

**TOWN OF NORTH HEMPSTEAD
BOARD MEETING**

AGENDA



October 7, 2021

7:00 PM

CONTINUATIONS:

1. A PUBLIC HEARING TO CONSIDER THE APPLICATION OF CAROLYN BICHOU PAN FOR AN APPEAL FROM A DISAPPROVAL BY THE COMMISSIONER OF BUILDING SAFETY, INSPECTION AND ENFORCEMENT OF A STRUCTURE (DOCK) APPLICATION PURSUANT TO CHAPTER 42 OF THE TOWN CODE FOR THE PROPERTY LOCATED AT 4 WATERS EDGE, PORT WASHINGTON, NEW YORK 11050 AND IDENTIFIED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 5, BLOCK C, LOT 444.

PUBLIC HEARINGS:

2. 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 2022.

RESOLUTIONS:

3. A RESOLUTION CERTIFYING COMPLETION OF REVIEW OF THE TENTATIVE BUDGET, AS AMENDED, AND SETTING A DATE FOR A PUBLIC HEARING ON THE PRELIMINARY BUDGET OF THE TOWN OF NORTH HEMPSTEAD, TOGETHER WITH THE BUDGETS OF ALL SPECIAL 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 2022.

Synopsis: Tentative hearing date is October 21, 2021.

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

Synopsis: The proposed local law would incorporate the requirement that applicants for a Town of North Hempstead plumber's license or electrician's license furnish proof of legal authorization to work in the United States. Tentative hearing date is November 18, 2021.

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

Synopsis: The proposed local law will extend the suspension of section 2-9 N (7) of the Town Code with respect to tent permits until June 30, 2022. Tentative hearing date is November 18, 2021.

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

Synopsis: The purpose of the local law is to further assist those establishments affected by the COVID-19 pandemic by extending the timeframe to continue allowing temporary outdoor seating and other temporary outdoor uses until June 30, 2022. Tentative hearing date is November 18, 2021.

7. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE RESCISSION AND ADOPTION OF ORDINANCES AFFECTING MOREWOOD OAKS IN PORT WASHINGTON, NEW YORK.

Synopsis: The rescission and adoption of these ordinances will change the time frame of the presently posted parking restrictions on the north and south sides of Morewood Oaks and the west and east sides of Sands Point Road, in Port Washington. Tentative hearing date is November 18, 2021.

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

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

10. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH ALL FLAG AND FLAG POLE, INC. FOR THE INSTALLATION OF A FLAGPOLE AT CLINTON G. MARTIN PARK, NEW HYDE PARK.

11. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH N&P ENGINEERING, ARCHITECTURE AND LAND SURVEYING, PLLC FOR ENGINEERING SERVICES FOR A SPORTS LIGHT POLE AT CLINTON G. MARTIN PARK, NEW HYDE PARK.

12. A RESOLUTION AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT WITH LUMINOCITY INC. FOR A WINTER LIGHT SHOW AT WHITNEY POND PARK IN MANHASSET.
13. A RESOLUTION AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT WITH ELITE SYNTHETIC SURFACES FOR ACCESS TO SAGAMORE BALLFIELD IN EAST WILLISTON FOR FIELD REPAIRS.
14. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH BOND, SCHOENECK & KING PLLC FOR LEGAL SERVICES.
15. A RESOLUTION AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT WITH CASHIN ASSOCIATES, P.C. TO CONDUCT A SHELLFISH SURVEY ON BEHALF OF THE HEMPSTEAD HARBOR PROTECTION COMMITTEE.
16. A RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH NELSON POPE VOORHIS FOR DEVELOPMENT OF A MANHASSET BAY WATER QUALITY IMPROVEMENT PLAN.
17. A RESOLUTION AMENDING RESOLUTION NO. 482-2021, ADOPTED SEPTEMBER 2, 2021, AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH HEALTHEQUITY FOR ADMINISTRATION OF A FLEXIBLE SPENDING PROGRAM (TNH 268-2021).
18. A RESOLUTION TERMINATING AN AGREEMENT WITH ATLANTIC COAST DOCK CONSTRUCTION CORP. IN CONNECTION WITH CONSTRUCTION OF FIXED PIER AND FLOATING DOCK AT STEPPING STONE LIGHTHOUSE, DPW PROJECT NO. 17-02R.
19. A RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FROM VARIOUS CAPITAL PROJECTS RESERVE FUNDS.
20. A RESOLUTION AUTHORIZING AND APPROVING THE PAYMENT OF CLAIMS AGAINST THE TOWN OF NORTH HEMPSTEAD AND AUTHORIZING AND DIRECTING THE COMPTROLLER OR DEPUTY COMPTROLLER TO PAY THE COSTS THEREOF.
21. 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.
22. A RESOLUTION APPROVING THE ACTION OF THE ATLANTIC HOOK & LADDER CO. NO. 1, PORT WASHINGTON, NEW YORK, IN ADDING RYAN LIBRARO TO MEMBERSHIP.

