

Town Board Meeting – January 8, 2019

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TOWN OF NORTH HEMPSTEAD

TOWN BOARD MEETING

Town Hall

220 Plandome Road

Manhasset, New York 11030

Tuesday, January 8, 2019 7:00 o'clock p.m.

P R E S E N T .

JUDI BOSWORTH, Supervisor

DINA M. De GIORGIO, Councilwoman

ANGELO P FERRARA, Councilman

VIVIANA L. RUSSELL, Councilwoman

LEE R. SEEMAN, Councilwoman

PETER J. ZUCKERMAN, Councilman

WAYNE H. WINK, Jr., Town Clerk

MICHAEL J. KELLY, Chief Deputy Town Attorney

NICK GUARIGLIA, Deputy Town Clerk

SUPERVISOR BOSWORTH: We're going to start Good evening, everybody. If you could just all join me and rise for the Pledge.

(Whereupon, the Pledge of Allegiance was recited in a body)

SUPERVISOR BOSWORTH. Mr. Wink, if you'd please call the meeting to order

MR WINK: Town of North Hempstead Board Meeting, Tuesday, January 8th, 2019
Councilwoman DeGiorgio.

COUNCILWOMAN De GIORGIO. Here

MR WINK: Councilman Ferrara.

COUNCILMAN FERRARA. Here

MR WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Here

MR WINK: Councilwoman Seeman

COUNCILWOMAN SEEMAN: Here

MR. WINK: Councilman Zuckerman

COUNCILMAN ZUCKERMAN: Here

MR. WINK. Supervisor Bosworth

SUPERVISOR BOSWORTH. Here. So following our Town Board's procedures, we do open the meeting with 30 minutes of public comments on any matters not having to do with items that are on the agenda. Mr. Wink, I believe we have some cards

MR WINK. We do.

(Whereupon, the public comments portion of the agenda was off the record at 7:02 p.m.)

(Whereupon, the Town Board Meeting Agenda resumed at 7:10 p m)

SUPERVISOR BOSWORTH. All right. So Mr. Wink, if you'd please strike Item No 15 and begin tonight's agenda

MR. WINK. Public hearings, Item 1, a public hearing to consider the adoption of a Local Law amending Chapter 70 of the Town Code entitled Zoning.

SUPERVISOR BOSWORTH. All right. So this proposed Local Law would ban the retail sale of recreational marijuana in the Town of North Hempstead. And I know that many of you that are here tonight, are here to speak about exactly that and we're here to listen I just wanted to re-affirm this Board's commitment, and this is all of us, which is always to advocate for our constituents, and for what's most important to them and to their families. We've heard many of your concerns these past months about marijuana. And we've taken your input and turned it into legislation When we first saw that the medical marijuana facilities were being clustered in North Hempstead, we unanimously approved zoning regulations for those facilities, so that they're placed in more appropriate areas. When we saw the possibility of medicinal marijuana facilities being used as potential retail stores, we unanimously approved a Code amendment to prohibit medical marijuana facilities from morphing into retail marijuana facilities So, so many of have let us

know that retail marijuana is not what you want to see sold in the Town. And so tonight we do have a third piece of legislation, which addresses that. Your voices have guided us and they will continue to guide us in this matter. But we are, in fact, here to listen. There may be people who are speaking just because they don't agree with this. And that's what a hearing is for, to hear all sides. And so we'd just ask that whoever's speaking, that we all listen, you know, with respect. Right now, I'm going to turn this over to our Chief Deputy Town Attorney, Michael Kelly. So he will go through the law with us and then we will take your public comments.

MR. KELLY. Thank you, Supervisor. The Local Law before the Board amends Chapter 70 of the Town Code, which is our zoning regulations, specifically Section 70-201.11 to state that no building, structure or premises within any use district in the Town of North Hempstead may be used for the sale, distribution or offer for consumption of marijuana or marijuana products, in a retail setting or environment for non-medical use. And this prohibition applies whether or not the sale is -- regardless of whether the products -- whether products in addition to marijuana products are offered for sale at the location, or the -- or regardless of the amount of marijuana available for sale or distribution at the location. So again, that is one addition to Chapter 70 of our Town Code regarding zoning.

SUPERVISOR BOSWORTH: Okay. And of course, this is, you know, kind of dealing with the fact that -- in case marijuana is legalized. So we're just trying to do this to make sure that we have our ducks in a row. So Mr. Wink, if you would please call the cards.

MR. WINK. The first speaker is Doretta Goldberg.

MS. GOLDBERG: Happy New Year.

SUPERVISOR BOSWORTH: Happy New Year to you, too.

MR. WINK: Please identify yourself and your community --

MS. GOLDBERG: I'm Doretta --

MR. WINK: -- for the record, and please keep your comments to three minutes.

MS. GOLDBERG: Fine. I have timed it, I hope I'm right.

MR. WINK: Okay.

MS. GOLDBERG: I'm Doretta Goldberg. I live at 69 Country Club Drive in Port Washington. As I've told you last month, my main concern is the availability of medical marijuana. I realize we're here to talk about adult use retail stores. I do not think it's possible to discuss one without the other. In Canada where marijuana's been fully legal for only a few months, questions have already been raised whether medical dispensaries will become retail shops. While some companies say no, others do plan to move to the consumer side. In states like Oregon and Colorado where full legalization has been in place for several years, analysts predict a combining of the markets. One can foresee a time when marijuana stores will serve as over-the-counter pharmacies for medicinal buyers, while selling to recreational customers as well. This is already happening in California. The point is if you outlaw so-called recreational shops, you may severely restrict the availability of medical marijuana as well. This is a complicated issue. It merits a very well publicized and thorough discussion, not one hastily conducted in the midst of the holiday season. If the press reports are correct, the group that pressured the Board to act represents less than 2 percent of our Town's population. The silence of the other 98 percent should not be taken as agreement. More likely and from what I've discovered anecdotally, people are unaware of

what's going on or they assume they're elected officials can be trusted to engage in a fair and fully-informed decision making. I would respectfully submit however, the Board's actions and comments to date have fallen short of this reasonable expectation. Instead of taking the path of least resistance by essentially caving into the Manhasset group's demands, you could have insisted that any legislation protect the more vulnerable among us. Instead of encouraging us to petition a dysfunctional federal government with a total antipathy to marijuana, you could have set an example by finding a compromise solution. Instead of only paying lip service to supporting medical dispensaries, you could have allowed them to open without unduly restricting their number and location. Instead of criticizing the monitorization of marijuana, you could have explored how legal marijuana might enhance tax revenues. Instead of overreacting concern -- concerns about the imagined impact of a dispensary on the nature of our community, you might have reminded people we were talking about a purely medical facility. Instead of tacitly agreeing that this facility was somehow an affront of family values, you could have pointed out that one very important family value is empathy, something that should have been factored into any decision you make. You could have done a lot of things differently. My feeling is it's not too late to change course. There's no emergency. This a moment to pause and reconsider. Keep one thing in mind though, that even if you vote in favor of this bill, marijuana will be sold in North Hempstead. However, the people selling it won't pay taxes and they won't ask for IDs. Thank you SUPERVISOR BOSWORTH. Thank you for your comments.

MR WINK: Todd Harrison.

MR HARRISON: Thank you for your time. My name is Todd Harrison. I am a Town of North Hempstead resident. I currently serve on the Advisory Board of Nassau County Police Department Foundation. My wife and I are raising three young children here in Town. We absolutely love this Town. We would raise our children nowhere else. I'm not some radical hippie trying to make a political statement, far from it. I've been in finance for almost 30 years. I've also spent the last decade researching cannabis, its history, and the last 8 years researching the science of the endocannabinoid system, which is a system we all have that regulates our neurotransmissions. I would be happy to share all of this research and the science that drives the medicine, with anybody here that would be interested in learning. Cannabis has a long history with humanity. Through the lanes of health and wellness, it was used to treat gout and malaria in China some 30,000 years ago, and as applications have evolved across cultures and borders, as a therapy for moods and maladies. By the late 19th Century, people living in Europe and America could buy cannabis extracts in pharmacies and in doctors' offices to help with stomachaches, migraines, inflammation, insomnia and numerous other ailments. Despite the many wellness applications, marijuana -- not cannabis, but marijuana was outlawed at the Federal level, as an attempt to stem immigration following the Mexican Revolution of 1910, and has set forth of a series of events that has led to the villas -- villainization of cannabis and the misunderstanding of what this plant can do. Despite the inability to conduct research, we still learned a lot about cannabis. In addition to the intuitive therapeutic indications, whether that's stress, anxiety, appetite, nausea, or pain, we now have an FDA-approved, plant-based medicine that treats childhood epileptic seizure disorder, and clinical trials that range from autism, to brain cancer, to Alzheimer's. I've spoken to these parents who have seen their children's lives come back, and get their smiles back. And it's nothing short of amazing. But it's not just what might be. The data shows that there are already 25 percent less opioid-related deaths in cannabis-friendly states. There is data demonstrating that legalization of adult use do not cause an increase in teen usage.

And there is data that a regulated cannabis industry will keep -- will increase tax revenues, lead to job growth, lower the crime rate and lead to less crowded court system -- court systems and prisons. But all of these facts that our elected legislators in Albany are hopefully considering, when and if they decriminalize -- not legalize, but decriminalize usage of cannabis. My understanding of this agenda item for tonight's Town Hall meeting is solely to determine whether the Town should pass zoning laws that will prohibit the retail sale of recreational cannabis in this Town. Most of the support for this ban that I've read stems from the desire to keep cannabis out of the hands of our children, where psychologies and physiologies aren't fully developed and unable to handle the imbalance of the endocannabinoid system.

MR. WINK. Mr Harrison, I'm going to ask you to wrap up your comments

MR. HARRISON. I am

MR. WINK. Thanks, sir

MR. HARRISON. As parents, we will always do our best to limit our child -- our children's access to cigarettes, E-cigarettes, beer or alcohol. But if cannabis becomes legal for non-medical use, we should certainly subject it to the same zoning limitations that we have on gas stations, convenience stores, grocery stores and liquor stores. But if we ban the use of adult cannabis in this Town, all we will serve is the -- is to add to the under age access issue will add -- only add to the impairment of driving accidents for our children and for other adults. Thank you for your time

MR. WINK. Okay Thank you

SUPERVISOR BOSWORTH. Thank you for your comments.

