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TOWN OF NORTH HEMPSTEAD
TOWN BOARD MEETING

Town Hall

220 Plandome Road

Manhasset, New York 11030

Tuesday, September 25, 2019 7:02 o'clock p.m.

P R E S E N T :

JUDI BOSWORTH, Supervisor

DINA M. De GIORGIO, Councilwoman

ANGELO P. FERRARA, Councilman

VERONICA A. LURVEY, Councilwoman

VIVIANA L. RUSSELL, Councilwoman

LEE R. SEEMAN, Councilwoman

PETER ZUCKERMAN, Councilman

WAYNE H. WINK, Jr., Town Clerk

LEONARD KAPSALIS, ESQ., Town Attorney

NICHOLAS GUARIGLIA, Deputy Town Clerk

SUPERVISOR BOSWORTH: If everybody could please rise for the Pledge of Allegiance. (Pledge of Allegiance was recited.)

SUPERVISOR BOSWORTH: So before we actually start, I just want to say it saddens me to announce that one of our very dedicated employees recently passed away. John was a talented carpenter and an integral part of our Parks Departments Trade Crew. Among the hundreds of park improvements John was apart of during his time with the town, the rebuilding of our gardens. I don't know if any of you have ever had a chance to go up there, it's truly a work of art. John always took time to mentor and teach co-workers and he was loved and respected by all his colleagues at the town. So we offer our sincere condolences to his family and his North Hempstead family. So if you please just join me in a moment of silence as we remember John.

SUPERVISOR BOSWORTH: Mr. Wink, if you could call the meeting to order.

MR. WINK: Town of North Hempstead Board Meeting, Wednesday, September 25th, 2019.
Councilwoman DeGiorgio.

COUNCILWOMAN DeGIORGIO: Here.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Here.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: 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 before we start the public comment, I'd just like to mention for anyone who is here for the adoption of the local law amending Chapter 70 of the Town Code entitled Zoning, that this will be continued without a date. Because the hearing was called, we can't just strike it, but this is something that Councilman Ferrara and I have been working on with our planning and building commissioners for well over a year. And the purpose of it was to eliminate archaic parts of our zoning code, the intent was never to substitute one set of problems to create another set. So although we will open the public hearing, and certainly if anybody is here and wants to speak to it, that's of course fine. We've already heard from many of our residents who have expressed concerns that these are changes that they are not comfortable with. So of course if they are not comfortable, we're not comfortable. So due to the amount of concern that was expressed, as I said before, we have decided to continue the public hearing without a date. We will not be reconsidering the changes to that particular part of the code. And we're also going to be striking item nine which is related to the hearing. So that's just a statement. If anybody is here and concerned, I just wanted to relay those concerns.

So now our town board procedure is that we do open the meeting for 30 minutes of public comment on any matters not having to do with items on the agenda. So Mr. Wink, do you have any cards?

MR. WINK: We have a few.

(Public comments on non-agenda items.)

SUPERVISOR BOSWORTH: Thank you. So Mr. Wink, as I said originally, if you could please strike item number nine and begin tonight's agenda.

MR. WINK: Item one, a public hearing to consider the adoption of a local law amending Chapter 70 of the Town Code entitled Zoning.

SUPERVISOR BOSWORTH: So as I mentioned at the beginning of the meeting, we'll not be considering this item; however, if there's anyone in the audience who still wishes to be heard, the board certainly will hear you.

MR. WINK: I have three cards on this item. The first one is Robert Mann.

MR. MANN: Thank you, board members and supervisor. As styled, this was designed to reduce the need to obtain certain common but minor variances, sound innocuous enough, sounds like it might even be beneficial for some people's workload. But as usual, with many things in life, the devil's in the details and it could represent a slippery slope as opposed to a remedy of any sort. My concern is that the proposal potentially removes access to expectations and reliance on which people move here, as we did 24 years ago, that the zoning law is designed to preserve the nature and character and ambiance of the neighborhoods. We've personally experienced cases where the only protection offered us was by the settled practice and principals practiced by this zoning board, and that's the only thing that kept from serious disruption of either neighborhood or property values. And my concern is that by removing certain common but minor variances, the need to obtain such, you would actually, potentially, enable applicants to obtain variances for purely for convenience, for self-created violations with which in the past the board has agreed not to move forward on. So as I see it, the problem is the existing homeowners simply don't have a settled law remedy of principal and prior practice to rely on anymore. And I think the prior practice has correctly, in our view at least, been to enforce existing zoning and to minimize variance granting. So I would respectfully suggest that you maintain that posture and particularly refrain from granting variances that are involving interpretations not specifically -- not unspecified simplifications, and consider that the unexpected consequences of some of these simplification efforts can actually be significant.

SUPERVISOR BOSWORTH: So we certainly got a good lesson in that which is exactly why this is not being called nor will it be considered. When we started looking at the changes that we can make, it was really to simplify the process. Councilman Ferrara always has a great example.

COUNCILMAN FERRARA: Yeah. Actually this started a couple years ago and what we really were trying to do is protect the community that we serve and improve their ability to interact with the town. And what we were doing was looking at maybe some archaic rules and regulations that we have that don't fit anymore and saying, How can we make this better? And an example that the supervisor was talking about, somebody approached me 'cause they wanted to put a wrought iron fence around the pool so they could watch their children in the pool. The Town Code says you had to put a stockade fence up. But I said, How do you see through a stockade fence? You can't, but that was what was on the books and that was what we had to enforce. So we rewrote that. And so the whole process -- and this one kind of got away from us, that was certainly never the intent and is not going to be revisited -- but the idea of what we're really looking at is those types of issues that aren't going to cause other issues but maybe don't really fit the bill anymore. So it's really to save the taxpayer money, increase the time if they want to do something to the house, but we need to be more cautious which this is evident of to make sure there aren't implications that we didn't foresee. So that's done and we're not going to go back and revisit.

MR. MANN: That's great and that would eliminate concerns such as reducing lot width to a degree that would permit double plotting where existing is not permitted.

SUPERVISOR BOSWORTH: This is so interesting because when we were looking at this, this was never the thought that this could allow for subdivision and so...

MR. MANN: I'm sure your zoning board could tell you that a lot turns on creative interpretation of

whatever's out there so...

COUNCILMAN FERRARA: But the process works because what it came up with was to have a public hearing. So this went out, the comments came back and said you're absolutely right. So it wasn't that we're going behind closed doors passing this legislation, whatever they come up with really needs to be put through a public hearing which is what the process calls for. So it works.

SUPERVISOR BOSWORTH: So this is not a town board that does a hearing and then says let's vote. I mean, if there aren't objections and it seems to be something that makes good sense, yes, okay, we'll vote. But when we do a hearing like this, it could be continued for another month, for another --it's not going to be voted on until we're satisfied that what we're doing is actually helping our residents because that's what the board is for.

MR. MANN: I'm trying to illustrate issues that I think could arise that are purely because we don't yet have the details to consider. But in general, give an inch and some people will take feet, yards, whatever, whether that be from side yards or setbacks or floor area ratios or lot coverage or what have you, sky plain requirements. And I think that's at least in part related to a discussion that I actually wrote the board about a month ago on which is the waterfront issue. A lot of the reason why you've been considering this waterfront issue for now several years is because of what happened and the desire of a lot of folks not to see it required, and the desire of some people to trade on it. So that's the tension, that's the natural tension that exists.

SUPERVISOR BOSWORTH: That's such a great example because it has been proposed and it's continued to be discussed and it will be discussed until we get right.

MR. MANN: Great. I appreciate your continuation of that discussion and of this issue as well. Thank you.

SUPERVISOR BOSWORTH: Thank you for your comments.

MR. WINK: Tom Jasky.

MR. JASKY: My name is Tom Jasky, I'm the owner of 11 Joel Place in Port Washington along with my wife who's present also. Her card is in but she's not going to speak. So, you know, we very much appreciate the responsiveness of the council on this issue because I think it's a sleeping issue. I think you drive around Port Washington for sure you see lots being cut up pretty consistently, and it is changing the character of the community. And in our specific case on 2 Joel Place, it could have really destroyed the last bit of rural character that was left on the block. And the process was a little bit broken. And if you do consider simplification, a wrought iron fence should automatically be allowed, yes, but the lot width piece is very important because it really does reflect the adjoining properties. And the applicant's attorney was trying to argue that the two immediate neighbors to Joel Place, they should be thrown out, they are outliers, they don't count. And so we can't have that, and it may be sort of Archan the way it's calculated but in this case it would have been a 36 percent reduction in the lot width, it was pretty extreme. And the entire block signed a petition against it. So we have to make sure that if you revisit this going forward that you -- the zoning laws are supposed to protect the community.

SUPERVISOR BOSWORTH: So we're not revisiting this. I mean, there are other suggestions that we're now going to look at very much more closely to make sure that there aren't these unintended consequences that could arise but this particular item is not --

MR. JASKY: And the densification, there's not going to be --

SUPERVISOR BOSWORTH: Is not being revisited.

MR. JASKY: Okay because it effects our property values. And then there's extraneous impacts on the community that build over time with traffic and parking. And the application process, just two last points, as it exists today, doesn't really -- it doesn't take into account if a box fits within a square on a drawing, it's approved. However, in our case it was an extremely steep lot, they wanted to build two 3600-square-

foot houses that would have been perched up like that and nowhere was that even in the consideration.

SUPERVISOR BOSWORTH: So I know you're talking about the BZA hearing, Board of Zoning Appeals, so that is a body that is totaling separate and independent from the town council by state law, okay, so that's why we're looking at seeing if --

MR. JASKY: Okay, but yeah your resolution would have directly affected that.

SUPERVISOR BOSWORTH: So this was in discussion for months and anything we discuss was never for a particular project. As it turned out, you're talking about perfect timing, it would have effected this project but it certainly will not because it's not happening.

MR. JASKY: And then just maybe it's not your purview but you should be aware that their notification process is broken. There was an original hearing on June 5th, we were not notified. It was continued to September 5th, we showed up to give our statements. They said, Oh, we're going to -- the applicant's attorney had another issue to attend to so we're not going to hear it, so they pushed it two weeks, we had to take time off from work again. So we said, Are you going to send another notice? They said, Oh, no, if you were here you would know. They have to do a better job.

SUPERVISOR BOSWORTH: So we are going to be working on what can be done to make the BZA notifications more transparent, reach out to more people. And so we actually are in the process of discussing that. So you bring up a very important point and one that we agree with you on.

MR. JASKY: So at the time September 18th hearing they said well we're not even going to discuss it. So we came twice and didn't get to speak because of this meeting tonight was going to change the basis.

MR. WINK: I'm going to ask to wrap up your comments.

MR. JASKY: So now I don't even know where this case is. Is there going to be another hearing without notice?

COUNCILWOMAN DeGIORGIO: Mr. Levine, can you just go over that notice process. It does seem like it was a little broken.

MR. LEVINE: The notice process is what's established in Town Code, it's identical for town board and zoning board. Owners of properties within 300 feet receive an initial notice of the hearing, so if you're within that radius you should have received the letter; if you're outside the radius, you wouldn't have. The issue that comes on town board and zoning board, when a case is then adjourned the law, as written now, does not require a new notice. It's just so what was said is the way it reads. Those that attend the hearing hear that the case has been adjourned to another date and a new legal notice is not required to be sent out. So we agree with you, that is worth looking at and possibly revisiting, but as the law reads now they actually followed the procedure correctly. Now in terms of the status right now, the applicant asked to be adjourned without a date pending what would happen with the town board legislation, so that was granted. Because there was no specific date though, when it does come back and now the town board is not going to consider that one aspect of the code, the applicant will either have to withdraw permanently or continue to another date. That will require another round of notices, again, newspaper notice and letters to owners within 300 feet of whatever the date is .

COUNCILWOMAN DeGIORGIO: Thank you.

MR. JASKY: Thank you.

COUNCILMAN FERRARA: I think your wife wants to add something.

MS. HARTMAN: Karen Hartman. And in the original case, people who were within 200 feet were notified, that was the technical error that was made. And it was not people who were 300 feet, it was 200 feet.

MR. LEVINE: Was that brought up to the BZA counsel?

MR. JASKY: We never got a chance to speak.

MR. LEVINE: The case was adjourned before the comments were taken. I'll relay that to them.

SUPERVISOR BOSWORTH: Thank you for bringing that to our attention.

MR. WINK: Bruce Migatz.

MR. MIGATZ: Bruce W. Migatz, I'm an attorney with Albanese & Albanese, 1050 Franklin Avenue, Garden City. I'm not appearing on behalf of any client, I'm appearing to give you some of my thoughts and while you're going to revisit these amendments, I would ask you to consider this, these comments. You are making changes to the front yard setback provisions as far as average front yard setback qualifying it to be a dwelling. That's a good change. While you're in that section, I would ask you to look at the fact that those sections do not address a thru lot, they address a lot that has one front and they address a corner lot. They do not address a lot that is a thru lot on two streets. The building department has taken it upon themselves to treat a thru lot as a corner lot and say that the front yard where the house faces is the primary and the rear of the house that faces the other street is the secondary. If that's what the town board intends, you should specify that. You should address what a thru lot requires as far as one front yard or two front yards and what depth, 'cause it causes confusion to architects and lawyers who look at that section and it doesn't address a thru lot. You're proposing a new section, 70-103.T, regulating -- I'm sorry 70-100.2, regulating accessory porches, porticos, terraces, and decks. The new section in that section, you use the terms "located directly adjacent." The term "adjacent" and the term "remotely located," those are vague terms. If I asked each one of you what is directly adjacent, you all would have a different answer. That's going to cause confusion with the plans examiner. You have different plans examiners, each one is going to say "located directly adjacent," well I think a foot, I think two feet. You have to define what is directly adjacent by a measurement so there's uniformity. The most important thing in all zoning codes is to try to have uniform, uniformity so no matter what plans examiner picks up the plans in the code, you get the same answer. Right now you don't. And they are all very good, but there are vague terms in the codes and now you're adding more vague terms, that's going to cause confusion and inconsistent results.

SUPERVISOR BOSWORTH: The goal is certainly not to cause confusion. The goal was, in fact, to make the process easier and more simple. But as I said initially, we're not looking at this right now.

MR. MIGATZ: I know. But if you're going to look at it again, I would like you to consider --

SUPERVISOR BOSWORTH: Okay. So if you could, you've given us a very lengthy list of concerns, it would be helpful if you could write that down and submit it to us so that we have that to hand to our planning commissioners.

MR. MIGATZ: I have more comments but I will submit them.

SUPERVISOR BOSWORTH: I think it would be helpful if you could submit them.

MR. MIGATZ: I'd be happy to do that. Thank you.

SUPERVISOR BOSWORTH: Thank you so much.

MR. WINK: We have no additional cards on this item.

SUPERVISOR BOSWORTH: Thank you. I'd like to continue the public hearing without a date.

MR. WINK: Councilwoman DeGiorgio.

COUNCILWOMAN DeGIORGIO: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: 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. WINK: Item two, a public hearing to consider the adoption of a local law amending Chapter 23 of the Town Code entitled Governmental Departments.

SUPERVISOR BOSWORTH: So this item will amended the town's to antidiscrimination policy to include whistleblower protections. And this was done way before any of the things that we are hearing about in the news over the past few days. We want to ensure that all of our employees feel confident that they can report allegations of misconduct, wrongdoing or unethical behavior in good faith without fear of retaliation or adverse employment action. So the board would like to hear from the public regarding this item if there's anybody that would like to comment.

SUPERVISOR BOSWORTH: I'd like to close the public hearing, 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 Lurvey.

COUNCILWOMAN LURVEY: 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. 438 - 2019

A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 23 OF THE TOWN CODE ENTITLED "GOVERNMENTAL DEPARTMENTS."

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 23 of the Town Code entitled "Governmental Departments" in order to incorporate a whistleblower protection policy; 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 25th day of September, 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 September 25, 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. 14 of 2019 be and it hereby is adopted, which Local Law reads as follows:

**TOWN OF NORTH HEMPSTEAD
LOCAL LAW NO. 14 OF 2019**

**A LOCAL LAW AMENDING CHAPTER 23 OF
THE TOWN CODE ENTITLED "GOVERNMENTAL DEPARTMENTS"**

Section 1. Legislative Intent.

The Town Board of the Town of North Hempstead hereby finds that it is necessary to amend this chapter to provide certain protections to individuals who in good faith report violations of the Town of North Hempstead's (the "Town") Code of Ethics or other instances of potential wrongdoing within the Town.

Section 2.

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

Chapter 23 Anti-Discrimination.

§ 23-17 Title.

This article shall be known as the "Anti-Discrimination Law of the Town of North Hempstead."

§ 23-17.1 Legislative findings; purpose.

A. The Town Board of the Town of North Hempstead recognizes that discrimination, harassment, **adverse employment action** or retaliation in the workplace based on **(1)** actual or perceived differences, including those based on age, race, creed, religion, color, sex, national origin, disability, marital status, ancestry, citizenship, pregnancy, sexual orientation, gender or veteran status (each classification constituting a "protected class")~~[-];~~ **or (2) good faith reporting of violations of the Town's Code of Ethics or other instances of potential wrongdoing within the Town** is offensive, unlawful, and a violation of Town policies.

[Amended 6-2-2015 by L.L. No. 5-2015; 12-18-2018 by L.L. No. 14-2018]

B. The Town Board of the Town of North Hempstead hereby finds and declares that harassment, prejudice, intolerance, bigotry, discrimination, **retaliation** and disorder occasioned thereby, threaten the rights and proper privileges of its inhabitants and menace the institutions and foundation of a free democratic state.

[Amended 12-18-2018 by L.L. No. 14-2018]

C. The purpose of this article **therefore** is to protect every **Town** employee's right to be free from discrimination, harassment or retaliation in the workplace **as well as encourage and enable Town employees to report credible allegations of misconduct, wrongdoing, or unethical behavior in good faith within the Town without fear of retaliation or adverse employment action.** Every Town

employee is entitled to a working environment free from discrimination, harassment or retaliation, and all Town personnel and persons with whom the Town conducts business are hereby advised that discrimination, harassment or retaliation will not be tolerated within the workplace.

§ 23-17.2 Prohibited practices; persons covered.

[Amended 6-2-2015 by L.L. No. 5-2015; 12-18-2018 by L.L. No. 14-2018]

A. It shall be an unlawful discriminatory practice to refuse to hire or employ or to bar or to discharge from employment, or refuse to do business with any person(s) or to harass or discriminate against any person(s), **or to otherwise subject to adverse employment action** in compensation or in terms, conditions or privileges of employment or the conduct of business because of the actual or perceived age, race, creed, religion, color, sex, national origin, disability, [~~marital status~~], ancestry, citizenship, pregnancy, sexual orientation, gender, veteran, **marital or whistleblower** status of any person.

B. This article applies to employees of the Town of North Hempstead and the Town of North Hempstead Solid Waste Management Authority (**collectively "Town employees"**), applicants for employment, interns (paid and unpaid), and all persons and entities with which the Town conducts business, e.g., outside vendors, contractors, consultants, and members of the public.

§ 23-17.3 Harassment.

A. The practices prohibited in § 23-17.2 above include harassment on the basis of an individual's actual or perceived membership in one of the identified protected classes.

B. Sexual harassment.

[Amended 6-2-2015 by L.L. No. 5-2015; 12-18-2018 by L.L. No. 14-2018]

(1) Sexual harassment is a form of sex discrimination and is unlawful under federal, state and local law. Sexual harassment includes harassment on the basis of sex, sexual orientation, self-identified or perceived sex, gender expression, gender identity and the status of being transgender.

(2) Sexual harassment includes unwelcome conduct which is either of a sexual nature or which is directed to an individual because of his/her sex when:

(a) Submission to the conduct is made either explicitly or implicitly a term or condition of an individual's employment; or

(b) Submission to, or rejection of, such conduct is used as the basis for employment decisions affecting such individuals; or

(c) Such conduct has the purpose or effect of interfering unreasonably with the individual's work performance or creating an intimidating, hostile or offensive work environment even if the reporting individual is not the intended target of the sexual harassment.

(3) Forms of sexual harassment that can create a hostile work environment include, but are not limited to, words, signs, jokes, pranks, intimidation or physical violence which are of a sexual nature, or which are directed at an individual because of that individual's sex.

(4) The following is a partial list of examples of sexually harassing conduct:

(a) Unwanted sexual advances or propositions, including requests for sexual favors accompanied by implied or overt threats concerning the target's job performance evaluation, promotion or other job benefits or detriments and subtle or obvious pressure for unwanted sexual activities;

- (b) Sexually oriented gestures, noises, remarks, jokes or comments about a person's sexuality or sexual experience which creates a hostile work environment;
- (c) Sex stereotyping which occurs when conduct or personality traits are considered inappropriate simply because they may not conform to other people's idea or perceptions about how individuals of a particular sex should act or look;
- (d) Sexual or discriminatory displays or publications anywhere in the workplace, including displaying pictures, posters, calendars, graffiti, objects, promotional material, reading materials, or other materials that are sexually demeaning or pornographic. This includes displays on workplace computers, cell phones or other electronic devices and sharing these displays while in the workplace;
- (e) Hostile actions taken against an individual because of his/her sex, sexual orientation, gender identity or transgender status, including: interfering with, destroying or damaging a person's workstation, tools, equipment, or otherwise interfering with the person's ability to perform the job; sabotaging a person's work; and bullying, yelling or name-calling; or
- (f) Physical conduct such as touching, petting, pinching, patting, kissing, hugging, grabbing, brushing against another person's body, impeding or blocking movements, poking another person's body, rape, sexual battery, molestation or any such attempts to commit such assaults.
- (5) Sexual harassment on the job is unlawful, whether it involves co-worker harassment, harassment by a supervisor or member of management, or harassment by persons doing business with or for the Town.

C. Other forms of harassment. Harassment on the basis of a protected class other than sex is unlawful under federal, state and local law. Prohibited conduct includes behavior similar to that outlined under § 23-17.3B of this article for sexual harassment. The following is a partial list of examples of harassing conduct:

[Amended 12-18-2018 by L.L. No. 14-2018]

- (1) Discriminatory displays or publications based on membership in a protected class, anywhere in the workplace, including displaying pictures, posters, calendars, graffiti, objects, promotional material, reading materials or other materials that are racially, ethnically or religiously demeaning. This includes displays on workplace computers, cell phones or other electronic devices and sharing these displays while in the workplace;
- (2) Gestures, noises, remarks, jokes or comments based on a person's membership in a protected class, such as racial, ethnic or religious jokes, or derogatory comments, slurs, innuendoes, epithets or threats (including those uttered over radio or television broadcasts); or
- (3) Physical conduct such as touching, impeding, blocking movements or battery, assault or attempts to commit such assaults because of membership in a protected class.
- (4) Hostile actions taken against an individual because of his/her protected class, including: interfering with, destroying or damaging a person's workstation, tools, equipment, or otherwise interfering with the person's ability to perform the job; sabotaging a person's work; and bullying, yelling or name-calling.

§ 23-17.4 Disability defined.

A. The term "disability" means any physical, medical, mental or psychological impairment, or a history or record of such impairment.

B. The term "physical, medical, mental or psychological impairment" means:

(1) An impairment of any system of the body, including, but not limited to: the neurological system; the musculoskeletal system; the special sense organs and respiratory organs, including, but not limited to, speech organs; the cardiovascular system; the reproductive system; the digestive and genito-urinary systems; the hemic and lymphatic systems; the immunological systems; the skin; and the endocrine system; or

(2) A mental or psychological impairment.