PROPOSED RESOLUTION

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

RESOLUTION NO. - 2021

A PUBLIC HEARING TO CONSIDER THE APPLICATION OF CAROLYN BICHOU PAN FOR AN APPEAL FROM A DISAPPROVAL BY THE COMMISSIONER OF BUILDING SAFETY, INSPECTION AND ENFORCEMENT OF A STRUCTURE (DOCK) APPLICATION PURSUANT TO CHAPTER 42 OF THE TOWN CODE FOR THE PROPERTY LOCATED AT 4 WATERS EDGE, PORT WASHINGTON, NEW YORK 11050 AND IDENTIFIED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 5, BLOCK C, LOT 444.

NO RESOLUTION.

PROPOSED RESOLUTION

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

RESOLUTION NO. - 2021

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 2022.

NO RESOLUTION.

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. 553 - 2021

A RESOLUTION CERTIFYING COMPLETION OF REVIEW OF THE TENTATIVE BUDGET, AS AMENDED, AND SETTING A DATE FOR A PUBLIC HEARING ON THE PRELIMINARY BUDGET OF THE TOWN OF NORTH HEMPSTEAD, TOGETHER WITH THE BUDGETS OF ALL SPECIAL 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 2022.

WHEREAS, the various departments and Special Improvement Districts of the Town of North Hempstead (the "Town") have submitted tentative estimates of their budgets (the "Tentative Budget") for the fiscal year beginning January 1, 2022 and ending December 31, 2022 ("Fiscal Year 2022") to the Supervisor of the Town of North Hempstead (the "Supervisor"); and

WHEREAS, on or before September 30, 2021, the Supervisor duly filed the Tentative Budget for the fiscal year beginning January 1, 2022 with the Town Clerk of the Town of North Hempstead (the "Clerk"); and

WHEREAS, the Clerk duly presented the Tentative Budget to the Town Board at a meeting held on September 30, 2021; and

WHEREAS, the Tentative Budget has been considered, discussed and reviewed.

NOW, THEREFORE, BE IT

RESOLVED that the Town Board certifies that pursuant to Town Law §106, it has completed review of the Tentative Budget, as amended, of the Town for Fiscal Year 2022; and be it further

RESOLVED that the same shall be filed as the Preliminary Budget in the Office of the Town Clerk, who shall prepare sufficient copies thereof as soon as possible for those members of the public who may wish to acquire the Preliminary Budget; and be it further

RESOLVED that the Town Board shall hold a public hearing upon the Preliminary Budget, including Town of North Hempstead and the Special Improvement Districts budgets 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 Fiscal Year 2022, via

Zoom, on the 21st day of October, 2021, at 7:00 P.M. to hear all interested persons concerning the Preliminary Budget; and be it further

RESOLVED that the Town Clerk shall publish notice of the budget hearing in Newsday, a newspaper published in the Town of North Hempstead and having a general circulation in this Town; and be it further

RESOLVED that the notice shall be in the following form:

NOTICE OF HEARING

NOTICE OF PUBLIC HEARING ON THE PRELIMINARY BUDGET OF THE TOWN OF NORTH HEMPSTEAD TOGETHER WITH THE BUDGETS FOR 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 2022.

NOTICE IS HEREBY GIVEN that the preliminary budget of the Town of North Hempstead, Nassau County, New York, together with the preliminary budgets of all Special Improvement Districts (the “Preliminary Budgets”) 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 (the “Assessment Rolls”) for the fiscal year beginning January 1, 2022, have been completed and filed in the Office of the Town Clerk at Town Hall, Manhasset, New York, where they are available during regular business hours for inspection by any interested person; and

FURTHER NOTICE IS HEREBY GIVEN that, subject to the COVID-19 provisions contained in this notice, the Town Board of the Town of North Hempstead will meet and review the Preliminary Budgets and the Assessment Rolls, and hold a public hearing thereon via Zoom, at 7:00 P.M. on the 21st day of October, 2021, and at such hearing any person may be heard in favor of or against the Preliminary Budgets and the Assessment Rolls, or for or against any item therein contained; and

FURTHER NOTICE IS HEREBY GIVEN, pursuant to Town Law §108, that the following are the proposed yearly salaries of the Elected Officers of this Town:

Supervisor – \$133,000.00;
Town Clerk -- \$105,000.00;
Councilmembers – \$49,000.00;
Receiver of Taxes -- \$115,000.00; and

