

**TOWN OF NORTH HEMPSTEAD  
BOARD MEETING**

**AGENDA**



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**October 27, 2022**

**7:00 PM**

**CONTINUATIONS:**

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

Synopsis: The purpose of the local law is to prohibit the establishment and operation of short-term or transient rentals within the Town to preserve and protect the health, character, safety, and general welfare of the residential and mixed-use neighborhoods where such uses may exist, and to mitigate the adverse effects of short-term rentals. Continued from September 22, 2022. **This hearing will be continued to December 15, 2022.**

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

Synopsis: The purpose of the local law is to amend Article XXIII related to the procedure for revoking a certificate of occupancy or a certificate of existing use. Continued from October 13, 2022.

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

Synopsis: The purpose of the public hearing is to consider amendments to the Town's Tree Policy, which governs the planting and removal of trees and saplings in a public right-of-way and Town-owned public places. Continued from September 22, 2022. **This hearing will be continued to November 17, 2022.**

4. A PUBLIC HEARING TO CONSIDER THE APPROVAL OF THE SALE OF PROPERTY OF THE MANHASSET PARK DISTRICT.

Synopsis: The proposed action is the sale of 61 Locust Street, Manhasset, New York by the Manhasset Park District. Continued from September 22, 2022.

**RESOLUTIONS:**

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

Synopsis: The adoption of this ordinance will establish No Stopping Here to Corner restrictions on the north and south sides of Reid Avenue, east of Mackey Avenue, in Port Washington. Tentative hearing date is November 17, 2022.

6. A RESOLUTION AUTHORIZING A SUPPLEMENTAL APPROPRIATION PURSUANT TO TOWN LAW SECTION 112.
7. A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR WELDING SUPPLIES (TNH041-2022).
8. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH MILBURN FLOORING FOR THE PURCHASE AND INSTALLATION OF FLOORING AT THE NORTH HEMPSTEAD "YES WE CAN" COMMUNITY CENTER, NEW CASSEL.
9. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH SUNBELT RENTALS FOR THE RENTAL OF A COMPRESSOR FOR HARBOR LINKS GOLF COURSE, PORT WASHINGTON.
10. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH SUFFOLK LOCK FOR LOCK REPLACEMENT SERVICES AT MICHAEL J. TULLY PARK, NEW HYDE PARK.
11. A RESOLUTION RATIFYING THE EXECUTION OF AN AGREEMENT WITH THE CROHN'S AND COLITIS FOUNDATION TO HOST A CHARITY EVENT KNOWN AS "GOLD COAST TAKE STEPS" AT NORTH HEMPSTEAD BEACH PARK, PORT WASHINGTON, NEW YORK.
12. A RESOLUTION RATIFYING THE EXECUTION OF A LICENSE AGREEMENT WITH BUTTERCOOKY BAKERY, LLC FOR THE USE OF A PORTION OF A TOWN PARKING LOT.
13. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH HEALTHCARE CONSULTING SERVICES, INC. D/B/A ASSURED DRUG TESTING SERVICES FOR MANDATORY DRUG TESTING SERVICES.
14. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE VETERINARY MEDICAL CENTER OF LONG ISLAND FOR OPHTHALMIC SURGERY AT THE ANIMAL SHELTER.

15. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH COLLINS, GANN, MCCLOSKEY & BARRY PLLC FOR LEGAL SERVICES.
16. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH AN EXCELSIOR ELEVATOR, CORP. FOR ELEVATOR MAINTENANCE SERVICE (TNH045-2020).
17. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH ENERGY MECHANICAL FOR BOILER BREECHING, REPAIR, SERVICE AND NEW CONSTRUCTION (TNH245-2020).
18. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH CUNNINGHAM DUCT CLEANING CO. INC. FOR AIR DUCT, BOILER AND CHIMNEY CLEANING (TNH049-2020).
19. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH INTELLISHIFT FOR GPS SERVICES.
20. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH MEADOW CARTING CORP. FOR THE COLLECTION AND DISPOSAL OF ACCEPTABLE WASTE AND RECYCLABLES IN THE NEW CASSEL GARBAGE DISTRICT.
21. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH JAMAICA ASH & RUBBISH REMOVAL CO. INC. FOR REMOVAL AND DISPOSAL OF ACCEPTABLE WASTE AND RECYCLABLES WITHIN THE NEW HYDE PARK-GARDEN CITY PARK-FLORAL PARK CENTRE GARBAGE DISTRICT.
22. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH GREEN CHIP, INC. FOR THE ACCEPTANCE, REMOVAL AND PROCESSING OF POST-CONSUMER RESIDENTIAL ELECTRONIC WASTE.
23. A RESOLUTION AUTHORIZING THE PURCHASE OF HEAVY DUTY EQUIPMENT FOR HARBOR LINKS GOLF COURSE.
24. A RESOLUTION AMENDING THE TOWN BOARD RULES OF PROCEDURE.
25. A RESOLUTION AUTHORIZING THE COMMISSIONER OF THE DEPARTMENT OF PARKS AND RECREATION TO DESIGNATE RESERVED PARKING SPOTS FOR VETERANS AT TOWN PARKS.
26. A RESOLUTION AUTHORIZING THE TOWN TO PROVIDE EQUIPMENT AND MATERIALS TO THE VILLAGE OF ROSLYN IN CONNECTION WITH AN HONORARY STREET RENAMING.
27. A RESOLUTION AUTHORIZING THE TOWN CLERK TO TRANSMIT TO THE NASSAU COUNTY LEGISLATURE AND THE BOARD OF ASSESSMENT OF THE COUNTY OF NASSAU THE LISTS OF UNPAID WATER RENTS FILED BY

SPECIAL DISTRICTS IN THE TOWN OF NORTH HEMPSTEAD FOR THE PURPOSE OF HAVING SAME LEVIED AGAINST THE PROPERTY LIABLE.