C. In the case of alcoholism, drug addiction or other substance abuse, the term "disability" shall only apply to a person who is recovering or has recovered and currently is free of such abuse, and shall not include an individual who is currently engaging in the illegal use of drugs or currently working under the influence of alcohol, when the covered entity acts on the basis of such use.

[Amended 12-18-2018 by L.L. No. 14-2018]

§ 23-17.5 Gender defined.

[Amended 6-2-2015 by L.L. No. 5-2015]

The term "gender" shall include actual or perceived sex and shall also include a person's gender identity, self-image, appearance, behavior or expression, whether or not that gender identity, self-image, appearance, behavior or expression is different from that traditionally associated with the legal sex assigned at birth.

§ 23-17.6 **Good Faith defined.**

The term "good faith" means disclosing information concerning potential wrongdoing which the individual making the disclosure reasonably believes to be true and reasonably believes to constitute wrongdoing.

§ 23-17.7 **Whistleblower defined.**

The term "whistleblower" shall include any Town employee who in good faith discloses information concerning wrongdoing by another Town employee, or wrongdoing concerning business conducted by the Town.

§ 23-17.8 **Wrongdoing defined.**

The term "wrongdoing" shall include any alleged corruption, fraud, criminal or unethical activity, misconduct, waste, conflict of interest, intentional reporting of false or misleading information, or abuse of authority engaged in by a Town employee that relates to the Town.

§ 23-17.9 **Reporting Wrongdoing.**

All Town employees who discover or have knowledge of potential wrongdoing concerning board members, officers, or other employees of the Town; or a person having business dealings with the Town; or concerning the Town itself, shall report such activity in a prompt and timely manner in accordance with the procedure outlined under § 23-17.12 (B). The identity of the whistleblower and the substance of his or her allegations will be kept confidential to the extent possible.

§ 23-17.10 **Aiding and abetting prohibited.**

It shall be an unlawful discriminatory practice for any person to aid, abet, incite, compel or coerce the doing of any of the acts forbidden under this article, or to attempt to do so.

~~{§ 23-17.7}~~ **§ 23-17.11** Retaliation prohibited.

[Amended 12-18-2018 by L.L. No. 14-2018]

A. Retaliation **and/or adverse personnel action** of any kind against an individual **or whistleblower** who makes a good-faith report of **wrongdoing, potential violations of the Town's Code of Ethics or otherwise** unlawful harassment or discrimination or who participates truthfully in an investigation into **an allegation of wrongdoing**, harassment or discrimination ~~complaint~~ is prohibited.

B. Retaliation is unlawful under federal, state and local law against an individual who has engaged in protected activity. **Allegations of retaliation against an individual who has engaged in protected activity will be investigated by the Town in accordance with § 23-17.12(B). Any individual who retaliates against or attempts to interfere with any individual who in good faith engages in protected activity may be subject to discipline as outlined under § 23-17.12 (G).**

C. Protected activity occurs when a person has:

- (1) Filed a complaint **disclosing any alleged corruption, fraud, criminal or unethical activity, misconduct, waste, conflict of interest, intentional reporting of false or misleading information, or abuse of authority engaged in by a Town employee that relates to the Town or** of harassment or discrimination, either internally or with any anti-discrimination agency;
- (2) Testified or assisted in a proceeding involving **wrongdoing**, harassment or discrimination under New York State's Human Rights Law or another anti-discrimination law;
- (3) Opposed **wrongdoing**, harassment or discrimination by making a verbal or informal complaint to management, or by simply informing a supervisor or manager of harassment;
- (4) Complained that another **Town** employee has been harassed or been discriminated against; or
- (5) Encouraged a fellow **Town** employee to report harassment or discrimination.

~~{§ 23-17.8}~~ **§ 23-17.12** Grievance procedure.

A. Complaints.

[Amended 12-18-2018 by L.L. No. 14-2018]

(1) Complaints of **wrongdoing, unlawful** discrimination, harassment or retaliation may be directed to the appropriate department head, or to the Commissioner of Human Resources or to the Town Attorney or his/her designee. Complainants are encouraged, but not required, to consult initially with their department head(s) to attempt informal resolution. Complaints made initially to the department head which are not informally resolved to the satisfaction of the complainant shall be referred to the Commissioner of Human Resources or the Town Attorney. Complaints shall be made within one year after occurrence of the alleged prohibited conduct.

(2) Anyone who witnesses or becomes aware of potential instances of **wrongdoing**, harassment, discrimination and/or retaliation may report such behavior to the department head, or the Commissioner of Human Resources or the Town Attorney or his/her designee. Reports of harassment or discrimination may be made orally or in writing.

(3) Any supervisor or manager who receives a complaint or information about suspected **wrongdoing**, discriminatory harassment, observes what may be **wrongdoing**, discriminatory and/or harassing behavior or for any reason becomes aware of or suspects that **wrongdoing or** discriminatory harassment is occurring or has occurred shall report that suspected harassment to the department head, or the Commissioner of Human Resources or the Town Attorney or his/her designee. Failure to report suspected **wrongdoing**, discriminatory harassment or otherwise knowingly allowing the continuation of discriminatory harassment **or wrongdoing**, may result in disciplinary action, subject to any statutory or contractual limitations.

(4) All complaints of **wrongdoing**, unlawful discrimination, harassment or retaliation and information and proceedings relating thereto shall be kept in strict confidence except as otherwise specified herein.

(5) Nothing herein shall limit a complainant's right to pursue any other legal remedy available to him or her.

B. Investigation.

(1) The Town Attorney shall, in a timely manner, conduct an investigation of the complaint, interviewing appropriate persons, examining relevant records and consulting with and utilizing any appropriate Town staff.

(2) If the Town Attorney deems it appropriate, the parties to the complaint may be brought together to attempt an informal resolution of the complaint in a manner satisfactory to both parties.

(3) Both the complainant and the person against whom the complaint is made shall be permitted to have counsel or other representatives present at any interview or other proceedings.

(4) Investigations shall be conducted by the Town Attorney or his/her designee in accordance with the following procedures:

[Added 12-18-2018 by L.L. No. 14-2018]

(a) Upon receipt of a complaint, an immediate review of the allegations will be conducted and any interim action will be taken, as appropriate.

(b) Obtain and review relevant documents, e-mails or phone records.

(c) Conduct interviews of the parties, including relevant witnesses.

(d) Prepare a written summary of the investigation that contains the following:

[1] A list of reviewed documents and their contents;

[2] A list of interviewed parties and witnesses and detailed summary of their statements;

[3] A timeline of events;

[4] A summary of prior relevant incidents; and

[5] A recommendation in accordance with the procedure outlined under § 23-17.8C.

(e) Keep the written documentation and associated documents in the employer's records.

(f) Inform the complainant of their right to file a complaint or charge externally.

C. Town Attorney's recommendation.

(1) Upon conclusion of the investigation and within 90 days after the complaint is brought, the Town Attorney shall make a written recommendation to the Supervisor, which shall be one of the following:

- (a) A recommendation of a finding that no prohibited conduct has occurred;
- (b) A recommendation that material facts in dispute be resolved by conducting a formal hearing; or
- (c) A recommendation of a finding that no facts are in dispute and that prohibited conduct has occurred.

(2) Copies of the Town Attorney's recommendation shall be mailed to the complainant and the party against whom the complaint was made.

[Amended 12-18-2018 by L.L. No. 14-2018]

D. Action by Supervisor.

[Amended 12-18-2018 by L.L. No. 14-2018]

(1) The Supervisor may, but need not, adopt the Town Attorney's recommendation.

(2) The Supervisor may also pursue mediation or alternative dispute resolution, including requiring informal appearances by the parties or witnesses.

E. Hearing. Upon adoption of the Town Attorney's recommendation to conduct a formal hearing or upon written request of a party accompanied by a showing of material facts in dispute, the Supervisor or his/her designee shall conduct a formal hearing. Such hearing shall provide an opportunity for parties and witnesses to be heard, shall be conducted so as to do substantial justice between the parties according to the rules of substantive law and shall not be bound by statutory provisions or rules of practice, procedure, pleading or evidence. At the conclusion of such hearing, the Supervisor or his/her designee shall issue a written statement of findings of fact, including a determination as to whether or not prohibited conduct has occurred.

[Amended 12-18-2018 by L.L. No. 14-2018]

F. Record. The record maintained with respect to each complaint of discrimination, harassment or retaliation shall contain the written complaint; the Town Attorney's memo summarizing the investigation; the recommendation of the Town Attorney; if a formal hearing is conducted, a record thereof in a form determined by the Supervisor; the Supervisor's statement of findings of fact; and the Supervisor's written determination. Such record shall be available to either party or the designee thereof.

[Amended 12-18-2018 by L.L. No. 14-2018]

G. Discipline sanction. Conduct which is found to violate this article shall be deemed a serious violation of Town policy and shall be the basis for disciplinary action as set forth herein. The disciplinary action shall be in accordance with a graduated schedule of penalties and disciplinary actions to be assessed and instituted by the Supervisor in accordance with the severity and/or repetitiveness of any finding and determination of discrimination, harassment or retaliation and shall include one or more of the following:

- (1) Verbal reprimand to be noted in the offender's personnel file.
- (2) Written reprimand to be included in the offender's personnel file.
- (3) Transfer as a result of a satisfactory informal resolution procedure or as a sanction prior to the completion of a Subsection 75 Civil Service Law hearing or a formal hearing.

- (4) Demotion in grade and title.
- (5) Suspension without pay for a period not exceeding two months.
- (6) Fine not to exceed \$100 to be deducted from the salary or wages of such employee.
- (7) Dismissal of the offender.

H. Should the procedures set forth herein be inconsistent with the disciplinary procedures under a collective bargaining agreement in effect for the Town, then covered employees will be disciplined consistent with the collective bargaining agreement.

[Amended 12-18-2018 by L.L. No. 14-2018]

~~§ 23-17.9~~ **§ 23-17.13** Adoption and dissemination of policy.

The Town Board, by resolution, shall adopt a policy to be provided to Town employees in order to ensure that all **Town** employees are informed of the Town's Anti-Discrimination Law, to assist **Town** employees who complain of prohibited conduct and to maintain in each office a working environment free from discrimination, harassment and retaliation.

~~§ 23-17.10~~ **§ 23-17.14** Severability.

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

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 September 25, 2019 at Town Hall, 220 Plandome Road, Manhasset, New York, Local Law No.

of 2018 was adopted. The local law amends Chapter 23 of the Town Code entitled "Governmental Departments" in order to incorporate a whistleblower protection policy.

Dated: Manhasset, New York
September 25, 2019

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

Dated: Manhasset, New York
September 25, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

NEWSDAY AFFIDAVIT OF PUBLICATION

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

STATE OF NEW YORK)

Legal Notice No. 0021526174

:SS.:

COUNTY OF SUFFOLK)

Darryl Murphy of Newsday Media Group., Suffolk County, N.Y., being duly sworn, says that such person is, and at the time of publication of the annexed Notice was a duly authorized custodian of records of Newsday Media Group, the publisher of NEWSDAY, a newspaper published in the County of Suffolk, County of Nassau, County of Queens, and elsewhere in the State of New York and other places, and that the Notice of which the annexed is a true copy, was published in the following editions/counties of said newspaper on the following dates:

Monday September 09, 2019 Nassau

SWORN to before me this
9 Day of September, 2019.



CHRISTOPHER LAWSON
Notary Public – State of New York
No. 01LA6348406
Qualified in Suffolk County
My Commission Expires September 26, 2020



Ad Content

Legal Notice # 21526174
 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 25th day of September, 2019, at 7:00 P.M., to consider the adoption of a Local Law amending Chapter 23 of the Town Code entitled "Governmental Departments" in order to incorporate a whistleblower protection policy.
 PLEASE TAKE FURTHER NOTICE that all interested persons shall have an opportunity to be heard concerning the Local Law at the time and place advertised.
 PLEASE TAKE FURTHER NOTICE that the full text of the proposed Local Law will be posted on the Town's website and be on file in the Office of the Town Clerk prior to the hearing and may be examined during regular business hours.

Dated: Manhasset, New York
 September 5, 2019
 BY ORDER OF THE
 TOWN BOARD OF
 THE TOWN OF NORTH
 HEMPSTEAD
 WAYNE H. WINK, JR.
 TOWN CLERK

NEWSDAY PROOF

Advertiser: TOWN OF NORTH HEMP TOWN CLERK
 Agency: TOWN OF NORTH HEMP TOWN CLERK
 Ad Number: 0021526174
 Start Date: 09/09/2019
 End Date: 09/09/2019
 Price: \$168.00
 Ordered By: Legaladv@newsday.com

Phone: 5168697625
 Contact: BRANDON
 Section: Legals
 Class: 11100
 Size: 1 x 42 Times: 1
 Date: 9/6/2019
 Zone(s): C-Nassau

Signature of Approval: _____ Date: _____

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NEWSDAY AFFIDAVIT OF PUBLICATION

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

STATE OF NEW YORK)

Legal Notice No.

0021535253

:SS.:

COUNTY OF SUFFOLK)

Darryl Murphy of Newsday Media Group., Suffolk County, N.Y., being duly sworn, says that such person is, and at the time of publication of the annexed Notice was a duly authorized custodian of records of Newsday Media Group, the publisher of NEWSDAY, a newspaper published in the County of Suffolk, County of Nassau, County of Queens, and elsewhere in the State of New York and other places, and that the Notice of which the annexed is a true copy, was published in the following editions/counties of said newspaper on the following dates:

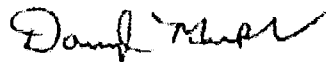
Thursday

October 10, 2019

Nassau

SWORN to before me this

10 Day of October, 2019.



Jason A. Neknez
Notary Public – State of New York
No. 01NE6219108
Qualified in Suffolk County
My Commission Expires 03/22/2022



Ad Content

Legal Notice # 21535253
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 September 25, 2019 at Town Hall, 220 Plandome Road, Manhasset, New York, Local Law No. 14 of 2019 was adopted. The local law amends Chapter 23 of the Town Code entitled "Governmental Departments" in order to incorporate a whistleblower protection policy.
Dated: Manhasset, New York
September 25, 2019
BY ORDER OF THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD
WAYNE H. WINK, JR.
TOWN CLERK

NEWSDAY PROOF

Advertiser: TOWN OF NORTH HEMP TOWN CLERK
Agency: TOWN OF NORTH HEMP TOWN CLERK
Ad Number: 0021535253
Start Date: 10/10/2019
End Date: 10/10/2019
Price: \$100.00
Ordered By: Legaladv@newsday.com

Phone: 5168697625
Contact: Brandon K Gimpelman
Section: Legals
Class: 11100
Size: 1 x 25 **Times:** 1
Date: 10/7/2019
Zone(s): C-Nassau

Signature of Approval: _____ **Date:** _____

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MR. WINK: Item three, public hearing to consider the application of RH361 LLC for site plan review for the premises located at 361 Willis Avenue, Roslyn Heights, and designated on the Nassau County Land and Tax Map as Section 7, Block 259, Lots 4 and 5.

COUNCILWOMAN ZUCKERMAN: The proposed action is for the renovation of a 30,859-square-foot shopping center on a 2.73-acre site.

MS. DEEGAN DICKSON: Good evening. I'll try and speak loudly so everybody can hear me. My name is Kathleen Deegan Dickson, I'm a partner at the law firm of Forchelli, Deegan, Terrana, 333 Earle Ovington Boulevard, Uniondale, New York, here on behalf of RH361 LLC and its principal Adam Mann, who is the owner of 361 through 393 Willis Avenue in Roslyn Heights. We're here tonight requesting a site plan review, special permit for a drive-thru, and relief from lighting requirements under the code in connection with alterations to an existing 118,885-square-foot commercial site located on the west side of Willis Avenue between Stratford Street North and Stratford Street South in Roslyn Heights. I have a booklet that has a lot of exhibits in it that we also have some boards which we'll put up, I'm sorry if you give us a minute, I think the visuals will be helpful in this matter. So the boards that we have up, everything that we're putting up as displays are contained in your booklet, there's a table of contents to help you navigate through it. The premises is split zoned with the first 250 feet off Willis Avenue which is the bulk of this site being zoned as Business A, and then the southwest portion of the site is zoned Residence B. That is relevant because back in 19 -- in the 1960s when the shopping center was initially developed, a use variance was granted at that time, it was before the code permitted a special permit -- I'm sorry, conditional use permit for parking in a greater restricted district, but it was a variance that was granted to allow parking within that area. Our proposal proposes to continue that portion of the property being used as parking with some other ancillary uses that we discussed with the zoning board, and I'll touch on those through my presentation. So what we're proposing is an extensive renovation of the existing shopping center, including the addition of a new retail pad site, a drive-thru for the existing CVS, and a completely reconfigured parking area. The facade improvements and filling of vacancies has already begun, and this is really our last stop before we can complete the project, which is the vision of Mr. Mann and his partners. As I mentioned, as part of the town's review, we appeared before the zoning board on July 10th and on August 14th and we received several variances for the site, mostly relating to parking and the parking lot layout, and also to the split-zoned parcel to allow continued use of this rear area even though it's in a residential district. We also received two conditional uses for two new food uses on the site and variances for some signage on the site to allow it to be consistent with other similar shopping centers in the town. The building is a 28,977-square-foot, multi-tenant, mixed-use commercial building. As I mentioned, it's been there since 1960. We are proposing to renovate the building to add a new 1800-square-foot retail building, 1882-square-foot, freestanding retail building in the southeast corner of the site, and to make some very substantial improvements to the appearance and the functionality of the shopping center. In the parking area in the rear that's zoned Residence B, we're proposing to continue the parking in this area and to improve it by adding landscaping, fencing, appropriate lighting, a new secure trash enclosure, and electric vehicle charging stations. The remainder of the site will be improved by reconfiguring the parking to accommodate 147 parking spaces and improve site circulation, as well as new landscaping, lighting, and other improved site features. You can see from the aerials and I don't know it's apparent from this one but I think it is, that it's a unique site. It abuts a residential zone but the entire treed portion to the rear of the property, which is zoned Residence B, is owned by Nassau County. It's a Nassau County drainage reserve area and water pump station. It's also abutted on the north and the south by public streets which are Stratford Street North and Stratford Street South. The access to the site is only off of Willis Avenue though, so even though it does abut the two residential streets, there's no access currently nor is there any access proposed on these residential side streets. We're hoping that the impact of the center will only be positive, especially because of this nonexistent access. To make sure that the impacts truly are minimized, Adam Mann has had several meetings and discussions over the past several months with nearby neighbors and civic associations. There's a summary of the outreach to the civics in your packet on tab four. It shows an aerial map of the

different civic associations in the area and the dates of several meetings that Mr. Mann had with both the leadership and often with individual members and sometimes with the entire groups. So he's really taking it very seriously to reach out to the community and to incorporate their feedback into the improvement of the shopping center. And I have to say he's received very favorable feedback. People -- many people who were opposed to or thought they were opposed to the improvements, came and met with Mr. Mann and left happy. And I think that that will continue to be the case, he's a very responsive property owner and will continue to be as he owns this site into the future. The comments we received from the community members really centered around garbage and rodent control and we added strategically located and secure trash enclosures to prevent that problem. In addition, Mr. Mann's staff polices the site daily to make sure it's kept clean. Other concerns were drainage and parking lot ponding, so we're adding 31 new dry wells to the site and completely new site drainage. Aesthetics was another big concern of the community. We've created a beautiful new facade with fresh signage and a clean parking lot flow, so those primary concerns have been addressed. We also heard concerns about the potential for overflow parking on side streets so we've added PVC fencing around the perimeter that will prevent people from parking on the side streets and having easy access into the site. There's plenty of parking on the site and the zoning board found that to be the case when they granted us the parking relief we needed. There are several new tenants brought in to fill vacancies and to provide complementary uses to the existing tenant on the site, including a Chopped creative salad company restaurant, and a new Barry's Bootcamp fitness center. The concept here is to create a lifestyle center, where local residents can walk to it; they can spend lots of time shopping, eating, meeting their friends, working out. It's a place where people will find a sense of community.

SUPERVISOR BOSWORTH: Eating healthy.

MS. DEEGAN DICKSON: So we're taking an ugly shopping center that has essentially no landscaping and we're adding landscaped areas, outdoor seating both for Chopped and as an amenity for the entire center, doing new site lighting, new site drainage, electric car charging stations, and a new improved parking site circulation. I think anybody who has shopped at this shopping center knows that the way the parking is is not the most convenient, it's sometimes a little dangerous. And I think that you'll find that the new site layout really makes an awful lot of sense. I want to mention that when we received the conditional use permit for Chopped, the BZA limited the number of indoor seats to 46, which is what we presented, but they noted in their decision that the limitation did not include the outdoor seating and they wanted the town board to determine what the outdoor seating allocation would be during site plan review. I'm not sure that it's as germane as it once was when parking was based on the number of seats. Now that it's based on square footage of a restaurant, I don't think that makes a big difference especially since we took the entire 1700-plus-square-foot seeing area and added parking or put it into our parking calculations at 180 per square foot. So we parked that entire outdoor seating area as if it were a restaurant. So I'm not sure how the board wants to handle that aspect of it, Chopped hasn't told us exactly how many seats they want outside. I think they want to wait and see how it lays out, but I think it's safe to say that the restaurant seating would be in front of the restaurants and anything sort of beyond that would be general amenities for the other users of the shopping center. Over the course of putting together this application and our application before the zoning board, our engineers have looked into the traffic generation to the site and the parking demands. Those are included in the traffic report that was submitted with the application, you should have it in your file. In the engineer's design, both on-site and off-site features to make sure that there would be no negative traffic impacts. The north and south driveway of the site provide for right turns only, right turns out only. And this is made possible by having the signalized intersection at the middle, the middle driveway. This middle driveway with the signal has been modernized with new vehicle detection loop so the timing will be appropriately set. And they've been working with Nassau County DPW because this is a Nassau County road so it's going through the extensive Nassau County 239F review process, so it's still in the process but we're making our way through. They are also seeking to create a very pedestrian friendly shopping center. They are including sidewalk improvements and crosswalks both on- and off-site, new ADA ramps are being added

to the sidewalk on the west side of Willis Avenue in front of the shopping center, new crosswalk markings and pedestrian signal heads with ADA call buttons are being provided to cross Willis Avenue, and then the new striping is provided all the way across Willis Avenue. And new striping and pavement markings will be provided in the roadway along the west side of Willis Avenue, including new stop bars on both North and South Stratford. So all of these designed to make it a safe environment for people crossing from the neighborhood across because we do expect it to really be a neighborhood center. Mr. Mann also provided new entry pillars for the entrances to North and South Stratford, it was just an amenity that he wanted to give to the neighborhood to help beautify that area. Before I introduce Chuck Olivo from Stonefield Engineering to discuss the site improvements and traffic impacts further, there are just two other aspects of application that have to be addressed. In addition to the site plan review, we're seeking a special permit under Section 70-203.T for a drive-thru aisle for the CVS pharmacy. So the CVS is really the anchor tenant to this site and the store goes from front to back all the way through the building. The drive-thru aisle is proposed to be located around the back of the building, it's fully compliant with the town's code requirements for drive-thru facilities with one minor exception, there's a requirement for a buffer area between the drive-thru lane and an adjacent residential property. As I mentioned earlier, the adjacent residential property is owned by Nassau County and it's not actually being used as residential property, it's just zoned residential. So there's no negative impact that would be derived from the zoning board having granted that variance. And they did grant that variance. We're providing five standing spaces for inbound vehicles, the code only requires four. We figured we have the room back there so there's enough for an additional one. And then one space for an outbound vehicle, and there's a fully accessible ten-foot-wide bypass lane so nobody is going to get stuck in the queue as they drive around the back of the building. In addition, as part of the site plan review we require a waiver of Section 70-219.D(8) (b) for having illumination levels at the property line exceeding 1.5 foot candles, half a foot candles. In a couple locations adjacent to the street and adjacent to the county property in the rear, our foot candles are a little bit higher. There are no residences abutting the site so the impact is really not there at all. The photometric plan that you have in your package that was submitted with the application shows that the illumination level will be zero well before it reaches the property line of any nearby residences. So with that being said, I do have our engineer, Chuck Olivo from Stonefield Engineering, he's here to answer any questions and to talk about the site lighting and the parking lot configuration. Just before I step off, I want to -- in your packet there are two letters from the Stratford at Roslyn Civic Association and from the South Park Civic Association. I have the original letters that I'd like to submit for the record.

