroller Staff: _____	N. Date: _____

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

RESOLUTION NO. 488 - 2023

A RESOLUTION AUTHORIZING THE SETTLEMENT OF A CLAIM MADE BY THE TOWN OF NORTH HEMPSTEAD AND AUTHORIZING THE COMPTROLLER OR DEPUTY COMPTROLLER TO ACCEPT PAYMENT THEREOF.

WHEREAS, the Town Attorney has requested the approval of the Town Board to enter into a Settlement Agreement (the “Settlement Agreement”) between the Town of North Hempstead (the “Town”) and the County of Nassau (the “County”) for the purpose of resolving certain Town litigation as against the County (the “Litigation”) concerning compliance with New York State Education Law §6305(3) and 8 NYCRR 602.12(c) and the charge back of, or withholding of sales tax for, tuition payments made to the Fashion Institute of Technology; and

WHEREAS, the Supreme Court of the State of New York, Appellate Division, Second Department issued a Decision and Order which granted the Town’s motion for summary judgment in the Litigation and remitted the matter to the Supreme Court of the State of New York, County of Nassau to calculate the amount due to the Town, as more particularly described in the Settlement Agreement, a copy of which will be on file in the Office of the Town Attorney; and

WHEREAS, pursuant to the terms of the Settlement Agreement the County shall pay the Town Two Million Four Hundred Thousand and 00/100 (\$2,400,000.00) Dollars, inclusive of interest and legal fees and expenses, in full settlement of the Litigation to be paid to the Town within sixty (60) days from approve by the County Legislature (the “Settlement Payment”)

WHEREAS, after careful consideration, the Board finds it is in the best interests of the Town to approve the Settlement Agreement and authorize its execution.

NOW, THEREFORE, BE IT

RESOLVED that the settlement and acceptance of the Settlement Payment in favor of the Town, as set forth in the Settlement Agreement, be and the same hereby is approved by this Board in all respects; and be it further

RESOLVED that the Supervisor is authorized and directed to execute the necessary settlement documents, on behalf of the Town, and that the Town Attorney may take any further action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Comptroller is authorized to accept payment of the settlement proceeds.

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

Abstain: Councilperson Walsh.

cc: Town Attorney Comptroller

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

RESOLUTION NO. 489 - 2023

A RESOLUTION AUTHORIZING THE EMPLOYMENT, APPOINTMENT, TRANSFER, ADJUSTMENT, CORRECTION, CHANGE IN GRADE OR SALARY AND/OR TERMINATION OF EMPLOYEES AND/OR OFFICIALS IN VARIOUS DEPARTMENTS OF THE TOWN.

WHEREAS, approval of this Board has been requested for the employment, appointment, transfer, adjustment, correction, change in grade or salary and/or termination of certain individuals, employees and/or officials in various departments of the Town of North Hempstead (the “Town”) as more particularly set forth in the below resolutions; and

WHEREAS, that employments, appointments, transfers, adjustments, corrections, changes in grade or salary, and/or terminations (the “Employment Actions”) that have been adopted are subject to completion of paperwork and civil service approval and are subject to the rules and regulations of the Nassau County Civil Service Commission and New York State Civil Service Law; and be it further

WHEREAS, that the term of appointment and employment of any person to an exempt position shall be at the pleasure of the Town Board.

WHEREAS, this Board finds it to be in the best interest of the Town to authorize the Employment Actions as follows:

RESOLVED

cc: Town Attorney Human Resources

RESOLUTION NO: -1

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the full-time hire of Robert Madura Jr to the title of Laborer 1 in the amount of \$22.82 hourly / \$47,471 annually in the Department of Highways effective 08/21/23.

Ayes:

Nays:

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 William Shearer to the title of Laborer 1 in the amount of \$22.82 hourly / \$47,471 annually in the Sidewalk District effective 08/09/23.

Ayes:

Nays:

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 Anthony Knights to the title of Laborer I in the amount of \$22.82 hourly / \$47,471 annually in the Department of Parks & Recreation - Michael J. Tully effective 08/19/23.

Ayes:

Nays:

RESOLUTION NO: -4

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Mason Yiu to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Whitney effective 08/19/23.

Ayes:

Nays:

RESOLUTION NO: -5

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Benjamin Hogan to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Michael J. Tully effective retro to 8/1/2023.