28. A RESOLUTION AUTHORIZING THE COMMENCEMENT OF LITIGATION.
29. 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.
30. A RESOLUTION APPROVING THE ACTION OF THE FLOWER HILL HOSE COMPANY, NO. 1, PORT WASHINGTON, NEW YORK, IN ADDING VICTOR M. VELAZQUEZ TO MEMBERSHIP AND REMOVING BEVAUGH CHARLES AND MATTHEW GIRALDO FROM MEMBERSHIP.

**TABLED ITEMS:**

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**PROPOSED RESOLUTION**

**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. - 2022**

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

NO RESOLUTION.

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**PROPOSED RESOLUTION**

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

**RESOLUTION NO. - 2022**

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

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

**WHEREAS**, a proposed Local Law has been prepared, pursuant to enabling legislation, to amend the Town Code by the adoption of a Local Law amending Chapter 70 of the Town Code entitled "Zoning" in order to allow the Commissioner of Building Safety, Inspection and Enforcement to revoke a certificate of occupancy or a certificate of existing use for commercial properties; 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 4th day of August, 2022, 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 which public hearing was continued to September 22, 2022 and October 27, 2022; and

**WHEREAS**, the Town Board carefully considered the proposed Local Law during the aforesaid seven-day period, conducted said hearing on August 4, 2022, September 22, 2022 and October 27, 2022, with respect to said Local Law, and has afforded all interested persons an opportunity to be heard at the public hearing; and

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

**WHEREAS**, the Commission, by letter dated July 21, 2022, has recommended local determination; and

**WHEREAS**, it is required that a "lead agency" be established to review the action pursuant to the rules and regulations for the 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**, this Board, through action of the Town Department of Planning and Environmental Protection (the “Planning Department”) pursuant to Town Code §20-4, has established itself as lead agency and wishes to render a determination of significance pursuant to the SEQRA regulations; and

**WHEREAS**, the Board has reviewed the determination of the Planning Department, dated July 26, 2022, and the Negative Declaration indicating that the action constitutes an “Unlisted Action” pursuant to Section 617.2(al) of the SEQRA Regulations which will not result in any significant adverse impacts on the environment based upon the analysis set forth in the Short Environmental Assessment Form (the “SEAF”) Parts 1, 2, and 3 (the “Determinations and Negative Declaration”) for the reasons stated in the SEAF; and

**WHEREAS**, the Board wishes to conclude that the action constitutes an “Unlisted Action” pursuant to Section 617.2(al) of the SEQRA Regulations and that it will not result in any significant adverse impacts on the environment; and

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

**NOW, THEREFORE, BE IT**

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

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

**RESOLVED** that this Board hereby authorizes the Planning Department to prepare, file and distribute such documents as may be required pursuant to Section 617.2 of the SEQRA Regulations to effectuate the foregoing determinations and findings made pursuant to the SEQRA Regulations; and be it further

**RESOLVED** that Local Law No. of 2022 be and it hereby is adopted, which Local Law reads as follows:

**TOWN OF NORTH HEMPSTEAD  
LOCAL LAW NO. OF 2022**

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

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

**Section 1. Legislative Intent.**

The Board finds that it is in the best interest of the Town of North Hempstead to amend Chapter 70 of the Town Code entitled “Zoning” in order to allow the Commissioner of Building Safety, Inspection and Enforcement to revoke a certificate of occupancy or a certificate of existing use for commercial properties.

**Section 2.**

Chapter 70 of the Town Code is hereby amended as follows:

**§ 70-223.1 Procedure for revoking certificate of occupancy or certificate of existing use.**

**A. Residential Properties**

**1.** Upon acquiring information that a residential building may be occupied in violation of the certificate of occupancy or certificate of existing use issued therefor, the Commissioner of Building and Safety Inspection and Enforcement shall cause an investigation of the premises to be made and an inspection report to be prepared containing the following:

~~[(1)]~~ **a.** A description of the premises.

~~[(2)]~~ **b.** A statement of the particulars, if any, in which the residence is being used in violation of the certificate of occupancy or certificate of existing use.

~~[(3)]~~ **c.** A description of how such illegal occupancy is creating a hazard to public health and/or safety.

~~[(B-)]~~ **2.** Said report shall be filed in the office of the Department of Building and Safety Inspection and Enforcement.

~~[(C-)]~~ **3.** If the investigation performed pursuant to Subsection ~~[(A)]~~ **1** above confirms that there is violation of the certificate of occupancy or certificate of existing use, the Commissioner of Building and Safety Inspection and Enforcement may cause a written notice to be prepared, which shall contain the following:

~~[(1)]~~ **a.** A description of the premises.

~~[(2)]~~ **b.** A statement of the particulars in which the building is being occupied in violation of the certificate of occupancy or certificate of existing use.

~~[(3)]~~ **c.** An order directing that the occupancy of the building be brought into conformity with the certificate of occupancy or certificate of existing use.

~~[(4)]~~ **d.** An order directing that legal action be commenced by the service of a summary proceeding petition to remove all illegal occupants of the premises within 10 days of the date of personal service or within 15 days of mailing of the written notice and that proof of same be filed with the Commissioner of Building and Safety Inspection and Enforcement not later than five days after the date of such commencement.



~~[(5)]~~ e. The date, time and place of a hearing before the Town Board relative to the subject residence being illegally occupied, which hearing shall be scheduled not less than 30 days from the date of personal service or mailing of the written notice.

~~[(6)]~~ f. A statement that in the event legal action to remove all illegal occupants is not commenced within the required period, the Town Board is empowered and authorized to direct the Commissioner of Building and Safety Inspection and Enforcement to revoke the certificate of occupancy or certificate of existing use and that, if the Town Board takes such action, it will seek a court order removing all persons from occupancy of the residence. In such event, all expenses thereof shall be assessed against the land on which the building is located and the Town shall institute legal action to recover the costs of removing said occupants as well as legal fees and expenses.

~~[D-]~~ 4. The aforementioned written notice shall be served on the owner of record or the owner's executor, legal representative, agent, lessee, or any other person having a vested or contingent interest in the subject property, either personally or by certified mail addressed to the intended recipient's last known address as shown by the records of the Town's Receiver of Taxes or the records in the office of the Nassau County Clerk. In addition, a copy of said notice shall be securely posted on the subject building in a conspicuous location.