MR. OLIVO: Good evening, Madam Supervisor, members of the board. Charles Olivo from Stonefield Engineering & Design, we are the civil engineer of record as well as the traffic engineer for the project. I think project counsel has done an excellent job of giving you extensive background about the process that we've gone through from both a civic outreach perspective and then also a design perspective, so what I'd like to do is just hit on some of the highlights of the reconfigured site design and just walk you through some of the changes that are being made to the site because they are significant. As we've heard, this retail center has been operational for about 60 years now, so this is a mature part of the community. And what the applicant, Mr. Mann, is seeking to do is really bring this into accord with modern design standards. If you've ever driven through this center under existing conditions, you might know that the parking layout, the circulation, aisle design can be somewhat confusing and in conflict with what you typically see as part of, I'll call it, more modern design techniques. When you enter the site at the traffic signal which is a centrally located access point under existing conditions and would continue to be in the proposed condition, you come into the two large banks of angled stalls which effectively do not provide parking along the building face which is very typical as you would find as part of more current development standards. And in addition to that, you effectively have no driveway throat depth. So as you come into the site, you're in conflict with vehicles that are within circulation aisles traveling through the site, and it can be quite common that someone backing out of a parking stall can block someone who is either attempting to leave the site or come into the site. And so when we're looking at design, both civil design and traffic design, traffic engineering design as part of newer development projects, what we're

seeking to do is bring pedestrian access to and from the doors of these different retail uses into safe travel with the vehicles, so you're not crossing circulation aisles as you do today. And under the proposed conditions, as you can see from the site plan, the colorized rendering of the site plan that's on the left-hand side, is that now you have parking stalls that you can leave your vehicle, travel onto the sidewalk, and then enter into the building. And in addition to that, by having parking stalls that are located closest to Willis Avenue, we can then create an area of landscaping that does not exist today and we can also create about a 30- to 40-foot driveway throat depth which allows you then to eliminate many of the conflicts that you have under existing conditions. So really from a safety perspective, from a maneuverability perspective, from a circulation perspective, all of these improvements are very significant. And they also bring us into the design guidelines that Nassau County DPW, as well as the town and other municipalities, would look for in terms of circulation design. And Mr. Mann has been very intentional and purposeful in the design working with our team to collaborate to create something that would allow for safe travel both pedestrians, because this is part of this retail area across the street, you have a butcher shop, you have other storefront retail, the pad portion of this retail center as it's proposed would gesture to that storefront or sidewalk type of retail, so we feel that's an important part of the project as well. And in addition to that, we're really bringing in more modern uses. So over the course of time, certainly fitness, eating healthier, CVS being a pharmacy offering different types of health goods, everything is in accord with this idea of a lifestyle center, a health and wellness type center. So you have all of these elements that are now working together. And these uses tend to complement each other, not just from that perspective in terms of the customer base, but also parking generation and traffic generation. So as we've talked about, an extensive parking study has been prepared and submitted and approved for the project, there would be more than adequate parking to accommodate these complementary uses that we would have within this proposed retail center. This is a reactivation of the retail center and the aesthetic treatment of the signage, the fencing, every detail, the landscaping, the building, using stone materials, using very classic traditional elements, really does gesture to a more classic design here. And we're attempting to improve everything from the site layout itself to the building. There are some things that you won't necessarily see when you enter or exit this proposed center, but a lot has gone into the storm water management design. There's about 350,000 gallons of storage that will be located underneath the pavement surface. The grading will be redone to eliminate areas of ponding and icing that you have under existing conditions. The lighting is all modern LED, very clean, down lit lighting. There are some slight deviations from the code requirement, but as you've heard from project counsel, these are in areas where we are abutting the public roadway or the county basin located to the rear of the site, they would have no impact on the residential character or the residential nature of the neighborhood. And in some ways the landscaping that we're proposing, fencing that we're proposing has not necessarily been modeled within what we're showing you, so we expect those light levels to be diminished even further, but we've been conservative in the analysis that's been supplied to the board. The landscaping as you've heard, essentially the site today is completely covered and impervious or in nonpenetrating materials. What we're proposing is to create about 6,000 more square feet of landscaping throughout the site with plantings, and that is not an unsubstantial amount of landscaping, that's about the footprint of a retail building that you might see throughout this roadway corridor. And that will be spread throughout the site. Again, that landscaping is very important as it relates to creating a sense of place and a sense of community with the re-imagination of what we have here, bringing it up to modern standard in terms of both the building, parking, landscaping, and the hardscaping as well. So from a site design perspective, building design perspective, obviously all these elements are very purposeful in nature to, again, improve upon what we have here and reactivate this in really a 2019 manner by creating this type of lifestyle center from what was there previously, and also to improve upon the safety conditions of the site. The driveways that are unsignalized or stop controlled, which are located closet to Stratford North and South, we've worked extensively with Nassau County DPW, those driveways would be restricted to right in/right out only, we have the traffic signal in the middle of the site. Not only are we improving on-site, but the applicant has been willing, at some expense, to come out into the public right-of-way on Willis, restripe the crosswalk areas, as well as restripe the roadway markings for left

turns, the dashed white lines, the double yellow lines, all of these features which have become quite faded under existing conditions. So there are off-site benefits that are being made as part of this as well. If there are any questions, I'd be happy to answer.

COUNCILMAN ZUCKERMAN: We've worked extensively with the applicant and I have to say what has been said is true. The existing site, before the applicant got involved, was in major disrepair. The parking lot was outdated and was a safety hazard, there were many accidents over the years. With respect to garbage and animals and so forth, we, over the years, garbage was an issue relating to that site. I can also tell you that the overall design of that site was outdated. Now Mr. Mann did, in fact, meet with multiple civic groups, multiple members of the community to try to get their input on this in order to try to design this in a way that would be best and most receptive to the community, and they have done that. One of the things that was very important to my office was to maintaining the buffer with the residential developments on the sides so you cannot access directly through the residential site, you have to enter directly through the shopping center and not through the residential site. The other thing that's important to me is the drive-thru. Mr. Levine, could you address the drive-thru as it relates to the site and the overall residential homes that are on the perimeter.

MR. LEVINE: It's very common for pharmacies to have drive-thrus. Our concern is always, is there enough room for cars to queue before the window and also space after to get back out into the street without interfering with anything else? We also concern ourselves with any lighting or loud speakers. Now in this case, we've got a very unusually deep site so there's plenty of room on this site to accommodate a drive-thru without interfering with anything else or without, frankly, annoying anybody else who lives around it, which it's rare that we have this much room to work with so we're not seeing any problem or difficulty in adding a drive-thru.

COUNCILMAN ZUCKERMAN: Would you also talk about the sparking spots, the existing spots, and the modifications being made to the parking in this particular --

MR. LEVINE: What the engineer says is entirely correct. I've been in the center a number of times, there are diagonal spots that are parallel to the front of the stores, those are heavily used. There are a lot of spaces around the corner which nobody uses. So to realign the spots in this case does make a lot of sense. And the issue of the (indecipherable) is also exactly right because I've waited at the light to get out and you do have a lot of interference from the cross aisles. And when you design a center, you try to have an exit lane that is not broken by a lot of cross traffic. And so there's not a lot of depth to work with, but they have done the best they can with the constraints to try to get a decent throat area.

COUNCILMAN ZUCKERMAN: And Mr. Levine, could you talk about the vegetation, the trees and plantings that are being spoken about on the site 'cause at the current site there's very little, if any.

MR. LEVINE: That's correct. And since there is a lot of depth with exit lanes, the buildings are not that deep into the site. And in terms of the landscaping there's very little now, and with a site this big there was a lot of opportunity to fill in the gaps. The one variance that -- zoning board did give a variance in terms of reduction of a planted buffer against the residence zone. While at first that would sound like something you wouldn't want to do, where that is in play is where the site backs up to the county recharge basin. So clearly the code is intended to protect adjoining residences, a deeply vegetated recharge basin does not necessarily meet the full depth of vegetation that the code requires. So while at first if you're reading the list of variances, it seems like an unreasonable one if you look at the context it actually makes sense.

COUNCILMAN ZUCKERMAN: Thank you. Does anyone else have any questions?

COUNCILWOMAN LURVEY: I have a specific comment on the new landscaping. What is the requirement that the applicant can maintain that over time?

MR. LEVINE: While the code doesn't get into specifics such as how often it has to be watered, the general understanding is if you're required to put landscaping in, if it dies, code enforcement is going to

come after you and say, Okay, I don't have a specific schedule maintenance in the code, but it's got to be a viable buffer or screen. And so code enforcement absolutely does enforce cases where yes, the plantings may have been put in but if they've been neglected and died and haven't been tended to, it's a code violation.

COUNCILWOMAN LURVEY: So is the applicant -- your intent is to maintain this as it is now without having to go through the code violations kind of process?

MR. OLIVO: There's significant expense being put into the amount of landscaped items that are going to the plantings that are going to be placed. Yes, the intent is to maintain it, yes.

COUNCILMAN ZUCKERMAN: By the way, that's something that the community has expressed an interest to, a commitment to that.

SUPERVISOR BOSWORTH: So frequently, we'll have people come to us and say they want to develop something, and whichever council person I'm with always say it's important to go out to the stakeholders in the community to reach out to them. And it's so clear that this has been done from the Stratford at Roslyn Civic Association, and they go through a list of things that were discussed, but the sentence that jump out is: "We reviewed the plans for the restoration of the property and we're all excited for its transformation." And from the South Park Civic Association, this is sent by the president: "I, along with other members of our association, met with Adam Mann to discuss his plans to improve his property in all respects drastically. South Park Civic Association gives its unanimous support to the project." So it's an indication of the outreach that was made, and not just saying, I'm here to reach out, but to actually take into account the feedback that was given. And I wish that every project that was presented to us would be presented with this kind of detail and this kind of sensitivity to not only wanting it to be a very successful center but also to take into account how it could possibly impact the neighbors and then to do what could be done to make sure that that impact is not a negative one. So it sounds just like an extraordinarily exciting project.

MR. OLIVO: Thank you.

COUNCILMAN ZUCKERMAN: Are there any members of the public who wish to be heard?

MR. WINK: We have one card on this item, Councilman. Naomi Weinman.

MS. WEINMAN: Hi. I am Naomi Weinman from Roslyn Heights. Adam Mann was kind enough to meet with me and several of my neighbors, not in those two civic associations, but across the street. He explained his plans and I agree with everything you said, he was very kind and very receptive. We were most concerned about variances that had been submitted for the garbage not being up to code. He told us that that was canceled, he was no longer requesting that. I want to make sure that's true and make sure that the council is aware that the neighbors are very concerned not just about garbage overflowing, animals. When Bon Appetite was there, we had horrible odors to the point where we could not sit in our backyard from whatever was in their garbage. And just as long as you know and you take this into consideration and make sure there are no shortcuts where the garbage is concerned.

COUNCILMAN ZUCKERMAN: Counsel, could you address that, please.

MS. DEEGAN DICKSON: Yes. So there are food uses in the center, each one of them does have an internal refrigerated garbage locker for all waste. There was an application for Barry's Bootcamp has a fuel bar which is basically a juice bar where they were originally seeking a waiver of that requirement. We withdrew that application after speaking with the neighbors and understanding there was a concern. And I think I had mentioned earlier that one of the aspects of this project is to consolidate the refuse bins into places that are central, easily accessible by the tenants so that there is not spillover throughout the site. They are going to be self-contained, they are going to be closed and tightly contained. That's in addition to the waste which will be maintained inside until the day of garbage pick-up. So it's something that Mr. Mann heard and responded to.

MS. WEINMAN: And how does that apply to the outdoor seating area and that garbage that's people leave at tables when they walk away?

MS. DEEGAN DICKSON: Well the outdoor seating area will be cleaned by the site management or by Chopped, depending on if it's in the Chopped area. Again, if it's waste it's waste and it's Chopped, they'll bring it in and put it in with their food garbage. I would assume that the other waste will be cleaned up and put into the proper receptacles. But there will be on-site activity by management. This is -- Mr. Mann has full intent of being present or having staff present making sure that it's maintained well, frequently, daily. And these are new tenants and they are a higher category of tenant than some of the past tenants and they are going to demand a clean, attractive site for their patrons and for themselves.

COUNCILMAN ZUCKERMAN: Counsel, could you address the concerns related to garbage as it related to the previous -- as the site related to the previous tenants. This was a restaurant and there was a market of sorts that were there, and could you talk about the improvements that you're proposing today so the residents can feel more comfortable.

MS. WEINMAN: Adam, has explained that to us so I'm --

COUNCILMAN ZUCKERMAN: I would like the board to hear.

MS. DEEGAN DICKSON: As far as the —

COUNCILMAN ZUCKERMAN: 'Cause it was a restaurant and a market there so there was food operation.

MS. WEINMAN: We'd like our market back, it was healthy.

MS. DEEGAN DICKSON: So the market so is no longer there -- so that market is no longer there. That space, I believe, is replaced by a WebMD which doesn't have really any garbage to speak of. There is a trash enclosure that is proximate to that so that the tenants on that end of the site do not have to walk all the way around and tend to get lazy and drop it along the way. And then there's also a garbage enclosure in the northwest -- southwest corner of the site so that the tenants on that side of the building will have a short walk and make it much less likely for any lack of compliance.

COUNCILMAN ZUCKERMAN: Okay. Ma'am do you have any more questions?

MS. WEINMAN: Yes, I do. So my concern is just that counsel makes sure that the garbage is to code. And they mentioned the --

SUPERVISOR BOSWORTH: response answer your question? Did that

MS. WEINMAN: I'll say yes, yes. The news of the drive-thru is new. So my question about that: Is that going to be 24 hours? And if also, what type of lighting will be in the back there?

MR. OLIVO: The drive-thru's for the pharmacy. The pharmacy is not a 24-hour operation. pharmacy?

MS. WEINMAN: So it's strictly

MR. OLIVO: Right.

MS. WEINMAN: And our neighbors expressed their concerns to Mr. Mann that this part of Willis Avenue is always covered in gravel and you cannot walk there. So when they are talking about making it a walkable neighborhood environment, he let us know that he does plan on redoing the sidewalk when that's through the county when everything is approved. We're asking that that sidewalk be maintained, it is not walkable for anyone with a walker or cane or disability, it's full of gravel constantly because it's not built right and the potholes keep getting filled with inferior materials and spraying onto the sidewalk. So it's not any problem that he caused, but it's been a long-term problem that in the meantime the fact that he kept it clean --

COUNCILMAN ZUCKERMAN: Mr. Mann, so we can get this on the record, could we get your commitment that you'll maintain that area?

MR. MANN: Correct. As we discussed, and it was touched on briefly tonight, but from the corner of Stratford Street North all the way to the corner of Stratford Street South, the entire frontage of the site, approximately 400 linear feet, those walks and curbs will be replaced completely. We're waiting for Nassau County DPW approval to do that, but those plans have been filed and reviewed and resubmitted. And as part of our outreach to the neighbors and to make this a walkable community, the curb will be all new. Then instead of it being all concrete, which has a more industrial feel, we'll have about a two-foot brick paver strip, little bit nicer, little more residential feeling. And then you'll have a sidewalk that will be about, I think, it's four or five-foot wide. Then from there in our landscape buffer we also will be planting seven street trees, small and contained, to further contribute to that walkable, residential, neighborhood field.

MS. WEINMAN: But in the meantime before that's built, can we get that swept on a regular basis?

MR. MANN: Yes, that we can certainly do. Until the county approves it and then we pull a permit for the Town of North Hempstead building department, I cannot change the curb. But yes, we can certainly agree to maintain it.

COUNCILMAN ZUCKERMAN: Are there any other questions?

MS. WEINMAN: Just we have general concern about the store in yellow that is to be built in the future in the front corner. Are there height restrictions? Is it something that -- there's a house on the next corner and will it be over shadowing the development in any way?

MR. LEVINE: So the lighting plan was included as part of the drive-thru in the canopy. And yeah, the Town Code does set both height limits and illumination limits on any type of canopy that goes over a drive-thru. In this case --

MS. WEINMAN: I don't think it's the drive-thru, it's that front corner yet to be built.

MR. LEVINE: Can you repeat the question?

MS. WEINMAN: Just our concern is what could be there, are there height limitations ?

COUNCILMAN ZUCKERMAN: Referring to the south corner?

MS. WEINMAN: Southwest, so that --

MR. LEVINE: There are code limits on.

MS. WEINMAN: Overshadow the house that's on the very next corner or be intrusive in some way. And thank you and thank you.

COUNCILMAN ZUCKERMAN: Thank you.

MS. DEEGAN DICKSON: Just to give a little more color to the pad site. We don't have a tenant identified yet, our expectation is that it will be a dry retail use, it's most likely not going to be a restaurant or anything of that nature. If it were to be something like that, we'd have to go back to the board of appeals for a further parking variance. Chances are it's going to be a one-story retail building, but right now where it's cited, is compliant with the setbacks, it's compliant with the parking since we've received the variance, and it will be compliant with height restrictions in the code as well.

COUNCILMAN ZUCKERMAN: Thank you. Is there anybody else here tonight who has a question or would like to be heard on this?

MR. MANN: Councilwoman Lurvey, about your inquiry about landscaping. There will be irrigation and as the resident over there can attest, when I met with the Browers Hill community and some of those questions came up, I gave each and every one of them my cell phone, not a fake cell phone, my cell phone. I said, If you have a concern, you can call or text me any time and I said it because I meant it. In any event I will add that the location of the pad was strategic and in your packets Chuck's office prepared site line exhibits. So at first glance you may say, Will that conflict with drivers on Stratford South? Will

that conflict with visibility for drivers leaving the southern driveway? And if you look at your packet, I think it's tab eight, there's sight line exhibits which analyze drivers sight lines leaving Stratford South or the driveway, and it will show that that building is not in conflict with driver sight lines. So it was strategically located.

COUNCILMAN ZUCKERMAN: Thank you. All right. Seeing that there's no one, I'd like to close the public hearing, 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 Lurvey.

COUNCILWOMAN LURVEY: 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: I just want to take the opportunity, this has little to do with the project, but we keep mentioning CVS and I'm not proposing that anyone go to CVS, but I got my flu shot today so I'm hoping that everybody makes sure they get theirs also at whichever place you can go. And I say yes. Thank you.

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

RESOLUTION NO. 439 - 2019

A PUBLIC HEARING TO CONSIDER THE APPLICATION OF RH 361 LLC FOR SITE PLAN REVIEW FOR THE PREMISES LOCATED AT 361 WILLIS AVENUE, ROSLYN HEIGHTS AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 7, BLOCK 259, LOTS 4 AND 5.

WHEREAS, RH 361 LLC, (the "Applicant") has applied to the Town to renovate a 30,859 square foot shopping center on a 2.73 acre-site at the premises located at 361 Willis Avenue, Roslyn Heights, designated on the Nassau County Land and Tax Map as Section 7, Block 259, Lots 4 and 5 (the "Premises"); and

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

WHEREAS, all necessary reports, recommendations, and comments on the Project have been filed with this Board by the Commissioner of Planning and Environmental Protection (the "Planning Commissioner") of the Town of North Hempstead (the "Town") pursuant to Town Code §70-219(A)(4); and

WHEREAS, the Town Clerk, pursuant to and in accordance with Town Code §§70-219(F)(1) and 70-240(A), has published notice of a public hearing scheduled for September 25, 2019 for the site plan review (the "Public Hearing"), as authorized and directed by the Town Board pursuant to Resolution No. 420-2019, adopted on September 5, 2019; and

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

WHEREAS, the Town's Department of Building Safety, Inspection and Enforcement (the "Building Department") issued a Notice of Disapproval on May 22, 2019 citing the following items: (1) the proposed action seeks to install a garbage/trash enclosure that is 2.5 feet from the property line which is less than the 3 feet required pursuant to § 70-100.1(B); (2) the plans propose a 6 feet PVC fence in the front yard which is located in the Residential B zone, the location of the proposed fence is not permitted pursuant to § 70-100.2(A)(2); (3) the plans propose a 6 feet PVC fence in the front yard which is located in the Residential B zone, the height of the proposed fence is not permitted pursuant to § 70-100.2(A)(2); (4) the proposed action requires 230 off-street parking spaces pursuant to Town Code § 70-103A(1), 102 less than proposed; the proposed parking space sizes are less than the required 10'-0" x 20'-0" pursuant to § 70-103(B); (5) the proposed parking spaces are in the required front yard of the residential zone which is prohibited pursuant to § 70-103(M); (6) the proposed parking spaces are in the residential district which is prohibited pursuant to § 70-126(H); (7) the plans propose a garbage/trash enclosure located in the residential district which is prohibited pursuant to § 70-126(H); (8) the plans propose a garbage/trash enclosure in the front yard on Stratford Street North which is prohibited pursuant to § 70-132(A); (9) the plans propose a ground sign exceeds the height and size permitted pursuant to § 70-196(J)(2)(b); (10) the plans propose a ground sign located in the required front yard setback which is not permitted pursuant to § 70-196(J)(2)(c); (11) the plans do not propose screening as required by § 70-203(T)(2)(b); (12) the proposed plans show 8 vehicle charging stations which is 6 more than permitted,

there are no bollards proposed and the electrical equipment for the charging stations encroach more the permitted 36” into the required setback which is not permitted pursuant to § 70-203(X); and

WHEREAS, On August 14, 2019, pursuant to Appeal 20771.A-C, the Town of North Hempstead Board of Zoning Appeals (“BZA”) granted variances to Town Code §§ 70-100.1(B); 70-100.2(A)(2); 70-100.2(A)(4); 70-103(A)(1); 70-103(B); 70-103(M); 70-126(H); 70-132(A); 70-196(J)(2)(b); 70-196(J)(2)(c); 70-203(T)(2)(b); and 70-203(X); and

WHEREAS, the Nassau County Planning Commission, has been furnished with copies of the site plan and traffic study pursuant to General Municipal Law § 239-m; and

WHEREAS, the Planning Department has reviewed the Application and recommends approval of same; and

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

WHEREAS, the BZA has declared itself as “lead agency,” and has determined that the Action constitutes an “unlisted” action pursuant to Section 617.2 (ak) of the SEQRA Regulations and has further determined that the Action will not result in any significant adverse impacts on the environment based upon the analysis set forth in the Short Environmental Assessment Form Parts 1, 2 and 3 (the “SEAF”) for the reasons that: (1) the proposed redevelopment of the shopping center will not be in substantial conflict with the zoning districts in which the center sits or create a conflict with the adopted land use plans; (2) the proposed action will not result in a change to the existing air quality; (3) the proposed action would not result in the impairment of a critical environmental area or historic, archaeological, architectural or aesthetic resource; (4) the proposed project would not include the removal or destruction of large quantities of flora or fauna, nor impact a habitat area; (5) the proposed project action will not generate a significant amount of traffic; and (6) the proposed project would not represent a hazard to human health; and

WHEREAS, this Board has carefully considered the Application, testimony and other relevant evidence at the Public Hearing held on September 25, 2019, and afforded all interested persons the opportunity to be heard; and

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

NOW, THEREFORE, BE IT

RESOLVED that the Board hereby accepts the BZA’s determination that the Action is an “unlisted action” which will not result in any significant adverse impact on the environment, based upon the analysis set forth in the SEAF, and upon the testimony and reports adduced at the Public Hearing; and be it further

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

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

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

Dated: Manhasset, New York
September 25, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

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

Henry Krukowski, being duly sworn, deposes and says that on the 12th day of September, 2019, he posted the attached Notice of Hearing to consider the APPLICATION OF RH 361 LLC FOR SITE PLAN REVIEW FOR THE PREMISES LOCATED AT 361 WILLIS AVENUE, ROSLYN HEIGHTS AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 7, BLOCK 259, LOTS 4 AND 5 in the following locations:

- Town Clerk Bulletin Board**
- Roslyn Heights Post Office**
- In Front Of 361 Willis Avenue**
- Willis Avenue and Oxford Street**
- Willis Avenue and Harvard Street**



Henry Krukowski

Sworn to me this
24th day of September, 2019



 Notary Public

Brandon K Gimpelman
 Notary Public, State of New York
 No. 01GI6371819
 Qualified in Nassau County
 Commission expires March 5, 20**22**

Affidavit of Publication

County of Nassau SS
State of New York,

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

1 weeks, viz: September 11, 2019

**LEGAL NOTICE
NOTICE OF HEARING
PLEASE TAKE NOTICE**
that a public hearing will be held by the Town Board of the Town of North Hempstead on September 25, 2019, at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Flanome Road,

Manhasset, New York, on the application for site plan review submitted by RH 361 LLC to rezone a 30,859 s.f. shopping center on a 2.73 acre site.