MR. WINK. Steve Nasta

MR. NASTA. All right, good evening. Happy New Year, everybody. Hi, my name is Steve Nasta. I live in Great Neck. And I love the Town of North Hempstead and I love the law. I support the law that you're passing. I'm basing this -- I'm a professor at John Jay College of Criminal Justice. I was involved in narcotics enforcement and enforcement in NYPD for many years. And I've seen the ill effects of drugs. I've seen how, in spite of what everyone says, increased use of marijuana will lead to increased use of other drugs. The idea at hand -- I'm not going to talk about the whole idea about legalizing marijuana, which I'm against. I am in favor of medical marijuana, if it's strictly controlled and it should be. If people are sick, they should have it. However, to have a store in the Town of North Hempstead that's going to be selling marijuana over the counter, and if you look at any other states that legalized it, they sell marijuana in all various forms. They sell it in gummy bears that their children would love to have. They sell cookies that marijuana is baked into. And they sell it appealing to younger people, no matter what they say that they're not going to appeal to young people. My fear is that if I live in this -- on a block, and a store is open from 8:00 or say 10:00 in the morning to 7:00 at night, when the store closes, people are going to still want marijuana. And the deal is people who are selling marijuana at a cheaper rate are going to be coming to that area, and sell marijuana to make up the gap for when the stores are closed. The other issue that I see and I know that could happen, is that young people, people who are 21 will go in and buy the marijuana and sell it to their constituents. Their 18-year-old friends, 17-year-old friends and make a lot of money on it. They'll double the price and they'll sell it to younger people, because it's very readily available. And again, I support your actions and I hope that the State Legislature goes slow on its rush to decriminalize marijuana. Thank you

SUPERVISOR BOSWORTH: Thank you for your comments.

MR. WINK: Pete Gaffney

SUPERVISOR BOSWORTH: So I did just want to say, you know, there are going to be people who are going to be speaking and you're going to agree with them and maybe speaking you may not agree with them. But I'm really asking you not to applaud, because it just leads to an unprofessional environment and will take a lot of extra time for the applause. So I thank you. Really everyone who's here, I thank you for your comments. But let's see if we could just, you know, receive the comments. Thank you Mr. Gaffney.

MR. GAFFNEY: Again, Pete Gaffney, Westbury Carle Place Schools District. I support your efforts on what you're trying to do on the recreational marijuana. People are mistaken with regards to the medical marijuana versus recreational. Every single state in the Country, there's been 39 states that approved medical marijuana. Eighteen I believe have now also done recreational marijuana. Only one state is actually turning the benefit of medical marijuana, that's Nevada. Every other state that has done it, the medical marijuana industry has collapsed. So the idea of sharing -- or recreational or medical marijuana, it's a falsehood. The biggest issue with this is kids. Kids like to imitate their parents, and I don't care what you want to talk about, beer, cigarettes, whatever; okay? And it's always been the history of that. All -- it has been proven that marijuana does affect the development of the brain. There's many, many surveys that are out there. Brains do not develop -- do not fully develop until 25 years of age -- not 21, 25. That's the problem for our kids in our future. My kids are all older. You know, I don't really have a big concern as far as that. I do have a concern if they're taking it, and smoking and driving, that kind of a thing. But I'm -- again, I'm just in full support of this. And there's many, many statistics that prove this. So thank you.

SUPERVISOR BOSWORTH: Thank you, Mr. Gaffney.

MR. WINK: Ed Rakowski.

MR. RAKOWSKI: Yes. Hi, I'm Ed Rakowski. I represent the Albertson Square Civic Association. I'm a member of the Board. I'd like to thank the Town very much for giving us this opportunity, to our community, to other members and residents of this Town to voice our concerns about this very serious topic. If I may, I'd like to read a short statement that the Civic Association has prepared and read it into the record for you gentlemen.

MR. WINK: Thank you.

MR. RAKOWSKI: Thank you. We wish to voice serious concerns about changes being considered at the State level to allow the sale of marijuana for recreational purposes. We thank the Town for strengthening our local zoning laws last year by placing necessary restrictions on locations of facilities that may currently sell medical marijuana in our Town. However, more needs to be done in light of measures being considered in Albany. The Civic Association has received strong and consistent feedback in the Albertson community on this topic. I can report that the sale of marijuana is not welcomed by any residents who have come forward at our association meetings, on social media or in interactions with members of our Board. We oppose the sale within our Village for many reasons, be it for recreational or medical purposes. Many have expressed worries that smoke shops and other vendors that exist or are slated to be opening in our Village could be purposed for such sales. We especially see this as a threat to our younger people. If permitted, this would have a detrimental effect on the character and quality of life in

Albertson we feel This should not be interpreted or confused as opposition to measures that are being taken on the State and Federal level to reduce or decriminalize penalties for the mere position or use of modest quantities of the drug. But there is no reason to encourage or enable this open sale for use in our Town, even if it's a thinly-disguised means to raise revenue without increasing state or local property taxes. Steps need to be taken now to discourage businesses that are now opening up from expecting that they'll be able to sell recreational marijuana here and if Albany elects legislation to permit it. We have seen that counties in New Jersey such as Monmouth and Ocean have taken the -- expressed opposition to changes in the New Jersey State level, in response to proposals that have been made in the State of New Jersey We would ask that you deliver a similar strong statement to Albany, by taking the action that is proposed on the agenda today As you know, Albertson is an unincorporated village, so we rely on the Town solely to enact and enforce a zoning code that's beneficial to our residents, and meets the expectations and sensibilities of the residents of our -- of our Village There's a strong sense in Albertson that we do not want this And we thank you for your consideration of our concerns

SUPERVISOR BOSWORTH. Thank you for your comments

MR WINK: Thank you. Matty Falcone

MR FALCONE. Good evening.

SUPERVISOR BOSWORTH: Good evening

MR. FALCONE: Good evening

SUPERVISOR BOSWORTH: Good evening.

MR WINK: Good evening.

MR FALCONE: My name is Matty Falcone. I'm a resident in here for 44, 45 years. As you know from my past experience with you fellows here and ladies, I love this Town. I could understand marijuana for medical use, I really do. And I -- if it could help the people, I agree with that When it comes to just the name itself, with the marijuana saying --saying that it's a drug that makes you feel good and makes you want to go on through life, I mean I grew up. We didn't have no marijuana There were so many other things to do to feel good, without recreational marijuana. To me it's a joke that you want to go to marijuana, because it's recreational But look at some of the other facts, what will it do to our youth in this Country? What will it do to our military people? We'll have a bunch of potheads, going around smoking weed

MR. FALCONE: It sickens me even to think that some people want it First of all, it's not healthy. Secondly, there's other ways to have recreational things in life without this marijuana. We did it We had no marijuana You played ball, you did this or you did that I mean I hear some of these --somebody saying, oh, we have to have this marijuana. What, are you kidding me? In our life today, you'd need marijuana? They're sick in the head that they want this. How can you say that? Medical for recreational therapy --

MR WINK: All right Mr. Falcone, please keep your comments to the Board.

MR FALCONE: I'm sorry.

MR WINK. That's all right.

MR. FALCONE You got to be kidding me.

MR WINK: That's okay.

MR. FALCONE: I'm a hundred percent against it. There's other ways for recreational enjoyment without smoking that stuff, whether it's in pills or whatever it is. So I think you know our position. I think most people in our Town don't want it. You guys up there are doing a great job, I keep telling you that. And I thank you -- you're always thanking us for our service. Well I thank you for your service, spending nights like this and listening to some of the stuff here, that sometimes it just sickens me. So just keep on the right track. Do what you're doing. You know what -- how the people feel here. And if people need this recreational marijuana, come and see me. I'll show you a lot of places where you could have a good time without getting that stuff.

MR FALCONE: Anyway, I thank you again and keep up the good work. Just keep on going. You know our position, how we feel. But thank you very much. Have a Happy New Year and keep the faith. Thank you.

SUPERVISOR BOSWORTH: Thanks for your comments.

MR FALCONE: Don't applaud. They don't want you to applaud.

SUPERVISOR BOSWORTH: Mr. Falcone, it's okay.

MR WINK: Joe Shen.

MR SHEN: All right. Good evening Town Supervisors, good evening all of the elected officials. My name is Joe Shen. I am a resident in Lake Success, Great Neck. First of all, I want to thank you for the Town conducting this public hearing event and give us the opportunity to hear viewpoints from both sides. I echo a lot of points that the previous speakers made. I, too, against recreational marijuana. There are a few things that I want to make beyond the point. A lot of us have gathered here together in the last month supporting the zoning code change to restrict the locations of the medical marijuana. And I think judging, hearing the voice and speakers from people who has already spoken, the people has already made their message very loud and clear. We don't want recreational marijuana in this community. We don't want marijuana near our kids. We don't want marijuana tourism in the Town. However, we do support medical marijuana for patients who have their needs, but in the locations that our zoning law supports. So if we're going to allow recreational marijuana sale in the Town, that's totally -- you know, all our effort in the last few months about medical marijuana location restriction, that's going to be wasted. So that's the first thing. The second thing is regardless what the other side said, the legalization of recreational marijuana is going to increase access significantly for children, for young adults, for anyone in the community who otherwise do not have easy ways to these drugs. Marijuana is both physically, as well as psychologically addictive. So just imagine if your kids are having access to these drugs. Studies have shown that marijuana have negative impact to health, to brain as well as to your bodies. And not just to health, it's also every-day life. Just imagine driving. So the risk of having accident after you're taking marijuana is going to be increased significantly, compared to normal people. So in a town that we live in, we don't want such a thing to happen. And so I will strongly urge the Town to really ban the sale of recreational marijuana in this community. Thank you.

SUPERVISOR BOSWORTH: So Mr. Shen, I'd like to thank you not only for your comments, but for underscoring the support for medical marijuana facilities, because I think one of the things that we've all made very clear many times is the support for medical marijuana facilities. And you say you live in Lake Success. So the first medical marijuana --

MR. SHEN: Right.

SUPERVISOR BOSWORTH: facility was opened in Lake Success. You didn't come to speak out against that

MR. SHEN: Absolutely not.

SUPERVISOR BOSWORTH: Very few people did. And we stood strongly saying that we understand the need

MR. SHEN: Yeah

SUPERVISOR BOSWORTH: And the importance of the availability of medical marijuana.

MR. SHEN: Right.

SUPERVISOR BOSWORTH: And that's not what we're discussing here, so thank you for making that point

MR. SHEN: Thank you

MR. WINK: Vlassi Baktidy.

MR. WINK: Forgive me if I mispronounced it.

MR. BAKTIDY: Close enough.

MR. WINK: Okay, thank you.