FURTHER NOTICE IS HEREBY GIVEN, that effective immediately, pursuant to a recent change in New York State’s Open Meetings Law, and based on the ongoing COVID-19 pandemic, the Town Board of the Town of North Hempstead will not be holding in-person hearings. Until further notice, Town Board hearings and meetings will be held virtually via videoconferencing, as permitted by the NYS Open Meetings Law. The Town Board room will not be open to the public and there will be no in-person access to the hearing. The meeting will be broadcast live on the Town's website beginning at its regularly scheduled time at 7 P.M. Residents who are interested in viewing the meeting can visit: northhempsteadny.gov/townboardlive. If a resident has a comment related to an item on the agenda, they can email: comments@northhempsteadny.gov. Written comments must be received 60 minutes prior to the meeting. Those wishing to comment via Zoom

regarding an item on the agenda, should visit northhempsteadny.gov/townboardlive on the day of the meeting. There will be a Zoom link available for this 30 minutes prior to the start of the meeting.

PLEASE TAKE FURTHER NOTICE that copies of the Preliminary Budget are available at Town Hall, 200 Plandome Road, Manhasset, New York, Monday through Friday, between the hours of 9:00 A.M. and 4:45 P.M.

Dated: Manhasset, New York

October 7, 2021

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

; and be it further

RESOLVED that the Town Clerk shall cause a copy of such notice to be posted on the signboard of the Town not less than ten (10) days before the date designated for such hearing.

Dated: Manhasset, New York

October 7, 2021

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller

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. 554 - 2021

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

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

WHEREAS, this Board wishes to set a date for a public hearing to consider the adoption of a Local Law amending Chapter 2 of the Town Code entitled "Administration and Enforcement" in order to incorporate the requirement that applicants for a Town of North Hempstead plumber's license or electrician's license furnish proof of legal authorization to work in the United States.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on November 18, 2021, at 7:00 P.M. via Zoom, for the purpose of considering the adoption of a Local Law amending Chapter 2 of the Town Code entitled "Administration and Enforcement" in order to incorporate the requirement that applicants for a Town of North Hempstead plumber's license or electrician's license furnish proof of legal authorization to work in the United States; 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, subject to the COVID-19 provisions contained in this notice, a public hearing will be held by the Town Board of the Town of North Hempstead, on the 18th day of November, 2021, at 7:00 P.M. via Zoom, to consider the adoption of a Local Law amending Chapter 2 of the Town Code entitled "Administration and Enforcement" in order to incorporate the requirement that applicants for a Town of North Hempstead plumber's license or electrician's license furnish proof of legal authorization to work in the United States.

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.

PLEASE TAKE FURTHER NOTICE, that effective immediately, pursuant to a recent change in New York State's Open Meetings Law, and based on the ongoing COVID-19 pandemic, the Town Board of the Town of North Hempstead will not be holding in-person hearings. Until further notice, Town Board hearings and meetings will be held virtually via videoconferencing, as permitted by the NYS Open Meetings Law. The Town Board room will not be open to the public and there will be no in-person access to the hearing. The meeting will be broadcast live on the Town's website beginning at its regularly scheduled time at 7 P.M. Residents who are interested in viewing the meeting can visit: northhempsteadny.gov/townboardlive. If a resident has a comment related to an item on the agenda, they can email: comments@northhempsteadny.gov. Written comments must be received 60 minutes prior to the meeting. Those wishing to comment via Zoom regarding an item on the agenda, should visit northhempsteadny.gov/townboardlive on the day of the meeting. There will be a Zoom link available for this 30 minutes prior to the start of the meeting.

Dated: Manhasset, New York

October 7, 2021

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

Dated: Manhasset, New York

October 7, 2021

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

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. 555 - 2021

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

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

WHEREAS, this Board wishes to set a date for a public hearing to consider the adoption of a Local Law amending Chapter 2 of the Town Code entitled "Administration and Enforcement" in order to temporarily suspend Section 2-9 N (7) of the Town Code with respect to tent permits until June 30, 2022.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on the 18th day of November, 2021, at 7:00 P.M. via Zoom, for the purpose of considering the adoption of a Local Law amending Chapter 2 of the Town Code entitled "Administration and Enforcement" in order to temporarily suspend Section 2-9 N (7) of the Town Code with respect to tent permits until June 30, 2022; 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, subject to the COVID-19 provisions contained in this notice, a public hearing will be held by the Town Board of the Town of North Hempstead on the 18th day of November, 2021, at 7:00 P.M. via Zoom, to consider the adoption of a Local Law amending Chapter 2 of the Town Code entitled "Administration and Enforcement" in order to temporarily suspend Section 2-9 N (7) of the Town Code with respect to tent permits until June 30, 2022.