Ayes:

Nays:

RESOLUTION NO: -6

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Salvatore Rizzo to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Manorhaven effective retro to 8/1/2023.

Ayes:

Nays:

RESOLUTION NO: -7

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Karl-Keikki Joks to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Manorhaven effective retro to 8/1/2023.

Ayes:

Nays:

RESOLUTION NO: -8

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Rylan Tan to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Michael J. Tully effective 08/19/23.

Ayes:

Nays:

RESOLUTION NO: -9

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Lukas Derasmo to the title of Lifeguard Trainee in the amount of \$18.00 hourly in the Department of Parks & Recreation - Manorhaven effective 08/19/23.

Ayes:

Nays:

RESOLUTION NO: -10

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Grace Tumulty to the title of Attendant in the amount of \$15.00 hourly in the Department of Parks & Recreation - CGM effective 08/19/23.

Ayes:

Nays:

RESOLUTION NO: -11

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Philip Barsky to the title of Attendant in the amount of \$15.00 hourly in the Department of Parks & Recreation - Michael J. Tully effective retro to 8/5/2023.

Ayes:

Nays:

RESOLUTION NO: -12

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Prince Roaul McTaire to the title of Attendant in the amount of \$15.00 hourly in the Department of Parks & Recreation - Michael J. Tully effective 08/19/23.

Ayes:

Nays:

RESOLUTION NO: -13

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Yvette Johnson to the title of Attendant in the amount of \$15.00 hourly in the Department of Parks & Recreation - YWC effective 08/19/23.

Ayes:

Nays:

RESOLUTION NO: -14

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Joshua Duggan to the title of Laborer I in the amount of \$15.00 hourly in the Department of Parks & Recreation - Harbor Hills effective retro to 8/5/2023.

Ayes:

Nays:

RESOLUTION NO: -15

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Sarah Curry to the title of Recreational Aide in the amount of \$17.00 hourly in the Town Board - CD3 effective 08/09/23.

Ayes:

Nays:

RESOLUTION NO: -16

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the full-time title, grade, step and salary change for full-time employee Christopher Lopes to the title of Maintenance Mechanic 1 in the amount of \$28.72 hourly / \$59,738 annually in the Administrative Services Division effective retro to 8/5/2023.

Ayes:

Nays:

RESOLUTION NO: -17

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the provisional to permanent status change for full-time employee Christina Bonfiglio-Scali in the title of Buyer in the amount of \$2,418.10 bi-weekly / \$62,870 annually in the Department of Highways - Administration effective retro to 7/22/2023.

Ayes:

Nays:

RESOLUTION NO: -18

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the merit raise for full-time employee Steven Pollack in the title of Director of Governmental Research to the amount of \$5,053.50 bi-weekly / \$131,390 annually in the Supervisor's Office - Finance Department effective 05/01/23.

Ayes:

Nays:

RESOLUTION NO: -19

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for full-time employee Matthew Riquelme in the title of Maintenance Mechanic Trainee in the amount of \$24.69 hourly / \$51,356 annually to the Department of Parks & Recreation - Whitney effective 08/19/23.

Ayes:

Nays:

RESOLUTION NO: -20

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for full-time employee Nicole Fredericks in the title of Recreation Leader I in the amount of \$26.90 hourly / \$55,945 annually to the Department of Parks & Recreation - Michael J. Tully effective 09/02/23.

Ayes:

Nays:

RESOLUTION NO: -21

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for full-time employee Jean Zappulla in the title of Asst. Coord. Comm. Yth. Svces. in the amount of \$2,485.70 bi-weekly / \$64,629 annually to the Department of Parks & Recreation - Administration effective 09/02/23.

Ayes:

Nays:

RESOLUTION NO: -22

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for full-time employee Nicholas Halufska in the title of Recreation Aide in the amount of \$26.67 hourly / \$55,471 annually to the Department of Parks & Recreation - Michael J. Tully effective 09/02/23.

Ayes:

Nays:

RESOLUTION NO: -23

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for full-time employee Robert Lenney in the title of Recreation Aide in the amount of \$23.27 hourly / \$48,411 annually to the Department of Parks & Recreation - Michael J. Tully effective 09/02/23.

Ayes:

Nays:

RESOLUTION NO: -24

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for full-time employee Tiffara Steward in the title of Recreation Aide in the amount of \$23.27 hourly / \$48,411 annually to the Department of Parks & Recreation - YWC effective 09/02/23.