PLEASE TAKE FURTHER NOTICE that the property which is the subject of is application is located at 301 Willis Avenue, Roslyn Heights and designated on the Nassau County Land and Tax Map as Section 7, Block 259, Lots 4 and 5.

Dated: Manhasset, New York
September 5, 2019
BY ORDER OF THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD
WAYNE H. WINK, JR.
TOWN CLERK
9-11-2019-1T-#207184-ROS

Linda Baccoli

Sworn to me this 11 day of
September-2019

[Signature]

Notary Public

Shari M. Egnasko
Notary Public, State of New York
No. 01EG6119807
Qualified in Nassau County
Commission Expires Dec. 6, 2020

MR. WINK: Item four, public hearing to consider the application of Autozone Parts Inc. for change of zone from Residence C to Parking for the premises located at 565 Old Country Road and 20 Longfellow Avenue, Westbury, and designated on the Nassau County Land and Tax Map as Section 10, Block 60, Lots 210 and 220.

COUNCILWOMAN RUSSELL: So the synopsis for this public hearing reads as follows: The proposed action is the rezoning of a 15,000-square-foot, single-family lot to enable the construction of an additional 19-space parking lot in conjunction with a proposed 7,381-square-foot auto parts store. There was a misrepresentation in the notice and so we're going to be continuing this without a date, and this will be addressed in item number ten as a set date for October 10th meeting. Do we still have to allow for public comment even though it's --

MR. WINK: Technically the hearing is open, but seeing no one if you want to --

COUNCILWOMAN RUSSELL: Is there anyone here wishing to speak on this application? I offer to close the public hearing and move to have it continue without a date.

MR. WINK: Councilwoman DeGiorgio.

COUNCILWOMAN DeGIORGIO: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: 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. WINK: Resolutions. Item five, a resolution accepting the receipt of the tentative budget Town of North Hempstead together with the budgets of all special improvement districts and the assessment rolls of the Belgrave Water Pollution Control District, the Great Neck Water Pollution Control District, and the Port Washington Water Pollution Control District for the year 2020.

SUPERVISOR BOSWORTH: So every member of the town board has received a copy of the tentative budget and 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 Lurvey.

COUNCILWOMAN LURVEY: 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. 440 - 2019

A RESOLUTION ACCEPTING THE RECEIPT OF THE TENTATIVE BUDGET OF THE TOWN OF NORTH HEMPSTEAD, TOGETHER WITH THE BUDGETS OF ALL SPECIAL IMPROVEMENT DISTRICTS AND THE ASSESSMENT ROLLS OF THE BELGRAVE WATER POLLUTION CONTROL DISTRICT, THE GREAT NECK WATER POLLUTION CONTROL DISTRICT AND THE PORT WASHINGTON WATER POLLUTION CONTROL DISTRICT FOR THE YEAR 2020.

WHEREAS, the various departments and Special Districts of the Town of North Hempstead (the "Town") have submitted tentative estimates of their budgets for the year 2020 to the Supervisor, in her capacity as Budget Officer of the Town; and

WHEREAS, the tentative budgets for the Town of North Hempstead General Fund; the Part Town Fund, the Commissioner and Town-Operated Special Improvement Districts and assessment rolls of the Belgrave Water Pollution Control District, the Great Neck Water Pollution Control District, and the Port Washington Water Pollution Control District for the year 2020 have been filed by the Supervisor with the Town Clerk; and

WHEREAS, the Town Clerk has presented the tentative budgets and assessment rolls to the Town Board in accordance with Town Law §106(3).

NOW, THEREFORE, BE IT

RESOLVED that the Town Board does hereby acknowledge receipt of the tentative budgets for the Town of North Hempstead General Fund; the Part Town Fund; the Commissioner and Town-Operated Special Improvement Districts; and the assessment rolls of the Belgrave Water Pollution Control District, the Great Neck Water Pollution Control District, and the Port Washington Water Pollution Control District for the year 2020 from the Town Clerk (the "Tentative Budget"); and be it further

RESOLVED that this Board orders that the Tentative Budget be filed in the Office of the Town Clerk.

Dated: Manhasset, New York
September 25, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller

MR. WINK: Item six, resolution setting a date for a special meeting of the town board of the Town of North Hempstead for October 3rd, 2019 at 10:00 a.m.

SUPERVISOR BOSWORTH: So we're going to have -- the next few resolutions are going to be for different meetings to consider the budget. This is the set date for the budget work session. I offer the resolution setting a date for October 3rd, 2019.

MR. WINK: Councilwoman DeGiorgio.

COUNCILWOMAN DeGIORGIO: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: 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. 441 - 2019

A RESOLUTION SETTING A DATE FOR A SPECIAL MEETING OF THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD FOR OCTOBER 3, 2019 AT 10:00 A.M.

WHEREAS, the Town Board desires to set a Special Meeting of the Town Board (the "Board") to conduct a work session relating to the Town's 2020 budget and to consider any other matters that may come before the Board.

NOW, THEREFORE, BE IT

RESOLVED that a Special Meeting of the Town Board shall be held in the Town Board Room located at Town Hall, 220 Plandome Road, Manhasset, New York on October 3, 2019 at 10:00 a.m. to consider matters relating to the Town's 2020 budget and to consider any other matters that may come before the Board; and be it further

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

NOTICE OF SPECIAL MEETING

PLEASE TAKE NOTICE that a Special Meeting of the Town Board of the Town of North Hempstead will be held on October 3, 2019 at 10:00 a.m. in the Town Board Room located at Town Hall, 220 Plandome Road, Manhasset, New York, to conduct a work session relating to the Town's 2020 budget and to consider any other matters that may come before the Board.

Dated: Manhasset, New York
September 25, 2019

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

Dated: Manhasset, New York
September 25, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Town Clerk

MR. WINK: Item seven, resolution setting a date of October 10th, 2019 for a public hearing on the tentative budget of the Town of North Hempstead together with the budgets of all special improvement districts and the assessment rolls of the Belgrave Water Pollution Control District, the Great Neck Water Pollution Control District, and the Port Washington Water Pollution Control District for the year 2020.

SUPERVISOR BOSWORTH: I offer the resolution setting the date for October 10th, 2019.

MR. WINK: Councilwoman DeGiorgio.

COUNCILWOMAN DeGIORGIO: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: 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. 442 - 2019

A RESOLUTION SETTING A DATE OF OCTOBER 10, 2019 FOR A PUBLIC HEARING ON THE TENTATIVE BUDGET OF THE TOWN OF NORTH HEMPSTEAD, TOGETHER WITH THE BUDGETS OF ALL SPECIAL IMPROVEMENT DISTRICTS AND THE ASSESSMENT ROLLS OF THE BELGRAVE WATER POLLUTION CONTROL DISTRICT, THE GREAT NECK WATER POLLUTION CONTROL DISTRICT AND THE PORT WASHINGTON WATER POLLUTION CONTROL DISTRICT FOR THE YEAR 2020.

WHEREAS, the Town Board has accepted receipt of the tentative budgets for the Town of North Hempstead General Fund, Part Town Fund, Commissioner and Town-Operated Special Improvement Districts and assessment rolls of the Belgrave Water Pollution Control District, the Great Neck Water Pollution Control District, and the Port Washington Water Pollution Control District for the year 2020 (altogether, the “2020 Tentative Budget”); and

WHEREAS, the Town Board desires to set October 10, 2019 as the date for a public hearing on the 2020 Tentative Budget.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing on the 2020 Tentative Budget shall be held before the Town Board in the Town Board Room located at Town Hall, 220 Plandome Road, Manhasset, New York on October 10, 2019 at 7:00 p.m.; and be it further

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

NOTICE OF HEARING

PLEASE TAKE NOTICE that a public hearing on the tentative budgets for the Town of North Hempstead General Fund, Part Town Fund, Commissioner and Town-Operated Special Improvement Districts and assessment rolls of the Belgrave Water Pollution Control District, the Great Neck Water Pollution Control District, and the Port Washington Water Pollution Control District for the year 2020 will be held before the Town Board on October 10, 2019 at 7:00 p.m. in the Town Board Room located at Town Hall, 220 Plandome Road, Manhasset, New York.

Dated: Manhasset, New York
September 25, 2019

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

Dated: Manhasset, New York
September 25, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey, Councilperson
Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Town Clerk

MR. WINK: Item eight, a resolution setting a date for a special meeting of the town board of the Town of North Hempstead for October 30th, 2019.

SUPERVISOR BOSWORTH: So this is to set a date for special town board meeting to consider the adoption of the budget. One of the initiatives that I brought to the town is the fact that we do vote on the budget before Election Day and that's important that. The budget is a black and white document that nearly sets forth the goals of the administration and the council for the next year. It's important that people know what that is. So I offer this resolution setting the date for October 30th, 2019.

MR. WINK: Councilwoman DeGiorgio.

COUNCILWOMAN DeGIORGIO: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: 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. 443 - 2019

A RESOLUTION SETTING A DATE FOR A SPECIAL MEETING OF THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD FOR OCTOBER 30, 2019.

WHEREAS, the Town Board desires to set a Special Meeting of the Town Board (the "Board") to consider the adoption of the Town's 2020 budget and to consider any other matters that may come before the Board.

NOW, THEREFORE, BE IT

RESOLVED that a Special Meeting of the Town Board shall be held in the Town Board Room located at Town Hall, 220 Plandome Road, Manhasset, New York on October 30, 2019 at 7:00 p.m. to consider the approval of the Town's 2020 budget and to consider any other matters that may come before the Board; and be it further

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

NOTICE OF SPECIAL MEETING

PLEASE TAKE NOTICE that a Special Meeting of the Town Board of the Town of North Hempstead will be held on October 30, 2019 at 7:00 p.m. in the Town Board Room located at Town Hall, 220 Plandome Road, Manhasset, New York, to consider the approval of the Town's 2020 budget and to consider any other matters that may come before the Board.

Dated: Manhasset, New York
 September 25, 2019

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

Dated: Manhasset, New York
 September 25, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Town Clerk

MR. WINK: Item ten, resolution setting a date for a public hearing to consider the application of Autozone Parts Inc. for a change of zone from Residence C to Business A and Parking for the premises located at 565 Old Country Road and 20 Longfellow Avenue, Westbury, and designated on the Nassau County Land and Tax Map as Section 10, Block 60, Lots 210 and 220.

COUNCILWOMAN RUSSELL: So this actually has the correct synopsis and I offer the resolution setting a tentative hearing date for October 10th.

MR. WINK: Councilwoman DeGiorgio.

COUNCILWOMAN DeGIORGIO: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: 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.

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

RESOLUTION NO. 444 - 2019

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE APPLICATION OF AUTOZONE PARTS, INC. FOR A CHANGE OF ZONE FROM "RESIDENCE-C" TO "BUSINESS-A AND PARKING" FOR THE PREMISES LOCATED AT 565 OLD COUNTRY ROAD AND 20 LONGFELLOW AVENUE, WESTBURY AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 10, BLOCK 60, LOTS 210 AND 220.

WHEREAS, Autozone Parts, Inc. (the "Petitioner") has filed a petition (the "Petition") to rezone (the "Change of Zone") the property located at 565 Old Country Road and 20 Longfellow Avenue, Westbury, New York and identified on the Nassau County Land and Tax Map as Section 10, Block 60, Lots 210 and 220 (the "Premises"), from 'Residence-C' to 'Business-A and Parking', in order to enable the construction of an additional 19-space parking lot in conjunction with a proposed 7381 s.f. auto parts store on a 15,000 s.f. single-family lot; and

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

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on October 10, 2019, in the Town Board Meeting Room, 220 Plandome Road, Manhasset, New York, at 7:00 p.m. to consider the Petition for the Change of Zone for the Premises, at which public hearing all interested persons will be afforded an opportunity to be heard; and be it further

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

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

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

NOTICE OF HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead on October 10, 2019, at 7:00 p.m. in Town Hall, 220 Plandome Road, Manhasset, New York, to consider the petition of Autozone Parts, Inc. to rezone the property located at 565 Old Country Road and 20 Longfellow Avenue, Westbury, New York from 'Residence-C' to 'Business-A and Parking' in order to enable the construction the construction of an additional 19-space parking lot in conjunction with a proposed 7381 s.f. auto parts store on a 15,000 s.f. single-family lot.

PLEASE TAKE FURTHER NOTICE that the property which is the subject of this petition is designated on the Nassau County Land and Tax Map as Section 10, Block 60, Lots 210 and 220.

Dated: Manhasset, New York
September 25, 2019

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

Dated: Manhasset, New York
September 25, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Planning Building

MR. WINK: Item eleven, a resolution setting a date for a public hearing to consider the adoption of an ordinance amending "Parks ordinance number one of 2019" relative to Parks and Recreation facilities in the Town of North Hempstead.

SUPERVISOR BOSWORTH: So this amendment would prohibit dogs in parks during events with fireworks. I offer the resolution setting the date for October 10th, 2019.

MR. WINK: Councilwoman DeGiorgio.

COUNCILWOMAN DeGIORGIO: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: 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. 445 - 2019

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AMENDING "PARKS ORDINANCE NO. 1 OF 2019" RELATIVE TO PARKS AND RECREATION FACILITIES IN THE TOWN OF NORTH HEMPSTEAD.

WHEREAS, pursuant to Section 39-24 of the Code of the Town of North Hempstead, the Commissioner of the Department of Parks and Recreation is authorized to adopt rules and regulations governing the use and operation of all parks and town docks, subject to approval by the Town Board; and

WHEREAS, this Board wishes to set a date for a public hearing to consider the adoption of an ordinance amending "Parks Ordinance No. 1 of 2019" in order to provide the Commissioner with rule making authority to prohibit dogs in parks during events in which fireworks are used.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on the 10th day of October, 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 an ordinance amending "Parks Ordinance No. 1 of 2019" in order to provide the Commissioner with rule making authority to prohibit dogs in parks during events in which fireworks are used; 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 10th day of October, 2019, at 7:00 P.M., to consider the adoption of an ordinance amending "Parks Ordinance No. 1 of 2019"

in order to provide the Commissioner with rule making authority to prohibit dogs in parks during events in which fireworks are used.

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

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

Dated: Manhasset, New York
September 25, 2019

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

Dated: Manhasset, New York
September 25, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Town Clerk Parks

MR. WINK: Item twelve, resolution setting date for a public hearing to consider the rescission and adoption of ordinances affecting Plandome Road in Manhasset, New York.

COUNCILWOMAN LURVEY: So this resolution comes from the discussion with the different constituents in town and it would change the parking -- the time on the parking restrictions from one hour to two hours to encourage people to shop and linger in town. So I offer the resolution and I set the tentative hearing date for October 10th, 2019.

MR. WINK: Councilwoman DeGiorgio.

COUNCILWOMAN DeGIORGIO: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: 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.

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

RESOLUTION NO. 446 - 2019

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE RESCISSION AND ADOPTION OF ORDINANCES AFFECTING PLANDOME ROAD IN MANHASSET, NEW YORK.

WHEREAS, a recommendation has been made for the rescission and adoption of ordinances affecting Plandome Road, Manhasset, New York

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by the Town Board of the Town of North Hempstead on the 10th day of October, 2019, at 7:00 o'clock in the evening for the purpose of considering the rescission and adoption of the following ordinances:

PROPOSAL:

RESCIND:

T.O. 59-1961

Adopted July 11, 1961

PLANDOME ROAD – WEST SIDE – ONE HOUR PARKING 7:00 A.M. TO 7:00 P.M., EXCEPT SUNDAYS & HOLIDAYS – From a point 36 feet north of the north curblineline of Dennis Street, north to the south curblineline of Memorial Street.

T.O. 42-1970

Adopted June 9, 1970

PLANDOME ROAD – EAST SIDE – ONE HOUR PARKING 7:00 A.M. TO 7:00 P.M., EXCEPT SUNDAYS & HOLIDAYS – From a point 34 feet north of the north curblineline of George Street, north to a point 30 feet south of the south curblineline of Andrew Street.

T.O. 42-1970

Adopted June 9, 1970

PLANDOME ROAD – EAST SIDE – ONE HOUR PARKING 7:00 A.M. TO 7:00 P.M., EXCEPT SUNDAYS & HOLIDAYS – From a point 60 feet north of the north curblineline of Orchard Street, north to a point 30 feet south of the south curblineline of Gaynor Avenue.

T.O. 42-1970

Adopted June 9, 1970

PLANDOME ROAD – EAST SIDE – ONE HOUR PARKING 7:00 A.M. TO 7:00 P.M., EXCEPT SUNDAYS & HOLIDAYS – From a point 100 feet north of the north curblineline of Park Avenue, north to a point 30 feet south of the south curblineline of Maple Place.

T.O. 42-1970

Adopted June 9, 1970

PLANDOME ROAD – EAST SIDE – ONE HOUR PARKING 7:00 A.M. TO 7:00 P.M., EXCEPT SUNDAYS & HOLIDAYS – From the north curblineline of Vanderbilt Avenue, north to a point 30 feet south of the south curblineline of Webster Avenue.

T.O. 42-1970

Adopted June 9, 1970

PLANDOME ROAD – EAST SIDE – ONE HOUR PARKING 7:00 A.M. TO 7:00 P.M., EXCEPT SUNDAYS & HOLIDAYS – From a point 30 feet north of the north curblineline of Andrew Street, north to a point 30 feet south of the south curblineline of Park Avenue.

T.O. 42-1970

Adopted June 9, 1970

PLANDOME ROAD – WEST SIDE – ONE HOUR PARKING 7:00 A.M. TO 7:00 P.M., EXCEPT SUNDAYS & HOLIDAYS – From a point 74 feet north of the north curblineline of Colonial Parkway, north to the northern boundary line of Manhasset.

T.O. 30-1982

Adopted September 21, 1982

PLANDOME ROAD – EAST SIDE – ONE HOUR PARKING 7:00 A.M. TO 7:00 P.M., EXCEPT SUNDAYS & HOLIDAYS – From a point 30 feet south of the south curblineline of George Street, south for a distance of 113 feet.

T.O. 22-1994

Adopted July 19, 1994

PLANDOME ROAD – WEST SIDE – ONE HOUR PARKING 7:00 A.M. TO 7:00 P.M., EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS – From a point 30 feet north of the north curblineline of Hillside Avenue, north to a point 59 feet south of the south curblineline of Bayview Avenue.

T.O. 17-2003

Adopted April 22, 2003

PLANDOME ROAD – WEST SIDE - ONE HOUR PARKING 7:00 A.M. TO 7:00 P.M., EXCEPT SUNDAYS & HOLIDAYS – From a point 44 feet south of a point opposite the north curblineline of Orchard Street, south to a point 30 feet north of the north curblineline of Bayview Avenue.

T.O. 17-2003

Adopted April 22, 2003

PLANDOME ROAD – WEST SIDE - ONE HOUR PARKING 7:00 A.M. TO 7:00 P.M., EXCEPT SUNDAYS & HOLIDAYS – From a point 30 feet south of the south curblineline of Colonial Parkway, south to a point 15 feet north of a point opposite the north curblineline of Orchard Street.

T.O. 17-2003

Adopted April 22, 2003

PLANDOME ROAD – EAST SIDE - ONE HOUR PARKING 7:00 A.M. TO 7:00 P.M., EXCEPT SUNDAYS & HOLIDAYS – From a point 15 feet north of the north curblineline of Maple Place, north for a distance of 97 feet.

T.O. 17-2003

Adopted April 22, 2003

PLANDOME ROAD – EAST SIDE - ONE HOUR PARKING 7:00 A.M. TO 7:00 P.M., EXCEPT SUNDAYS & HOLIDAYS – From a point 166 feet north of the north curblineline of Maple Place, north to a point 30 feet south of the south curblineline of Orchard Street.

T.O. 26-2009

Adopted November 17, 2009

PLANDOME ROAD – WEST SIDE – ONE HOUR PARKING 7:00 A.M. TO 7:00 P.M., EXCEPT SUNDAYS & HOLIDAYS – From a point 53 feet south of the south curblineline of Manhasset Avenue, south to a point 21 feet north of the north curblineline of Memorial Place.

T.O. 4-2014

Adopted April 3, 2014

PLANDOME ROAD – WEST SIDE - ONE HOUR PARKING 7:00 A.M. TO 7:00 P.M., EXCEPT SATURDAYS, SUNDAYS & HOLIDAYS – From a point 205 feet south of the south curblineline of Hillside Avenue, south for a distance of 175 feet.

T.O. 4-2014

Adopted April 3, 2014

PLANDOME ROAD – WEST SIDE - ONE HOUR PARKING 9:00 A.M. TO 4:00 P.M., EXCEPT SATURDAYS, SUNDAYS & HOLIDAYS – From a point 380 feet south of the south curblineline of Hillside Avenue, south for a distance of 109 feet.

T.O. 5-2018

Adopted February 27, 2018

PLANDOME ROAD – EAST SIDE - ONE HOUR PARKING 7:00 A.M. TO 7:00 P.M., EXCEPT SUNDAYS & HOLIDAYS – From a point 149 feet north of the north curblineline of Northern Boulevard, north for a distance of 323 feet.

T.O. 5-2018

Adopted February 27, 2018

PLANDOME ROAD – WEST SIDE – ONE HOUR PARKING 8:30 A.M. TO 7:00 P.M., EXCEPT SUNDAYS & HOLIDAYS – From a point 35 feet south of the south curblineline of Dennis Street, south for a distance of 295 feet.