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

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

PLEASE TAKE FURTHER NOTICE, that effective immediately, pursuant to a recent change in New York State’s Open Meetings Law, and based on the ongoing COVID-19 pandemic, the Town Board of the Town of North Hempstead will not be holding in-person hearings. Until further notice, Town Board hearings and meetings will be held virtually via videoconferencing, as permitted by the NYS Open Meetings Law. The Town Board room will not be open to the public and there will be no in-person access to the hearing. The meeting will be broadcast live on the Town's website beginning at its regularly scheduled time at 7 P.M. Residents who are interested in viewing the meeting can visit: northhempsteadny.gov/townboardlive. If a resident has a comment related to an item on the agenda, they can email: comments@northhempsteadny.gov. Written comments must be received 60 minutes prior to the meeting. Those wishing to comment via Zoom regarding an item on the agenda, should visit northhempsteadny.gov/townboardlive on the day of the meeting. There will be a Zoom link available for this 30 minutes prior to the start of the meeting.

Dated: Manhasset, New York

October 7, 2021

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

Dated: Manhasset, New York

October 7, 2021

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Town Clerk

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. 556 - 2021

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

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

WHEREAS, this Board wishes to set a date for a public hearing to consider the adoption of a Local Law amending Chapter 70 of the Town Code entitled "Zoning" in order to further assist those establishments affected by the COVID-19 pandemic by extending the timeframe to continue allowing temporary outdoor seating and other temporary outdoor uses.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on November 18, 2021, at 7:00 P.M. via Zoom, for the purpose of considering the adoption of the Local Law amending Chapter 70 of the Town Code entitled "Zoning" in order to further assist those affected by the COVID-19 pandemic by extending the timeframe to continue allowing temporary outdoor seating and other temporary outdoor uses; 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, subject to the COVID-19 provisions contained in this notice, a public hearing will be held by the Town Board of the Town of North Hempstead, on the 18th day of November, 2021, at 7:00 P.M. via Zoom, to consider the adoption of a Local Law amending Chapter 70 of the Town Code entitled "Zoning" in order to further assist those establishments affected by the COVID-19 pandemic by extending the timeframe to continue allowing temporary outdoor seating and other temporary outdoor uses.

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.

PLEASE TAKE FURTHER NOTICE, that effective immediately, pursuant to a recent change in New York State's Open Meetings Law, and based on the ongoing COVID-19 pandemic, the Town Board of the Town of North Hempstead will not be holding in-person hearings. Until further notice, Town Board hearings and meetings will be held virtually via videoconferencing, as permitted by the NYS Open Meetings Law. The Town Board room will not be open to the public and there will be no in-person access to the hearing. The meeting will be broadcast live on the Town's website beginning at its regularly scheduled time at 7 P.M. Residents who are interested in viewing the meeting can visit: northhempsteadny.gov/townboardlive. If a resident has a comment related to an item on the agenda, they can email: comments@northhempsteadny.gov. Written comments must be received 60 minutes prior to the meeting. Those wishing to comment via Zoom regarding an item on the agenda, should visit northhempsteadny.gov/townboardlive on the day of the meeting. There will be a Zoom link available for this 30 minutes prior to the start of the meeting.

Dated: Manhasset, New York

October 7, 2021

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

Dated: Manhasset, New York

October 7, 2021

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Town Clerk

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

RESOLUTION NO. 557 - 2021

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE RESCISSION AND ADOPTION OF ORDINANCES AFFECTING MOREWOOD OAKS IN PORT WASHINGTON, NEW YORK.

WHEREAS, a recommendation has been made for the rescission and adoption of ordinances affecting Morewood Oaks, Port Washington, New York

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by the Town Board of the Town of North Hempstead on the 18th day of November 2021, at 7:00 o'clock in the evening for the purpose of considering the adoption of the following ordinance:

PROPOSAL:

RESCIND:

1. T.O. #12-1981

Adopted June 23, 1981

MOREWOOD OAKS – NORTH SIDE – NO STOPPING – 8 A.M. TO 4 P.M. - SCHOOL DAYS
From the east curblineline of Sands Point Road, east for a distance of 130 feet

2. T.O. #64-1967

Adopted July 11, 1967

MOREWOOD OAKS – SOUTH SIDE – NO PARKING OR STANDING – 8 A.M. TO 4 P.M. – MONDAY THRU FRIDAY

From the intersection of Sands Point Road, east for a distance of seven hundred ninety-two (792) feet.

3. T.O. #13-2003

Adopted April 01, 2003

MOREWOOD OAKS – NORTH SIDE – NO STOPPING – 8:00 A.M. TO 4:00 P.M. – SCHOOL DAYS

From a point 320 feet west of a point opposite the most westerly curb line of Morewood Oaks, West, for a distance of 115 feet.