MR. BAKTIDY: Happy New Year, everybody. I'm going to bore everybody with a bunch of data, but hopefully this data will try to make a point. All right. I'm going to give you some data from Colorado and this data goes from 2013 to 2016. If we look at motor vehicle accidents -- and the reason we're picking 2013 to 2016, that's when marijuana was first legalized in that state. Motor vehicle accidents increased by 40 percent from 600 -- not accidents, deaths increased by 40 percent from 627 to 880. Marijuana-related deaths in motor vehicle accidents increased by 145 percent from 47 to 115. These numbers are probably skewed to some extent, because the medical examiners do not routinely test for marijuana. And if there was a motor vehicle accident and they found that the people had drug alcohol -- I'm sorry, blood alcohol levels of greater than 0.8, the police didn't test for marijuana either. So the numbers may have been significantly higher than that. And we also found that in 2016 of 115 drivers in fatal accidents, 71 of them had blood alcohol concentrations of greater than 5 milliliter -- 5 milli --nanograms per milliliter. The legal level of intoxication is 0.5, so that's about 10 times the normal limit. In 2013, the average concentration in blood of drivers was less than 0.05. In 2016, it had increased to greater than 20 nanograms per milliliters. And in one case, it was as high as 68. This is important because people who say that marijuana may be found, or THC may be found in the blood afterwards. If your levels are higher than 0.5, you've smoked within the past hour. We had also found that patients who are -- not patients, people who are aged 18 to 25 who used recreational marijuana, then the percent was 20 percent prior to legalization, and greater than 30 percent after legalization. In the 12- to 17-year-old population, it went from 7 percent to greater than 12 percent. We also found that there were 20 -- I'm sorry, 40 percent increased risk of drug-related suspensions in schools, because of the legalization of marijuana. If we look at quality of life, if we look at square feet of retail space, medical marijuana -- I'm sorry, recreational marijuana dispensaries, you're looking at about 201 vehicles per hour, per -- is it a thousand -- per thousand square feet of retail space. Pharmacies with drive-through facilities, it's 48.5. And regular retail stores, it's 22.2. So you're looking at

almost at a tenfold increase in traffic. In Massachusetts, one of the first counties or one of the first towns to allow legalized marijuana, they found that the residents were complaining because they could not get into their driveways. They could not find on-street parking because of cars that were there. Traffic was backed up for about a half a mile in each direction from the dispensary. Emergency vehicles, ambulance, fire trucks were not able to get to where they needed to go, because of the increased traffic. Medical -- I'm sorry, the marijuana industry says that they're very much like alcohol and like cigarettes. Alcohol right now causes us about 200 --249 billion dollars annually in healthcare costs. Cigarettes costs us about 170 billion in healthcare costs. I'm not sure that we want to increase our costs by that much.

MR WINK: Mr Baktidy, I' going to ask you to wrap up your comments

MR BAKTIDY: Okay Let me get to a little bit more of the gist. There are several articles that show that if we give marijuana to the teenage population, what we do is we increase their risk of other drugs. The first article was in a medical journal called Psychology of Medicine, 2004. And what -- they looked at cannabinoid -- cannabinoids in the teenage brain. They found that what happens is, you swamp the dopamine centers which are the pleasure centers. And when you do that, you then allow this person, as they get older, to want other drugs. There's also another article in the official publication of the American College of Neuropsychopharmacology 2016, which says that when you take patients and you give them THC as teenagers, they're more likely to become addicted to other medications .

MR. WINK. Mr. Baktidy, I'm just going to ask you to wrap up please.

MR. BAKTIDY. Just give me one more second and I'm done. The point I'm trying to make with all this data is that the opening of recreational marijuana dispensaries in our Town will affect the quality of our lives. Anybody's who's driven between Northern Boulevard -- on Northern Boulevard between Glen Cove Road and Little Neck Road knows how terrible the traffic is. If we increase this traffic by tenfold because of the recreational marijuana dispensaries, I think that we're going to be really affecting our quality of life. We also note from the -- I lost my place. Studies have shown from the CDC that most children that start smoking, don't start smoking because of peer pressure, but start because of advertising. And clearly the way that they're promoting this with gummy bears and other things is advertising to children. And that's going to be a big, big issue.

MR WINK: Thank you, Mr. Baktidy.

MR BAKTIDY: The other issue, last point, is don't tell me that the age restriction is going to make a difference, because if you look at our children right now that are smoking under the age of 21 and drinking under the age of 21, the limitations on age really doesn't make a difference. And I really support strongly banning the recreational sale of the zoning changes you guys are proposing. Thank you.

SUPERVISOR BOSWORTH: Thank you for your comments

MR. WINK. Umberto Mignardi.

MR. WINK. Did I pronounce that correctly?

MR MIGNARDI: Umberto Mignardi of Williston Park. I'm here with members of the Williston Park Civic Association. And I want to thank Ms. Bosworth and the council members for allowing us to have a discussion. We do sympathize with some of the earlier speakers and

their cases for medical marijuana. Me, personally, my brother died of pancreatic cancer and he did use cannabis oil to ease his pain, because there was no cure. So I think I do disagree with them though, that somehow our Town Supervisor are unable to separate the two and legislate allowance for one, while legislating something different for the other. We're here to talk about recreational marijuana. And in that light, a lot of people are coming with data and scientific evidence, and I'm not that well prepared. I will speak to your conscience. The reality is I -- we find it ironic and we haven't found anybody who's in support of this in Williston Park, anybody so far. I'm sure there are, but not via the Civic Association. We haven't heard from them. We find it ironic that we spend so much time, we talk about quality-of-life issues, and we talk about an opioid epidemic, which is regulated drugs. Those are regulated. You couldn't get them more regulated. And yet there are 400 kids, there are 400 families in Nassau County every year that bury their children via opioid addiction. Those are regulated. Tell those 400 mothers that that's okay. It's not. And we have legal alcohol and we can't regulate that. And parents are fighting opioids. We're fighting heroin. We're fighting alcohol. We're fighting vaping. We're fighting cigarettes. We're here to ask you, our representatives, please, we beg of you, get in our corner. We're losing this fight. Everywhere we look there's one more temptation for our kids. Go down to the Winthrop Emergency Room on a Saturday night. It's full of kids that are high or drunk that have crashed their cars. And it's full of parents crying. And sooner or later, it touches on one of us on in our community. And just once, we want our representatives to be on our side, to say we love your kids too and we know how hard it is to raise your kids. And we -- listen, there could be a lot -- I don't care what people do alone in their homes. But if we're talking about quality of life -- and we're outraged. We're outraged when there's a vape shop, but we're going to allow a head shop? It is -- it's -- there's no common sense in it. And when we talk as parents in the neighborhood, we can't even believe this is going on, because every single one of us is fighting to make sure pot doesn't get into our kid's hands.

MR WINK: Mr Mignardi, I'm going to ask you to wrap up your comments.

MR MIGNARDI: Thank you.

MR WINK: Thank you.

MR MIGNARDI: That's all I ask you guys to sincerely, as parents, as family men, there's working people here on both sides of the aisle. It's not a political issue. It's a quality-of-life issue. And again, you only have to speak to parents who have suffered, and you know where you should stand on this. So I'm going to ask you to please pass this legislation. Thank you.

SUPERVISOR BOSWORTH: Thank you for your comments.

MR. WINK: Thank you. Madam Supervisor, I have no additional cards on this item.

SUPERVISOR BOSWORTH: Is there anybody else who would like to comment?

MR. WINK: Now, I have one additional card.

MS DeSENA: Excuse me. Is it my turn now?

MR WINK: Jennifer DeSena.

MS. DeSENA: Good evening. My name is Jennifer DeSena. I moved to Manhasset 19 years ago when I was expecting the first of my teenage boys. Like many others, I moved here for the training ride and for the schools. I've seen many experts about alcohol and drug use. And they all tell us that exposure to addictive drugs like alcohol, nicotine and marijuana makes teens five times

more likely to develop a substance use disorder later in life. Addictive substances change the brain, making them less able to control their moods. Ten to twenty percent of them are predisposed, through no fault of their own, to becoming addicted. And every one of them who does end up drinking or using a drug gets it because an adult let it happen, because there is already an age 21 restriction and it doesn't work. 46 percent are at tenth graders, reporting having alcohol in the prior 30 days, and 28 percent reported binge drinking in the prior two weeks. So the age 21 restriction is not enough protection. They need more protection from us. The argument that marijuana is not as bad as opioids, reminds me of the vaping industry argument that vaping is not as bad as smoking. And now sadly, a new generation of customers is addicted to nicotine. As Dr. Jeff Reynolds, president and CEO of the Family Children's Association explained, not every teen who drinks or smokes pot will become a heroin addict. But every heroin addict started out with alcohol or marijuana. There are not enough treatment beds for all the heroin users, and there will not be enough treatment for the teens addicted to marijuana. They will go untreated until they move on to something worse. As medical and recreational marijuana have been legalized over the past few years, the perception of risk has decreased and use has increased. In Colorado, Dr. Reynolds found stores recommending marijuana for pregnant women with morning sickness. And Colorado has the highest marijuana use among 12 to 17 year olds. We're not stopping legalization of recreational marijuana. But we can reduce the access and the social acceptance of it for our teenage children. As for our community, we know that law enforcement does not have the ability to detect marijuana impairment in drivers. There's no guideline for marijuana users like there is for alcohol. Is it safe after an hour? Is it safe after a day? Is it different after smoking or after eating gummy marijuana? Marijuana business is all cash, requiring armed guards. Will people going in and out of the stores be targeted? How many stores would be allowed to open? How much traffic will they bring. We know our community has been targeted by the marijuana industry. Commercial marijuana will benefit the investors and the business owners. Landlords will get paid. But the projected tax revenue will not benefit us, only the cost. As Dr. Reynolds explained, for every dollar raised in tax on alcohol, the taxpayers are burdened with \$7 in expenses to clean up the problems.

MR. WINK. Ms. DeSena, I'm going to ask you to wrap up your comments.

MS. DESENA. Enacting the amendment would still allow adults to use marijuana they purchased outside the Town of North Hempstead. Medical patients can get marijuana at two dispensaries or get home delivery. There is no stigma for cancer patients getting relief from chemotherapy. But for people needing treatment for a substance use disorder or mental health problem, there often is. Thank you for acting to protect our children and our community as New York's marijuana experiment unfolds. Thank you.

SUPERVISOR BOSWORTH. Thank you for your comments. Did you want to speak?

MR. RIEGEL. Yes.

SUPERVISOR BOSWORTH. Okay. Give it to him.

MR. RIEGEL. Good evening. My name is Jack Riegel. I'm a junior at Manhasset High School just up the road. I'm a -- at that -- at the high school, I'm a member of a club called S A L T. We're the Student Athlete Leadership Team. And basically the purpose of this club is to try to drive substance abuse out of the Manhasset High School where it is a major problem, whether that be alcohol, or with electronic cigarettes and vaping or with marijuana use. Which I can tell you from experience, it is something that exists and is a problem at the school, not only at Manhasset,

but at -- as you know as a high schooler in the Town of North Hempstead, I can tell you that it is an epidemic in our school community I would like to make a few points. It's -- specifically I've noticed that high school students will typically have, when they more -- they have more access to a particular substance that is addictive and easy access, that they're drawn to it. And I know that a lot of a lot of my peers do not use marijuana, solely because of the fact that it -- they don't have easy access to it. I think with the legalization of recreational marijuana, that would provide a lot of high schoolers with the very easy access to cannabis. And as it's -- it is an epidemic not only in their -- for in their own personal use, but also you see it in school buildings, you see it in locker rooms, you see it at practice. And truthfully, it's -- the quality of life for a high schooler during a time where marijuana is becoming legalized is diminished. There are a number of students, including myself, who do not want to live in a community where their peers and their friends are all changing. And you do, you see the change within these people and especially with a lot of my friends, because of marijuana use. And I would just like to say I support the Town's decision. And I think a lot of high schoolers who want to make the right decisions and want to do the right thing for, you know, for the betterment of the community and their own mental health, we support you and your decisions to roll back, and ban and restrict the use of recreational marijuana in the community, because it is a legitimate problem. Thank you very much.

MR. WINK. Thank you.

SUPERVISOR BOSWORTH. Thank you. And thank you for taking such a leadership role in terms of trying to combat substance abuse in the high school at such an early age. You know, you have already shown yourself as a --

SUPERVISOR BOSWORTH. Thank you. You've been very patient.