Ayes:

Nays:

RESOLUTION NO: -25

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for full-time employee Frank Fabiano in the title of Recreation Leader I in the amount of \$29.50 hourly / \$61,365 annually to the Department of Parks & Recreation - YWC effective 09/16/23.

Ayes:

Nays:

RESOLUTION NO: -26

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for full-time employee Devon Williams in the title of Laborer I in the amount of \$23.27 hourly / \$48,411 annually to the Department of Parks & Recreation - Michael J. Tully effective 08/19/23.

Ayes:

Nays:

RESOLUTION NO: -27

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the returning seasonal Daniel Velsor in the title of Lifeguard I in the amount of \$18.00 hourly to the Department of Parks & Recreation - Whitney effective 08/19/23.

Ayes:

Nays:

RESOLUTION NO: -28

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time with seasonal hours status change for Kelly Busby in the title of Bay Constable 1 P/T in the amount of \$25.00 hourly in the Department of Public Safety - Harbor Patrol effective retro to 6/10/2023.

Ayes:

Nays:

RESOLUTION NO: -29

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time with seasonal hours status change for Ralph Moniello in the title of Bay Constable 1 P/T in the amount of \$25.00 hourly in the Department of Public Safety - Harbor Patrol effective retro to 6/10/2023.

Ayes:

Nays:

RESOLUTION NO: -30

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time with seasonal hours status change for Corey Hampton in the title of Laborer 1 P/T in the amount of \$19.00 hourly in the Department of Public Safety - Harbor Patrol effective retro to 6/10/2023.

Ayes:

Nays:

RESOLUTION NO: -31

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal to part-time status change for Orlando Ward in the title of Laborer I in the amount of \$23.00 hourly in the Department of Parks & Recreation - Martin "Bunky" Reid effective 10/01/23.

Ayes:

Nays:

RESOLUTION NO: -32

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal to part-time status change for Cameron Murray in the title of Laborer I in the amount of \$15.00 hourly in the Department of Parks & Recreation - Whitney effective 10/01/23.

Ayes:

Nays:

RESOLUTION NO: -33

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal to part-time status change for Hunter Thurmond in the title of Laborer I in the amount of \$15.00 hourly in the Department of Parks & Recreation - Martin "Bunky" Reid effective 10/01/23.

Ayes:

Nays:

RESOLUTION NO: -34

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal to part-time status change for Gethro Souffrant in the title of Laborer I in the amount of \$15.00 hourly in the Department of Parks & Recreation - YWC effective 10/01/23.

Ayes:

Nays:

RESOLUTION NO: -35

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal location change for Colleen Murphy in the title of Attendant in the amount of \$15.00 hourly to the Department of Parks & Recreation - Michael J. Tully effective retro to 6/24/2023.

Ayes:

Nays:

RESOLUTION NO: -36

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hourly rate change for Calvin Ye in the title of Lifeguard 1 to the amount of \$19.50 hourly in the Department of Parks & Recreation - Manorhaven effective retro 6/10/2023.

Ayes:

Nays:

RESOLUTION NO: -37

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hourly rate change for Daniel Alexander in the title of Rec Aide to the amount of \$18.00 hourly in the Department of Parks & Recreation - Manorhaven effective retro 6/10/2023.

Ayes:

Nays:

RESOLUTION NO: -38

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hourly rate change for Maxwell Meeham in the title of Rec Aide to the amount of \$18.00 hourly in the Department of Parks & Recreation - Manorhaven effective retro 5/23/2023.

Ayes:

Nays:

RESOLUTION NO: -39

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hourly rate and title change for Jack Koubek to the title of Lifeguard II to the amount of \$21.00 hourly in the Department of Parks & Recreation - Harbor Hills effective retro to 8/5/2023.

Ayes:

Nays:

RESOLUTION NO: -40

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Sheldon Joseph in the title of Recreation Aide in the amount of \$15.00 hourly to the Department of Parks & Recreation - Martin "Bunky" Reid effective retro to 7/22/2023.

Ayes:

Nays:

RESOLUTION NO: -41

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Bridget Koenig in the title of Lifeguard I in the amount of \$18.00 hourly to the Department of Parks & Recreation - Michael J. Tully effective 08/19/23.