4. T.O. #14-1956

Adopted April 03, 1956

SANDS POINT ROAD – BOTH SIDES – NO PARKING DURING SCHOOL HOURS

From a Manorhaven Boulevard West to the Sands Point Village Line.

ADOPT:

1. MOREWOOD OAKS – NORTH SIDE – NO STOPPING ANYTIME

From the east curbline of Sands Point Road, east for a distance of 130 feet

2. MOREWOOD OAKS – SOUTH SIDE – NO PARKING ANYTIME

From the intersection of Sands Point Road, east for a distance of seven hundred ninety-two (792) feet.

3. MOREWOOD OAKS – NORTH SIDE – NO PARKING – 7:00 A.M. TO 4:00 P.M. – SCHOOL DAYS

From a point 320 feet west of a point opposite the most westerly curb line of Morewood Oaks, West, for a distance of 115 feet.

4. SANDS POINT ROAD – WEST SIDE – NO PARKING – 7:00 A.M. TO 4:00 P.M.

From a Manorhaven Boulevard West to the Sands Point Village Line.

5. SANDS POINT ROAD – EAST SIDE – NO STOPPING ANYTIME

From a Manorhaven Boulevard West to the Sands Point Village Line.

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

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

Dated: Manhasset, New York

October 7, 2021

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Public Safety Comptroller Traffic Safety

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. 558 - 2021

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

WHEREAS, the Boy Scouts of America Troop 7, has generously offered, as a gift, \$360 for the purchase of trees, plants, and rakes; and

WHEREAS, the Family of Lewis R. Mandel has generously offered, as a gift, \$1800 for the purchase of a commemorative bench at Town Dock; and

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

NOW, THEREFORE, BE IT

RESOLVED that this Board hereby gratefully accepts the Gifts.

Dated: Manhasset, New York

October 7, 2021

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller Parks and Recreation

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. 559 - 2021

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

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

WHEREAS, the Office of the Comptroller has requested that the Board authorize supplemental appropriations in year 2021 (the “Supplemental Appropriations”) as follows:

1. \$360.00 to be recorded to revenue line A.2705 with the offsetting expense for these appropriations to be recorded to expense code A.05.7185.4743, for the purpose of procuring trees, plants, and rakes, with the remainder, if any, to be used to support the Department of Parks and Recreation; and
2. \$1,800.00 to be recorded to revenue line A.2705 with offsetting expense for these appropriations to be recorded to expense code A.05.7184.4753, for the purpose of procuring a commemorative bench at Town Dock, 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 the Board hereby authorizes the Supplemental Appropriations in year 2021 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

October 7, 2021

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney

Comptroller

Parks and Recreation

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. 560 - 2021

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH ALL FLAG AND FLAG POLE, INC. FOR THE INSTALLATION OF A FLAGPOLE AT CLINTON G. MARTIN PARK, NEW HYDE PARK.

WHEREAS, the Town requires the installation of a flagpole at Clinton G. Martin Park, New Hyde Park (the “Services”); and

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

WHEREAS, All Flag and Flagpole Inc., 97 Gnarled Hollow Road, East Setauket, New York 11733 (the “Contractor”) submitted the lowest quote, proposing to perform the Services for a sum not to exceed Two Thousand Nine Hundred Seventy-Five and 00/100 Dollars (\$2,975.00) (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 Services for the Contract Amount (the “Agreement”); and

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

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor is authorized 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

October 7, 2021

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Admin Services Comptroller

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

RESOLUTION NO. 561 - 2021

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH N&P ENGINEERING, ARCHITECTURE AND LAND SURVEYING, PLLC FOR ENGINEERING SERVICES FOR A SPORTS LIGHT POLE AT CLINTON G. MARTIN PARK, NEW HYDE PARK.

WHEREAS, the Acting Commissioner of the Department of Parks and Recreation (the “Acting Commissioner”) for the Town of North Hempstead (the “Town”) has recommended that this Board authorize the retention of an engineering consulting firm to provide engineering services for a sports light pole at Clinton G. Martin Park, New Hyde Park (the “Services”); and

WHEREAS, the Acting Commissioner has recommended the retention of N&P Engineering, Architecture and Land Surveying, PLLC, 70 Maxess Road, Melville, New York 11747 to provide the Services in consideration of an amount not to exceed Four Thousand Five Hundred and 00/100 Dollars (\$4,500.00) (the “Agreement”); and

WHEREAS, the Acting 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 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

October 7, 2021

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

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. 562 - 2021

A RESOLUTION AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT WITH LUMINOCITY INC. FOR A WINTER LIGHT SHOW AT WHITNEY POND PARK IN MANHASSET.