~~[E-]~~ 5. In the event that the whereabouts of the owner of the subject property and any other person having an interest therein, as defined in Subsection ~~[D]~~ 4 above, are unknown and cannot be ascertained after the exercise of reasonable diligence by the Commissioner of Building and Safety Inspection and Enforcement, the Commissioner of Building and Safety Inspection and Enforcement shall execute an affidavit to that effect, which shall be filed in the office of the Town Clerk. In such a case, service shall be deemed to have been accomplished by the posting required in Subsection ~~[D]~~ 4 above.

~~[F-]~~ 6. In the event that the owner of the illegally occupied residential building fails or refuses to comply with the order to bring the building into conformity with the certificate of occupancy or certificate of existing use, The Town Board may, after a public hearing, direct the Commissioner of Building and Safety Inspection and Enforcement to revoke the certificate of occupancy or certificate of existing use for said premises and further direct that legal action be commenced to remove all persons occupying said premises therefrom.

## **B. Commercial Properties**

### **1. As used in this Subsection B,**

**a. The term “Commercial Premises” shall mean any premises classified as “class four” pursuant to Section 1802 of the Real Property Tax Law; and**

**b. The term “Occupancy Violation” shall mean the use of a Commercial Premises in violation of the certificate of occupancy or certificate of existing use, which shall be limited to the premises being used for a use, other than a preexisting non-conforming use permitted by Section 70-208 of this Chapter, that is either (i) a prohibited use in the zoning district in which**

the premises is located, (ii) a conditional use in the zoning district in which the premises is located, which use has not been approved for the premises by the Town Board or the Board of Zoning and Appeals or (iii) a use that requires a special permit from the Town Board in the zoning district in which the premises is located, which the Town Board has not granted for the premises, which violation is creating a hazard to public health and/or safety.

2. Upon acquiring information that an alleged Occupancy Violation is being committed, the Commissioner of Building and Safety Inspection and Enforcement shall cause (i) an investigation to be made of the Commercial Premises that is the subject of the alleged Occupancy Violation and (ii) an inspection report to be prepared containing the following:

a. A description of the Commercial Premises.

b. A statement of the particulars, if any, of the alleged Occupancy Violation.

c. A description of how such alleged Occupancy Violation is creating a hazard to public health and/or safety.

3. Said report shall be filed in the office of the Department of Building and Safety Inspection and Enforcement.

4. If the investigation performed pursuant to Subsection 2 above confirms the alleged Occupancy Violation, the Commissioner of Building and Safety Inspection and Enforcement may cause a written notice to be prepared, which shall contain the following:

a. A description of the Commercial Premises.

b. A statement of the particulars of the alleged Occupancy Violation.

c. A description of how such alleged Occupancy Violation is creating a hazard to public health and/or safety.

d. An order directing that the alleged Occupancy Violation be corrected within 30 days of the date of personal service or within 35 days of mailing of the written notice, as described in Subsection 4 below.

e. A statement that in the alleged Occupancy Violation is not corrected, within the required period, a public hearing may be held to consider the revocation of the certificate of occupancy or certificate of existing use.

**5. The aforementioned written notice shall be served on the owner of record or the owner's executor, legal representative, agent, lessee, or any other person having a vested or contingent interest in the Commercial Premises, either personally or by certified mail addressed to the intended recipient's last known address as shown by the records of the Town's Receiver of Taxes or the records in the office of the Nassau County Clerk. In addition, a copy of said notice shall be securely posted on the subject premises in a conspicuous location.**

**6. In the event that the whereabouts of the owner of the Commercial Premises and any other person having an interest therein, as defined in Subsection 5 above, are unknown and cannot be ascertained after the exercise of reasonable diligence by the Commissioner of Building and Safety Inspection and Enforcement, the Commissioner of Building and Safety Inspection and Enforcement shall execute an affidavit to that effect, which shall be filed in the office of the Town Clerk. In such a case, service shall be deemed to have been accomplished by the posting required in Subsection 5 above.**

**7. Notwithstanding any other provision of Subsection 8 below, no public hearing shall be held and no certificate of occupancy or certificate of existing use shall be revoked if the owner of the Commercial Premises at which the Occupancy Violation is allegedly being committed remediates the hazard to public health and/or safety stated in the notice to the owner as stated in Subsection 4(c) above within the time stated in such notice and to the reasonable satisfaction of the Commissioner of Building Safety, Inspection and Enforcement.**

**8. In the event that the owner of the Commercial Premises that is the subject of the alleged Occupancy Violation fails or refuses to comply with the order to correct the Occupancy Violation within the required period, the Commissioner of Building and Safety Inspection and Enforcement shall send a separate notice bearing the date, time and place of a hearing before the Town Board relative to the Commercial Property that is the subject of the alleged Occupancy Violation. Such hearing notice shall be served pursuant to Subsection 5 or 6 above, as the case may be. The hearing shall be scheduled not more than 20 and not less than 10 days from the date of personal service or certified mailing of the hearing notice or posting. The Town Board may, after a public hearing and upon the basis of substantial evidence of the Occupancy Violation presented at the public hearing, direct the Commissioner of Building and Safety Inspection and Enforcement to revoke the certificate of occupancy or certificate of existing use for said premises.**

### **Section 3.**

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

and; be it further

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

### **NOTICE OF ADOPTION**

**PLEASE TAKE NOTICE** that pursuant to the provisions of Article 9 of the New York State Constitution, the Municipal Home Rule Law, and the Town Law, at a meeting of the Town Board duly held on October 27, 2022, Local Law No. of 2022 was adopted. The local law amends Chapter 70 of the Town Code entitled “Zoning” in order to allow the Commissioner of Building Safety, Inspection and Enforcement to revoke a certificate of occupancy or a certificate of existing use for commercial properties.