Ayes:

Nays:

RESOLUTION NO: -42

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Emily Eng in the title of Lifeguard I in the amount of \$18.00 hourly to the Department of Parks & Recreation - CGM effective retro to 7/15/2023.

Ayes:

Nays:

RESOLUTION NO: -43

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Alexander Birnbach in the title of Laborer I in the amount of \$15.00 hourly to the Department of Parks & Recreation - Gerry Pond Park effective 08/19/23.

Ayes:

Nays:

RESOLUTION NO: -44

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Leann Ferron in the title of Attendant in the amount of \$16.00 hourly to the Department of Parks & Recreation - CGM effective 08/19/23.

Ayes:

Nays:

RESOLUTION NO: -45

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Jasmine Willis in the title of Recreation Aide in the amount of \$19.00 hourly to the Department of Parks & Recreation - CGM effective 08/19/23.

Ayes:

Nays:

RESOLUTION NO: -46

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Antonio Lazo in the title of Lifeguard II in the amount of \$22.00 hourly to the Department of Parks & Recreation - Manorhaven effective 08/19/23.

Ayes:

Nays:

RESOLUTION NO: -47

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Kaitlyn Hand in the title of Lifeguard I in the amount of \$18.75 hourly to the Department of Parks & Recreation - Manorhaven effective 08/19/23.

Ayes:

Nays:

RESOLUTION NO: -48

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Nathan Gaysynsky in the title of Lifeguard I in the amount of \$18.00 hourly to the Department of Parks & Recreation - Manorhaven effective 08/19/23.

Ayes:

Nays:

RESOLUTION NO: -49

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Daniel Gillette in the title of Lifeguard I in the amount of \$18.00 hourly to the Department of Parks & Recreation - Manorhaven effective 08/19/23.

Ayes:

Nays:

RESOLUTION NO: -50

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Liam Flanagan in the title of Lifeguard I in the amount of \$18.00 hourly to the Department of Parks & Recreation - Manorhaven effective 08/19/23.

Ayes:

Nays:

RESOLUTION NO: -51

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Kamran Qureshi in the title of Lifeguard Trainee in the amount of \$18.00 hourly to the Department of Parks & Recreation - Manorhaven effective 08/19/23.

Ayes:

Nays:

RESOLUTION NO: -52

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the hourly rate change for part-time employee Luke Lapi in the title of Public Safety Officer I to the amount of \$21.00 hourly in the Department of Parks & Recreation - Parks Public Safety effective 08/19/23.

Ayes:

Nays:

RESOLUTION NO: -53

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the hourly rate change for part-time employee Antonio Dunn in the title of Public Safety Officer I to the amount of \$21.00 hourly in the Department of Parks & Recreation - Parks Public Safety effective 08/19/23.

Ayes:

Nays:

RESOLUTION NO: -54

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the hourly rate change for part-time employee Mikardy Mathurin in the title of Public Safety Officer I to the amount of \$21.00 hourly in the Department of Parks & Recreation - Parks Public Safety effective 08/19/23.

Ayes:

Nays:

RESOLUTION NO: -55

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the hourly rate change for part-time employee Cody Campbell in the title of Public Safety Officer I to the amount of \$21.00 hourly in the Department of Parks & Recreation - Parks Public Safety effective 08/19/23.

Ayes:

Nays:

RESOLUTION NO: -56

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the hourly rate change for part-time employee Ian Spence in the title of Public Safety Officer I to the amount of \$21.00 hourly in the Department of Parks & Recreation - Parks Public Safety effective 08/19/23.

Ayes:

Nays:

RESOLUTION NO: -57

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves resignation for part-time employee Andrew Posch in the title of Public Safety Officer I in the amount of \$18.50 hourly in the Department of Parks & Recreation - Parks Public Safety effective 06/09/23.

Ayes:

Nays:

RESOLUTION NO: -58

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves resignation for part-time employee Gregory Tyson in the title of Laborer I in the amount of \$15.00 hourly in the Department of Parks & Recreation - Harbor Hills effective 07/22/23.

Ayes:

Nays:

RESOLUTION NO: -59

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves resignation for part-time employee Scott Hamroff in the title of Bay Constable in the amount of \$25.00 hourly in the Department of Public Safety - Harbor Patrol effective 07/07/23.