DR. AIZMAN. Good evening. My name is Alexander Aizman. I'm a medical doctor, a surgeon. I live here in Manhasset. And I'll just make a few brief points regarding marijuana. Firstly, regarding the connection between marijuana and violent behavior, the research -- multiple studies have shown that, particularly in -- most recently in the Journal of Psychological Medicine have shown that continued use of cannabis causes violent behavior, as a direct result of changes in brain function, you know, that are caused by smoking weed over many years. Furthermore, in California, in Sonoma County which is around hundred miles outside of San Francisco, the official -- some law enforcement officials have complained that the legalization of marijuana has done nothing for their community, but spawned home invasions, violent crimes and robberies. That is according to the report from the Cloverdale Reveille. Lastly, in terms of medical marijuana, there was a recent review of over 10,000 -- 10,000 studies that showed some reliable evidence for three distinct applications of cannabis. One is in connection with nausea and vomiting associated with cancer treatments. It's a modest effect, but these properties have been exploited. However, with the caveat that often times THC, which is the -- a main ingredient in cannabis can exacerbate vomiting. Furthermore, safer and more efficient medications do exist on the market that can manage the nausea, vomiting more effectively than cannabis. There's some evidence that it's helpful in chronic pain conditions and managing spasms associated with multiple sclerosis. However, there's absolutely no strong evidence that cannabis is useful in the treatment of epilepsy, appetite regulation for AIDS patients, Parkinson's Disease or irritable bowel syndrome. And Dr. -- one of the doctors said that -- one of the authors of this study said that most of the therapeutic reasons people use medical marijuana aren't substantiated beneficial effects of the plan. And lastly, the reality is that most of the health claims made about cannabis are wrong-headed and devoid of evidence. In fact, they may risk endangering the lives of the very patients they're supposed to

help. And in conclusion as Churchill apparently said, Americans are great people. They always find the right solution, that is after they try all the wrong ones first.

DR AIZMAN: Let's try the right solution first, without having to go through the wrong ones. Thank you very much for your attention.

SUPERVISOR BOSWORTH: Thank you for your comments. Is it -- yes

MS. KIRKWOOD: Thank you. Tara Kirkwood, reside in the Town of North Hempstead. Judi, I would like to commend you. You promised before an election that you' would do something. And here with the Board without political anything, you have come through for the Town, for all of our children, for the residents of this Town. And we really appreciate it. I know that some of you have put your heads on the line and it's a political season, but we appreciate it. I do have a question --

SUPERVISOR BOSWORTH: So I just want to say that it is the all of the members --

MS KIRKWOOD: -- I do know that --

SUPERVISOR BOSWORTH: — of the Town Board --

MS. KIRKWOOD -- yes

SUPERVISOR BOSWORTH: that are standing up, you know, for this

MS. KIRKWOOD: And we all really appreciate it, so thank you. We have a wave coming our way. The roads are going to be filled with drivers that are smoking marijuana. How are we going to stop it? How are our law enforcement officials prepared to deal with this? Are they prepared, when they pull somebody over, to immediately test them for drugs?

SUPERVISOR BOSWORTH: You're asking me?

MS KIRKWOOD: I am

SUPERVISOR BOSWORTH: So we actually -- when Dina and I were --

COUNCILWOMAN DeGIORGIO: Right, we were at Dr Reynolds talk last night

SUPERVISOR BOSWORTH — at Dr, Reynolds' talk. And apparently right now, I don't believe that there is something that can be used to do that.

MS KIRKWOOD: Correct. So for the record when people compare alcohol with marijuana, there is a distinct difference. If I left here and took my daughter who's sitting with me tonight in a car, and I drank something, I would be pulled over, arrested and it would be a felony. If I smoked marijuana, and drove my daughter home, and got pulled over, nothing. So is New York State prepared for the wave that's coming? And the answer is no. Until these fine men standing beside us protecting us tonight, and women are prepared to keep our streets safe from impaired drivers, then we are not ready to pass recreational marijuana anywhere. The Mayor -- I mean the Governor will have blood on his hands if he puts something before when we can test things. So thank you

SUPERVISOR BOSWORTH: Thank you

COUNCILWOMAN DeGIORGIO: I have a few comments. Ms Kirkwood, thank you very much, because I know that you've been very proactive in this. And so on that point, I do want to say something. I want to thank everybody for coming out, and having the courage to come in

front of the Board and speak in favor of our legislation, and giving us the other side and the other point of view. I want to thank Jen DeSena in Manhasset CASA for hosting the Dr Reynolds discussion last night. The Supervisor and I were there along with our Town Clerk Wayne Wink and our Assemblyman Tony D'Urso And it was a really -- it was a very informative discussion I don't think anybody -- Jen made all of the great points I was going to make. And I won't repeat them about what he said last night about that for every dollar in tax revenue that alcohol generates, it causes -- it costs us \$7 in other costs. And a lot of other points were made. But what really sort of came -- has come through for me in the last of couple months since I started looking at this is, this is a really complicated issue. And that all of the states that have done this so far, haven't really done it well. And you're seeing now in the Wall Street Journal, in the New York Times, and in a lot of other magazines, articles that are talking about legalizing marijuana in an honest way I would hope -- I know they recorded the lecture last night, and I'm hoping that it'll be available, and that Manhasset CASA will share the link and people can watch it It -- because it really was a great eye opener. And Dr. Reynolds is in fact on Governor Cuomo's task force. And I can say that I'm against legalizing marijuana for recreational use. But I think if we're going to do that in the State and it's clear that we are, that we need to do it in an intelligent way We need to have -- make sure that we have a handle on impaired driving and what that means, and an ability to measure it and do all of the things necessary to protect the communities. And the last point that Dr Reynolds made last night, which I think is really important, there's a difference between legalization and commercialization And what we're worried about here is commercialization of marijuana Legalizing marijuana and decriminalizing marijuana, I think are important subjects that deserve to be discussed. There's a lot of important reasons why we need to look at the way we treat marijuana in this Country, as particularly surrounding people that get arrested for small quantities of possession, and their lives are ruined as a result of that. And that's an injustice But make no mistake that marijuana and cannabis is a big business And the reason why states are trying to legalize and there's a big push for it is to make money. There's a lot of money in cannabis Look who's investing -- Altria, JUUL and I think Molson is now investing So we need to be -- as elected officials, our job is to protect our residents from companies that want to profit from the sale of an intoxicant that, based on everything I have seen, is really not safe, particularly for young adults. So I really am happy that we're all doing this as a Board together. And I am glad that everyone is coming together as a community. And I encourage everyone to learn more about it, read the information, but most importantly to send a message to the State that if they're going to legalize recreational marijuana, they need to take into consideration a lot of really complicated issues and they should take it very slow. I also hope that other towns and municipalities in the State follow our lead, and they send a message to Albany that we want them to do this right We have an opportunity to be -- lead by example in New York and we should We have an opportunity to correct, in our policy, all of the mistakes that the other states have made in legalizing marijuana. And I'm really excited and proud to be one of -- part of a government that is one of the first, as far as I know in the State, to ban it. 47 municipalities in New Jersey have done that. And as a result, it has substantially slowed down New Jersey's push to legalize recreational marijuana, and I think they're looking a little bit more carefully at it So that's -- I wanted to wait until sort of the end to say that, because I wanted everyone to sort of say what they wanted to say But it's really important, and it's really good, and it's what local government is about. And I think that we always do things here in a bipartisan way, and in an intelligent way and a thoughtful way. And I really couldn't be prouder to be on this Board And I also want to thank Michael Kelly, because Michael Kelly drafted a law. Although it's short, I know that he put a lot of time and energy into

researching this. I sent him some information originally from some of the towns in New Jersey on the way they did things. And he really took the time to make sure that the way we did it was the -- was hopefully the best way and the right way. I guess we'll find out, you know, hopefully that he's correct, but I have confidence in him. So I do want to thank him for that, because a lot of effort went into it. And I'm sure all the other attorneys in the Town Attorney's Office did the same thing. So that's it. And fortunately, I get more than three minutes. Thank you

SUPERVISOR BOSWORTH. Thank you Dina, Lee, would like to say something.

COUNCILWOMAN SEEMAN. I can't believe that this marijuana problem is back here after 50 years

COUNCILWOMAN SEEMAN. I remember very well living through the '60s during the Vietnam War. Parents were afraid where their children were. Kids were arrested, hiding marijuana in their cars. It was just an awful time. So I'm telling you, no recreation marijuana in our communities.

MR. WINK. Madam Supervisor, we've received another card from the public.

SUPERVISOR BOSWORTH. Okay

MR. WINK. Okay, Jeff Stone

MR. STONE. I wasn't planning to be up here to speak, but I want to applaud Supervisor Bosworth and the council members for having this discussion tonight. It's very important to me. And thank you, Councilwoman Dina, that was well put. Thank you very much. I wish I was at that seminar last night inside Manhasset Library

COUNCILWOMAN DeGIORGIO. Terrific.

MR. STONE. But unfortunately, I was leading a Kiwanis Divisional meeting. But in any case, I'm the Lieutenant Governor of the Kiwanis Long Island North Division. And part of my project for this year, 'cause I feel so deeply about it, so passionate, is spreading awareness about the opioid drug, and alcohol abuse and addiction issue. Every time I open up my phone, turn on the TV, turn on the radio, look in the print media, I see something about drugs, alcohol, marijuana. And it's not good -- deaths, DOAs. I hear professionals speak about it all the time. I was invited by SAFE in Glen Cove to listen to Dr. Stephen Dewey at Glen Cove High School. And I got to tell you, this guy blew me away, all right. And I grew up in the '60s, all right. You know, I'm a young baby boomer, but --

COUNCILWOMAN DeGIORGIO. The late '60s

MR. STONE. Yeah. But I know firsthand we're talking about the money issue, and it is. Being progressive is fine, all right. But you have to look at our elected officials, after our welfare and health, period. That's paramount, all right, not the money issue, all right. But what it can do to society, all right, because we're all one here, under one tent, all right. It's not a political issue. Again, I can tell you firsthand, not from a medical standpoint which some learned people can cite you certain statistics. I understand that, but I'm talking also from a personal perspective, all right, because I was personally affected by it, so were friends of mine, family. I've seen people die. I was fortunate, all right. I was fortunate. It has to be addressed. And it has to be done step by step. And as you mentioned, we have to look at it and go about it a little bit more prudently, with thought and care. And I am assembling professionals to speak at libraries on this issue, all right, with Kiwanis members, with hopefully some -- with the help of the -- some of the elected officials in the

Town of North Hempstead And we're going to go to high schools in the area. And then I am going to break it down and go to these schools and talk about this because it's that important, because I think once we let the genie out of the bottle, getting it back in again is going to be very, very difficult. And this is a killer. It may be harmless. As we said, it's natural, but it can be a killer. It's as simple as that. We've heard gateway drug, yeah. And guess what, it can be, all right. You don't know what effect it'll have on a mind. But Dr. Stephen Dewey, which I'm going to pay for personally to speak at the library, this guy's going to blow you away if you'll listen to him. It's as simple as that. And so thanks for listening to me.