**Dated:** Manhasset, New York

October 27, 2022

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

**TOWN CLERK**

**Dated:** Manhasset, New York

October 27, 2022

The vote on the foregoing resolution was recorded as follows:

Ayes:

Nays:

cc: Town Attorney

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**PROPOSED RESOLUTION**

**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. - 2022**

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

NO RESOLUTION.

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**PROPOSED RESOLUTION**

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

**RESOLUTION NO. - 2022**

**A PUBLIC HEARING TO CONSIDER THE APPROVAL OF THE SALE OF PROPERTY OF THE MANHASSET PARK DISTRICT.**

NO RESOLUTION.

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**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. 554 - 2022**

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

**WHEREAS**, a recommendation has been made for the rescission and adoption of an ordinance affecting Reid Avenue, 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 17th day of November 2022, at 7:00 o'clock in the evening for the purpose of considering the adoption of the following ordinance:

**PROPOSAL:**

**ADOPT:**

1. REID AVENUE – NORTH SIDE – NO STOPPING HERE TO CORNER  
From the east curb line of Mackey Avenue, east, for a distance of 45 feet.
2. REID AVENUE – SOUTH SIDE – NO STOPPING HERE TO CORNER  
From the east curb line of Mackey Avenue, east, for a distance of 25 feet.

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

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

**Dated:** Manhasset, New York

October 27, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney, Public Safety, Comptroller, Traffic Safety



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

**RESOLUTION NO. 555 - 2022**

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

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

**WHEREAS**, the Office of the Comptroller has requested that the Board authorize a supplemental appropriation in year 2022 (the “Supplemental Appropriation”) as follows: \$3,204,393.08 in unclassified fund balance to be recorded to revenue line DA.2770 with the offsetting expense to be recorded to expense code DA.07.5220.4620, for the payment of a legal judgment; and

**WHEREAS**, the Board wishes to authorize the Supplemental Appropriation.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Board hereby authorizes the Supplemental Appropriation in year 2022 as requested by the Comptroller; and be it further

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

**Dated:** Manhasset, New York

October 27, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney, Comptroller, Clerk

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

**RESOLUTION NO. 556 - 2022**

**A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR WELDING SUPPLIES (TNH041-2022).**

**WHEREAS**, the Director of Purchasing (the “Director”) has solicited bids for welding supplies; 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 be and is hereby authorized; and be it further

**RESOLVED** that the Supervisor, or her designee, be and hereby is authorized and directed to execute, 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

October 27, 2022

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

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

Nays: None.

cc: Town Attorney, Comptroller, Purchasing

TNH041-2022 Welding Supplies and Repair Services			Robinson's Industrial Gas & Equipment Corp. 920 Lincoln Ave, suite 14 Holbrook, NY 11741 Kevin Rubenstrunk <a href="mailto:Kevin@Robinsonsoxygen.com">Kevin@Robinsonsoxygen.com</a> (631)289-1982	
Item	Description	Unit Being Priced	Unit Price	
1	SERVICE: FOR REPAIR OF ALL WELDING EQUIPMENT & TORCHES PER HOUR	Hourly Rate	\$95.00	N/A
2	MISCELLANEOUS WELDING OR WELDING REPAIR SUPPLIES OKI welding machine supply or other catalog (please specify)	Discount off List Price	28%	N/A
			Unit Price	Additional Monthly Rental Fee (If applicable)
3	ARGON TANKS	Approximately:		
a)	Industrial Small	60 CU FT.	16.00	4.00
b)	Industrial Medium	120 CU FT.	18.00	4.00
c)	Industrial Large	300 CU FT.	25.00	4.00
	<i>*Specify exact tank size provided for each</i>			
4	STARGON TANKS			
a)	300 CU FT.	Each	25.00	4.00
	<i>*Specify exact tank size provided for each</i>			
5	CARBON DIOXIDE- CO2			
a)	50 LB. tank	Each	15.00	4.00
6	BEVERAGE TANKS	Approximately:		
a)	Nitro/Co2 G-mix L	60 CU FT.	15.00	4.00
	<i>*Specify exact tank size provided for each</i>			
7	LIQUID PROPANE			
a)	20 lb. tank	Each	20.00	4.00
b)	30 lb. tank	Each	30.00	4.00
c)	33 lb. tank	Each	30.00	4.00
d)	40 lb. tank	Each	35.00	4.00
e)	100 lb. tank	Each	100.00	4.00
	<i>*Specify exact tank size provided for each</i>			
8	NITROGEN TANKS	Approximately:		
a)	Industrial Small	80 CU FT.	10.00	4.00
b)	Industrial Medium	125 CU FT.	12.00	4.00
c)	Industrial Large	200 CU FT.	15.00	4.00
	<i>*Specify exact tank size provided for each</i>			