ADOPT:

PLANDOME ROAD – WEST SIDE – TWO HOUR PARKING 7:00 A.M. TO 7:00 P.M., EXCEPT SUNDAYS & HOLIDAYS – From a point 74 feet north of the north curbline of Colonial Parkway, north to the northern boundary line of Manhasset.

PLANDOME ROAD – WEST SIDE – TWO HOUR PARKING 7:00 A.M. TO 7:00 P.M., EXCEPT SUNDAYS & HOLIDAYS – From a point 30 feet south of the south curbline of Colonial Parkway, south to a point 15 feet north of a point opposite the north curbline of Orchard Street.

PLANDOME ROAD – WEST SIDE – TWO HOUR PARKING 7:00 A.M. TO 7:00 P.M., EXCEPT SUNDAYS & HOLIDAYS – From a point 44 feet south of a point opposite the north curbline of Orchard Street, south to a point 30 feet north of the north curbline of Bayview Avenue.

PLANDOME ROAD – WEST SIDE – TWO HOUR PARKING 7:00 A.M. TO 7:00 P.M., EXCEPT SUNDAYS & HOLIDAYS – From a point 30 feet north of the north curbline of Hillside Avenue, north to a point 59 feet south of the south curbline of Bayview Avenue.

PLANDOME ROAD – WEST SIDE – TWO HOUR PARKING 7:00 A.M. TO 7:00 P.M., EXCEPT SUNDAYS & HOLIDAYS – From a point 205 feet south of the south curbline of Hillside Avenue, south for a distance of 175 feet.

PLANDOME ROAD – WEST SIDE – TWO HOUR PARKING 9:00 A.M. TO 4:00 P.M., EXCEPT SUNDAYS & HOLIDAYS – From a point 380 feet south of the south curbline of Hillside Avenue, south for a distance of 109 feet.

PLANDOME ROAD – WEST SIDE – TWO HOUR PARKING 7:00 A.M. TO 7:00 P.M., EXCEPT SUNDAYS & HOLIDAYS – From a point 53 feet south of the south curbline of Manhasset Avenue, south to a point 21 feet north of the north curbline of Memorial Place.

PLANDOME ROAD – WEST SIDE – TWO HOUR PARKING 7:00 A.M. TO 7:00 P.M., EXCEPT SUNDAYS & HOLIDAYS – From a point 36 feet north of the north curbline of Dennis Street, north, to a point 30 feet south of the south curbline of Memorial Street.

PLANDOME ROAD – WEST SIDE – TWO HOUR PARKING 8:30 A.M. TO 7:00 P.M., EXCEPT SUNDAYS & HOLIDAYS – From a point 35 feet south of the south curbline of Dennis Street, south for a distance of 295 feet.

PLANDOME ROAD – EAST SIDE – TWO HOUR PARKING 7:00 A.M. TO 7:00 P.M., EXCEPT SUNDAYS & HOLIDAYS – From the north curbline of Vanderbilt Avenue, north to a point 30 feet south of the south curbline of Webster Avenue.

PLANDOME ROAD – EAST SIDE – TWO HOUR PARKING 7:00 A.M. TO 7:00 P.M., EXCEPT SUNDAYS & HOLIDAYS – From a point 60 feet north of the north curbline of Orchard Street, north to a point 30 feet south of the south curbline of Gaynor Avenue.

PLANDOME ROAD – EAST SIDE – TWO HOUR PARKING 7:00 A.M. TO 7:00 P.M., EXCEPT SUNDAYS & HOLIDAYS – From a point 166 feet north of the north curbline of Maple Place, north to a point 30 feet south of the south curbline of Orchard Street.

PLANDOME ROAD – EAST SIDE – TWO HOUR PARKING 7:00 A.M. TO 7:00 P.M., EXCEPT SUNDAYS & HOLIDAYS – From a point 15 feet north of the north curbline of Maple Place, north for a distance of 97 feet.

PLANDOME ROAD – EAST SIDE – TWO HOUR PARKING 7:00 A.M. TO 7:00 P.M., EXCEPT SUNDAYS & HOLIDAYS – From a point 100 feet north of the north curblineline of Park Avenue, north to a point 30 feet south of the south curblineline of Maple Place.

PLANDOME ROAD – EAST SIDE – TWO HOUR PARKING 7:00 A.M. TO 7:00 P.M., EXCEPT SUNDAYS & HOLIDAYS – From a point 30 feet north of the north curblineline of Andrew Street, north to a point 30 feet south of the south curblineline of Park Avenue.

PLANDOME ROAD – EAST SIDE – TWO HOUR PARKING 7:00 A.M. TO 7:00 P.M., EXCEPT SUNDAYS & HOLIDAYS – From a point 34 feet north of the north curblineline of George Street, north to a point 30 feet south of the south curblineline of Andrew Street.

PLANDOME ROAD – EAST SIDE – TWO HOUR PARKING 7:00 A.M. TO 7:00 P.M., EXCEPT SUNDAYS & HOLIDAYS – From a point 30 feet south of the south curblineline of George Street, south for a distance of 113 feet.

PLANDOME ROAD – EAST SIDE – TWO HOUR PARKING 7:00 A.M. TO 7:00 P.M., EXCEPT SUNDAYS & HOLIDAYS – From a point 149 feet north of the north curblineline of Northern Boulevard, north for a distance of 323 feet.

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

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

Dated: September 25, 2019
Manhasset, New York

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Public Safety Comptroller Traffic Safety

MR. WINK: Item 13, a resolution accepting gifts to the town pursuant to Town Law Section 64.

SUPERVISOR BOSWORTH: 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 Lurvey.

COUNCILWOMAN LURVEY: 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. 447 - 2019

A RESOLUTION ACCEPTING GIFTS TO THE TOWN PURSUANT TO TOWN LAW SECTION 64.

WHEREAS, the Strathmore Village Civic Association has generously offered a gift of \$13,455.79 to be used by the Town's Highway Department for street signs; and

WHEREAS, Dime Community Bank has generously offered a gift of \$4,000.00 as the Presenting Sponsor of the Town's 2019 Spooky Walk Event; and

WHEREAS, an anonymous donor has generously offered a gift of 24 gardening books to be used at the Clark Garden Library;

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

NOW, THEREFORE, BE IT

RESOLVED that this Board hereby gratefully accepts the Gifts.

Dated: Manhasset, New York
September 25, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey,
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor
Bosworth

Nays: None

cc: Town Attorney Comptroller Town Clerk

MR. WINK: Item 14, resolution authorizing supplemental budget appropriations pursuant to Town Law Section 112.

SUPERVISOR BOSWORTH: 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 Lurvey.

COUNCILWOMAN LURVEY: 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. 448 - 2019

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

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

WHEREAS, the Office of the Comptroller has requested that the Town Board authorize supplemental appropriations in year 2019 (the “Supplemental Appropriations”) as follows:

1. \$13,455.79 to be recorded in the revenue line DA.2705 with the offsetting expense to be recorded to expense code DA.07.5222.4744, which will be used towards the purchase of street signs, with the remainder, if any, to be used to support the Highway Department; and
2. \$17,602.61 to be recorded in the revenue line A.2701 with the offsetting expense to be recorded to expense code A.05.7183.1000, which will be used towards 2017 back charges for maintenance of the grounds at Merriman Park, with the remainder, if any, to be used to support the Department of Parks and Recreation; and
3. \$4,000.00 to be recorded in revenue line A.2705 with the offsetting expense to be recorded to expense code A.05.7111.4890, which will be used towards the Town's 2019 Spooky Walk Event, with the remainder, if any, to be used to support the Department of Parks and Recreation; and
4. \$833.00 to be recorded in revenue line A.2001 with the corresponding increase to be recorded to expense code A. 05.7111.4902, for their contractual services from tennis classes provided during the Summer of 2019; and
5. \$2,496.49 to be recorded in revenue line SP154.2801 with the offsetting expense to be recorded to expense code SP154.1300, for back charges for the Cinema on the Bay 2019 movies, with the remainder, if any, to be used to support the Department of Parks and Recreation; and

WHEREAS, the Board wishes to authorize the Supplemental Appropriations.

NOW, THEREFORE,

BE IT RESOLVED that this Board hereby authorizes the Supplemental Appropriations in year 2019 as requested by the Comptroller; and be it further

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

Dated: Manhasset, New York
September 25, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller Town Clerk

MR. WINK: Item 15, resolution authorizing the award of a bid for asphalt paving and repairs in town parks and properties, TNR224-2019.

SUPERVISOR BOSWORTH: 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 Lurvey.

COUNCILWOMAN LURVEY: 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. 449 - 2019

A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR ASPHALT PAVING AND REPAIRS IN TOWN PARKS AND PROPERTIES (TNH224-2019).

WHEREAS, the Director of Purchasing (the "Director") has solicited bids for asphalt paving and repairs in Town parks and properties; and

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

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

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

NOW, THEREFORE, BE IT

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

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

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

Dated: Manhasset, New York
September 25, 2019

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

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller Purchasing

Exhibit A

TNH224-2019- Asphalt Paving and Repairs in Town Parks and Properties	
Winning Vendor	Items
John McGowan & Sons, Inc	
323 Glen Cove Ave.	All items
Sea Cliff, NY 11579	
James McGowam	
516-676-0160	
JMcGowanAndSons@aol.com	

Exhibit B

TNH24-2019 Asphalt Paving and Repairs in Town Parks and Properties				John McGowan & Sons, Inc. 323 Glen Cove Ave. Sea Cliff, NY 11579 (516)676-0160 JMcGowanAndSons@aol.com James McGowan		Park Line Asphalt Maintenance, Inc. 1877 Montauk Highway Brookhaven NY 11719 (631)286-4726 Parklineasphalt@optonline.net Robert Mallard		Stasi Bros Asphalt Corp. 435 Maple Ave Westbury, NY 11590 (516)334-1229 Diansp@stasibrothers.com Joe Stasi	
Item	Description	Unit	Estimated Annual Quantities	Unit Price	Total Price (Unit x Estimated Annual Quantity)	Unit Price	Total Price (Unit x Estimated Annual Quantity)	Unit Price	Total Price (Unit x Estimated Annual Quantity)
ASPHALT MILLING & PAVING									
1	Milling Existing Asphalt Concrete Surface (Approx. 1.5" thick)	Square Yard	1000	4.75	4750	3.6	3600	8.5	8500
2	Item 36D - Asphalt Concrete Type 1A (Top Course)	Ton	1000	110	110000	225	225000	135	135000
3	Prime Tack Coat	Square Yard	1000	0.25	250	3.6	3600	0.15	150
RELATED SITE WORK									
4	Item 2 - Unclassified Excavation	Cubic Yard	2500	25	62500	60	150000	75	187500
5	Item 7 - Preparing Fine Grading	Square Foot	500	2	1000	1	500	7	3500
6	Item No 121 - DryBound Base Course	Cubic Yard	500	45	22500	60	30000	65	32500
7	Item 36D - Asphalt Concrete Type 1A (Binder Course)	S/Ton	500	110	55000	225	112500	135	67500
8	Pothole Repair	Square Yard	1000	30	30000	72	72000	65	65000
9	Pavement marking - 4" Line	Linear Foot	500	0.25	125	1	500	0.75	375
10	Pavement marking Yellow Curb	Linear Foot	500	0.25	125	2	1000	0.75	375

ASPHALT SEALER/SURFACE TREATMENT									
11	One Application	Square Yard	500	0.18	90	3.15	1575	3	1500
12	Two Applications	Square Yard	500	0.3	150	4.05	2025	5.5	2750
13	Crack Filling - up to 1/4 inch width	Linear Foot	250	1.75	437.5	1.5	375	4	1000
14	Crack Filling - 1/4 inch width up to 1 1/4 inch width	Linear Foot	250	1.75	437.5	1.75	437.5	4	1000
15	Rout cracks with approved routing machine	Linear Foot	250	1	250	3	750	5	1250
16	Application of industrial weed killer in cracks	Linear Foot	250	1	250	2.5	625	1	250
MISCELLANEOUS									
17	Reseeding	Square Yard	500	18	9000	4	2000	13	6500
18	Resodding	Square yard	500	26	13000	16	8000	17	8500
19	Force Account				\$50,000		\$50,000		\$50,000
20	Force Account, Laborer	Hourly Rate	250	160	40000	225	56250	150	37500
21	Force Account, Equipment Operator (with Equipment)	Hourly Rate	250	180	45000	350	87500	230	57500
21	Force Account Parts, Materials, Subcontractors			20% above Certified Cost		20% above Certified Cost		20% above Certified Cost	
TOTAL BID					\$444,865.00	\$808,237.50	\$668,150.00		

<p>NOTES:</p>		<p>1. Bid response did not include 50,000 Force Account for item 19 in their total sum 3. Due to above, Bid Response Total was incorrect showing a total Bid of 5758,237.50 instead of 5808,237.50</p>	<p>1. Bid Response had a calculation error on item 20 force account labor showing a total of 375,000 instead of 37,500 2. Bid response did not include 50,000 Force Account for item 19 in their total sum 3. Due to above, Bid Response Total was incorrect showing a total Bid of 5955,650 instead of 5668,150</p>
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MR. WINK: Item 16, resolution authorizing payment to Liro Engineers Inc. for engineering consulting services for Mill Pond Road improvements, Port Washington, DPW Project No. 14-15.

COUNCILWOMAN DeGIORGIO: 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 Lurvey.

COUNCILWOMAN LURVEY: 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.

Councilperson 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. 450 - 2019

A RESOLUTION AUTHORIZING PAYMENT TO LIRO ENGINEERS, INC. FOR ENGINEERING CONSULTING SERVICES FOR MILL POND ROAD IMPROVEMENTS, PORT WASHINGTON, NY. DPW PROJECT NO. 14-15.

WHEREAS, pursuant to Resolution No. 74-2015, duly adopted on February 3, 2015, this Board authorized the execution of an agreement for Mill Pond Road Improvements, Port Washington, NY, DPW Project No. 14-15, with Sidney B. Bowne & Son, LLP, 235 East Jericho Turnpike, PO Box 109, Mineola, New York 11501 in consideration of an amount not to exceed Twenty-Five Thousand Five Hundred and 00/100 Dollars (\$25,500.00) (the "Agreement"); and

WHEREAS, Sidney B. Bowne & Son, LLP was subsequently acquired by The LiRo Group; and

WHEREAS, LiRo Engineers, Inc. 235 East Jericho Turnpike, Mineola, New York 11501, (the "Contractor"), a LiRo Group company, continued to provide services under the Agreement including finalizing contract documents to comply with Nassau County Department of Public Works standards (the "Services") incurring additional costs in the amount of Fourteen Thousand Four Hundred Thirty and 00/100 Dollars (\$14,430.00) (the "Additional Costs"); and

WHEREAS, the Commissioner of the Department of Public Works has recommended that the Town Board ratify the Department's use of the Contractor for the Services and further authorize payment to the Contractor for the Additional Costs (the "Payment")

WHEREAS, this Board finds it to be in the best interest of the Town to ratify the Services and authorize the Payment.

NOW, THEREFORE, BE IT

RESOLVED that the actions of the Department in using the Contractor for the Services be and hereby is ratified; and be it further

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

RESOLVED that the Comptroller be and hereby is authorized and directed to pay the costs.

Dated: Manhasset, New York

September 25, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller

MR. WINK: Item 17, resolution authorizing the execution of an agreement for engineering services with Liro Engineers Inc. for the Mill Pond Road improvements, Port Washington, DPW Project No. 14-15.

COUNCILWOMAN DeGIORGIO: 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 Lurvey.

COUNCILWOMAN LURVEY: 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.

Councilperson 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. 451 - 2019

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT FOR ENGINEERING SERVICES WITH LIRO ENGINEERS, INC. FOR MILL POND ROAD IMPROVEMENTS, PORT WASHINGTON, NY. DPW PROJECT 14-15.

WHEREAS, the Department of Public Works (the “Department”) for the Town of North Hempstead (the “Town”) has recommended that this Board authorize the retention of an engineering consulting firm to provide professional engineering services for the Mill Pond Road Improvements, Port Washington, NY, DPW Project No. 14-15 (the “Services”); and

WHEREAS, the Commissioner of the Department has recommended the retention of LiRo Engineers Inc., Three Aerial Way, Syosset, NY 11791 to provide the Services in consideration of an amount not to exceed Five Thousand Nine Hundred Eighty and 00/100 Dollars (\$5,980.00) (the “Agreement”); and

WHEREAS, the Commissioner has requested that this Board authorize the Agreement.

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York
 September 25, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

MR. WINK: Item 18, resolution authorizing the execution of an agreement with Nelson & Pope for engineers services related to feasibility study for animal shelter program, Port Washington, New York, DPW Project No. 19-13. We have a card on this item.

SUPERVISOR BOSWORTH: So this item is for a study to determine potential improvements to the town's animal shelter, including the feasibility of adding cats to the shelter. We have had several groups who have come to us speaking about the need for care for the cats in the Town of North Hempstead. I would say that based on the concerns that were brought up by Councilwoman DeGiorgio, we would like to assure our residents that we will engage with the community before we make any decisions about the future of the shelter. The RFP that's issued by the town for this project asked that the consultant attend four meetings with town staff and other stakeholders. The proposal we received from Nelson & Pope acknowledged this request and stated they will be prepared to attend four meetings. So we're looking forward to seeing the results of the study so that we have a place to start discussions with the community.

MR. WINK: Stewart Knoll.

MR. KNOLL: Stew Knoll, just want to make some brief remarks regarding the feasibility study of establishing a cat shelter at or near the current dog shelter in Port Washington. First, I want to reiterate how desperately a cat shelter is needed in the Town of North Hempstead. Almost every municipality on Long Island has one, I think there's one other that doesn't. This has been proposed here going way, way back and it's sort of gotten off kilter. When the inevitable border situation arises, there's no viable solution at hand. These cats either end up being euthanized or abandoned on the street. They then lead very horrible lives out there facing weather extremes, danger from other animals, starvation and much more. These cats also are a problem for property owners, somebody mentioned they are getting in dumpsters, they cause -- there a lot of problems that are caused, it's not just one way. Our spay/neuter program is also woefully inadequate, which is also connected to the fact that there's no place to really conduct it over here, we currently fix 25 cats a month, which is -- I'm involved with small rescues groups that to two and three times that amount. This number can be readily increased at an appropriately sized facility. It's clear to me having seen the dog shelter that what is needed is either a separate building on an annex to the existing building. The current facility is not going to work for housing cats, we can't get very many cats in there. Let's see. Many people in our town are not yet aware that the shelter doesn't take cats and it's important people are aware of that. There are a lot of animal lovers out there that have no idea that there's no place to put these cats. I'll say that in my dealings so far with the town, the town has acted in very good faith. And my main concern is that whatever recommendation is made by this board, that the planning and funding is put into place in a timely and expeditious manner, as I believe the situation is very time sensitive. And I appreciate your cooperation. Thank you.

SUPERVISOR BOSWORTH: Thank you. Mr. Pollack, could you just speak to this a bit.

MR. POLLACK: Steve Pollack, acting Parks Commissioner for the week. So I've been involved with -- so before I went over to the Parks Department, we had many meetings with various cat groups and the two main outcomes for doing this feasibility study which is moving forward and we're bringing it to a firm that did the study that then led to the Town of Hempstead's improvements that everybody looks to as the best situation. So again, this is a feasibility study including the RFP and the proposal. We're going to have four meetings that are set as part of their proposal. The second item that you had referred to, how many cats we service, we are -- we did reissue the voucher program which we hope is going to be a solution to that. And I believe that's due back next Friday. So we'll continue to be active in trying to tackle this problem and hopefully we get good results.

SUPERVISOR BOSWORTH: We appreciate your commitment to working with the different groups who have come to us and been concerned, and we certainly appreciate your effort. Thank you. Are there any other comments?

MR. WINK: No.

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

MR. WINK: Councilwoman DeGiorgio.

COUNCILWOMAN DeGIORGIO: Before I vote, and I'm going vote aye, I want to thank the supervisor for recognizing that the animal shelter is in the middle of a residential community, and as Ms. Becker brought up when she came for public comment, that when we're looking at the feasibility of potentially expanding the shelter, it's important to take into consideration the impact that the shelter will have on the adjoining property owners. And I appreciate the fact that you made a commitment to make sure that the consultant does that when they are doing the feasibility study. So thank you very much. I vote aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: 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. 452 - 2019

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH NELSON & POPE FOR ENGINEERING SERVICES RELATED TO FEASIBILITY STUDY FOR ANIMAL SHELTER PROGRAM, PORT WASHINGTON, NY. DPW PROJECT NO. 19-13.

WHEREAS, the Commissioner of the Department of Public Works (the "Commissioner") for the Town of North Hempstead (the "Town") has recommended that this Board authorize the retention of an engineering consulting firm to provide professional engineering services for the Feasibility Study for Animal Shelter Program, Port Washington, NY, DPW Project No. 19-13 (the "Services"); and

WHEREAS, following the review and analysis of proposals submitted for the Services, the Commissioner has recommended the retention of Nelson & Pope, 572 Walt Whitman Road, Melville, New York, 11747 to provide the Services in consideration of an amount not to exceed Thirty-Four Thousand Five Hundred and 00/100 Dollars (\$34,500.00) (the "Agreement"); and

WHEREAS, the Commissioner has requested that this Board authorize the Agreement.

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York
September 25, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

MR. WINK: Item 19, a resolution authorizing the execution of an agreement with D&B Engineers and Architects P.C. for engineering services for the sidewalk and curb replacement along Union Turnpike, New Hyde Park, DPW Project No. 19-10.

COUNCILWOMAN SEEMAN: 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 Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Before I vote, I see that there's a member.

MR. WINK: I didn't know to call for you.

MR. O'DONALD: Is this going from the city line to where? How far is this going, the sidewalk?

SUPERVISOR BOSWORTH: Does someone have that information? Victor.

MR. THOMAS: Victor Thomas, Department of Public Works.

MR. O'DONALD: Is this going from the city line to New Hyde Park Road?

MR. THOMAS: No, the improvements are running along the shopping center and I believe about another hundred feet past that shopping center where the bowling alley was in that section. So the city limits, I believe, are about another quarter of a mile away. This is just that one section that's running from water district to --

MR. O'DONALD: So it's just the shopping center, in front the shopping center?

MR. THOMAS: Correct. This is not an improvement of approximately three quarters of a mile of road.

MR. O'DONALD: Okay.

SUPERVISOR BOSWORTH: So it's very difficult because you know Union Turnpike is not a town road, and if we took on the responsibility of replacing sidewalks along all county and state roads, we would literally be able to do no capital projects except for that, and that in itself would not be enough. So we need to be working with our state and county representatives to have them help with this. These are state and county roads and our responsibility really is to repair, not to replace. And so this is has been such a cry from this community that we are doing this but we cannot make a commitment to just do all of that area.

MR. THOMAS: It's a large project in and of itself right now.

MR. O'DONALD: I understand that but it also enhances and benefits the shopping center which is bringing big bucks. So it works all the way around.

SUPERVISOR BOSWORTH: This was a request from the Lakeville Estates Civic Association, so this is not being done for the shopping center owner. This is being done because it's been a tremendous request from the area.

MR. O'DONALD: Thank you.

SUPERVISOR BOSWORTH: We're trying.

COUNCILWOMAN SEEMAN: I vote aye.

MR. WINK: Given the fact that we've added new information, I'm going ask that we start the roll call over again. Councilwoman DeGiorgio.

COUNCILWOMAN DeGIORGIO: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: 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.