Ayes:

Nays:

RESOLUTION NO: -60

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves resignation for full-time employee Robert Montgomery in the title of Equipment Operator 2 in the amount of \$27.53 hourly / \$57,253 annually in the Department of Highways effective 07/21/23.

Ayes:

Nays:

RESOLUTION NO: -61

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves resignation for full-time employee Moira La Barbera in the title of Deputy Town Attorney in the amount of \$4,869.46 bi-weekly / \$132,303 annually in the Supervisor's Office - Purchasing Department effective 08/04/23.

Ayes:

Nays:

RESOLUTION NO: -62

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves full-time hire of Donald Graham to the title of Commissioner of Administrative Services in the amount of \$4,230.77 bi-weekly / \$110,000 annually in the Administrative Services Division effective 08/09/23.

Ayes:

Nays:

RESOLUTION NO: -63

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves full-time hire of Nishi Sehgal to the title of Deputy Town Clerk in the amount of \$3,769.23 bi-weekly / \$98,000 annually in the Office of the Town Clerk effective 08/09/23.

Ayes:

Nays:

RESOLUTION NO: 489 -1

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the full-time hire of Robert Madura Jr to the title of Laborer 1 in the amount of \$22.82 hourly / \$47,471 annually in the Department of Highways effective 08/21/23.

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

Nays: None.

RESOLUTION NO: 489 -2

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the full-time hire of William Shearer to the title of Laborer 1 in the amount of \$22.82 hourly / \$47,471 annually in the Sidewalk District effective 08/09/23.

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

Nays: None.

RESOLUTION NO: 489 -3

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time to full-time hire of Anthony Knights to the title of Laborer I in the amount of \$22.82 hourly / \$47,471 annually in the Department of Parks & Recreation - Michael J. Tully effective 08/19/23.

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

Nays: None.

RESOLUTION NO: 489 -4

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Mason Yiu to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Whitney effective 08/19/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Benjamin Hogan to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Michael J. Tully effective retro to 8/1/2023.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Salvatore Rizzo to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Manorhaven effective retro to 8/1/2023.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Karl-Keikki Joks to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Manorhaven effective retro to 8/1/2023.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Rylan Tan to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Michael J. Tully effective 08/19/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Lukas Derasmo to the title of Lifeguard Trainee in the amount of \$18.00 hourly in the Department of Parks & Recreation - Manorhaven effective 08/19/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Grace Tumulty to the title of Attendant in the amount of \$15.00 hourly in the Department of Parks & Recreation - CGM effective 08/19/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Philip Barsky to the title of Attendant in the amount of \$15.00 hourly in the Department of Parks & Recreation - Michael J. Tully effective retro to 8/5/2023.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Prince Roaul McTaire to the title of Attendant in the amount of \$15.00 hourly in the Department of Parks & Recreation - Michael J. Tully effective 08/19/23.

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

Nays: None.

RESOLUTION NO: 489 -13

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Yvette Johnson to the title of Attendant in the amount of \$15.00 hourly in the Department of Parks & Recreation - YWC effective 08/19/23.

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

Nays: None.

RESOLUTION NO: 489 -14

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Joshua Duggan to the title of Laborer I in the amount of \$15.00 hourly in the Department of Parks & Recreation - Harbor Hills effective retro to 8/5/2023.

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

Nays: None.

RESOLUTION NO: 489 -15

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hire of Sarah Curry to the title of Recreational Aide in the amount of \$17.00 hourly in the Town Board - CD3 effective 08/09/23.

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

Nays: None.

RESOLUTION NO: 489 -16

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the full-time title, grade, step and salary change for full-time employee Christopher Lopes to the title of Maintenance Mechanic 1 in the amount of \$28.72 hourly / \$59,738 annually in the Administrative Services Division effective retro to 8/5/2023.

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

Nays: None.

RESOLUTION NO: 489 -17

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the provisional to permanent status change for full-time employee Christina Bonfiglio-Scali in the title of Buyer in the amount of \$2,418.10 bi-weekly / \$62,870 annually in the Department of Highways - Administration effective retro to 7/22/2023.

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

Nays: None.

RESOLUTION NO: 489 -18

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the merit raise for full-time employee Steven Pollack in the title of Director of Governmental Research to the amount of \$5,053.50 bi-weekly / \$131,390 annually in the Supervisor's Office - Finance Department effective 05/01/23.

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

Nays: None.