<b>TNH041-2022</b> <b>Welding Supplies and Repair Services</b>			Robinson's Industrial Gas & Equipment Corp. 920 Lincoln Ave, suite 14 Holbrook, NY 11741 Kevin Rubenstrunk <a href="mailto:Kevin@Robinsonsoxygen.com">Kevin@Robinsonsoxygen.com</a> (631)289-1982	
<b>9</b>	<b>ACETYLENE</b>	Approximately:		
a)	Industrial Small	40 CU FT.	<b>20.00</b>	<b>4.00</b>
b)	Industrial Medium a	100 CU FT.	<b>65.00</b>	<b>4.00</b>
c)	Industrial Medium b	200 CU FT.	<b>75.00</b>	<b>4.00</b>
d)	Industrial Large	300 CU FT.	<b>99.99</b>	<b>4.00</b>
e)	Industrial Extra Large	738 CU FT.		
	<i>*Specify exact tank size provided for each</i>			
<b>10</b>	<b>OXYGEN - O2</b>	Approximately:		
a)	Extra Small	40 CU FT.	<b>8.50</b>	<b>4.00</b>
b)	Small	60 CU FT.	<b>10.00</b>	<b>4.00</b>
c)	Medium	150 CU FT.	<b>12.00</b>	<b>4.00</b>
d)	Large	255 CU FT.	<b>15.00</b>	<b>4.00</b>
	<i>*Specify exact tank size provided for each</i>			
<b>11</b>	<b>AWS E 7014 ELECTRODES</b>			
a)	3/32"	50 LB. BOX	<b>136.50</b>	
b)	1/8"	50 LB. BOX	<b>131.60</b>	
c)	3/16"	50 LB. BOX	<b>131.60</b>	
d)	5/32"	50 LB. BOX	<b>131.60</b>	
<b>12</b>	<b>AWS E 7018 ELECTRODES</b>			
a)	3/32"	50 LB. BOX	<b>127.40</b>	
b)	1/8"	50 LB. BOX	<b>123.90</b>	
c)	3/16"	50 LB. BOX	<b>123.90</b>	
d)	5/32"	50 LB. BOX	<b>123.90</b>	
<b>13</b>	<b>AWS E 6011 ELECTRODES</b>			
a)	3/32"	50 LB. BOX	<b>128.10</b>	
b)	1/8"	50 LB. BOX	<b>125.30</b>	
c)	3/16"	50 LB. BOX	<b>125.30</b>	
d)	5/32"	50 LB. BOX	<b>125.30</b>	
<b>14</b>	<b>AWS E 6013 ELECTRODES</b>			
a)	3/32"	50 LB. BOX	<b>124.60</b>	
b)	1/8"	50 LB. BOX	<b>121.80</b>	
c)	3/16"	50 LB. BOX	<b>121.80</b>	
d)	5/32"	50 LB. BOX	<b>121.80</b>	
<b>15</b>	<b># 55 NICKEL CAST ELECTRODES</b>			
a)	3/32"	LB.	<b>19.46</b>	
b)	1/8"	LB.	<b>19.36</b>	
c)	3/16"	LB.	<b>19.36</b>	
d)	5/32"	LB.	<b>19.36</b>	

<b>TNH041-2022</b> <b>Welding Supplies and Repair Services</b>			Robinson's Industrial Gas & Equipment Corp. 920 Lincoln Ave, suite 14 Holbrook, NY 11741 Kevin Rubenstrunk <a href="mailto:Kevin@Robinsonsoxygen.com">Kevin@Robinsonsoxygen.com</a> (631)289-1982	
16	MIG WIRE: PER 44 LB SPOOL			7056
a)	HB - 28 .035	44 LBS.		99.18
b)	HB - 28 .045	33 LBS.		75.08
c)	HB - 25 .035	33 LBS.		
17	ALUMINUM WIRE			C)4043
a)	ALUMINIUM MIG WIRE # 4043- SPOOL, 3/64" DIAMET	16 LB.		130.59
b)	ALUMINIUM MIG WIRE # 4043 SPOOL, 0.030 DIAMET	LB.		9.50
c)	ALUMINIUM MIG WIRE # 5356 SPOOL, 0.035 DIAMET	LB.		9.10
18	ALUMINUM ELECTRODE RODS- E4043			
a)	3/32"	LB.		7.75
b)	1/8"	LB.		7.65
19	STAINLESS STEEL WELDING RODS- 308L			
a)	3/32"	LB.		6.50
b)	1/8"	LB.		6.46
20	STAINLESS STEEL WELDING RODS- 309L			
a)	3/32"	LB.		8.18
b)	1/8"	LB.		8.18
21	STAINLESS STEEL WELDING RODS- 316L			
a)	3/32"	LB.		8.58
b)	1/8"	LB.		8.50
22	BRAZING RODS - PER LB.			RG45
a)	1/8"	LB.		2.78
b)	1/16"	LB.		2.95
23	COPPER COATED GAS WELDING RODS			
a)	1/8"	LB.		N/A
b)	1/16"	LB.		4.25
24	HOBART TYPE # 447C WELDING RODS , OR EQ.			
	1/16" , COST PER LB.	LB.		N/A
25	SOAP STONES	GROSS		43.76
	NOTES:			
1)	All prices must include shipping.			
2)	Bid will be valid for 3 years. Town may, at its sole discretion, extend the contract for 2 additional 1 year terms.			

TNH041-2022- Welding Supplies and Repair Services	
<b>Winning Vendor</b>	<b>Items won</b>
Robinson's Industrial Gas & Equipment Corp.	
920 Lincoln Ave, suite 14	
Holbrook, NY 11741	<b>All items</b>
Kevin Rubenstrunk	
Kevin@Robinsonsoxygen.com	
(631)289-1982	



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

**RESOLUTION NO. 557 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH MILBURN FLOORING FOR THE PURCHASE AND INSTALLATION OF FLOORING AT THE NORTH HEMPSTEAD "YES WE CAN" COMMUNITY CENTER, NEW CASSEL.**

**WHEREAS**, the Town of North Hempstead (the "Town") requires the services of a contractor to provide and install new flooring in certain areas of the North Hempstead "Yes We Can" Community Center in New Cassel, New York (the "Services"); and

**WHEREAS**, the Director of Purchasing (the "Director") has recommended that the Town enter into an Agreement with Milburn Flooring, 20 35th Street, Copiague, New York 11726 (the "Contractor") to perform the Services in consideration of an amount not to exceed Twenty-One Thousand Nine Hundred Forty-One and 10/100 Dollars (\$21,941.10) (the "Agreement"), the terms of which Agreement shall be in accordance with the provisions of the agreement between the New York State Office of General Services and the Contractor, contract #PGB23200 entitled "Group 20600- Floor Coverings and Related Services"; and

**WHEREAS**, under New York General Municipal Law §104, the Town is authorized to contract for purchases and services through the New York State Office of General Services; and

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

**NOW, THEREFORE, BE IT**

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

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

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

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

**Dated:** Manhasset, New York

October 27, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney, Parks, Comptroller, Purchasing

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**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. 558 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH SUNBELT RENTALS FOR THE RENTAL OF A COMPRESSOR FOR HARBOR LINKS GOLF COURSE, PORT WASHINGTON.**