WHEREAS, the Town of North Hempstead (the “Town”) owns certain real property known as Whitney Pond Park located in Manhasset, New York (the “Premises”); and

WHEREAS, LuminoCity, 330 W 38th Street, New York, New York 10018 (the “Licensee”) has requested a license to operate a winter light show on the Premises from October 25, 2021 through January 19, 2022, Thursdays through Sundays of each week with some holidays and weekdays included (the “License Agreement”); and

WHEREAS, this Board wishes to authorize the License Agreement.

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York

October 7, 2021

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller Parks and Recreation

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. 563 - 2021

A RESOLUTION AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT WITH ELITE SYNTHETIC SURFACES FOR ACCESS TO SAGAMORE BALLFIELD IN EAST WILLISTON FOR FIELD REPAIRS.

WHEREAS, the Town of North Hempstead (the “Town”) owns certain real property known as Sagamore Ballfield (the “Ballfield”) located in East Williston, New York (the “Premises”); and

WHEREAS, the Ballfield is used by the East Williston Little League (the League”) pursuant to a permit from the Town’s Department of Parks and Recreation and is in need of field repairs to alleviate hazards on the field (the “Services”); and

WHEREAS, consistent with the Town’s procurement policy, the League obtained three quotes for the performance of the Services; and

WHEREAS, the League has hired Elite Synthetic Surfaces, 486 Willis Avenue, Williston Park, New York 11596 (the “Licensee”) to perform the Services in consideration of payment in the amount of Thirteen Thousand Five Hundred and 00/100 Dollars (\$13,500.00) to be paid by the League to the Licensee and deducted from the League’s permit fees for use of the Ballfield; and

WHEREAS, in order to perform the Services the Licensee requires access to the Ballfield (the “License”); and

WHEREAS, the Acting Commissioner of the Department of Parks and Recreation has requested that this Board authorize the Town to grant the Licensee the License and to authorize the Town to execute an agreement with the Licensee for the License (the “Agreement”); and

WHEREAS, this Board wishes to grant the License and authorize the Town to execute an agreement with the Licensee for the License (the “Agreement”).

NOW, THEREFORE, BE IT

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

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

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

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

Dated: Manhasset, New York

October 7, 2021

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Admin Services Comptroller Parks Department

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. 564 - 2021

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH BOND, SCHOENECK & KING PLLC FOR LEGAL SERVICES.

WHEREAS, the Office of the Town Attorney requires the assistance of special counsel in connection with a litigation matter (the “Services”); and

WHEREAS, the Town Attorney has recommended that the Town enter into an agreement with Bond, Schoeneck & King PLLC, 1010 Franklin Avenue #200, Garden City, New York 11530 (“Counsel”) to provide the Services in consideration of Two Hundred Seventy-Five and 00/100 Dollars (\$275.00) per hour for time expended on the Services by a partner-level attorney and Two Hundred Thirty-Five and 00/100 Dollars (\$235.00) per hour for time expended on the Services by an associate-level attorney (the “Agreement”); and

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

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor be and hereby is authorized 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

October 7, 2021

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney

Comptroller

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. 565 - 2021

A RESOLUTION AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT WITH CASHIN ASSOCIATES, P.C. TO CONDUCT A SHELLFISH SURVEY ON BEHALF OF THE HEMPSTEAD HARBOR PROTECTION COMMITTEE.

WHEREAS, the Town Board (the “Board”) of the Town of North Hempstead (the “Town”) owns and maintains certain areas of the underwater land in Hempstead Harbor (the “Harbor Bottom”) pursuant to the Dongan and Kieft Patents; and

WHEREAS, the Hempstead Harbor Protection Committee (the “Committee”), of which the Town is a member and serves as business agent for, wishes to have Cashin Associates, P.C., 1200 Veterans Memorial Highway, Hauppague, New York 11788 (the “Licensee”), conduct a shellfish survey in Hempstead Harbor between October 8, 2021 and December 31, 2021 along portions of the Harbor Bottom (the “License”); and

WHEREAS, the Board wishes to grant the License and to authorize the Town to execute an agreement with the Licensee for the License (the “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 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

October 7, 2021

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller

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. 566 - 2021

A RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH NELSON POPE VOORHIS FOR DEVELOPMENT OF A MANHASSET BAY WATER QUALITY IMPROVEMENT PLAN.

WHEREAS, the Manhasset Bay Protection Committee (the “Committee”) requires the development of a Manhasset Bay Water Quality Improvement Plan for its water quality monitoring program (the “Services”); and

WHEREAS, the Town’s Director of Purchasing (the “Director”) issued a Request for Proposals (the “RFP”) for the Services on behalf of the Committee; and

WHEREAS, after reviewing and scoring the proposals submitted in response to the RFP, it has been recommended that the Town enter into an agreement, on behalf of and as fiscal agent for the Committee, with Nelson Pope Voorhis, 70 Maxess Road, Melville, New York 11747 to provide the Services in consideration of an amount not to exceed One Hundred Forty-Five Thousand and 00/100 Dollars (\$145,000.00) funded by the committee and grant funding received by the Town for the Services (the “Agreement”); and

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

NOW, THEREFORE, BE IT

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

RESOLVED that the Supervisor is authorized 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 of the Services upon receipt of the duly executed Agreement and certified claims therefore.