RESOLUTION NO: 489 -19

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for full-time employee Matthew Riquelme in the title of Maintenance Mechanic Trainee in the amount of \$24.69 hourly / \$51,356 annually to the Department of Parks & Recreation - Whitney effective 08/19/23.

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

Nays: None.

RESOLUTION NO: 489 -20

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for full-time employee Nicole Fredericks in the title of Recreation Leader I in the amount of \$26.90 hourly / \$55,945 annually to the Department of Parks & Recreation - Michael J. Tully effective 09/02/23.

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

Nays: None.

RESOLUTION NO: 489 -21

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for full-time employee Jean Zappulla in the title of Asst. Coord. Comm. Yth. Svces. in the amount of \$2,485.70 bi-weekly / \$64,629 annually to the Department of Parks & Recreation - Administration effective 09/02/23.

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

Nays: None.

RESOLUTION NO: 489 -22

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for full-time employee Nicholas Halufska in the title of Recreation Aide in the amount of \$26.67 hourly / \$55,471 annually to the Department of Parks & Recreation - Michael J. Tully effective 09/02/23.

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

Nays: None.

RESOLUTION NO: 489 -23

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for full-time employee Robert Lenney in the title of Recreation Aide in the amount of \$23.27 hourly / \$48,411 annually to the Department of Parks & Recreation - Michael J. Tully effective 09/02/23.

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

Nays: None.

RESOLUTION NO: 489 -24

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for full-time employee Tiffara Steward in the title of Recreation Aide in the amount of \$23.27 hourly / \$48,411 annually to the Department of Parks & Recreation - YWC effective 09/02/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for full-time employee Frank Fabiano in the title of Recreation Leader I in the amount of \$29.50 hourly / \$61,365 annually to the Department of Parks & Recreation - YWC effective 09/16/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for full-time employee Devon Williams in the title of Laborer I in the amount of \$23.27 hourly / \$48,411 annually to the Department of Parks & Recreation - Michael J. Tully effective 08/19/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the returning seasonal Daniel Velsor in the title of Lifeguard I in the amount of \$18.00 hourly to the Department of Parks & Recreation - Whitney effective 08/19/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time with seasonal hours status change for Kelly Busby in the title of Bay Constable 1 P/T in the amount of \$25.00 hourly in the Department of Public Safety - Harbor Patrol effective retro to 6/10/2023.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time with seasonal hours status change for Ralph Moniello in the title of Bay Constable 1 P/T in the amount of \$25.00 hourly in the Department of Public Safety - Harbor Patrol effective retro to 6/10/2023.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time with seasonal hours status change for Corey Hampton in the title of Laborer 1 P/T in the amount of \$19.00 hourly in the Department of Public Safety - Harbor Patrol effective retro to 6/10/2023.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal to part-time status change for Orlando Ward in the title of Laborer I in the amount of \$23.00 hourly in the Department of Parks & Recreation - Martin "Bunky" Reid effective 10/01/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal to part-time status change for Cameron Murray in the title of Laborer I in the amount of \$15.00 hourly in the Department of Parks & Recreation - Whitney effective 10/01/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal to part-time status change for Hunter Thurmond in the title of Laborer I in the amount of \$15.00 hourly in the Department of Parks & Recreation - Martin "Bunky" Reid effective 10/01/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal to part-time status change for Gethro Souffrant in the title of Laborer I in the amount of \$15.00 hourly in the Department of Parks & Recreation - YWC effective 10/01/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal location change for Colleen Murphy in the title of Attendant in the amount of \$15.00 hourly to the Department of Parks & Recreation - Michael J. Tully effective retro to 6/24/2023.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hourly rate change for Calvin Ye in the title of Lifeguard 1 to the amount of \$19.50 hourly in the Department of Parks & Recreation - Manorhaven effective retro 6/10/2023.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hourly rate change for Daniel Alexander in the title of Rec Aide to the amount of \$18.00 hourly in the Department of Parks & Recreation - Manorhaven effective retro 6/10/2023.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hourly rate change for Maxwell Meeham in the title of Rec Aide to the amount of \$18.00 hourly in the Department of Parks & Recreation - Manorhaven effective retro 5/23/2023.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the seasonal hourly rate and title change for Jack Koubek to the title of Lifeguard II to the amount of \$21.00 hourly in the Department of Parks & Recreation - Harbor Hills effective retro to 8/5/2023.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Sheldon Joseph in the title of Recreation Aide in the amount of \$15.00 hourly to the Department of Parks & Recreation - Martin "Bunky" Reid effective retro to 7/22/2023.