SUPERVISOR BOSWORTH. Thank you for your comments. Is there anybody else that would like to speak?

SUPERVISOR BOSWORTH. That being said, I think we're going to be offering this resolution as a Board and move for its adoption.

MR. WINK. And close the public hearing. And we're closing the public hearing, right?

COUNCILWOMAN DeGIORGIO: Close the public hearing.

SUPERVISOR BOSWORTH. Oh, I'm sorry. Let's close the public hearing and offer the resolution, as a Board, and move for its adoption.

MR. WINK. Councilwoman DeGiorgio.

COUNCILWOMAN DeGIORGIO. Aye.

MR. WINK. Councilman Ferrara.

COUNCILMAN FERRARA. I think that you can see that we do take into consideration all of our residents and we value their input. But we have a stewardship here to protect them and to protect this community. And I think the action that we're taking tonight is the first step in making that happen. And I vote aye.

MR. WINK. Councilwoman Russell.

COUNCILWOMAN RUSSELL. I echo the sentiments of my colleagues here on the Board and some of the comments that were made here tonight. I think it would have been easy for this Board to say nothing with regards to this issue, because evidently the recreational use of marijuana has a heavy monetary implication to it. And so it could have been easy for this Board to do nothing and just reap the revenues of the tax base that's going to come in by the use of recreational marijuana. But that's not what's important to us. So what's important to us as was just mentioned Angelo, Town Councilman Ferrara, is the protection of our residents. And I think that's what's of utmost importance to this Board. And I'm proud to serve on this Board, as well as to be able to pass a legislation that is so heavily criticized and to do it in a bipartisan manner. So I vote aye.

MR. WINK. Councilwoman Seeman.

COUNCILWOMAN SEEMAN. Aye. And I thank our Supervisor Judi Bosworth and this Board, that we can work together for an issue like this. Thank you.

MR. WINK. Okay. Councilman Zuckerman.

COUNCILMAN ZUCKERMAN. I vote aye. And I would like to echo the sentiments of my fellow members up here. It's a pleasure to be on this Board and it's a pleasure to do this in a bipartisan manner. Aye.

MR WINK· Supervisor Bosworth.

SUPERVISOR BOSWORTH· So I do want to thank you all for coming. We've been discussing this in one way or another now for some months. We've had many meetings that have been devoted to different aspects of marijuana use. And I think you could hear from the comments of all of the members of this Board that we understand very well. The responsibility of the Board; The responsibility to advocate for what's important to our constituents, And to represent all of your interests and values, protecting your children. I mean your children are our children. And so we take that very, very seriously, and it's something that we always strive to do. And with that, I vote aye

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

RESOLUTION NO. 1 -2019

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

WHEREAS, the Town Board, as the legislative body of the Town of North Hempstead, is empowered to 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 70 of the Town Code entitled "Zoning" to ban the retail sale of recreational marijuana in the Town of North Hempstead, 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 January, 2019, 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 January 8, 2019, with respect to the Local Law, and has afforded all interested persons an opportunity to be heard at the public hearing, and

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

NOW, THEREFORE, BE IT

RESOLVED that Local Law No 1 of 2019 be and it hereby is adopted, which Local Law reads as follows:

**TOWN OF NORTH HEMPSTEAD
LOCAL LAW NO. 1 OF 2019**

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

Section 1 Legislative Intent.

The Town Board has recognized that several states, in addition to permitting the distribution of medical marijuana, have also permitted the distribution of marijuana for recreational purposes. The Town Board also recognizes that the legalization of marijuana in New York is a subject of current discussion and community forums organized by the State, and that the New York State Commissioner of Health has recommended that the recreational use of marijuana be considered for legalization in New York. Having heard testimony before the Town Board, the Town Board has found that Town residents are greatly concerned about the retail sale of marijuana in the Town if it should become legal in New York. Accordingly, it is the intent of the Town Board to prohibit the retail sale, distribution or offer of consumption of marijuana in all Town use districts.

Section 2

Section 70-201.11 of Chapter 70 of the Town Code shall be amended to read as follows:

§ 70-201.11 Prohibitions

A. No building, structure or premises approved or used as a Medical Marijuana Dispensary pursuant to Article 33 of the New York Public Health Law may be used as a Marijuana Retail Store.

B. No building, structure or premises within any use district in the Town of North Hempstead may be used for the sale, distribution or offer for consumption of Marijuana or Marijuana Products in a retail setting or environment for non-medical use. The sale, distribution or offer for consumption of Marijuana and/or Marijuana Products as prohibited in this section shall be prohibited regardless of whether products in addition to Marijuana Products are offered for sale, distribution or consumption at the building, structure or premises and regardless of the amount of Marijuana or Marijuana Products available for sale, distribution or offer for consumption at the building, structure or premises in comparison to other products offered for sale, use or consumption at the building, structure or premises.

Section 3.

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.

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

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 January 8, 2019 at Town Hall, 220 Plandome Road, Manhasset, New York, Local Law No. 1 of 2019 was adopted. The local law amends Chapter 70 of the Town Code entitled "Zoning" to ban the retail sale of recreational marijuana in the Town of North Hempstead.

Dated: Manhasset, New York
 January 8, 2019

**BY ORDER OF THE TOWN BOARD OF
THE TOWN OF NORTH HEMPSTEAD
WAYNE H. WINK, JR.
TOWN CLERK**

Dated Manhasset, New York
 January 8, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Russell,
Councilwoman Seeman, Councilman Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney

MR. WINK. Okay.

SUPERVISOR BOSWORTH. Thank you so much. So before Mr. Wink continues, if anybody is here for this issue only, please feel free to leave. And you're welcomed to stay for the rest of meeting, but if you'd like to leave this would be the time to do so.

(Whereupon, a recess was taken at 8:14 p.m. and the hearing continued at 8:15 p.m.)

SUPERVISOR BOSWORTH. So Mr. Wink, if you'd continue.

MR. WINK. Yeah. I'm just asking if they could close that door, so --Christina? Resolutions, Item 2, a resolution setting a date for a public hearing to consider the adoption of a Local Law amending Chapter 75 of the Town Code entitled Wireless Telecommunications Facilities.

SUPERVISOR BOSWORTH. So the purpose of this Local Law is to make comprehensive changes to Chapter 75, in order to address the expansion of wireless networks throughout the Town. I'd like to offer the resolution and set the public hearing date for February 28th, 2019.

MR. WINK. Councilwoman DeGiorgio.

COUNCILWOMAN DeGIORGIO. Aye.

MR. WINK. Councilman Ferrara.

COUNCILMAN FERRARA. Aye.

MR. WINK. Councilwoman Russell.

COUNCILWOMAN RUSSELL. Aye.

MR. WINK. Councilwoman Seeman.

COUNCILWOMAN SEEMAN. Aye.

MR. WINK. Councilman Zuckerman.

COUNCILMAN ZUCKERMAN. Aye.

MR. WINK. Supervisor Bosworth.

SUPERVISOR BOSWORTH. Aye.

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

RESOLUTION NO. 2 -2019

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 75 OF THE TOWN CODE ENTITLED "WIRELESS TELECOMMUNICATIONS FACILITIES."

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

WHEREAS, this Board wishes to set a date for a public hearing to consider the adoption of a Local Law amending Chapter 75 of the Town Code entitled "Wireless Telecommunications Facilities" in order to make comprehensive changes to Chapter 75 to address the expansion of wireless networks throughout the Town.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on the 28th day of February, 2019, at 7:00 P M in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, for the purpose of considering the adoption of a Local Law amending Chapter 75 of the Town Code entitled "Wireless Telecommunications Facilities" in order to make comprehensive changes to Chapter 75 to address the expansion of wireless networks throughout the Town; 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 at Town Hall, 220 Plandome Road, Manhasset, New York, on the 28th

day of February, 2019, at 7.00 P.M., to consider the adoption of a Local Law amending Chapter 75 of the Town Code entitled "Wireless Telecommunications Facilities" in order to make comprehensive changes to Chapter 75 to address the expansion of wireless networks throughout the Town

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

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

Dated: Manhasset, New York
January 8, 2019

**BY ORDER OF THE TOWN BOARD OF
THE TOWN OF NORTH HEMPSTEAD
WAYNE H. WINK, JR.
Town Clerk**

Dated. Manhasset, New York
January 8, 2019

The vote on the foregoing resolution was recorded as follows.

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Russell,
Councilwoman Seeman, Councilman Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Town Clerk Planning Buildings

MR. WINK. Item 3, a resolution appointing Wayne H. Wink, Jr. as registrar of vital statistics

SUPERVISOR BOSWORTH. I'd like to offer the resolution and move for its adoption

MR. WINK. Councilwoman DeGiorgio.

COUNCILWOMAN DeGIORGIO. Aye.

MR. WINK. Councilwoman Kaplan -- excuse me, Councilman Ferrara.

COUNCILMAN FERRARA. Aye

MR. WINK. Councilwoman Russell

COUNCILWOMAN RUSSELL. Aye

MR. WINK: Councilwoman Seeman

COUNCILWOMAN SEEMAN. Aye.

MR. WINK. Councilman Zuckerman.

COUNCILMAN ZUCKERMAN. Aye.

MR. WINK. Supervisor Bosworth.

SUPERVISOR BOSWORTH. Aye.

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

RESOLUTION NO. 3- 2019

A RESOLUTION APPOINTING WAYNE H. WINK, JR. AS REGISTRAR OF VITAL STATISTICS.

WHEREAS, Public Health Law §4121 requires the Town Board to appoint a Registrar of Vital Statistics; and

WHEREAS, this Board has determined that the Town Clerk, Wayne H Wink, Jr is eligible and represents the most suitable person to act in the capacity of Registrar of Vital Statistics, and

WHEREAS, this Board wishes to appoint the Town Clerk, Wayne H. Wink, Jr. , as the Registrar of Vital Statistics.

NOW, THEREFORE, BE IT

RESOLVED that pursuant to the provisions of the Public Health Law of the State of New York, the Town Clerk, Wayne H Wink, Jr , be and hereby is designated and appointed as Registrar of Vital Statistics of the Town of North Hempstead for the year commencing January 1, 2019, at an annual salary as set forth in the Town's Part-Town Fund Budget for the year January 1, 2019 to December 31, 2019, in lieu of any fees provided for under the Public Health Law.

Dated: Manhasset, New York
January 8, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Russell,
Councilwoman Seeman, Councilman Zuckerman, Supervisor Bosworth

Nays: None

cc Town Attorney Comptroller

MR. WINK: Item 4, a resolution authorizing the Town Clerk in his capacity as registrar of vital statistics of the Town of North Hempstead, to appoint a deputy registrar and sub-registrars and authorizing the payment of annual compensation for such services

SUPERVISOR BOSWORTH I'd like to offer the resolution and move for its adoption.

MR. WINK: Councilwoman DeGiorgio.

COUNCILWOMAN DeGIORGIO. Aye.

MR WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye

MR WINK. Councilwoman Russell

COUNCILWOMAN RUSSELL Aye.

MR. WINK. Councilwoman Seeman.