Dated: Manhasset, New York

October 7, 2021

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Admin Services Comptroller

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. 567 - 2021

A RESOLUTION AMENDING RESOLUTION NO. 482-2021, ADOPTED SEPTEMBER 2, 2021, AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH HEALTHEQUITY FOR ADMINISTRATION OF A FLEXIBLE SPENDING PROGRAM (TNH 268-2021).

WHEREAS, pursuant to Resolution No. 482-2021, duly adopted on September 2, 2021 (the “Resolution”), the Town Board authorized the execution of an agreement with HealthEquity (the “Contractor”) provide a Flexible Spending Account plan and the administration thereof, for employees of the Town and employees of the Town Solid Waste Management Authority in order to permit employees to contribute, on a pre-tax basis, a portion of their monthly salaries to temporary accounts to be used for the reimbursement of healthcare expenses (the “Services”) for a five (5) year term beginning upon the commencement of the Services; and

WHEREAS, the Director of Purchasing has requested that the Resolution be amended to change the term of the contract for a term beginning on November 1, 2021 and ending on December 31, 2026 (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

October 7, 2021

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney

Purchasing

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. 568 - 2021

A RESOLUTION TERMINATING AN AGREEMENT WITH ATLANTIC COAST DOCK CONSTRUCTION CORP. IN CONNECTION WITH CONSTRUCTION OF FIXED PIER AND FLOATING DOCK AT STEPPING STONE LIGHTHOUSE, DPW PROJECT NO. 17-02R.

WHEREAS, pursuant to Resolution No. 171-2019, adopted on April 9, 2019, the Town Board awarded a bid to Atlantic Coast Dock Construction Corp. in connection with Construction of Fixed Pier and Floating Dock at Stepping Stone Lighthouse, DPW Project No. 17-02R; and

WHEREAS, the Town of North Hempstead (the “Town”) entered into a contract with Atlantic Coast Dock Construction Corp., 17 Alder Drive, Mastic Beach, NY 11951 (“Atlantic Coast”) for Construction of Fixed Pier and Floating Dock at Stepping Stone Lighthouse, DPW Project No. 17-02R (the “Contract”); and

WHEREAS, following numerous conversations with the Town Department of Public Works, Atlantic Coast has been unable to fully comply with the Contract requirements; and

WHEREAS, the Contract allows for termination of the agreement by the Acting Commissioner of the Town Department of Public Works following a vote by this Board; and

WHEREAS, the Acting Commissioner of the Town Department of Public Works has determined that this Contract shall be terminated and has requested that this Board so authorize.

NOW, THEREFORE, BE IT

RESOLVED that the Contract with Atlantic Coast in connection with Construction of Fixed Pier and Floating Dock at Stepping Stone Lighthouse, DPW Project No. 17-02R shall be terminated in accordance with the determination of the Acting Commissioner of the Town Department of Public Works.

Dated: Manhasset, New York

October 7, 2021

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney

DPW

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. 569 - 2021

A RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FROM VARIOUS CAPITAL PROJECTS RESERVE FUNDS.

WHEREAS, the Town Board (the “Board”) of the Town of North Hempstead (the “Town”) has heretofore established a General Fund Capital Projects Reserve Fund and a Part Town Fund Capital Projects Reserve Fund, pursuant to applicable law, for payment on various projects and related expenses; and

WHEREAS, the Town has available funds in the General Fund’s Capital Projects Reserve Fund (the “General Fund Reserve”); and

WHEREAS, the Board desires to transfer monies from the General Fund Reserve, in the amount of \$32,629.00, to various capital accounts for concrete work to take place at the Public Safety building located at 470 Old Westbury Rd, Roslyn Heights; and

WHEREAS, the Town has available funds in the Part Town Fund Capital Projects Reserve Fund (the “Part Town Fund Reserve”); and

WHEREAS, the Board desires to transfer monies from the Part Town Fund Reserve, in the amount of \$105,031.24, to various capital accounts for the funding of the Building Department’s 2022 vehicles allocation; and

WHEREAS, after careful consideration, the Board finds it in the best interests of the Town to transfer monies from the General Fund Reserve and the Part Town Fund Reserve to the accounts as outlined above (collectively the “Transfers”).

NOW, THEREFORE, BE IT

RESOLVED that the Board hereby authorizes the Transfers from the General Fund Reserve and the Part Town Fund Reserve to the accounts as outlined above; and be it further

RESOLVED that the Offices of the Town Attorney and Comptroller are hereby directed to take such action as may be necessary to effectuate the foregoing.