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

RESOLUTION NO. 453 - 2019

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH D&B ENGINEERS AND ARCHITECTS, P.C. FOR ENGINEERING SERVICES FOR THE SIDEWALK AND CURB REPLACEMENT ALONG UNION TURNPIKE, NEW HYDE PARK, NY. DPW PROJECT NO. 19-10.

WHEREAS, the Commissioner of the Department of Public Works (the "Commissioner") for the Town of North Hempstead (the "Town") has recommended that this Board authorize the retention of an engineering consulting firm to provide professional engineering services for the Sidewalk and Curb Improvements Along Union Turnpike, New Hyde Park, NY, DPW Project No. 19-10 (the "Services"); and

WHEREAS, following the review and analysis of proposals submitted for the Services, the Commissioner has recommended the retention of D&B Engineers and Architects, P.C., 330 Crossways Park Drive, Woodbury, NY 11797 to provide the Services in consideration of an amount not to exceed One Hundred Twenty Thousand and 00/100 Dollars (\$120,000.00) (the "Agreement"); and

WHEREAS, the Commissioner has requested that this Board authorize the Agreement.

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York
September 25, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

MR. WINK: Item 20, a resolution authorizing the execution of an agreement with Heinrich Equipment Company Inc. to provide periodic compliance testing services at town fueling facilities.

SUPERVISOR BOSWORTH: 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 Lurvey.

COUNCILWOMAN LURVEY: 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. 454 - 2019

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH HENRICH EQUIPMENT CO., INC. TO PROVIDE PERIODIC COMPLIANCE TESTING SERVICES AT TOWN FUELING FACILITIES.

WHEREAS, the Department of Public Works (the "Department") requires the services of a company to perform periodic testing services related to sump integrity and in accordance with the United States Environmental Protection Agency's ("USEPA") testing requirements (the "Services"); and

WHEREAS, the USEPA's requirements include the following testing to be completed at fueling facilities: spill bucket test, overfill prevention device test and hydrostatic containment sump test; and

WHEREAS, the Commissioner of the Department (the "Commissioner") has recommended that the Town enter into a professional services agreement with Henrich Equipment Co. Inc., 42 Field Street, West Babylon, New York 11704 to provide the Services in consideration of an amount not to exceed Fourteen Thousand and 00/100 Dollars (\$14,000.00) (the "Agreement"); and

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

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York
September 25, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller DPW

MR. WINK: Item 21, a resolution authorizing the execution of an agreement with Harper Hains for plumbing services at North Hempstead Beach Park, Port Washington.

COUNCILWOMAN DeGIORGIO: 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 Lurvey.

COUNCILWOMAN LURVEY: 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.

Councilperson 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. 455 - 2019

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH HARPER HAINS FOR PLUMBING SERVICES AT NORTH HEMPSTEAD BEACH PARK, PORT WASHINGTON.

WHEREAS, the Town requires plumbing service inspection and pilot reconfiguration at 175 West Shore Road (the "Project"); and

WHEREAS, the Director of Purchasing (the "Director") solicited two (2) quotes for the Project, in accordance with the Town's Procurement Policy; and

WHEREAS, Harper Hains Fluid Control, 125 Old Gate Lane, Milford, CT 06460 (the "Contractor") submitted the lowest quote, proposing to perform the Project for a sum not to exceed One Thousand Seven Hundred Ninety-Nine and 62/100 Dollars (1,799.62) (the "Contract Amount"); and

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

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

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York
September 25, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Purchasing Comptroller

MR. WINK: Item 22, a resolution authorizing the execution of an agreement with Water King Inc. for the installation of a new water supply on Manorhaven Boulevard.

COUNCILWOMAN DeGIORGIO: 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 Lurvey.

COUNCILWOMAN LURVEY: 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.

Councilperson 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. 456 - 2019

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH WATER KING, INC. FOR THE INSTALLATION OF A NEW WATER SUPPLY LINE ON MANORHAVEN BOULEVARD.

WHEREAS, the Town requires a new water supply line to be installed on Manorhaven Boulevard in Port Washington (the "Project"); and

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

WHEREAS, Water King, Inc., P.O. Box 21, West Islip, New York 11795 (the "Contractor") submitted the lowest quote, proposing to perform the Project for a sum not to exceed Six Thousand Five Hundred and 00/100 Dollars (\$6,500.00) (the "Contract Amount"); and

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

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

NOW, THEREFORE, BE IT

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

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

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

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

Date: Manhasset, New York
September 25, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Department of Public Works Comptroller

MR. WINK: Item 23, a resolution authorizing the execution of an agreement with A&A Industrial LLC for the replacement of a flagpole at the North Hempstead "Yes We Can" community center.

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 Lurvey.

COUNCILWOMAN LURVEY: 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.

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

RESOLUTION NO. 457 - 2019

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH A&A INDUSTRIAL LLC FOR THE REPLACEMENT OF A FLAGPOLE AT THE NORTH HEMPSTEAD "YES WE CAN" COMMUNITY CENTER.

WHEREAS, the Town requires the replacement of the flagpole at the North Hempstead "Yes We Can" Community Center (the "Project"); and

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

WHEREAS, A&A Industrial LLC, P.O. Box 280377, Queens Village, NY 11428 (the "Contractor") submitted the lowest and most time-efficient quote, proposing to perform the Project for a sum not to exceed Two Thousand Four Hundred and 00/100 Dollars (\$2,400.00) (the "Contract Amount"); and

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

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

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York

September 25, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Admin Services Comptroller

MR. WINK: Item 24, a resolution authorizing the execution of an agreement with Jojob for housing quality improvement program coordinator services.

SUPERVISOR BOSWORTH: 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 Lurvey.

COUNCILWOMAN LURVEY: 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. 458 - 2019

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH JOJAB FOR HOUSING QUALITY IMPROVEMENT PROGRAM COORDINATOR SERVICES.

WHEREAS, the Town requires the services of a housing quality improvement coordinator; and

WHEREAS, The Director of Purchasing (the ‘Director’) has recommended that the Town enter into an agreement with JOJAB LLC for a period of three (3) months, from October 1, 2019 through December 31, 2019, in consideration of an amount not to exceed Eighteen Thousand and 00/100 Dollars (\$18,000.00) payable at the rate of Six Thousand and 00/100 Dollars (\$6,000.00) a month (the ‘Agreement’); and

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

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York
September 25, 2019

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

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller Purchasing

MR. WINK: Item 25, resolution authorizing the execution of an agreement with Best Products Sales and Service Inc. for the maintenance of a currency counter in the Office of the Receiver of Taxes.

SUPERVISOR BOSWORTH: 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 Lurvey.

COUNCILWOMAN LURVEY: 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. 459 - 2019

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH BEST PRODUCTS SALES AND SERVICE, INC. FOR THE MAINTENANCE OF A CURRENCY COUNTER IN THE OFFICE OF THE RECEIVER OF TAXES.

WHEREAS, the Office of the Receiver of Taxes (the "Office") requires maintenance for a currency counter (the "Services"); and

WHEREAS, the Receiver of Taxes has recommended that the Town enter into an agreement with Best Products Sales and Service, Inc., 111 Plainfield Avenue, Floral Park, NY 11001, to provide the Services for a term of one (1) year in consideration of an amount not to exceed Four Hundred Fifty and 00/100 Dollars (\$450.00) (the "Agreement"); and

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

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor be and hereby is authorized and directed to execute the Agreement on behalf of the Town, as more particularly set forth in a copy of the agreement which will be on file in the Office of the Town Clerk, and to take such other related action as may be necessary to effectuate the foregoing resolution; and be it further

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

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

Dated: Manhasset, New York
September 25, 2019

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

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller

MR. WINK: Item 26, resolution authorizing the execution of an agreement with Canon Solutions America to maintain a check imager and endorser for the Office of the Receiver of Taxes.

SUPERVISOR BOSWORTH: 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 Lurvey.

COUNCILWOMAN LURVEY: 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. 460 - 2019

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH CANON SOLUTIONS AMERICA TO MAINTAIN A CHECK IMAGER AND ENDORSER FOR THE OFFICE OF THE RECEIVER OF TAXES.

WHEREAS, the Office of the Receiver of Taxes requires maintenance for a check imager and endorser to scan and endorse property tax payment checks for school and general taxes (the "Services"); and

WHEREAS, the Receiver of Taxes has recommended that the Town enter into an agreement with Canon Solutions America to provide the Services for a term of one (1) year in consideration of an amount not to exceed One Thousand and 0/100 Dollars (\$1,000.00) (the "Agreement"); and

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

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York
September 25, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller Tax Office

MR. WINK: Item 27, a resolution authorizing the execution of an agreement with the Beechwood at New Hyde Park Homeowners Association Inc. for the installation of a fence in Garden City Park. We have some cards on this. Steve Lacori.

MR. LACORI: Supervisor and members of the board, my name is Steve Lacori and I'm the Vice President of the Beechwood and New Hyde Park Homeowners Association located on the privately owned dead end street Eastern Drive. We had petitioned the town, through Councilman Ferrara's office, for approval to erect a permanent impassible wall at the dead end of Pubins Lane and Eastern Drive which separates Pubins Lane and an alleyway that connects to Denton Avenue. This same alleyway in question was a passable street for vehicular traffic prior to 1960 but has been unused and abandoned by the town since, and it's currently being used by Ryder trucks to park their rental trucks in. As the formal petition states, which I have copies if you haven't seen it yet, our community is literally on the doorstep of a very industrial and commercial Denton Avenue, the only thing separating us, really, is a fence and pine trees. At all times of the day, we hear vehicular traffic from Denton Avenue and the noises associated with the commerce from the numerous Denton Avenue business such as Ryder's rental facility, the Garden City Park, animal hospital which is a veterinarian and pet boarding facility, and the town zoned Department of Public of Works Highway Department. Many employees from these facilities park their cars on our blocks in front of our homes all day by this dead end and use the four-foot slope of land as a shortcut to their employers on Denton Avenue, which for the record, many of which have their own parking lots. Wrongdoers also have used the shortcut to access the alley as a hangout to drink, smoke, some legal, some not legal, and do other inappropriate things, all of which that has been witnessed by residents. This behavior kills the foliage that the residents plant ourselves and is the sole reason why alcohol containers, litter, and other infectious things are strewn in the area. Now there are many children in the area, specifically on Eastern Drive and Atlas Court, which is another dead end street right off the Pubins Lane dead end in question. These children regularly play in the streets as our backyards are pretty tiny, certainly too small for our kids to run around in. These children don't need to be exposed to this sort of filth and their home owning parents certainly don't want to subject their kids to it. We ask and implore the board to grant this petition which is supported by the vast majority of homeowners and residents in the area, all on Eastern Drive and Atlas Court, and has been signed by almost 60 households in the immediate vicinity. Specifically, we ask for the board allow us to construct a permanent and impassible wall at the Pubins Lane dead end to separate the industrial alleyway from our residential neighborhoods, to block traverses from accessing Denton Avenue which is illegal, and wrongdoers from having a hangout in the back of the Ryder trucks that do their miscreant things. The Beechwood Homeowners Association is willing to accept and absorb all the costs associated with building and maintaining this wall. We thank you for your careful consideration and thank you for making our neighborhood that much better to live in.

COUNCILMAN FERRARA: Thank you. This also has been put through town attorney's office just to understand the implications to the town and to the homeowners and finally with granting an approval from the town attorney's office to do that. So I thank you for your efforts in trying to make this happen. And again it's just another case where homeowners are just trying to improve their own communities and are willing to even spend some of the money to make it happen and I think that's commendable to you. And I'd also like to thank Kay who worked tirelessly interacting with everybody that she had to to make this happen. So I thank you. Were there other people that wanted to speak?

MR. WINK: Yes. Kevin Lin.

MR. LIN: I'll pass.

MR. WINK: James Santangelo.

MR. SANTANGELLO: I'll pass as well, thank you.

MR. WINK: James Park.

MR. PARK: I'll pass as well.

MR. WINK: Steven Cepo.

MR. CEPO: Thank you very much, Supervisor and town board as individuals and as a whole. First just a quick detour, you guys sponsor my running club, USA Track and Field championship race every year and we can't do it without your support and we really thank you for it. Thank you. Okay. This, what Beechwood has proposed, this homeowners association, is completely acceptable. I live on Atlas Court, I've been there since 1987, my wife's been there since 1963, and all of Atlas Court supports it for all the reasons Steve went into, for 24/7 it's an egress and access to Denton Avenue which is busy. Young people use it as a cut through, there's drinking, there are needles we find all the time, recklessly discarded waste. This is a perfect solution and without belaboring the point we hope that you'll find this a very easy solution as well. And I just wanted to say from Atlas Court and the people at Atlas Court, we're in full support and want to thank you for taking your time to look at this matter. Thank you.

COUNCILMAN FERRARA: Thank you, Steven. Is there anyone else wishing to be heard?

COUNCILMAN FERRARA: Seeing no one. 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 Lurvey.

COUNCILWOMAN LURVEY: 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.

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

RESOLUTION NO. 461 - 2019

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE BEECHWOOD AT NEW HYDE PARK HOMEOWNERS ASSOCIATION, INC. FOR THE INSTALLATION OF A FENCE IN GARDEN CITY PARK.

WHEREAS, the Town owns a strip of land known as Pubins Lane in Garden City Park; and

WHEREAS, there currently exists a wall along a portion of Pubins Lane which leaves open a small alleyway at the end of the lane; and

WHEREAS, the Beechwood at New Hyde Park Homeowners Association, Inc. (the "Association") has requested that the Town allow it to build and maintain a fence along the open portion of Pubins Lane (the "License"); and

WHEREAS, the Board wishes to grant the License and to authorize the Town to execute an agreement with the Association for the License (the "Agreement").

NOW, THEREFORE, BE IT

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

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the Agreement, and to take such further action as may be necessary to effectuate the foregoing; and be it further

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

Dated: Manhasset, New York
September 25, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller Parks

MR. WINK: Item 28, a resolution authorizing the use of Levittown public schools contract LPS-19-004 school bus, vehicle, and garage parts, supplies and equipment.

SUPERVISOR BOSWORTH: 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 Lurvey.

COUNCILWOMAN LURVEY: 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. 462 - 2019

A RESOLUTION AUTHORIZING THE USE OF LEVITTOWN PUBLIC SCHOOLS CONTRACT LPS-19-004 SCHOOL BUS, VEHICLE, & GARAGE PARTS, SUPPLIES & EQUIPMENT.

WHEREAS, the Town of North Hempstead (the "Town") requires the use of school buses and vehicles, garage parts, and supplies and equipment (the "Products"); and

WHEREAS, the Levittown Public Schools awarded contract number LPS-19-004 titled "School Bus, Vehicle, & Garage Parts, Supplies, & Equipment" (the "Agreement") to various vendors; and

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

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

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York
September 25, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Admin Services Comptroller

MR. WINK: Item 29, a resolution authorizing the execution of an amendment to an agreement with Rising Tide Waterfront Solutions for engineering services related to seawall and pier replacement at Harbor Hills Park, Great Neck, DPW Project No. 17-13.

COUNCILWOMAN SEEMAN: At Harbor Hills Park there was a great deal of pier damage from Sandy; therefore, we really need some solutions. So I offer the resolution and I move for its adoption.

MR. WINK: Councilwoman DeGiorgio.

COUNCILWOMAN DeGIORGIO: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: 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.

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

RESOLUTION NO. 463 - 2019

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH RISING TIDE WATERFRONT SOLUTIONS FOR ENGINEERING SERVICES RELATED TO SEAWALL AND PIER REPLACEMENT AT HARBOR HILLS PARK, GREAT NECK, NY. DPW PROJECT NO. 17-13.

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with Rising Ride Waterfront Solutions, 486 Sunrise Highway, Suite 102, Rockville Centre, NY 11570 (the "Contractor"), to provide engineering services related to the Seawall and Pier Replacement at Harbor Hills Parks, Great Neck, NY, DPW Project No. 17-13 (the "Original Agreement"); and

WHEREAS, the Commissioner of the Department of Public Works (the "Commissioner") has recommended that the Town amend the Original Agreement to include an above and below water inspection of the existing piles and caps supporting the pier at Harbor Hills Park and the preparation of a memorandum letter to FEMA documenting those damages related to Superstorm Sandy in order for FEMA to consider replacement of the existing piles and caps increasing the amount to be paid to the Contractor by a sum not to exceed Four Thousand Two Hundred and 00/100 Dollars (\$4,200.00) (the "Amendment"); and

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

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York
September 25, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney DPW Comptroller

MR. WINK: Item 30, a resolution authorizing the execution of an amendment to an agreement with TGI office automation for additional copiers at various town locations.

SUPERVISOR BOSWORTH: 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 Lurvey.

COUNCILWOMAN LURVEY: 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. 464 - 2019

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH TGI OFFICE AUTOMATION FOR ADDITIONAL COPIERS AT VARIOUS TOWN LOCATIONS.

WHEREAS, pursuant to a resolution duly adopted by this Board, the Town entered into and amended an agreement with TGI Office Automation, 1860 Walt Whitman Road, Melville, NY 11474 (the "Contractor") to provide copier leases, repairs and maintenance (TNH032-2017) (the "Original Agreement"); and

WHEREAS, the Director of Purchasing (the "Director") has recommended that the Town amend the Original Agreement to include the lease of additional copiers for various departments as set forth in Exhibit A attached hereto (the "Amendment"); and

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

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York
September 25, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller

Exhibit A

ID #	Serial #	Model #	Address	Town	Replacement	Monthly Lease Cost	B/W Copies Cost	Color Copies Cost
101124	G376M460810	MPC 6004	220 PLANDOME ROAD 1ST FLOOR	MANHASSET	LANIER MP C6004ex	\$ 185.00	0.0059	0.042
99680	E176M260597	MPC 4503	220 PLANDOME ROAD 1ST FLOOR	MANHASSET	LANIER MP C4504ex	\$ 130.00	0.0059	0.042
99417	E195MC10013	MPC 6003	220 PLANDOME ROAD 1ST FLOOR	MANHASSET	LANIER MP C6004ex	\$ 185.00	0.0059	0.042
99685	E195M710193	MPC 6003	220 PLANDOME ROAD 1ST FLOOR	MANHASSET	LANIER MP C6004ex	\$ 185.00	0.0059	0.042
100030	E215M860127	MPC 2503	200 PLANDOME RD BUILDING EXAMINERS	MANHASSET	LANIER MP C2504ex	\$ 90.00	0.0059	0.042
100022	E216M160343	MPC 2503	176 PLANDOME ROAD Building - Records - Basement	MANHASSET	LANIER MP C2504ex	\$ 90.00	0.0059	0.042
99981	E216M160361	MPC 2503	193 IU WILLETS ROAD	ALBERTSON	LANIER MP C2004ex	\$ 75.00	0.0059	0.042
97270	E155M910371	MPC 3003	176 PLANDOME ROAD	MANHASSET	LANIER MP C3004ex	\$ 110.00	0.0059	0.042
66652	M6415800725	LD 425B	HIGHWAY DRIVE	ALBERTSON	LANIER MP 4023PF	\$ 40.00	0.0059	n/a
66643	M6415900037	LD 425B	970 BRUSH HOLLOW ROAD	WESTBURY	LANIER MP 4023PF	\$ 40.00	0.0059	n/a
63318	V2205900770	LD 520C	MANORHAVEN BLVD	PORT WASHINGTON	LANIER MP C2004ex	\$ 75.00	0.0059	0.042
47137	L3685100679	LD 425C	75 MARINO AVE ANIMAL SHELTER	PORT WASHINGTON	LANIER MP C2004ex	\$ 75.00	0.0059	0.042
48942	L3685100703	LD 425C	210 PLANDOME RD BUILDING DEPT	MANHASSET	LANIER MP C2004ex	\$ 75.00	0.0059	0.042
49339	V1495900298	LD 528C	220 PLANDOME ROAD 1ST FLOOR	MANHASSET	LANIER MP C2004ex	\$ 75.00	0.0059	0.042
59214	V1405400815	LD 528C	15 VANDERVENTER AVE	PORT WASHINGTON	LANIER MP C2004ex	\$ 75.00	0.0059	0.042
48947	L9086420359	LD 445C	200 PLANDOME RD BUILDING DEPT	MANHASSET	LANIER MP C2004ex	\$ 75.00	0.0059	0.042
47906	M0188808081	LD 0163PF	802 WEST SHORE ROAD	PORT WASHINGTON	LANIER MP 4023PF	\$ 40.00	0.0059	n/a
59279	L7006440047	LD 320DSPF	802 WEST SHORE ROAD	PORT WASHINGTON	LANIER MP 4023PF	\$ 40.00	0.0059	n/a
65200	M6415400079	LD 425B	802 WEST SHORE ROAD	PORT WASHINGTON	LANIER MP C2004ex	\$ 75.00	0.0059	0.042
99976	E216M160342	MPC 2503	285 DENTON AVE	NEW HYDE PARK	LANIER MP C4504ex	\$ 130.00	0.0059	0.042

MR. WINK: Item 31, a resolution authorizing payment to Boilermatic Welding Industries Inc. for emergency repairs to the heating system at the Department of Public Works facility in New Hyde Park.

SUPERVISOR BOSWORTH: 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 Lurvey.

COUNCILWOMAN LURVEY: 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. 465 - 2019

A RESOLUTION AUTHORIZING PAYMENT TO BOILERMATIC WELDING INDUSTRIES, INC. FOR EMERGENCY REPAIRS TO THE HEATING SYSTEM AT THE DEPARTMENT OF PUBLIC WORKS FACILITY IN NEW HYDE PARK.

WHEREAS, the Department of Public Works (the "Department") required emergency heating system repairs at its facility in New Hyde Park (the "Services"); and

WHEREAS, the Department retained Boilermatic Welding Industries, Inc. 17 Peconic Avenue, Medford, NY 11763 (the "Contractor") to provide the Services; and

WHEREAS, it has been recommended that the Town Board ratify the Department's actions in using the Contractor to provide the Services and to further authorize payment for the Services for an amount not to exceed Two Thousand Seven Hundred Eighty Three and 54/100 Dollars (\$2,783.54) (the "Payment"); and

WHEREAS, this Board finds it to be in the best interest of the Town to ratify the actions of the Department and authorize the Payment.

NOW, THEREFORE, BE IT

RESOLVED that the actions of the Department in using the Contractor to provide the Services be and hereby are ratified; and be it further

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

RESOLVED that the Comptroller be and hereby is authorized and directed to make the Payment upon receipt of certified claims therefore.

Dated: Manhasset, New York
September 25, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller Department of Public Works

MR. WINK: Item 32, a resolution authorizing payment for referee services at the North Hempstead "Yes We Can" community center.

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 Lurvey.

COUNCILWOMAN LURVEY: 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.

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

RESOLUTION NO. 466 - 2019

A RESOLUTION AUTHORIZING PAYMENT FOR REFEREE SERVICES AT THE NORTH HEMPSTEAD "YES WE CAN" COMMUNITY CENTER.

WHEREAS, the Town of North Hempstead Department of Parks and Recreation (the "Department") required referee services at the North Hempstead "Yes We Can" Community Center (the "Services"); and

WHEREAS, the Department retained certified referees (the "Contractors") to provide the Services through December 31, 2020; and

WHEREAS, it has been recommended that the Town Board ratify the Department's action in using the Contractors to provide the Services and to further authorize payment in the amount of Fifty and 00/100 Dollars (\$50.00) per game (the "Payments") for a total amount not to exceed Ten Thousand and 00/100 Dollars (\$10,000); and

WHEREAS, this Board finds it to be in the best interest of the Town to ratify the Department's actions in retaining the Contractors and to further authorize the Payments.