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

Nays: None.

RESOLUTION NO: 489 -41

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Bridget Koenig in the title of Lifeguard I in the amount of \$18.00 hourly to the Department of Parks & Recreation - Michael J. Tully effective 08/19/23.

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

Nays: None.

RESOLUTION NO: 489 -42

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Emily Eng in the title of Lifeguard I in the amount of \$18.00 hourly to the Department of Parks & Recreation - CGM effective retro to 7/15/2023.

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

Nays: None.

RESOLUTION NO: 489 -43

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Alexander Birnbach in the title of Laborer I in the amount of \$15.00 hourly to the Department of Parks & Recreation - Gerry Pond Park effective 08/19/23.

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

Nays: None.

RESOLUTION NO: 489 -44

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Leann Ferron in the title of Attendant in the amount of \$16.00 hourly to the Department of Parks & Recreation - CGM effective 08/19/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Jasmine Willis in the title of Recreation Aide in the amount of \$19.00 hourly to the Department of Parks & Recreation - CGM effective 08/19/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Antonio Lazo in the title of Lifeguard II in the amount of \$22.00 hourly to the Department of Parks & Recreation - Manorhaven effective 08/19/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Kaitlyn Hand in the title of Lifeguard I in the amount of \$18.75 hourly to the Department of Parks & Recreation - Manorhaven effective 08/19/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Nathan Gaysynsky in the title of Lifeguard I in the amount of \$18.00 hourly to the Department of Parks & Recreation - Manorhaven effective 08/19/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Daniel Gillette in the title of Lifeguard I in the amount of \$18.00 hourly to the Department of Parks & Recreation - Manorhaven effective 08/19/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Liam Flanagan in the title of Lifeguard I in the amount of \$18.00 hourly to the Department of Parks & Recreation - Manorhaven effective 08/19/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the location change for part-time employee Kamran Qureshi in the title of Lifeguard Trainee in the amount of \$18.00 hourly to the Department of Parks & Recreation - Manorhaven effective 08/19/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the hourly rate change for part-time employee Luke Lapi in the title of Public Safety Officer I to the amount of \$21.00 hourly in the Department of Parks & Recreation - Parks Public Safety effective 08/19/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the hourly rate change for part-time employee Antonio Dunn in the title of Public Safety Officer I to the amount of \$21.00 hourly in the Department of Parks & Recreation - Parks Public Safety effective 08/19/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the hourly rate change for part-time employee Mikardy Mathurin in the title of Public Safety Officer I to the amount of \$21.00 hourly in the Department of Parks & Recreation - Parks Public Safety effective 08/19/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the hourly rate change for part-time employee Cody Campbell in the title of Public Safety Officer I to the amount of \$21.00 hourly in the Department of Parks & Recreation - Parks Public Safety effective 08/19/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the hourly rate change for part-time employee Ian Spence in the title of Public Safety Officer I to the amount of \$21.00 hourly in the Department of Parks & Recreation - Parks Public Safety effective 08/19/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves resignation for part-time employee Andrew Posch in the title of Public Safety Officer I in the amount of \$18.50 hourly in the Department of Parks & Recreation - Parks Public Safety effective 06/09/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves resignation for part-time employee Gregory Tyson in the title of Laborer I in the amount of \$15.00 hourly in the Department of Parks & Recreation - Harbor Hills effective 07/22/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves resignation for part-time employee Scott Hamroff in the title of Bay Constable in the amount of \$25.00 hourly in the Department of Public Safety - Harbor Patrol effective 07/07/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves resignation for full-time employee Robert Montgomery in the title of Equipment Operator 2 in the amount of \$27.53 hourly / \$57,253 annually in the Department of Highways effective 07/21/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves resignation for full-time employee Moira La Barbera in the title of Deputy Town Attorney in the amount of \$4,869.46 bi-weekly / \$132,303 annually in the Supervisor's Office - Purchasing Department effective 08/04/23.

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

Nays: None.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves full-time hire of Donald Graham to the title of Commissioner of Administrative Services in the amount of \$4,230.77 bi-weekly / \$110,000 annually in the Administrative Services Division effective 08/09/23.