COUNCILWOMAN SEEMAN Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN. Aye

MR WINK: Supervisor Bosworth

SUPERVISOR BOSWORTH. Aye

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

RESOLUTION NO. 4 - 2019

A RESOLUTION AUTHORIZING THE TOWN CLERK IN HIS CAPACITY AS REGISTRAR OF VITAL STATISTICS OF THE TOWN OF NORTH HEMPSTEAD TO APPOINT A DEPUTY REGISTRAR AND SUB-REGISTRARS AND AUTHORIZING THE PAYMENT OF ANNUAL COMPENSATION FOR SUCH SERVICES.

WHEREAS, Public Health Law §4122 authorizes the Town Clerk to appoint a deputy registrar and sub-registrars to issue burial permits during nighttime hours within the Town, and

WHEREAS, the Town Clerk has advised that he wishes to appoint Eileen Kraneburg, as deputy registrar, and

WHEREAS, the Town Clerk has advised that he wishes to appoint Alice Gori, Donna Curci, Lucia Yakkey and Cathy Mizzi, all current employees of the Town of North Hempstead as night sub-registrars; and

WHEREAS, this Board recognizes the inconvenience of performing these services during nighttime hours and wishes to authorize payment of a deputy registrar and night sub-registrars.

NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk/Registrar of Vital Statistics is hereby authorized to appoint Eileen Kraneburg as deputy registrar and to pay her an annual compensation of \$3,000.00; and to appoint Alice Gori, Donna Curci, Lucia Yakkey and Cathy Mizzi as night sub-registrars of the Town of North Hempstead, and is authorized to pay each an annual compensation of \$3,000.00, pursuant to the provisions of the Public Health Law

Dated: Manhasset, New York
January 8, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Russell,
Councilwoman Seeman, Councilman Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller

MR WINK: Item 5, a resolution appointing Wayne H. Wink, Jr. Town Clerk as marriage officer of the Town of North Hempstead

SUPERVISOR BOSWORTH: I'd like to offer the resolution and move for its adoption

MR. WINK. Councilwoman DeGiorgio

COUNCILWOMAN DeGIORGIO. Aye.

MR. WINK. Councilman Ferrara.

COUNCILMAN FERRARA. Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR WINK: Councilwoman Seeman

COUNCILWOMAN SEEMAN: Aye

MR. WINK. Councilman Zuckerman

COUNCILMAN ZUCKERMAN Aye

MR. WINK. Supervisor Bosworth

SUPERVISOR BOSWORTH. Aye.

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

RESOLUTION NO. 5 - 2019

A RESOLUTION APPOINTING WAYNE H. WINK, JR., TOWN CLERK, AS MARRIAGE OFFICER OF THE TOWN OF NORTH HEMPSTEAD.

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

WHEREAS, this Board wishes to appoint Wayne H Wink, Jr , Town Clerk, as a marriage officer.

NOW, THEREFORE, BE IT

RESOLVED that Wayne H Wink, Jr., Town Clerk, being duly qualified, be and hereby is appointed as a marriage officer of the Town of North Hempstead for the year commencing January 1, 2019, to serve without compensation from the Town of North Hempstead

Dated. Manhasset, New York
 January 8, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Russell,
 Councilwoman Seeman, Councilman Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller

MR WINK: Item 6, a resolution appointing First Deputy Town Clerk Eileen Kraneburg and Deputy Town Clerk Nicholas Guariglia as marriage officers of the Town of North Hempstead SUPERVISOR BOSWORTH. I'd like to offer the resolution and move for its adoption

MR. WINK: Councilwoman DeGiorgio.

COUNCILWOMAN DeGIORGIO. Aye

MR WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye

MR. WINK. Councilwoman Russell

COUNCILWOMAN RUSSELL: Aye.

MR. WINK. Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN. Aye.

MR WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH. Aye.

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

RESOLUTION NO. 6 -2019

A RESOLUTION APPOINTING FIRST DEPUTY TOWN CLERK EILEEN KRANEBURG AND DEPUTY TOWN CLERK NICHOLAS GUARIGLIA AS MARRIAGE OFFICERS OF THE TOWN OF NORTH HEMPSTEAD.

WHEREAS, Domestic Relations Law §11-c authorizes the Town Board to appoint marriage officers who shall have the authority to solemnize marriages within the Town of North Hempstead (the “Town”), and

WHEREAS, this Board wishes to appoint First Deputy Town Clerk, Eileen Kraneburg and Deputy Town Clerk, Nicholas Guariglia as marriage officers

NOW, THEREFORE, BE IT

RESOLVED that First Deputy Town Clerk, Eileen Kraneburg and Deputy Town Clerk, Nicholas Guariglia, being duly qualified, be and hereby are appointed as marriage officers of the Town of North Hempstead for the year commencing January 1, 2019, to serve without compensation from the Town

Dated: Manhasset, New York
January 8, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Russell,
Councilwoman Seeman, Councilman Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney, Comptroller

MR. WINK. Item 7, a resolution appointing additional marriage officers to the Town of North Hempstead.

SUPERVISOR BOSWORTH. So this actually appoints the different council members, so it would be me, Viviana Russell, Peter Zuckerman, Angelo Ferrara, Lee Seeman, Dina DeGiorgio, as well as Charles Berman as additional marriage officers. And so I'm now going to embarrass Michael Kelly, because the first marriage I performed was Mr. Kelly's.

SUPERVISOR BOSWORTH. And I'd like to offer the resolution and move for its adoption.

MR. WINK. Councilwoman DeGiorgio.

COUNCILWOMAN DeGIORGIO. Aye.

MR. WINK. Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK. Councilwoman Russell.

COUNCILWOMAN RUSSELL. Aye.

MR. WINK. Councilwoman Seeman.

COUNCILWOMAN SEEMAN. Aye.

MR. WINK. Councilman Zuckerman.

COUNCILMAN ZUCKERMAN. Aye.

MR. WINK. Supervisor Bosworth.

SUPERVISOR BOSWORTH. Aye.

MR. KELLY. And a very nice ceremony it was.

SUPERVISOR BOSWORTH. Thank you.

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

RESOLUTION NO. 7-2019

A RESOLUTION APPOINTING ADDITIONAL MARRIAGE OFFICERS FOR THE TOWN OF NORTH HEMPSTEAD.

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

WHEREAS, this Board wishes to appoint Judi Bosworth, Viviana Russell, Peter J Zuckerman, Angelo P. Ferrara, Lee R Seeman and Dina M De Giorgio, members of the Town Board, and Charles Berman, Receiver of Taxes, as additional marriage officers.

NOW, THEREFORE, BE IT

RESOLVED that Judi Bosworth, Viviana Russell, Peter J Zuckerman, Angelo P Ferrara, Lee R. Seeman, Dina M. De Giorgio and Charles Berman, residents of the Town of North Hempstead, being duly qualified, be and hereby are appointed as marriage officers of the Town of North Hempstead for the year commencing January 1, 2019, to serve without compensation from the Town of North Hempstead.

Dated: Manhasset, New York
January 8, 2019

The vote on the foregoing resolution was recorded as follows

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Russell,
Councilwoman Seeman, Councilman Zuckerman, Supervisor Bosworth

Nays: None

MR. WINK. Item 8, a resolution designating Wayne H Wink, Jr. Town Clerk to represent the Town at the annual business session of the Association of Towns in the State of New York, to be held in New York City on February 17th, 2019 through February 20th, 2019, and designating Michael J. Kelly, Chief Deputy Town Attorney to serve as alternate to act in the absence of Wayne H Wink, Jr

SUPERVISOR BOSWORTH. I'd like to offer the resolution and move for its adoption.

MR. WINK. Councilwoman DeGiorgio

COUNCILWOMAN DeGIORGIO. Aye

MR. WINK. Councilman Ferrara.

COUNCILMAN FERRARA. Aye.

MR. WINK. Councilwoman Russell.

COUNCILWOMAN RUSSELL. Aye.

MR. WINK. Councilwoman Seeman

COUNCILWOMAN SEEMAN. Aye

MR WINK. Councilman Zuckerman

COUNCILMAN ZUCKERMAN. Aye

MR WINK: Supervisor Bosworth

SUPERVISOR BOSWORTH. Aye

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

RESOLUTION NO. 8 -2019

A RESOLUTION DESIGNATING WAYNE H. WINK, JR., TOWN CLERK, TO REPRESENT THE TOWN AT THE ANNUAL BUSINESS SESSION OF THE ASSOCIATION OF TOWNS OF THE STATE OF NEW YORK TO BE HELD IN NEW YORK CITY ON FEBRUARY 17, 2019 THROUGH FEBRUARY 20, 2019 AND DESIGNATING MICHAEL J. KELLY, CHIEF DEPUTY TOWN ATTORNEY, TO SERVE AS ALTERNATE TO ACT IN THE ABSENCE OF WAYNE H. WINK, JR.

WHEREAS, the Annual Business Session of the Association of Towns of the State of New York will be held on February 17th through 20th, 2019; and

WHEREAS, it is necessary for the Town Board to designate a person to cast the vote of the Town of North Hempstead at said meeting pursuant to Section 6, of Article III of the Constitution and By-Laws of said Association, and to appoint an alternate to act in her absence, and

WHEREAS, this Board wishes to designate Wayne H. Wink, Jr , Town Clerk, to represent the Town at said session, and to appoint Michael J. Kelly, Senior Deputy Town Attorney, to serve as alternate

NOW, THEREFORE, BE IT

RESOLVED that Wayne H. Wink, Jr , Town Clerk of the Town of North Hempstead, be and she hereby is designated to represent the Town at the Annual Business Session of the Association of Towns of the State of New York, to be held in New York City, on February 17th to 20th, 2019, and to cast the vote of the aforesaid Town, pursuant to Section 6 of Article III of the Constitution and By-Laws of said Association; and be it further

RESOLVED that Michael J Kelly, Senior Deputy Town Attorney of the Town of North Hempstead, be and hereby is designated to serve as alternate to act in the absence of Wayne H Wink, and be it further

RESOLVED that the Town Clerk is hereby authorized and directed to file a Certificate of Designation with the Association of Towns of the State of New York, setting forth said designations.

Dated. Manhasset, New York
January 8, 2019

The vote on the foregoing resolution was recorded as follows.

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Russell,
Councilwoman Seeman, Councilman Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller

MR. WINK: Item 9, a resolution establishing the list of designated official newspapers for publication of notices, resolutions, ordinances and, or local laws by the Town during the year 2019

SUPERVISOR BOSWORTH. I'd like to offer the resolution and move for its adoption.

MR. WINK: Councilwoman DeGiorgio.

COUNCILWOMAN DeGIORGIO: Aye

MR. WINK. Councilman Ferrara

COUNCILMAN FERRARA: Aye

MR. WINK: Councilwoman Russell

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN. Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN. Aye

MR. WINK: Supervisor Bosworth

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

RESOLUTION NO. 9 -2019

A RESOLUTION ESTABLISHING THE LIST OF DESIGNATED OFFICIAL NEWSPAPERS FOR PUBLICATION OF NOTICES, RESOLUTIONS, ORDINANCES AND/OR LOCAL LAWS BY THE TOWN DURING THE YEAR 2019.