NOW, THEREFORE, BE IT

RESOLVED that the department's actions in retaining the Contractors be and is hereby ratified; and be it further

RESOLVED that the Payments be and are hereby authorized; and be it further

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

Dated: Manhasset, New York
September 25, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller

MR. WINK: Item 33, a resolution amending Resolution No. 104-2019 adopted February 28th, 2019 authorizing the execution of an agreement with Oasis Children's Services LLC for the use of the parking fields at certain town parks.

SUPERVISOR BOSWORTH: 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 Lurvey.

COUNCILWOMAN LURVEY: 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. 467 - 2019

A RESOLUTION AMENDING RESOLUTION NO. 104-2019, ADOPTED FEBRUARY 28, 2019, AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH OASIS CHILDREN'S SERVICES, LLC FOR THE USE OF THE PARKING FIELDS AT CERTAIN TOWN PARKS.

WHEREAS, pursuant to Resolution No. 104-2019, duly adopted on February 28, 2019, the Town entered into a license agreement with Oasis Children's Services, LLC, 20 Jay Street, Suite 802, Brooklyn, New York 11201 (the "Contractor") to allow it to use approximately twenty (20) parking spaces per day at certain Town parks from July 1, 2019 through August 23, 2019 for parking for staff of the Camp and buses picking up and dropping off campers (the "License"); and

WHEREAS, the resolution mistakenly referred to North Hempstead Beach Park instead of Manorhaven Beach Park as one of the locations for the use under the License; and

WHEREAS, the Department of Parks and Recreation has requested that the Resolution be amended to correct state that the License was for the use of Michael J. Tully Park and Manorhaven Beach Park, not North Hempstead Beach Park (the "Amendment"); and

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

NOW, THEREFORE, BE IT

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

Dated: Manhasset, New York
September 25, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney

MR. WINK: Item 34, resolution authorizing amendments to the Town of North Hempstead union and nonunion employment policies.

SUPERVISOR BOSWORTH: So this is adding the new whistleblower protection that we adopted earlier into the employee manual. 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 Lurvey.

COUNCILWOMAN LURVEY: 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. 468 - 2019

A RESOLUTION AUTHORIZING AMENDMENTS TO THE TOWN OF NORTH HEMPSTEAD UNION AND NON-UNION EMPLOYMENT POLICIES.

WHEREAS, the Town Board (the “Board”) of the Town of North Hempstead (the “Town”) has heretofore adopted, and amended, the Employment Manuals for Union and Non-Union Employees (the “Employment Manuals”); and

WHEREAS, the Town Attorney has requested authorization to amend the Employment Manuals in order to incorporate a whistleblower protection policy in accordance with the proposed amendments set forth in the amended Employment Manual, a copy of which is annexed hereto as Exhibit A (the Amended Employment Manual); and

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

NOW, THEREFORE, BE IT

RESOLVED that the Town Board does hereby authorize the amendments and adopt the Amended Employment Manual, copies of which shall be on file in the Office of the Town Attorney and the Department of Human Resources.

Dated: Manhasset, New York
September 25, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney HR

Exhibit A

EQUAL EMPLOYMENT OPPORTUNITY POLICY**AUTHORITY AND PURPOSE**

The Town of North Hempstead Equal Employment Opportunity Policy is adopted pursuant to Town Code § 23-17 in order to ensure that all employees are informed of the Town's policy on discrimination, harassment and retaliation, to assist employees who complain of prohibited conduct and to maintain in each office a working environment free from discrimination, harassment and retaliation.

The Policy applies to employees, applicants for employment, interns (paid and unpaid), contractors and persons and entities conducting business with the Town.

ANTI-DISCRIMINATION POLICY

The Town of North Hempstead (the "Town") is an equal opportunity employer and is committed to making all employment decisions and conducting all business without regard to age, race, creed, religion, color, sex, national origin, disability, marital status, ancestry, citizenship, pregnancy, sexual orientation, veteran status (each classification constitutes a protected class), **whistleblower status**, or any other status protected by federal, state or local law, including the Town Code. Anyone who believes that he or she has been unlawfully discriminated against on the basis of any of these characteristics, or who believes he/she has been retaliated against for making a complaint of discrimination, or participating truthfully in an investigation of such a complaint, **or for a good faith reporting of potential wrongdoing including any alleged corruption, fraud, criminal or unethical activity, misconduct, waste, conflict of interest, intentional reporting of false or misleading information, or abuse of authority engaged in by a Town employee that relates to the Town (wrongdoing)**, must immediately report the incident as set forth in the Town's complaint procedure.

ANTI- HARASSMENT POLICY**Unlawful Harassment**

The Town is committed to maintaining a workplace free from harassment. It is the policy of the Town that all employees, applicants for employment, interns (paid and unpaid), and persons conducting business with the Town (*e.g.*, outside vendors, contractors, consultants, members of the public, volunteers, temporary workers), should be able to enjoy a work environment free from harassment based on age, race, creed, religion, color, sex, national origin, disability, marital status, ancestry, citizenship, pregnancy, sexual orientation, veteran status, **whistleblower status**, or any other basis protected by federal, state or local law, including the Town Code. Harassment which violates this policy will not be tolerated.

Sexual Harassment

Sexual harassment is a form of sex discrimination and is unlawful under federal, state and local law. Sexual harassment includes harassment on the basis of sex, sexual orientation, self-identified or perceived sex, gender expression, gender identity and the status of being transgender.

Sexual harassment can occur between any individuals, regardless of their sex or gender. A perpetrator of

sexual harassment can be a supervisor, a subordinate, a co-worker or anyone in the workplace including an independent contractor, contract worker, vendor, client, customer or visitor.

Sexual harassment includes unwelcome conduct which is either of a sexual nature, or which is directed to an individual because of that individual's sex when:

D Submission to the conduct is made either explicitly or implicitly a term or condition of an individual's employment' or

- Submission to, or rejection of, such conduct is used as the basis for employment decisions affecting such individuals; or
- Such conduct has the purpose or effect of interfering unreasonably with the individual's work performance or creating an intimidating, hostile or offensive work environment, even if the reporting individual is not the intended target of the sexual harassment.

A hostile work environment based on sexual harassment includes, but is not limited to, words, signs, jokes, pranks, intimidation or physical violence which is of a sexual nature, or which is directed at an individual because of that individual's sex.

Sexual harassment consists of any unwanted verbal or physical advances, sexually explicit derogatory statements or sexually discriminatory remarks made by someone which are offensive or objectionable to the recipient, which cause the recipient discomfort or humiliation or which interfere with the recipient's job performance.

Sexual harassment occurs when a person in authority tries to trade job benefits for sexual favors. Job benefits may include hiring, promotion, continued employment or any other terms, conditions or privileges of employment. This is also "quid pro quo" harassment.

Sexual harassment is not limited to the physical workplace. It can occur outside of the workplace while individuals are traveling for business or at employer-sponsored events, programs, activities or parties. Calls, texts, emails, and social media usage by employees can constitute unlawful workplace harassment even if they occur away from the workplace premises or outside of work hours.

The following describes some of the types of acts that may be unlawful sexual harassment and that are strictly prohibited:

- Unwanted sexual advances or propositions including requests for sexual favors accompanied by implied or overt threats concerning the victim's job performance evaluation, a promotion or other job benefits or detriments and subtle or obvious pressure for unwanted sexual activities;

D Sexually oriented gestures, noises, remarks, jokes or comments about a person's sexuality or sexual experience which creates a hostile work environment;

- Sex stereotyping which occurs when conduct or personality traits are considered inappropriate simply because they may not conform to other people's ideas or perceptions about how individuals of a particular sex should act or look;

D Sexual or discriminatory displays or publications anywhere in the workplace including: displaying pictures, posters, calendars, graffiti, objects, promotional material, reading materials or other materials that are sexually demeaning or pornographic. This includes displays on workplace

computers, cell phones or other electronic devices and sharing these displays while in the workplace; or

□ Physical conduct such as touching, petting, pinching, patting, kissing, hugging, grabbing, brushing against another person's body, impeding or blocking movements, poking another

person's body, rape, sexual battery, molestation or any such attempts to commit such [e*] assaults.

D Hostile actions taken against an individual because of his/her sex, sexual orientation, gender identity or transgender status, including: interfering with, destroying or damaging a person's work station, tools, equipment, or otherwise interfering with the person's ability to perform the job; sabotaging a person's work; and bullying, yelling or name-calling.

Any employee or individual who engages in sexual harassment will be subject to disciplinary action, subject to any statutory or contractual limitations, including, but not limited to suspension or termination of employment.

Other Forms of Harassment

Harassment on the basis of a protected class other than sex, **including an individual's status as a whistleblower**, is unlawful under federal, state and local law. Prohibited conduct includes behavior similar to that outlined under sexual harassment. The following are some examples of harassing conduct on the basis of race, religion, ethnicity, disability or another protected class:

- Discriminatory displays or publications based on membership in a protected class, anywhere in the workplace including displaying pictures, posters, calendars, graffiti, objects, promotional material, reading materials or other materials that are racially, ethnically or religiously demeaning. This includes displays on workplace computers, cell phones or other electronic devices and sharing these displays while in the workplace. Visual conduct based on membership in a protected class, such as derogatory posters, photographs, cartoons, drawings, gestures, or computer or television broadcasts;
- Gestures, noises, remarks, jokes or comments related to a person's verbal conduct and based on membership in a protected class, such as racial, ethnic or religious jokes, or derogatory comments, slurs, innuendoes, epithets or threats (including those uttered over radio, television broadcasts, internet and social media); or
- Physical conduct such as touching, impeding, blocking movements, or assault and battery, assault or attempts to commit such assaults because of someone's membership in a protected class.; or
- Hostile actions taken against an individual because of his/her protected class status, including: interfering with, destroying or damaging a person's workstation, tools, equipment, or otherwise interfering with the person's ability to perform the job; sabotaging a person's work; and bullying, yelling or name-calling.

Any employee or individual who engages in other types of discriminatory harassment will be subject to disciplinary action, subject to any statutory or contractual limitations, including, but not limited to

suspension or termination of employment.

RETALIATION

Retaliation **and/or adverse personnel action** of any kind against an individual who makes a good-faith report of unlawful harassment or discrimination or **wrongdoing, or** who participates truthfully in an investigation into a[n] harassment or discrimination **or whistleblower** complaint is strictly prohibited.

Unlawful retaliation can be any action that would discourage an employee or individual from coming forward to make or support a harassment or discrimination **or whistleblower** claim. Adverse action need

not be job related or occur in the workplace to constitute unlawful retaliation (e.g., threats of physical violence outside of work hours).

Retaliation is unlawful under federal, state and local law. New York State Human Rights Law **and Title 12 of Article 9 of the Public Authorities Law** protects any individual who has engaged in "protected activity."

Protected activity occurs when a person has:

- filed a complaint of harassment or discrimination **or a complaint which discloses potential wrongdoing within the Town,** either internally or with any anti-discrimination agency;
- testified or assisted in a proceeding involving harassment or discrimination **or whistleblowing** under the Human Rights Law, **Public Authorities Law** or other anti-discrimination law **including the Town Code;**
- opposed harassment or discrimination **or wrongdoing** by making a verbal or informal complaint to management, or by simply informing a supervisor or manager of harassment, **discrimination or wrongdoing;**
- complained that another employee has been harassed or been discriminated against; or
- encouraged a fellow employee to **engage in whistleblowing**^ report harassment or discrimination.

Any employee or individual who engages in retaliation will be subject to disciplinary action, subject to any statutory or contractual limitations, including, but not limited to suspension or termination of employment.

COMPLAINT AND INVESTIGATION PROCEDURE

Complaints

The Town's complaint procedure provides for an immediate, thorough and objective investigation of any claim, whether in verbal or written form, of unlawful harassment, discrimination, **wrongdoing as well as** retaliation. Investigations will be conducted in a timely manner, and will be confidential to the extent possible.

Any individual who believes that he/she has been a target of harassment, discrimination and/or acts of retaliation in violation of this Policy should immediately report that conduct to the head of their

department; the Commissioner of Human Resources; the Town Attorney and/or their designee(s). The individual may also elect to seek legal remedies, as explained below in the section on "Legal Protections."

Anyone who witnesses or becomes aware of potential instances of harassment, discrimination **wrongdoing** and/or retaliation should report such behavior to the head of their department, the Commissioner of Human Resources, the Town Attorney and/or their designee(s). Reports of harassment or discrimination **or wrongdoing** may be made orally or in writing. A form for submission of a written complaint is attached to this Policy, and all employees are encouraged to use this complaint form. Employees who are reporting harassment or discrimination on behalf of other employees should use the complaint form and note that it is on another's employee's behalf.

Any supervisor or manager who receives a complaint or information about suspected discriminatory harassment, **wrongdoing, or who** observes what may be discriminatory and/or harassing behavior or **wrongdoing or who** for any reason becomes aware of or suspects that discriminatory harassment **or wrongdoing** is occurring or has occurred, is required to report that suspected harassment **or wrongdoing** to the head of the department, the Commissioner of Human Resources, the Town Attorney or their designee(s).

Failure to report suspected **wrongdoing**, discriminatory harassment or otherwise knowingly allowing the continuation of discriminatory harassment may result in disciplinary action, subject to any statutory or contractual limitations.

Investigation

An investigation of any complaint, information or knowledge of suspected discrimination and/or harassment **or wrongdoing** will be prompt and thorough **and** to the extent possible, confidential.

An employee may be required to cooperate as needed in an investigation of suspected discrimination **wrongdoing** and/or harassment.

Investigations will be conducted in accordance with the following steps:

- upon receipt of a complaint, an immediate review of the allegations will be conducted and any interim action will be taken, as appropriate.
- Obtain and review relevant documents, emails or phone records.
- Conduct interviews of the parties, including relevant witnesses,
- Prepare a written summary of the investigation that contains the following:
 - o A list of reviewed documents and their contents;
 - o A list of interviewed parties and witnesses and detailed summary of their statements;
 - o A timeline of events;
 - o A summary of prior relevant incidents; and
 - o A recommendation in accordance with the procedure outlined under 23-17.8(C)
- Keep the written documentation and associated documents in the employer's records.
- Inform the complainant of their right to file a complaint or charge externally.

Any person who, upon an investigation in accordance with this Policy, is determined to have engaged in discrimination, harassment, **wrongdoing** or retaliation [wiH] **may** be subject to disciplinary action, subject to any statutory or contractual limitations, including, but not limited to suspension or termination of employment.

If the discrimination or harassment **or wrongdoing** involves a non-employee or other individual, then other consequences may be implemented up to and including termination of any contractual or other relationship between the Town and the non-employee or other individual.

LEGAL PROTECTION AND EXTERNAL REMEDIES

Aside from the internal process at the Town, individuals may also choose to pursue legal remedies with the following governmental entities.

New York State Division of Human Rights (DHR)

The Human Rights Law (HRL) applies to employers in New York State regarding various types of harassment and protects employees, interns and non-employees. A complaint alleging violation of the Human Rights Law may be filed either with the DHR or in New York State Supreme Court. Complaints with the DHR may be filed any time within one year of the harassment. If an individual does not file at

the DHR, they can sue directly in state court pursuant to the HRL within three years of the alleged discrimination. An individual may not file with the DHR if they have already filed a HRL complaint in State court.

Complaining internally to the Town does not extend your time to file with the DHR or in court. The one-year and three-year time periods outlined above are counted from the date of the most recent incident of harassment or discrimination.

You do not need an attorney to file a complaint with the DHR, and there is no cost to file. The DHR will investigate your complaint and determine whether there is probable cause to believe that discrimination has occurred. Probable cause cases are forwarded to a public hearing before an administrative law judge. If discrimination is found after a hearing, the DHR has the authority to award relief, which varies but may include requiring an employer to take action to stop the harassment, or redress the damage caused, including paying monetary damages, attorneys' fees and civil fines.

The DHR's main office contact information is: NYS Division of Human Rights, One Fordham Plaza, Fourth Floor, Bronx, New York 10458, (718) 741-8400.

The contact information for DHR's Nassau County Office is: 50 Clinton Street, Suite 301, Hempstead, NY 11550 (516) 539-6848, www.dhr.ny.gov.

Individuals can contact the DHR at (888) 392-3644 or visit dhr.ny.gov/complaint for more information about filing a complaint. The website has a complaint form that can be downloaded, filled out, notarized and mailed to the DHR. The website also contains contact information for DHR's regional offices across New York State.

United States Equal Employment Opportunity Commission (EEOC)

The United States Equal Employment Opportunity Commission (EEOC) enforces federal anti-discrimination laws; including Title VII of the 1964 Federal Civil Rights Act. An individual can file a complaint with the EEOC anytime within 300 days of the harassment. There is no cost to file a complaint with the EEOC. The EEOC will investigate the complaint, and determine whether there is reasonable cause to believe that discrimination has occurred, at which point the EEOC will issue a Right to Sue letter permitting the individual to file a complaint in federal court.

The EEOC does not hold hearings or award relief, but may take other action including pursuing cases in

federal court on behalf of complaining parties. Federal courts may award remedies if discrimination is found to have occurred.

If an employee believes that he/she has been discriminated against at work, he/she can file a "Charge of Discrimination." The EEOC has district, area, and field offices where complaints can be filed. Contact the EEOC by calling 1-800-669-4000 (1-800-669-6820 (TTY)), visiting their website at www.eeoc.gov or via email at info@eeoc.gov.

If an individual filed an administrative complaint with the DHR, the DHR will file the complaint with the EEOC to preserve the right to proceed in federal court.

Local Protections

Many localities enforce laws protecting individuals from harassment and discrimination. An individual should contact the county, village, city or town in which they live or work to find out if such a law exists.

Anyone who lives or works in Nassau County may file complaints of harassment and/or discrimination with the Nassau County Human Rights Commission at: 240 Old Country Rd., 6th Floor, Suite 606, Mineola, NY 11501, (516)571-3662.

A Town Employee may disclose information of wrongdoing to the Public Authorities Budget Office or any other appropriate law enforcement agency, if applicable. The Public Authorities Budget Office has a toll free number fl-800-560-1770X

Contact the Police Department

If the discrimination and/or harassment involves physical touching, coerced physical confinement or coerced acts, whether sexual or otherwise, the conduct may constitute a crime and affected individuals should contact the police department.

MR. WINK: Item 35, a resolution authorizing and approving settlement of a claim against the Town of North Hempstead and directing the comptroller or deputy comptroller to pay the costs thereof.

SUPERVISOR BOSWORTH: 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 Lurvey.

COUNCILWOMAN LURVEY: 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. 469 - 2019

A RESOLUTION AUTHORIZING AND APPROVING SETTLEMENT OF A CLAIM MADE AGAINST THE TOWN OF NORTH HEMPSTEAD AND DIRECTING THE COMPTROLLER OR DEPUTY COMPTROLLER TO PAY THE COSTS THEREOF.

WHEREAS, the Town Attorney has requested the approval of the Town Board for the settlement and payment of a claim as more particularly described herein below, for the reasons set forth in a memorandum to the Board on file in the Office of the Town Attorney; and

WHEREAS, the Board deems it to be in the best interests of the Town to approve the request of the Town Attorney.

NOW, THEREFORE, BE IT

RESOLVED that the settlement and payment of the following claim, in the amount set forth herein, be and the same are approved by this Board in all respects:

Claimant	File No.	Amount
Elaine Strube (Workers Comp. v. ToNH)	TONH-042-10	\$150,000

; and be it further

RESOLVED that the Office of the Comptroller be and hereby is authorized and directed to pay the amount set forth above upon receipt of a properly executed and certified claim therefor.

Dated: Manhasset, New York
September 25, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey,
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,
Supervisor Bosworth

Nays: None

MR. WINK: Item 36, a resolution authorizing the employment, appointment, transfer, adjustment, correction, change in grade or salary and/or termination of employees and/or officials in various departments of the town.

SUPERVISOR BOSWORTH: 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 Lurvey.

COUNCILWOMAN LURVEY: 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. Before we go on, I want to say that I'm so pleased to welcome Arnyce Foster Hernandez as our new commissioner of Parks and Recreation. Arnyce, if you could just stand up.

SUPERVISOR BOSWORTH: So Arnyce has a long history with New York City's Parks and Recreation department starting when she was a teenager. She has extensive professional experience developing and maintaining a high standard of park programming and special events for the City's park patrons. She's led successful fundraising that matured longevity in programming and membership at New York City Parks. Arnyce is very impressive and I know we've met her and we're just so excited that you'll be joining us. We look forward to working with you and seeing the wonderful ideas that you have for our residents. So everybody please join me in welcoming Arnyce Foster Hernandez to our North Hempstead team.

SUPERVISOR BOSWORTH: I would be remiss if I didn't also take this opportunity to thank Steve Pollack for doing such an extraordinary job as acting Parks commissioner since July.

SUPERVISOR BOSWORTH: We've always been able to count on Steve and I appreciate -- Steve, I appreciate your dedication in leading the Parks department as we search for commissioner. Thank you for everything that you do for North Hempstead.

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. 470 - 2019

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

WHEREAS, the approval of this Board has been requested for the employment, appointment, transfer, adjustment, correction, change in grade or salary and/or termination of certain individuals, employees and/or officials in various departments of the Town of North Hempstead (the "Town") as more particularly set forth in a memorandum on file in the Office of the Commissioner of Human Resources; and

WHEREAS, the Board believes it is in the best interests of the Town to approve the request.

NOW, THEREFORE, BE IT

RESOLVED that the following employments, appointments, transfers, adjustments, corrections, changes in grade or salary, and/or terminations are hereby adopted and approved:

ALL APPOINTMENTS PENDING COMPLETION OF PAPERWORK AND CIVIL SERVICE APPROVAL

SEE EXHIBIT A ATTACHED

; and be it further

RESOLVED that the above listed employments, appointments, transfers, adjustments, corrections, and/or changes in grade or salary are hereby appointed to the respective positions at a rate of compensation shown next to their names; and be it further

RESOLVED that the appointments and employments are subject to the satisfactory completion of a physical examination by a physician; and be it further

RESOLVED that the term of appointment and employment of any person to an exempt position shall be at the pleasure of the Town Board; and be it further

RESOLVED that the effective date of the foregoing employments, appointments, transfers, adjustments, corrections, and/or changes in grade or salary of said individuals, employees and/or officials in the various departments of the Town shall be that date certified by the Commissioner of Finance; and be it further

RESOLVED that the foregoing appointments, employments and terminations are subject to the rules and regulations of the Nassau County Civil Service Commission and New York State Civil Service Law.

Dated: Manhasset, New York
September 25, 2019

The vote of the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey,
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,
Supervisor Bosworth

Nays: None

Exhibit A

9/25/2019 4:20 PM

HUMAN RESOURCES DEPARTMENT

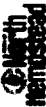


Please prepare a resolution effectuating the following appointments and/or changes for the 09/25/19 Town Board Meeting
 From: Bob Weitzner, Commissioner of Human Resources
 To: Supervisor Judi Bosworth
 ALL APPOINTMENTS PENDING COMPLETION OF PAPERWORK & CIVIL SERVICE APPROVAL. ALL CHANGES WILL TAKE PLACE NO EARLIER THAN THE PAY PERIOD BEGINNING 10/05/19
 UNLESS OTHERWISE NOTED. ALL SEASONAL EMPLOYMENT COMMENCES 05/01/2019 AND ENDS 09/30/2019.
 **An X in the Relationship Disclosure Form ("RDF") column signifies that the prospective hire has completed and filed the RDF with the HR department.