Ayes: Councilman Adhami, Councilman Walsh, Supervisor DeSena.

Nays: None.

Abstain: Councilman Dalimonte, Councilman Lurvey, Councilman Troiano, Councilman Zuckerman.

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves full-time hire of Nishi Sehgal to the title of Deputy Town Clerk in the amount of \$3,769.23 bi-weekly / \$98,000 annually in the Office of the Town Clerk effective 08/09/23.

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

Nays: None.

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

RESOLUTION NO. 490 - 2023

A RESOLUTION APPROVING THE ACTION OF THE ATLANTIC HOOK & LADDER CO. NO. 1, PORT WASHINGTON, NEW YORK, IN ADDING ANDREW PIACQUADIO, ANTHONY CHERUBINO AND RYAN LIBRARO TO MEMBERSHIP

WHEREAS, the Atlantic Hook & Ladder Company No. 1, Port Washington, New York, has advised of adding Andrew Piacquadio, Anthony Cherubino, and Ryan Libraro to membership.

NOW, THEREFORE, BE IT RESOLVED that the action of the Atlantic Hook & Ladder Company No. 1, 25 Carleton Ave., Port Washington, NY 11050, has advised of adding Andrew Piacquadio, 76 Firewood Rd, Port Washington, NY 11050, Anthony Cherubino, 3 Centre Dr, Port Washington, NY 11050, and Ryan Libraro, 22 Leeds Dr, Port Washington, NY 11050 to membership and the same hereby is approved and the Town Clerk is directed to record this name in the Minutes of the Town Board.

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Atlantic Hook & Ladder Co. Town Attorney Comptroller

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

RESOLUTION NO. 491 - 2023

A RESOLUTION APPROVING THE ACTION OF THE FLOWER HILL HOSE COMPANY, NO. 1, PORT WASHINGTON, NEW YORK, IN ADDING DANIEL GUZMAN, CHRISTIAN CORONEL AND ROBERT DANKER TO MEMBERSHIP.

WHEREAS, the Flower Hill Hose Company, No. 1, Port Washington, New York, has advised of adding Daniel Guzman, Christian Coronel and Robert Danker to membership.

NOW, THEREFORE, BE IT

RESOLVED that the action of the Flower Hill Hose Company, No. 1, 12 Haven Avenue, Port Washington, New York, 11050 in adding Daniel Guzman, 4 Edgewood Road, Port Washington, NY 11050, Christian Coronel, 73 Inwood Road, Port Washington, NY 11050 and Robert Danker, 36 Ivy Way, Port Washington, NY 11050 to membership hereby is approved and the Town Clerk directed to record their names in the Minutes of the Town Board.

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Flower Hill Hose Co., No. 1 Town Attorney Comptroller

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

RESOLUTION NO. 492 - 2023

A RESOLUTION APPROVING THE ACTION OF THE ALBERTSON HOOK & LADDER, E&H, CO. 1, INC, ALBERTSON, NEW YORK, IN ADDING PAUL ROADDEL, THAQIF KAMARUSZAMAN, KEVIN JIMENEZ, AND ALEXANDER JIMENEZ TO MEMBERSHIP AND REMOVING XIE L. ZHA FROM MEMBERSHIP.

WHEREAS, the Albertson Hook & Ladder, E&H, Co. 1, Inc, Albertson, New York, has advised of adding Paul Roadel, Thaqif Kamaruszaman, Kevin Jimenez, and Alexander Jimenez to membership and removing Xie L. Zha from membership.

NOW, THEREFORE, BE IT

RESOLVED that the action of the Albertson Hook & Ladder, E&H, Co. 1, Inc, 100 I U Willets Rd., Albertson NY 11507, in adding Paul Roadel, 1023 Dorset Ave Albertson NY 11507, Thaqif Kamaruszaman, 159 Collins Ave., Williston Park, NY 11596, Kevin Jimenez, 47 Capital Ave., Williston Park, NY 11596, and Alexander Jimenez, 47 Capital Ave, Williston Park, NY 11596 to membership and removing Xie L. Zha from membership hereby is approved and the Town Clerk is directed to record their names in the Minutes of the Town Board.

Dated: Manhasset, New York

August 8, 2023

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Albertson Hook & Ladder Town Attorney Comptroller