WHEREAS, the Town Clerk has asked the Town Board to designate certain newspapers for the publication of notices, resolutions or ordinances and local laws as may be required by law, or directed by this Board for the 2019 calendar year, and

WHEREAS, the Town Board wishes to designate said newspapers

NOW THEREFORE, BE IT

RESOLVED that the Town Clerk be and she hereby is authorized and directed to publish such notices, resolutions or ordinances and local laws as may be required by law, or directed by this Board, to be published during the year 2019 in any one or more of the following newspapers:

Manhasset Press	Great Neck Record
Manhasset Times	The New Hyde Park Illustrated News
Port Washington News	New Hyde Park Herald-Courier
Port Washington Times	Westbury Times
Roslyn News	Community Journal
Roslyn Times	Mineola American
Floral Park Dispatch	Williston Times
Glen Cove Record Pilot	Newsday
Great Neck News	

Dated. Manhasset, New York
January 8, 2019

The vote on the foregoing resolution was recorded as follows

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Russell,
Councilwoman Seeman, Councilman Zuckerman, Supervisor Bosworth

Nays: None

cc. Town Attorney, Comptroller

MR. WINK· Item 10, a resolution granting First Deputy Town Clerk Eileen Kraneburg all powers of the Town Clerk as contained in Section 30 of the Town Law, in the event of the absence or inability to act of the Town Clerk.

SUPERVISOR BOSWORTH. I'd like to offer the resolution and move for its adoption

MR WINK. Councilwoman DeGiorgio

COUNCILWOMAN DeGIORGIO· Aye

MR WINK. Councilman Ferrara

COUNCILMAN FERRARA· Aye

MR. WINK. Councilwoman Russell.

COUNCILWOMAN RUSSELL. Aye.

MR. WINK· Councilwoman Seeman.

COUNCILWOMAN SEEMAN. Aye.

MR WINK Councilman Zuckerman

COUNCILMAN ZUCKERMAN· Aye

MR. WINK. Supervisor Bosworth

SUPERVISOR BOSWORTH· Aye

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

RESOLUTION NO. 10-2019

A RESOLUTION GRANTING FIRST DEPUTY TOWN CLERK EILEEN KRANEBURG ALL POWERS OF THE TOWN CLERK AS CONTAINED IN SECTION 30 OF THE TOWN LAW IN THE EVENT OF THE ABSENCE OR INABILITY TO ACT OF THE TOWN CLERK.

WHEREAS, Section 30 of the Town Law describes the powers and duties of the Town Clerk, and

WHEREAS, such Section also allows for the appointment of a First Deputy Town Clerk, and

WHEREAS, pursuant to Resolution No. 14-2014, duly adopted by the Town Board on January 7,

2014, Eileen Kraneburg was appointed First Deputy Town Clerk of the Town of North

Hempstead, and

WHEREAS, the Town Clerk has requested that all of the powers and duties of the Town Clerk as

listed in Section 30 of the Town Law be granted to First Deputy Town Clerk Eileen Kraneburg to

be exercised by such First Deputy Town Clerk in the event of the absence or inability to act of the

Town Clerk.

NOW, THEREFORE, BE IT

RESOLVED that all of the powers and duties of the Town Clerk as listed in Section 30 of the

Town Law are hereby granted to First Deputy Town Clerk Eileen Kraneburg to be exercised by

such First Deputy Town Clerk in the event of the absence or inability to act of the Town Clerk; and

be it further

RESOLVED that this resolution shall be effective immediately

Dated. Manhasset, New York
 January 8, 2019

The vote on the foregoing resolution was recorded as follows.

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Russell,
Councilwoman Seeman, Councilman Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Town Clerk

MR. WINK. Item 11, a resolution establishing the list of designated depositories for Town funds for calendar year 2019

SUPERVISOR BOSWORTH: I'd like to offer the resolution and move for its adoption.

MR. WINK: Councilwoman DeGiorgio

COUNCILWOMAN DeGIORGIO. Aye.

MR. WINK. Councilman Ferrara.

COUNCILMAN FERRARA. Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye

MR. WINK: Councilwoman Seeman

COUNCILWOMAN SEEMAN: Aye

MR. WINK: Councilman Zuckerman

COUNCILMAN ZUCKERMAN: Aye

MR. WINK: Supervisor Bosworth

SUPERVISOR BOSWORTH Aye

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

RESOLUTION NO. 11 -2019

A RESOLUTION ESTABLISHING THE LIST OF DESIGNATED DEPOSITORIES FOR TOWN FUNDS FOR CALENDAR YEAR 2019.

WHEREAS, the Town Comptroller has requested that the Town Board designate certain banks and trust companies of the State of New York (the “Financial Institutions”) as depositories of Town funds for the deposit and drawing of orders for the payment of money by the Town, and

WHEREAS, the Town Board wishes to establish such depositories.

NOW, THEREFORE, BE IT

RESOLVED that the following named Financial Institutions be hereby designated as the depositories in which the Supervisor, Comptroller, Town Clerk, and Receiver of Taxes shall deposit all monies coming into their possession by virtue of their office during the year 2019.

Capital One Bank
Bridgehampton National Bank
Empire National Bank
First National Bank of Long Island
Flushing Bank
J P Morgan Chase
Signature Bank
Sterling National Bank
TD Bank
Wells Fargo Bank

; and be it further

RESOLVED that the foregoing designation of each Financial Institution is conditioned upon their collateralizing Town deposits by pledging eligible securities as more fully described in the Town’s Investment Policy, dated December 18, 2018, and in accordance with General Municipal Law §10; and be it further

RESOLVED that the Financial Institutions are authorized and directed to honor checks, drafts, or other orders for the payment of money drawn in the name of the Town of North Hempstead when bearing the original or facsimile signature of Judi Bosworth, Supervisor, and be it further

RESOLVED that the Financial Institutions are authorized and directed to honor checks, drafts, or other orders for the payment of money drawn in the name of the Town of North Hempstead -- Office of the Receiver of Taxes -- when bearing the original or facsimile signature of Charles Berman, Receiver of Taxes, and be it further

RESOLVED that First National Bank of Long Island is authorized and directed to honor checks, drafts, or other orders for the payment of money drawn in the name of the Town of North Hempstead -- Office of the Town Clerk -- when bearing the original or facsimile signature of Wayne H. Wink, Jr , Town Clerk; and be it further

RESOLVED that J P Morgan Chase Bank is authorized and directed to honor checks, drafts, or other orders for the payment of money drawn in the name of the Town of North Hempstead -- Town Attorney Escrow Account -- when bearing the original or facsimile signature of Leonard G. Kapsalis, duly appointed Town Attorney, Michael J Kelly, Chief Deputy Town Attorney, or Lorienton Palmer, Senior Deputy Town Attorney; and be it further

RESOLVED that the Supervisor, Comptroller, Receiver of Taxes, Town Clerk and Town Attorney are hereby authorized to take such other action as may be necessary to effectuate the foregoing.

Dated. Manhasset, New York
 January 8, 2019

The vote on the foregoing resolution was recorded as follows.

Ayes. Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Russell,
Councilwoman Seeman, Councilman Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney, Comptroller

MR. WINK. Item 12, a resolution establishing petty cash funds and change banks for various Town departments for calendar year 2019

SUPERVISOR BOSWORTH. I'd like to offer the resolution and move for its adoption.

MR WINK: Councilwoman DeGiorgio.

COUNCILWOMAN DeGIORGIO. Aye .

MR WINK: Councilman Ferrara.

COUNCILMAN FERRARA. Aye.

MR WINK: Councilwoman Kaplan -- excuse me, Councilwoman Russell

COUNCILWOMAN RUSSELL: Aye.

MR WINK: Councilwoman Seeman

COUNCILWOMAN SEEMAN: Aye

MR. WINK. Councilman Zuckerman

COUNCILMAN ZUCKERMAN. Aye

MR. WINK. Supervisor Bosworth

SUPERVISOR BOSWORTH. Aye

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

RESOLUTION NO. 12 -2019

A RESOLUTION ESTABLISHING PETTY CASH FUNDS AND CHANGE BANKS FOR VARIOUS TOWN DEPARTMENTS FOR CALENDAR YEAR 2019.

WHEREAS, the Comptroller has recommended to this Board that Petty Cash Funds and Change Banks be established in various departments and divisions within the Town for the year 2019; and

WHEREAS, this Board wishes to establish Petty Cash Funds and Change Banks as recommended by the Comptroller.

NOW, THEREFORE, BE IT

RESOLVED that Petty Cash Funds and Change Banks are hereby established for the year 2019 for the following departments and divisions in the following amounts, said amounts incorporating previous authorizations of the Board made pursuant to Town Law:

PETTY CASH

<u>DEPARTMENT/DIVISION</u>	<u>AMOUNT</u>
Town Clerk	\$200.00
Comptroller	\$200 00
Town Attorney	\$200.00
Public Works	\$100 00
Harbor Links Golf Course	\$500.00
Parks Administration	\$250.00
Administrative Services	\$200 00
Highways	\$100.00
Community Services	\$200.00
Planning Department	\$ 50 00
Department of Public Safety	\$ 50.00
Department of Services for the Aging	<u>\$ 200 00</u>
	\$2,250.00

CHANGE BANKS

<u>DEPARTMENT/DIVISION</u>	<u>AMOUNT</u>
Receiver of Taxes	\$ 1,000.00
Town Clerk	\$ 330 00

Michael J. Tully Park	\$ 250 00
North Hempstead Beach Park	\$ 600.00
Manorhaven Park	\$ 600 00
Clinton G. Martin Park	\$ 300.00
Harbor Links Golf Course	\$4,500.00
Whitney Pond Park	\$ 100 00
Spooky Walk	\$1,500.00
Fireworks	\$ 300 00
"Yes We Can" Community Center	\$ 100.00
Building Department	\$ 100 00
Funday Monday	\$ 100.00
Harbor Hills Park	<u>\$ 100.00</u>
	\$ 9,880 00

Dated: Manhasset, New York
January 8, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Russell,
Councilwoman Seeman, Councilman Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney, Comptroller

MR. WINK. Item 13, a resolution authorizing the making of a short-term loan from the Town Outside Village Fund to the General Fund.

SUPERVISOR BOSWORTH. I'd like to offer the resolution and move for its adoption

MR. WINK. Councilwoman DeGiorgio.

COUNCILWOMAN DeGIORGIO. Aye.

MR. WINK. Councilman Ferrara

COUNCILMAN FERRARA. Aye

MR. WINK. Councilwoman Russell.

COUNCILWOMAN RUSSELL. Aye.

MR. WINK. Councilwoman Seeman.

COUNCILWOMAN SEEMAN. Aye.

MR. WINK. Councilman Zuckerman.

COUNCILMAN ZUCKERMAN. Aye.

MR. WINK. Supervisor Bosworth

SUPERVISOR BOSWORTH. Aye

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

RESOLUTION NO. 13 - 2019

A RESOLUTION AUTHORIZING THE MAKING OF A SHORT TERM LOAN FROM THE TOWN OUTSIDE VILLAGE FUND TO THE GENERAL FUND.