Type	RDF SIGNED	Fr/To	Department #	Department Name	Budget Code	Employee Name	FT / PT / Seasonal	Employee Title	Employee Rate	Grade/Step	Effective Date
Salary Change		From To	400000	Public Safety	SL016.1000	Andrew Klein	FT	Parking Meter Servicer	\$54,894 ann/\$26.39/hr	Gr 13/S1 6.0	
New Hire	X	From To	211000	Building Department	B.33.3622.1000	Nicole Spadaro	FT	Clerk/Laborer	\$56,431 ann/\$27.13/hr	Gr 13/S1 7.5	10/5/2019
New Hire	X	From To	127600	Town Attorney	A.11.14.20.1000	Antonia Broughton	FT	Deputy Town Attorney	\$45,988 Ann/\$1,768.80 bi/wk	Gr 10/S1 1.0	10/7/2019
New Hire	X	From To	948000	Town Attorney	A.11.14.20.1200	Anique Cato	PT	Rec Aide	\$15.00/hr		9/30/2019
Title, Location & Salary Change		From To	122100	Parks & Rec Supervisor	A.10.1341.1000	Steven Pollack	FT	Acting Comm of Parks	\$125,000 ann/\$4807.69 bi/wk		
New Hire		From To					FT	Dir Gov Research	\$75,798 ann/\$2915.30 bi/wk		
PT to FT w/Title & Salary Change	X	From To	122900	Parks & Recreation	A.05.7020.1000	Amye Foster-Hernandez	FT	Comm of Parks & Rec	\$132,000 ann/\$5076.92 bi/wk		
PT to FT w/Title & Salary Change	X	From To	903100	311 Call Center	A.30.1480.1200	Monique John	PT	Attendant/311 Call Rep	\$16.00/hr		
Title, Grade, Step & Salary Change	X	From To	103100	311 Call Center	A.30.1480.1000		FT	Sec Comm Info Technology	\$37,000 ann/\$1,440.88 bi/wk		
Title, Grade, Step & Salary Change		From To	311000	Highway	DA.07.5117.1000	John Sullivan	FT	Equipment Operator 3	\$78,294 ann/\$37.64/hr	Gr 17/S1 13.5	
Title, Grade, Step & Salary Change		From To	311000	Highway	DA.07.5117.1000	Anthony Mattia	FT	Highway Construction Sup	\$80,465 ann/\$38.69/hr	Gr 21/S1 4.5	
Title, Grade, Step & Salary Change		From To	307000	Highway	DA.07.5146.1000	Christopher Doyle	FT	Laborer	\$46,618 ann/\$22.41/hr	Gr 9/S1 3.0	
Seasonal to Part Time w/Title Change		From To	825000	Human Resources	A.04.1310.1200	Carolyne Bolleman	Seasonal	Automotive Servicer	\$50,796 ann/\$24.42/hr	Gr 11/S1 1.0	
New Hire	X	From To	925000	Human Resources	A.04.1310.1200	Anthony Mattia	PT	Administrative Intern	\$55,891 ann/\$26.87/hr	Gr 13/S1 2.0	
Seasonal to PT w/Loc Change	X	From To	933300	Parks & Rec/Res We Can	A.05.7141.1200	Jessica Canales	Seasonal	Clerk/Typist	\$12.00/hr	Gr 17/S1 1.0	
Seasonal to PT w/Loc Change	X	From To	882000	Parks & Rec/CGM	SP154.1200	Jenna Novella	PT	Laborer	\$12.00/hr		
Seasonal to PT w/Loc Change	X	From To	930000	Parks & Rec/Tully	A.05.7181.1200	Nicholas Zimmerman	Seasonal	Lifeguard Trainee	\$15.00/hr		
Seasonal to PT w/Loc Change	X	From To	930000	Parks & Rec/CGM	SP154.1200	Nicholas Zimmerman	Seasonal	Lifeguard 1	\$15.00/hr		

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HUMAN RESOURCES DEPARTMENT



Job Type	Job Skipped	Fr/To	Department #	Department Name	Budget Code	Employee Name	FT/PT/Seasonal	Employee Title	Employee Rate	Grade/Step	Effective Date
Seasonal to PT w/Loc Change	X	From 882000 To 930000	882000	Parks & Rec/CGM	SP154.1200	Nicholas Rubink	Seasonal	Lifeguard Trainee	\$15.00/hr		
Seasonal to PT w/Loc Change	X	From 823400 To 930000	823400	Parks & Rec/Whitney	A.05.7185.1200	Morgan Sapinski	PT	Lifeguard 1	\$15.00/hr		
Seasonal to PT w/Loc Change	X	From 832000 To 930000	832000	Parks & Rec/NHBP	A.05.7181.1200	Marta	Seasonal	Attendant	\$12.25/hr		
Seasonal to PT w/Loc Change	X	From 832000 To 930000	832000	Parks & Rec/NHBP	A.05.7183.1200	Merino-Benchimol	Seasonal	Attendant	\$12.50/hr		
Seasonal to PT w/Loc Change	X	From 881000 To 930000	881000	Parks & Rec/HarbHills	SP152.1200	Justin Rezin	Seasonal	Lifeguard 1	\$15.00/hr		
Seasonal to PT w/Loc Change	X	From 831000 To 930000	831000	Parks & Rec/HarbHills	SP152.1200	Eathan Wysocki	Seasonal	Lifeguard Trainee	\$15.00/hr		
Seasonal to PT w/Loc Change	X	From 831000 To 930000	831000	Parks & Rec/Manharn	A.05.7182.1200	Justin Lee	Seasonal	Lifeguard Trainee	\$15.00/hr		
Seasonal to PT w/Loc Change	X	From 835000 To 930000	835000	Parks & Rec/Marblehead	A.05.7111.1200	Marcia Trice-Noel	Seasonal	Lifeguard 1	\$15.00/hr		
Seasonal to PT w/Loc Change	X	From 835000 To 930000	835000	Parks & Rec/Marblehead	A.05.7111.1200	Nolan Blatze	Seasonal	Lifeguard 1	\$15.00/hr		
Seasonal to PT w/Loc Change	X	From 829000 To 930000	829000	Parks & Rec/Clark	A.05.7110.1200	Samantha Nicholson	Seasonal	Attendant	\$12.00/hr		
Seasonal to PT w/Title Chg	X	From 882000 To 982000	882000	Parks & Rec/CGM	SP154.1200	Gregory Tyson	Seasonal	Attendant	\$12.00/hr		
Seasonal to PT w/Title Chg	X	From 830000 To 930000	830000	Parks & Rec/Tully	A.05.7181.1200	Bridget Koenig	Seasonal	Lifeguard Trainee	\$15.00/hr		
Seasonal to PT w/Title Chg	X	From 830000 To 930000	830000	Parks & Rec/Tully LG	A.05.7181.1200	Colin Hwang	Seasonal	Lifeguard Trainee	\$15.00/hr		
Seasonal to PT	X	From 882000 To 982000	882000	Parks & Rec/CGM	SP154.1200	Davide Scalerse	Seasonal	Laborer 1	\$12.50/hr		
Seasonal to PT	X	From 882000 To 982000	882000	Parks & Rec/CGM	SP154.1200	Sebastian Tewes	Seasonal	Lifeguard Trainee	\$15.00/hr		
Seasonal to PT	X	From 830000 To 930000	830000	Parks & Rec/Tully	A.05.7181.1200	Devin Tait	Seasonal	Attendant	\$12.25/hr		

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HUMAN RESOURCES DEPARTMENT



Type	RF/ SIGNED	Fr/To	Department #	Department Name	Budget Code	Employee Name	FT/PT/ Seasonal	Employee Title	Employee Rate	Grade/Step	Effective Date
Seasonal to PT	X	From 830000 To 930000	830000	Parks & Rec/Tully	A.05.7181.1200	Eric Chu	Seasonal	Lifeguard 1	\$15.00/hr		
Seasonal to PT	X	From 830000 To 930000	830000	Parks & Rec/Tully	A.05.7181.1200	Francis Costanzo	Seasonal	Lifeguard 1	\$15.00/hr		
Seasonal to PT	X	From 830000 To 930000	830000	Parks & Rec/Tully	A.05.7181.1200	Skylar Troung	Seasonal	Lifeguard Trainee	\$15.00/hr		
Seasonal to PT	X	From 830000 To 930000	830000	Parks & Rec/Tully	A.05.7181.1200	Jacqueline Manetta	Seasonal	Lifeguard Trainee	\$15.00/hr		
Seasonal to PT	X	From 830000 To 930000	830000	Parks & Rec/Tully	A.05.7181.1200	Adrian Chan	Seasonal	Lifeguard 1	\$15.25/hr		
Seasonal to PT	X	From 830000 To 930000	830000	Parks & Rec/Tully	A.05.7181.1200	Caifin Nell	Seasonal	Lifeguard Trainee	\$15.00/hr		
Seasonal to PT	X	From 830000 To 930000	830000	Parks & Rec/Tully	A.05.7181.1200	Salvatore Costanzo	Seasonal	Lifeguard Trainee	\$15.00/hr		
Seasonal to PT	X	From 830000 To 930000	830000	Parks & Rec/Tully	A.05.7181.1200	Ashley Rullo	Seasonal	Lifeguard Trainee	\$15.00/hr		
PT w/Loc Change	X	From 982000 To 930000	982000	Parks & Rec/CGM	SP154.1200	Caitlin Orlando	PT	Rec. Aide	\$17.00/hr		
PT w/Loc Change	X	From 931000 To 930000	931000	Parks & Rec/Mannhavn	A.05.7182.1200	Robert Lenney	PT	Lifeguard 2	\$18.50/hr		
PT w/Loc Change	X	From 931000 To 930000	931000	Parks & Rec/Tully - LG	A.05.7181.1200	Ivan Gallardo	PT	Lifeguard 1	\$15.25/hr		
PT w/Loc Change	X	From 931000 To 930000	931000	Parks & Rec/Mannhavn	A.05.7182.1200	Daniel Karlin	PT	Lifeguard 1	\$15.50/hr		
PT w/Loc Change	X	From 931000 To 930000	931000	Parks & Rec/Mannhavn	A.05.7182.1200	Sean Campbell	PT	Lifeguard 1	\$15.50/hr		
PT w/Loc Change	X	From 932000 To 930000	932000	Parks & Rec/NHBP	A.05.7183.1200	Gregory Nold	PT	Lifeguard 3	\$20.00/hr		
PT w/Loc Change	X	From 932000 To 930000	932000	Parks & Rec/Tully - LG	A.05.7181.1200	Jonathan Ng	PT	Lifeguard 1	\$16.50/hr		
PT w/Loc Change	X	From 932000 To 930000	932000	Parks & Rec/NHBP	A.05.7183.1200	William Sollen	PT	Lifeguard 1	\$18.00/hr		

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HUMAN RESOURCES DEPARTMENT



Type	RD/ SIGNED	Fr/To	Department #	Department Name	Budget Code	Employee Name	PT / PT / Seasonal	Employee Title	Employee Rate	Grade/Step	Effective Date
PT w/Loc Change	X	From To	932000	Parks & Rec/NHBP	A.05.7183.1200	Sean Stagnari	PT	Lifeguard 1	\$17.00/hr		
PT w/Loc Change	X	From To	930000	Parks & Rec/Tully - LG	A.05.7181.1200	Eric Kern	PT	Lifeguard 1	\$17.00/hr		
PT w/Loc Change	X	From To	930000	Parks & Rec/NHBP	A.05.7183.1200	Gavin Hwang	PT	Lifeguard 1	\$16.50/hr		
PT w/Loc Change	X	From To	930000	Parks & Rec/Tully - LG	A.05.7181.1200	Faith Fishkin	PT	Rec. Aide	\$17.00/hr		
PT w/Loc Change	X	From To	930000	Parks & Rec/HarHills	SP152.1200	Christina Jonas	PT	Lifeguard 1	\$17.00/hr		
PT w/Loc Change	X	From To	930000	Parks & Rec/Tully - LG	A.05.7181.1200	Matthew Novella	PT	Lifeguard 1	\$16.00/hr		
PT w/Loc Change	X	From To	930000	Parks & Rec/CGM	SP154.1200	Jonathan Lam	PT	Lifeguard 1	\$15.25/hr		
PT w/Loc Change	X	From To	930000	Parks & Rec/Tully	A.05.7181.1200	Abigail Sollecito	PT	Lifeguard 1	\$16.50/hr		
PT w/Loc Change	X	From To	930000	Parks & Rec/CGM	SP154.1200	Sarah Pincay	PT	Lifeguard 1	\$15.25/hr		
PT w/Loc Change	X	From To	930000	Parks & Rec/CGM	A.05.7181.1200	Alexa Brown	PT	Lifeguard 2	\$20.50/hr		
PT w/Loc Change	X	From To	930000	Parks & Rec/Tully	A.05.7181.1200	Brian O'Regan	PT	Lifeguard 1	\$15.00/hr		
PT w/Loc Change	X	From To	930000	Parks & Rec/Tully	A.05.7181.1200	Daniel Koppinger	PT	Lifeguard 1	\$15.25/hr		
PT w/Loc Change	X	From To	930000	Parks & Rec/CGM	SP.154.1200	Bryan Lo	PT	Lifeguard 1	\$15.25/hr		
PT w/Loc Change	X	From To	930000	Parks & Rec/Tully	A.05.7181.1200	Johanna Malone	PT	Lifeguard 1	\$15.25/hr		
PT w/Loc Change	X	From To	930000	Parks & Rec/MartinReid	A.05.7111.1200	Andrew Korpacz	PT	Lifeguard 1	\$15.50/hr		
PT w/Loc Change	X	From To	930000	Parks & Rec/Tully	A.05.7181.1200	Nicholas Goerke	PT	Lifeguard 1	\$15.25/hr		

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HUMAN RESOURCES DEPARTMENT



Type	RF/ SIGNED	Fr/To	Department #	Department Name	Budget Code	Employee Name	FT/PT/ Seasonal	Employee Title	Employee Rate	Grade/Step	Effective Date
PT w/Loc Change	X	From To	923400	Parks & Rec/Whitney	A.05.7185.1200	Michael Baltzer	PT	Lifeguard 1	\$18.00/hr		
PT w/Loc Change	X	From To	923400	Parks & Rec/Whitney	A.05.7185.1200	Antonio Lazo	PT	Lifeguard 1	\$17.50/hr		
PT w/Loc Change	X	From To	923400	Parks & Rec/Whitney	A.05.7185.1200	Christopher Manetta	PT	Lifeguard 1	\$16.50/hr		
PT w/Loc Change	X	From To	923400	Parks & Rec/Whitney	A.05.7185.1200	Tiffara Steward	PT	Rec. Aide	\$17.00/hr		
Location Change		From To	951000	Town Clerk	A.13.1410.1200	Jamal Vanderburg	PT	Clerk Typist	\$16.00/hr		
Location Change		From To	951000	Town Clerk	A.26.1460.1200	Anthony Pallisco	PT	Laborer	\$15.00/hr		
Seasonal to PT w/ Salary & Title Change		From To	853000	Town Clerk	B.13.4020.1200	Britney Hakimian	Seasonal	Clerk Typist	\$12.00/hr		
New Hire	X	From To	953000	Town Clerk	B.13.4020.1200	Christine Vasquez	PT	Administrative Intern	\$13.00/hr		
New Hire	X	From To	125600	Receiver of Taxes	A.09.1330.1000	Christine Vasquez	FT	Tax Cashier I	\$49,772 ann/\$1,914.30 bi/wk	Gr 13/St 1.0	10/7/2019
Resignation		From To	133300	Parks & Rec/YWCCC	A.05.7141.1000	Byron Johnson	FT	Building Mtc Sup	\$79,629 ann/\$3062.70 bi/wk	Gr 25/St 1.0	
Resignation		From To	933300	Parks & Rec/YWCCC	A.05.7141.1200	Taquaya Bell	PT	Attendant	\$12.75/hr		7/10/2019
Resignation		From To	933300	Parks & Rec/YWCCC	A.05.7141.1200	Takira Bell	PT	Attendant	\$13.50/hr		7/25/2019
Resignation		From To	127600	Town Attorney	A.11.1420.1000	Adriana Demirciayan	FT	Deputy Town Attorney	\$66,151 ann/\$2544.27 bi/wk		9/18/2019
Resignation		From To	923800	Public Safety	A.06.3989.1200	Sam Ciccia	PT	Boy Constable	\$16.00/hr		7/25/2019
Resignation		From To	933300	Parks & Rec/YesWeCan	A.05.7141.1200	Fredo Voltaire	PT	Laborer 1	\$13.25/hr		9/19/2019
Passed		From To	123600	Parks	A.05.7112.1000	John Aloisio	FT	Maintenance Carpenter	\$76,512 ann/\$36.78/hr	Gr 19/St 13.5	9/18/2019

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MR. WINK: Item 37, a resolution approving the action of the Atlantic Hook & Ladder Company No. 1 in Port Washington, New York in electing to membership Victor Jurado, Miguel Gonzalez, Miguel Coronel, Anthony Rodriguez, and Giana Golden, and removing Jonathan Marks.

COUNCILWOMAN DeGIORGIO: 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 Lurvey.

COUNCILWOMAN LURVEY: 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.

Councilperson 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. 471 - 2019

A RESOLUTION APPROVING THE ACTION OF THE ATLANTIC HOOK & LADDER COMPANY, NO. 1, INC., PORT WASHINGTON, NEW YORK IN ELECTING TO MEMBERSHIP VICTOR JURADO, MIGUEL GONZALEZ, MIGUEL CORONEL, ANTHONY RODRIGUEZ AND GIANA GOLDEN AND REMOVING JONATHAN MARKS.

WHEREAS, the Atlantic Hook & Ladder Company, No. 1, Inc., 25 Carlton Ave, Port

Washington, New York, 11050 has advised of adding to membership Victor Jurado, Miguel

Gonzalez, Miguel Coronel, Anthony Rodriguez and Giana Golden and removing from

membership Jonathan Marks.

NOW, THEREFORE, BE IT

RESOLVED that the action of the Atlantic Hook & Ladder Company, No. 1, Inc., 25 Carlton

Avenue, Port Washington, New York, 11050 in adding to membership Victor Jurado, 25

Dolphin Green Apt G1A, Port Washington, NY 11050, Miguel Gonzalez, 156 Shore Road, Port

Washington, NY 11050, Miguel Coronel, 46 Valley Road, Port Washington, NY 11050,

Anthony Rodriguez, 23 Dunes Lane Apt E, Port Washington, NY 11050 and Giana Golden, 35

South Washington Street, Port Washington, NY 11050 and removing from membership Jonathan

Marks, be and the same hereby is approved and the Town Clerk directed to record their names in

the Minutes of the Town Board.

Dated: Manhasset, New York
September 25, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey,
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,
Supervisor Bosworth

Nays: None

MR. WINK: Item 38, a resolution approving the action of the Albertson Hook & Ladder, Engine & Hose Company No. 1, Inc., Albertson, New York in adding to membership Devin Edmonston.

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 Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Eye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

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

RESOLUTION NO. 472 - 2019

A RESOLUTION APPROVING THE ACTION OF THE ALBERTSON HOOK & LADDER, ENGINE & HOSE CO., NO. 1., INC., ALBERTSON, NEW YORK, IN ADDING TO MEMBERSHIP DEVIN EDMONSTON.

WHEREAS, the Albertson Hook & Ladder, Engine & Hose Co., No. 1, Inc., Albertson, New York, has advised of adding to membership Devon Edmonston.

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 Devin Edmonston, 71 Oakdale Road, Roslyn Heights, NY, 11577, 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
September 25, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey,
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,
Supervisor Bosworth

Nays: None

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

MR. WINK: Item 39, resolution approving the action of the Protection Engine Company 1, Port Washington, New York in adding to membership Anthony Curmi and removing Matthew Kallenberg.

COUNCILWOMAN DeGIORGIO: 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 Lurvey.

COUNCILWOMAN LURVEY: 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.

Councilperson 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. 473 - 2019

A RESOLUTION APPROVING THE ACTION OF THE PROTECTION ENGINE COMPANY 1, PORT WASHINGTON, NEW YORK IN ADDING TO MEMBERSHIP ANTHONY CURMI AND REMOVING MATTHEW KALLENBERG.

WHEREAS, the Protection Engine Company 1, 14 S. Washington Street, Port Washington, New York, 11050 has advised of adding Anthony Curmi to membership and removing Matthew Kallenberg

NOW, THEREFORE, BE IT

RESOLVED that the action of the Protection Engine Company 1, 14 S. Washington Street, Port Washington, New York, 11050 in adding to membership Anthony Curmi, 138 Hemlock Road, Manhasset, NY 11030 and removing Matthew Kallenberg from membership, 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
September 25, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey,
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,
Supervisor Bosworth

Nays: None

cc: Protection Engine Company 1 Town Attorney Comptroller

MR. WINK: Item 40, resolution approving the action of the Alert Engine Hook & Ladder & Hose Company No. 1, Great Neck, New York in removing from membership Kevin Chacon, Eric Judson, and Carl Mazzella.

COUNCILWOMAN LURVEY: 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 Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Eye.

MR. WINK: Councilman Zuckerman.

COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

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

RESOLUTION NO. 474 - 2019

A RESOLUTION APPROVING THE ACTION OF THE ALERT ENGINE HOOK & LADDER & HOSE CO. #1, GREAT NECK, NEW YORK IN REMOVING FROM MEMBERSHIP KEVIN CHACON, ERIC JUDSON AND CARL MAZZELLA.

WHEREAS, the Alert Engine Hook & Ladder & Hose Co. #1, 555 Middle Neck Road, Great Neck, NY 11023 has advised of removing Kevin Chacon, Eric Judson & Carl Mazzella from membership

NOW, THEREFORE, BE IT

RESOLVED that the action of the Alert Engine Hook & Ladder & Hose Co. #1, 555 Middle Neck Road, Great Neck, NY 11023 in removing Kevin Chacon, Eric Judson & Carl Mazzella from membership, 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
September 25, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Ferrara, Councilperson Lurvey,
Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman,
Supervisor Bosworth

Nays: None

cc: Alert Engine Hook & Ladder & Hose Co. #1 Town Attorney
Comptroller

SUPERVISOR BOSWORTH: I move to adjourn.

MR. WINK: Councilwoman DeGiorgio.

COUNCILWOMAN DeGIORGIO: Aye.

MR. WINK: Councilman Ferrara.

COUNCILMAN FERRARA: Aye.

MR. WINK: Councilwoman Lurvey.

COUNCILWOMAN LURVEY: Aye.

MR. WINK: Councilwoman Russell.

COUNCILWOMAN RUSSELL: Aye.

MR. WINK: Councilwoman Seeman.

COUNCILWOMAN SEEMAN: Aye.

MR. WINK: Councilman Zuckerman.

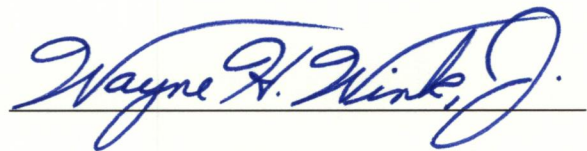
COUNCILMAN ZUCKERMAN: Aye.

MR. WINK: Supervisor Bosworth.

SUPERVISOR BOSWORTH: Aye.

(Time noted: 9:12 p.m.)

Compiled from Stenographer's Transcript, MGR Reporting, File Name 092519TB.doc

A handwritten signature in blue ink, reading "Wayne A. Wink, Jr.", written over a horizontal line.

Town Clerk