**WHEREAS**, the Town of North Hempstead Department of Parks and Recreation (the “Department”) requires the rental of an air compressor to clear the irrigation system at Harbor Links Golf Course in Port Washington (the “Equipment”); and

**WHEREAS**, the Director of Purchasing (the “Director”) has recommended that the Town rent the Equipment from Sunbelt Rentals, Inc., 40 Charlotte Avenue, Hicksville, New York 11802 in consideration of an amount not to exceed Two Thousand Five Hundred One and 20/100 Dollars (\$2,501.20) (the “Rental”); and

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

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Rental be and is hereby authorized; and be it further

**RESOLVED**, that the Supervisor or her designee be and hereby is authorized to execute any agreement necessary to effectuate the Rental; and be it further

**RESOLVED**, that the Office of the Town Attorney be and hereby is authorized to supervise the negotiation and execution of any agreement necessary to effectuate the Rental; and be it further

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

**Dated:** Manhasset, New York

October 27, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney, Comptroller

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

**RESOLUTION NO. 559 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH SUFFOLK LOCK FOR LOCK REPLACEMENT SERVICES AT MICHAEL J. TULLY PARK, NEW HYDE PARK.**

**WHEREAS**, the Town of North Hempstead (the “Town”) requires lock replacement services at Michael J. Tully Park, New Hyde Park (the “Services”); and

**WHEREAS**, the Director of Purchasing (the “Director”) solicited two (2) quotes for the Services, in accordance with the Town’s Procurement Policy; and

**WHEREAS**, SL Security Pros, d/b/a/ Suffolk Lock & Security Professionals, 430 West Montauk Highway, Lindenhurst, New York 11757 (“the Contractor”) submitted the lowest quote, proposing to perform the Services in consideration of an amount not to exceed Two Thousand Fifty-Five and 64/100 Dollars (\$2,055.64) for one of the locks not listed on a New York State Office of General Services (“NYSOGS”) contract and an amount not to exceed Two Thousand Six Hundred Twenty-Nine and 58/100 Dollars (\$2,629.58) for the other lock consistent with NYSOGS contract “Group 77201 – Intelligent Facility & Security Systems and Solutions (Statewide)” (the “Contract Amount”); and

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

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

**NOW, THEREFORE, BE IT**

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

**RESOLVED** that the Supervisor or her designee 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 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 27, 2022

The vote on the foregoing resolution was recorded as follows:

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

**Nays:** None.

**cc:** Town Attorney, Parks

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**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. 560 - 2022**

**A RESOLUTION RATIFYING THE EXECUTION OF AN AGREEMENT WITH THE CROHN'S AND COLITIS FOUNDATION TO HOST A CHARITY EVENT KNOWN AS "GOLD COAST TAKE STEPS" AT NORTH HEMPSTEAD BEACH PARK, PORT WASHINGTON, NEW YORK.**

**WHEREAS**, the Crohn's and Colitis Foundation (the "Licensee"), requested a license to use a portion of North Hempstead Beach Park, Port Washington, for the purposes of hosting a charity event known as "Gold Coast Take Steps" on Sunday, October 23, 2022 from 7:00 A.M. through 5:00 P.M., with site preparation and set up to take place on Saturday, October 22, 2022 from 4:00 P.M. thorough 12:00 A.M., in consideration of payment to the Town in the amount of Two Thousand Three Hundred Twenty-Five and 00/100 Dollars (\$2,325.00) (the "Use"); and

**WHEREAS**, the Town granted the Licensee a license for the Use (the "License") and executed a license agreement with the Licensee for the License (the "Agreement"); and

**WHEREAS**, this Board wishes to ratify the grant of the License and the execution of the Agreement.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the grant of the License be and hereby is ratified; and be it further

**RESOLVED** that the execution of the Agreement be and hereby is ratified; and be it further

**RESOLVED**, that the Agreement be placed on file with the Office of the Town Clerk.

**Dated:** Manhasset, New York

October 27, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney, Comptroller, Parks



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

**RESOLUTION NO. 561 - 2022**

**A RESOLUTION RATIFYING THE EXECUTION OF A LICENSE AGREEMENT WITH BUTTERCOOKY BAKERY, LLC FOR THE USE OF A PORTION OF A TOWN PARKING LOT.**

**WHEREAS**, the Town of North Hempstead (the “Town”) owns certain real property known as the parking lot in the rear of 200 Plandome Road, Manhasset, New York (the “Town Lot”) which is used for parking for Town employees (the “Premises”); and

**WHEREAS**, Buttercooky Bakery, LLC, 140 Plandome Road, Manhasset, New York 11030 (the “Licensee”) requested that the Town allow it to use approximately three (3) parking spaces in the southwest-most portion of the Town Lot for the temporary installation and maintenance of a shipping container for the storage of tables and chairs during interior construction of Licensee’s business for a period of four (4) weeks in consideration of payment in an amount not to exceed Five Hundred Forty and 00/100 Dollars (\$540.00) (the “Use”); and

**WHEREAS**, the Town granted the Licensee a license for the Use (the “License”) and executed a license agreement with the Licensee for the License (the “Agreement”); and

**WHEREAS**, this Board wishes to ratify the grant of the License and the execution of the Agreement.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the grant of the License be and hereby is ratified; and be it further

**RESOLVED** that the execution of the Agreement be and hereby is ratified; and be it further

**RESOLVED** that the Agreement be placed on file with the Office of the Town Clerk.

**Dated:** Manhasset, New York

October 27, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney, Comptroller, Public Safety

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

**RESOLUTION NO. 562 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH HEALTHCARE CONSULTING SERVICES, INC. D/B/A ASSURED DRUG TESTING SERVICES FOR MANDATORY DRUG TESTING SERVICES.**