Dated: Manhasset, New York

October 7, 2021

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller

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. 570 - 2021

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

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

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

NOW, THEREFORE, BE IT

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

<u>Claimant</u>	<u>File No.</u>	<u>Amount</u>
Allstate Ins. a/s/o Celine Coles v. TONH	TD-19-0046	\$1,200.00
GEICO a/s/o Madelon Oko v. TONH	TD-20-0066	\$9,192.57

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

Dated: Manhasset, New York

October 7, 2021

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

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. 571 - 2021

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

; 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

October 7, 2021

The vote of the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

Please note that all appointments are pending completion of paperwork and Nassau County Civil Service approval.

Type	Department Name	Employee Name	Employee Title	Employee Rate	Grade/Step	Current Dept #	New Dept #	Current Budget Code #	New Budget Code #	Effective Date
New Hire PT	Parks & Rec Trades Crew	Angelo Tomasino	Laborer 1	\$14.00 hourly	N/A	923600	N/A	A.05.7112.1200	N/A	
New Hire PT	Town Board	Jahnae Harris	Recreation Aide	\$25.00 hourly	N/A	849000	N/A	A.12.1010.1200	N/A	
PT to FT	Department of Public Safety - Code Enforcement	Eric Jimenez	Code Inspector PT to Code Inspector 1	\$20.00 hourly to \$2,453.40 bi-weekly / \$63,789 annually	PT to Grade 20, Step 1	910400	2104000	B.06.3625.1200	B.06.3625.1000	
Seasonal to PT	Department of Highway	Joshua Skidmore	Laborer 1	\$14.00 hourly	N/A	871000	N/A	DA.07.5225.1200	N/A	
Seasonal to PT	Department of Parks and Recreation - Tully	Christopher DiCanio	Lifeguard 1	\$16.00 hourly	N/A	830000	930000	A.05.7181.1200	N/A	
Seasonal to PT	Department of Parks and Recreation - Tully	Aiden Duffy	Lifeguard Trainee	\$16.00 hourly	N/A	830000	930000	A.05.7181.1200	N/A	
Seasonal to PT	Department of Parks and Recreation - Tully	James Linehan	Lifeguard 1	\$16.00 hourly	N/A	830000	930000	A.05.7181.1200	N/A	
Seasonal to PT	Department of Parks and Recreation - Tully	Nicholas Pincay	Lifeguard Trainee	\$16.00 hourly	N/A	830000	930000	A.05.7181.1200	N/A	
Seasonal to PT	Parks & Rec Whitney	Alexander Birnbach	Laborer 1	\$14.00 hourly	N/A	823400	923400	A.05.7185.1200	N/A	
Seasonal to PT w/Title Change	Department of Parks and Recreation - Tully	Audrey Koenig	Lifeguard Trainee to Lifeguard 1	\$16.00 hourly	N/A	830000	930000	A.05.7181.1200	N/A	
Seasonal to PT w/Title Change	Department of Parks and Recreation - Tully	Scott McClellan	Lifeguard Trainee to Lifeguard 1	\$16.00 hourly	N/A	830000	930000	A.05.7181.1200	N/A	
Salary Change	Human Resources	Stephen Mazza	Deputy Commissioner of Human Resources	\$3,180.69 bi-weekly / \$82,697 annually to \$3,276.80 bi-weekly / \$85,197 annually	N/A	122000	N/A	A.04.1310.1000	N/A	10/2/2021
Resignation	Department of Highways	Myles Giannopoulos	Laborer 1	\$22.38 hourly / \$46,540 annually	Grade 9, Step 1	311000	N/A	DA.07.5117.1000	N/A	10/15/2021

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

RESOLUTION NO. 572 - 2021

A RESOLUTION APPROVING THE ACTION OF THE ATLANTIC HOOK & LADDER CO. NO. 1, PORT WASHINGTON, NEW YORK, IN ADDING RYAN LIBRARO TO MEMBERSHIP.

WHEREAS, the Atlantic Hook & Ladder Company No. 1, Port Washington, New York, has advised of adding Ryan Libraro to membership.

NOW, THEREFORE, BE IT

RESOLVED that the action of the Atlantic Hook & Ladder Company No. 1, of 25 Carleton Ave., Port Washington, NY 11050, has advised of adding Ryan Libraro, of 32 Leeds Dr., Port Washington, New York 11050 to membership, and the same hereby is approved and the Town Clerk is directed to record these names in the Minutes of the Town Board.

Dated: Manhasset, New York

October 7, 2021

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Atlantic Hook & Ladder Co. No. 1 Town Attorney Comptroller