WHEREAS, to cover a cash shortfall in the Town of North Hempstead's (the "Town") General Fund while the Town waits for the County of Nassau to remit the Town's portion of sales tax revenue, the Town Board (the "Board") wishes to authorize a \$3,000,000 00 loan by the Town Outside Village Fund (Part-Town and Highway) to the Town General Fund for a term ending December 31, 2019, at an annual interest rate of 0 30% (the "Loan")

NOW, THEREFORE BE IT

RESOLVED that the Board hereby authorizes the making of the Loan, and be it further

RESOLVED the Supervisor and the Comptroller are hereby authorized to take such action as may be necessary to effectuate the foregoing.

Dated: Manhasset, New York
January 8, 2019

The vote on the foregoing resolution was recorded as follows

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Russell,
Councilwoman Seeman, Councilman Zuckerman, Supervisor Bosworth

Nays: None

cc Town Attorney Comptroller

MR. WINK: Item 14, a resolution in authorizing the placement of various policies of insurance for calendar year 2019.

SUPERVISOR BOSWORTH: I'd like to offer the resolution and move for its adoption

MR. WINK: Councilwoman DeGiorgio

COUNCILWOMAN DeGIORGIO. Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA. Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL. Aye.

MR. WINK: Councilwoman Seeman

COUNCILWOMAN SEEMAN. Aye

MR. WINK: Councilman Zuckerman

COUNCILMAN ZUCKERMAN. Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH. Aye.

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

RESOLUTION NO. 14-2019

A RESOLUTION AUTHORIZING THE PLACEMENT OF VARIOUS POLICIES OF INSURANCE FOR CALENDAR YEAR 2019.

WHEREAS, the Town of North Hempstead's current insurance policies for General Liability, Automobile Liability, Primary Excess Liability, Secondary Excess Liability, Public Officials and Employers' Liability, Employment Benefits, Boiler and Machinery, Crime/Fidelity, and Excess Workers' Compensation and Employers' Liability coverage expired as of January 1, 2019, and

WHEREAS, the Town has received favorable pricing and coverage quotations for a General Liability (General Liability, Auto, Public Officials, Employment Benefit Liability and Primary Excess Liability) policies from Berkley Insurance Company, a Secondary Excess Liability policy from Merchants Mutual, a Boiler and Machinery policy from Hartford Steam Boiler Inspection and Insurance Company, a Public Employee Blanket Bond (Crime/Fidelity policy) from Great American Insurance Company; an Excess Workers' Compensation and Employers' Liability policy from New York Marine and General Insurance Company; and a Cyber Liability policy from ACE/Chubb Insurance Company, all for the period of January 1, 2019 through January 1, 2020; and

WHEREAS, the Town's insurance brokers and the Town's insurance consultant have recommended placement of these policies as quoted.

NOW, THEREFORE, BE IT

RESOLVED that a General Liability (General Liability, Auto, Public Officials, Employment Benefit Liability and Primary Excess Liability) policy be placed with Berkley Insurance Company, a Secondary Excess Liability policy be placed with Merchants Mutual, a

Boiler and Machinery policy be placed with Hartford Steam Boiler Inspection and Insurance Company; a Public Employee Blanket Bond (Crime/Fidelity policy) be placed with Great American Insurance Company; an Excess Workers' Compensation and Employers' Liability policy be placed with New York Marine and General Insurance Company; and a Cyber Liability policy be placed with ACE/Chubb Insurance Company, all for the period of January 1, 2019 through January 1, 2020, and be it further

RESOLVED that the Supervisor, Deputy Supervisor, Comptroller, Commissioner of Human Resources and Town Attorney are hereby authorized to take such other action as may be necessary to effectuate the foregoing, and be it further

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

Dated: Manhasset, New York
January 8, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Russell,
Councilwoman Seeman, Councilman Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Supervisor Comptroller HR

MR. WINK. Added starters, Item 16, a resolution approving the action of the Roslyn Highlands Hook and Ladder, Engine and Hose Company, Roslyn Heights, New York, in electing to membership George Gernon and removing Jonathan Rockmore

COUNCILMAN ZUCKERMAN: I'd like to offer the resolution and move for its adoption.

MR. WINK. Councilwoman DeGiorgio

COUNCILWOMAN DeGIORGIO Aye

MR. WINK. Councilman Ferrara

COUNCILMAN FERRARA. Aye.

MR WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR WINK: Councilwoman Seeman

COUNCILWOMAN SEEMAN: Aye

MR. WINK: Councilman Zuckerman

COUNCILMAN ZUCKERMAN: Aye

MR. WINK. Supervisor Bosworth

SUPERVISOR BOSWORTH. Aye.

Councilman 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. 15-2019

A RESOLUTION APPROVING THE ACTION OF THE ROSLYN HIGHLANDS HOOK & LADDER, ENGINE & HOSE CO., ROSLYN HEIGHTS, NEW YORK, IN ELECTING TO MEMBERSHIP GEORGE GERON AND REMOVING JONATHAN ROCKMORE.

WHEREAS, the Roslyn Highlands Hook & Ladder, Engine & Hose Co , Roslyn Heights, New York, has advised of electing to membership George Geron and removing Jonathan Rockmore

NOW, THEREFORE, BE IT

RESOLVED that the action of the Roslyn Highlands Hook & Ladder, Engine & Hose Co , 270 Warner Ave , Roslyn Heights, New York, 11577, in electing to membership George Geron, 56 Edwards St , Apt 1B, Roslyn Heights, NY 11577, and removing Jonathan Rockmore, be and the same hereby is approved and the Town Clerk directed to record the names in the Minutes of the Town Board

Dated: Manhasset, New York
January 8, 2019

The vote on the foregoing resolution was recorded as follows:

AYES· Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Russell,
Councilwoman Seeman, Councilman Zuckerman, Supervisor Bosworth

NAYS· None

cc· Roslyn Highlands Hook & Ladder, Engine & Hose Co Town Attorney
Comptroller

MR. WINK: Item 17, a resolution approving the action of the Albertson Hook and Ladder, Engine and Hose Company, No. 1, Inc., Albertson, New York, in electing to membership Joseph Han, Aaron Kalani and Robert Siemann Junior

COUNCILMAN ZUCKERMAN: I'd like to offer the resolution and move for its adoption.

MR. WINK: Councilwoman DeGiorgio.

COUNCILWOMAN DeGIORGIO: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

Councilman 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. 16 -2019

A RESOLUTION APPROVING THE ACTION OF THE ALBERTSON HOOK & LADDER, ENGINE & HOSE CO., NO. 1., INC., ALBERTSON, NEW YORK, IN ADDING TO MEMBERSHIP JOSEPH HAN, AARON KALANI AND ROBERT SIEMANN JR.

WHEREAS, the Albertson Hook & Ladder, Engine & Hose Co., No. 1, Inc., Albertson, New York, has advised of adding to membership Joseph Han, Aaron Kalani and Robert Siemann Jr

NOW, THEREFORE, BE IT

RESOLVED that the action of Albertson Hook & Ladder, Engine & Hose Co., No. 1, Inc., 100 I U Willets Road, Albertson, NY 11507 in adding to membership Joseph Han, 21 Berry Place, Albertson, NY, 11507, Aaron Kalani, 62 Sutton Hill Lane, New Hyde Park, NY, 11040 and Robert Siemann Jr , 113 Bethel Road, Albertson, NY, 11507, be and the same hereby are approved and the Town Clerk directed to record their names in the Minutes of the Town Board

Dated: Manhasset, New York
January 8, 2019

The vote on the foregoing resolution was recorded as follows:

AYES: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman, Supervisor Bosworth

NAYS: None

cc: Albertson Hook & Ladder, Engine & Hose Co , No 1, Inc. Town Attorney
Comptroller

MR. WINK. Item 18, a resolution approving the action of the Protection Engine Company 1, Port Washington, New York in removing from membership Matthew Taschetti.

COUNCILWOMAN RUSSELL. I offer the resolution and move for its adoption.

MR. WINK. Councilwoman DeGiorgio.

COUNCILWOMAN DeGIORGIO: Aye.

MR. WINK. Councilman Ferrara

COUNCILMAN FERRARA. Aye

MR. WINK. Councilwoman Russell

COUNCILWOMAN RUSSELL. Aye

MR. WINK. Councilwoman Seeman

COUNCILWOMAN SEEMAN. Aye

MR. WINK. Councilman Zuckerman

COUNCILMAN ZUCKERMAN. Aye.

MR. WINK. Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

Councilwoman De Giorgio offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board.

RESOLUTION NO. 17-2019

A RESOLUTION APPROVING THE ACTION OF THE PROTECTION ENGINE COMPANY 1, PORT WASHINGTON, NEW YORK IN REMOVING FROM MEMBERSHIP MATTHEW TASCHETTI.

WHEREAS, the Protection Engine Company 1, 14 S Washington Street, Port Washington, New York, 11050 has advised of removing from membership Matthew Taschetti

NOW, THEREFORE, BE IT

RESOLVED that the action of the Protection Engine Company 1, 14 S. Washington Street, Port Washington, New York, 11050 in removing from membership Matthew Taschetti, be and the same hereby is approved and the Town Clerk directed to record the names in the Minutes of the Town Board.

Dated. Manhasset, New York
January 8, 2019

The vote on the foregoing resolution was recorded as follows:

AYES. Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman, Supervisor Bosworth

NAYS. None

cc: Protection Engine Company 1 Town Attorney Comptroller

SUPERVISOR BOSWORTH: So before we adjourn, I'd just like to say that tonight we're saying farewell to someone who's been just such an important member of our team of the Town. We couldn't have done what we did here without your help, Aline. And so my Deputy Supervisor Aline Khatchadourian. This is Aline's last Town Board meeting, and she's smiling. So but Aline, I would love to thank you for your dedicated service, for your exemplary service to the Town, to my administration. I mean I am losing a loved member of the team, but we all learned so much from you. Your fiscal prowess, your mentoring, your advice, all of those things have contributed so much to the success of everything that we do. So I just wanted to let you to know I wish you all the very, very best in your endeavors. And I know you're only a phone call away. So you've said that and I'm going to take advantage of that. I hope your future days are filled with love, fun and such an adventure. So let's --

MS KHATCHADOURIAN. Ah, thank you. It's been my pleasure.

SUPERVISOR BOSWORTH. I move to adjourn.

MR WINK. Councilwoman DeGiorgio.

COUNCILWOMAN DeGIORGIO. Aye.

MR WINK. Councilman Ferrara.

COUNCILMAN FERRARA. Aye.

MR. WINK. Councilwoman Russell.

COUNCILWOMAN RUSSELL. Aye.

MR. WINK. Councilwoman Seeman.

COUNCILWOMAN SEEMAN. Aye.

MR WINK. Councilman Zuckerman.

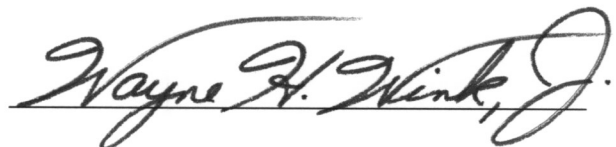
COUNCILMAN ZUCKERMAN. Aye.

MR. WINK. Supervisor Bosworth.

SUPERVISOR BOSWORTH. Aye.

(At 8.16 p.m., the proceedings were concluded.)

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Town Clerk