**WHEREAS**, the Town requires a vendor to administer mandatory drug testing (the “Services”); and

**WHEREAS**, the Director of Purchasing has recommended that the Town Board authorize the execution of a professional services agreement with Healthcare Consulting Services, Inc. d/b/a Assured Drug Testing Services, 974 Little East Neck Road, West Babylon, New York 11704 (the “Contractor”) to provide the Services on as an needed basis for a term beginning October 28, 2022 and ending December 31, 2023, in consideration of payment by the Town based on a schedule of prices in an amount not to exceed Nineteen Thousand Five Hundred and 00/100 Dollars (\$19,500.00) (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 hereby is authorized; and be it further

**RESOLVED** that the Supervisor or her designee 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 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 27, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney, Comptroller

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

**RESOLUTION NO. 563 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE VETERINARY MEDICAL CENTER OF LONG ISLAND FOR OPHTHALMIC SURGERY AT THE ANIMAL SHELTER.**

**WHEREAS**, the Town requires a veterinarian to perform ophthalmic surgery on an animal that is in the possession of the Town's Animal Shelter (the "Services"); and

**WHEREAS**, the Director of Purchasing has recommended that the Town Board authorize the execution of a professional services agreement with Veterinary Medical Center of Long Island, 75 Sunrise Highway, West Islip, New York 11795 to provide the Services in consideration of an amount not to exceed Three Thousand One Hundred Fifty-Four and 00/100 Dollars (\$3,154.00) (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 hereby is authorized; and be it further

**RESOLVED** that the Supervisor or her designee 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 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 27, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: Councilperson Walsh.

cc: Town Attorney, Comptroller

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

**RESOLUTION NO. 564 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH COLLINS, GANN, MCCLOSKEY & BARRY PLLC FOR LEGAL SERVICES.**

**WHEREAS**, the Office of the Town Attorney (“Town Attorney”) requires special legal counsel to handle a proceeding under the Agriculture and Markets Law on behalf of the Town Attorney (the “Services”); and

**WHEREAS**, the Town Attorney has recommended that the Town enter into an agreement with Collins, Gann, McCloskey & Barry PLLC, 138 Mineola Boulevard, Mineola, New York 11501 (“Counsel”) to provide the Services to be paid at the rate of Two Hundred Fifty and 00/100 Dollars (\$250.00) per hour (the “Agreement”); and

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

**NOW, THEREFORE, BE IT**

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

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

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

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

**Dated:** Manhasset, New York

October 27, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney, Comptroller



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

**RESOLUTION NO. 565 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH AN EXCELSIOR ELEVATOR, CORP. FOR ELEVATOR MAINTENANCE SERVICE (TNH045-2020).**

**WHEREAS**, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with An Excelsior Elevator, Corp., 640 Main Street, Westbury, NY 11590, to provide elevator maintenance services (the “Original Agreement”); and

**WHEREAS**, the Original Agreement contained the option to renew the Original Agreement for two (2) additional one (1) year periods (the “Options”); and

**WHEREAS**, the Director of Purchasing (the “Director”) has recommended that the Town amend the Original Agreement to exercise the first of these Options to extend the term of the Agreement for an additional one (1) year period, commencing on December 18, 2022 and terminating on December 19, 2023 (the “Amendment”); and

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

**NOW, THEREFORE, BE IT**

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

**RESOLVED** the Supervisor or her designee is authorized and directed to execute, on behalf of the Town, the Amendments, all as more particularly set forth in a copy of the Amendments, 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 Amendments; and be it further

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

**Dated:** Manhasset, New York

October 27, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney, Comptroller

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

**RESOLUTION NO. 566 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH ENERGY MECHANICAL FOR BOILER BREECHING, REPAIR, SERVICE AND NEW CONSTRUCTION (TNH245-2020).**

**WHEREAS**, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with Energy Mechanical Inc., 99 Milbar Blvd., Farmingdale, New York 11735 (the “Contractor”), for boiler breeching, repair, service and new construction (the “Services”); and

**WHEREAS**, the Original Agreement contained the option to renew the Original Agreement for a one (1) additional one (1) year period with the same terms and conditions, including price (the “Option”); and

**WHEREAS**, the Director of Purchasing (the “Director”) has recommended that the Town amend the Original Agreement to exercise the Option to extend the term of the Original Agreement for an additional one (1) year period commencing on December 18, 2022 and terminating on December 17, 2023 (the “Amendment”); and

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

**NOW, THEREFORE, BE IT**

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

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

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

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

**Dated:** Manhasset, New York

October 27, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney, Comptroller

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

**RESOLUTION NO. 567 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH CUNNINGHAM DUCT CLEANING CO. INC. FOR AIR DUCT, BOILER AND CHIMNEY CLEANING (TNH049-2020).**

**WHEREAS**, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with Cunningham Duct Cleaning Co., Inc., 869 Sylvan Avenue, Bayport, New York 11705 (the “Contractor”), for air duct, boiler, and chimney cleaning (the “Services”); and

**WHEREAS**, the Original Agreement contained the option to renew the Original Agreement for two (2) additional one (1) year periods (the “Options”); and

**WHEREAS**, the Director of Purchasing (the “Director”) has recommended that the Town amend the Original Agreement to exercise the first Option to extend the term of the Agreement for an additional one (1) year period commencing on December 18, 2022 and terminating on December 17, 2023 (the “Amendment”); and

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

**NOW, THEREFORE, BE IT**

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

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

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

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

**Dated:** Manhasset, New York

October 27, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney, Comptroller

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

**RESOLUTION NO. 568 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH INTELLISHIFT FOR GPS SERVICES.**

**WHEREAS**, pursuant to a resolution, duly adopted by this Board, the Town of North Hempstead (the “Town”) entered into an agreement with Intellishift (formerly known as Vehicle Tracking Solutions, LLC), 152 Veterans Memorial Highway, Commack, New York, 11725 (the “Contractor”), to provide GPS monitoring for Town-owned vehicles (the “Original Agreement”); and

**WHEREAS**, the Commissioner of the Department of Information Technology and Telecommunications has recommended that the Town amend the Original Agreement to extend the term of the Agreement for a six (6) month period, commencing retroactively on October 4, 2022 and terminating on April 3, 2023 (the “Amendment”); and

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

**NOW, THEREFORE, BE IT**

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

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

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

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

**Dated:** Manhasset, New York

October 27, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney, Comptroller, DOITT



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

**RESOLUTION NO. 569 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH MEADOW CARTING CORP. FOR THE COLLECTION AND DISPOSAL OF ACCEPTABLE WASTE AND RECYCLABLES IN THE NEW CASSEL GARBAGE DISTRICT.**

**WHEREAS**, the Town has previously entered into an Agreement, as amended (the “Agreement”) with Meadow Carting Corp., 581 Dickens Street, Westbury, NY 11590 (“Meadow”) to collect acceptable waste and recyclables in the New Cassel Garbage District (the “District”), which Agreement will expire on December 31, 2022; and

**WHEREAS**, the Agreement provides the Town an option to extend the term of the Agreement for two (2) additional (1) years periods; and

**WHEREAS**, the Town desires to exercise the second option, extending the term of the Agreement for an additional one (1) year period commencing January 1, 2023 and ending December 31, 2023, in consideration of payment to Meadow of the sum of One Million Seven Hundred Seventy-Three Thousand Two Hundred Fifty and 00/100 Dollars (\$1,773,250.00), as may be adjusted for changes in the Municipal Solid Waste Rate, Yard Waste Rate and Prevailing Wage Rates as stated in the Agreement, for the one (1) year extension period, payable in monthly installments (the “Amendment”); and

**WHEREAS**, this Board finds it in the best interests of the District to authorize the exercise of the Town’s option and the execution of the Amendment.

**NOW, THEREFORE, BE IT**

**RESOLVED** that this Board, on behalf of the District, hereby authorizes the exercise of the Town’s option to extend the Agreement and further authorizes the execution of the Amendment; and be it further

**RESOLVED** that the Supervisor and Councilpersons as members of the Town Board be and they hereby are authorized to execute the Amendment on behalf of said District, and to take such other action as may be necessary to effectuate the foregoing, copies 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 hereby is authorized and directed to supervise the execution of the necessary contract documents; and be it further

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

**Dated:** Manhasset, New York

October 27, 2022

The vote on the foregoing resolution was recorded as follows:

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

**Nays:** None.

**cc:** Town Attorney, Comptroller, Parks

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

**RESOLUTION NO. 570 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH JAMAICA ASH & RUBBISH REMOVAL CO. INC. FOR REMOVAL AND DISPOSAL OF ACCEPTABLE WASTE AND RECYCLABLES WITHIN THE NEW HYDE PARK-GARDEN CITY PARK-FLORAL PARK CENTRE GARBAGE DISTRICT.**

**WHEREAS**, the Town has previously entered into an agreement, as amended (the “Agreement”) with Jamaica Ash & Rubbish Removal Co. Inc., 172 School Street, Westbury, NY 11590 (“Jamaica”) to collect acceptable waste and recyclables in the New Hyde Park-Garden City Park-Floral Park Centre Garbage District (the “District”), which Agreement expires on December 31, 2022; and

**WHEREAS**, the Agreement provides the Town an option to extend the term of the Agreement for two (2) additional (1) years periods; an

**WHEREAS**, the Town desires to exercise the second option, extending the term of the Agreement for an additional one (1) year period commencing January 1, 2023 and ending December 31, 2023, in consideration of payment to Jamaica of the sum of Two Million Seven Hundred Eleven Thousand Thirty and 00/100 Dollars (\$2,711,030.00), as may be adjusted for changes in the Municipal Solid Waste Rate, Yard Waste Rate and Prevailing Wage Rates as stated in the Agreement, for the one (1) year extension period, payable in monthly installments (the “Amendment”); and

**WHEREAS**, this Board finds it in the best interests of the District to authorize the exercise of the Town’s option and the execution of the Amendment.

**NOW, THEREFORE, BE IT**

**RESOLVED** that this Board, on behalf of the District, hereby authorizes the exercise of the Town’s option to extend the Agreement and further authorizes the execution of the Amendment; and be it further

**RESOLVED** that the Supervisor and Councilpersons as members of the Town Board be and they hereby are authorized to execute the Amendment on behalf of said District, and to take such other action as may be necessary to effectuate the foregoing, copies 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 hereby is authorized and directed to supervise the execution of the necessary contract documents; and be it further

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

**Dated:** Manhasset, New York

October 27, 2022

The vote on the foregoing resolution was recorded as follows:

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

**Nays:** None.

cc: Town Attorney, Comptroller, Parks

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

**RESOLUTION NO. 571 - 2022**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH GREEN CHIP, INC. FOR THE ACCEPTANCE, REMOVAL AND PROCESSING OF POST-CONSUMER RESIDENTIAL ELECTRONIC WASTE.**

**WHEREAS**, pursuant to a resolution, duly adopted by this Board, the Town of North Hempstead (the “Town”) entered into an agreement (the “Original Agreement”) with Green Chip, Inc. (“Green Chip”), 540 Kingsland Avenue, Brooklyn, New York 11222 to provide electronic waste (“EWaste”) acceptance, transportation, processing, recycling and disposal services for EWaste collected from the Town’s Materials Resource Facility and at Stop Throwing Out Pollutants (S.T.O.P.) events; and

**WHEREAS**, the Commissioner of the Town’s Department of Solid Waste Management has requested that this Board authorize an amendment to the Original Agreement to include a payment to Green Chip in an amount not to exceed Two Thousand and 00/100 Dollars (\$2,000.00) for an additional S.T.O.P. event not scheduled in accordance with the Original Agreement (the “Amendment”); and

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

**NOW, THEREFORE, BE IT**

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

**RESOLVED** that the Supervisor or her designee is authorized and directed to execute, 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

**Dated:** Manhasset, New York

October 27, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney, Comptroller, Solid Waste Management

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**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 - 2022**

**A RESOLUTION AUTHORIZING THE PURCHASE OF HEAVY DUTY EQUIPMENT FOR HARBOR LINKS GOLF COURSE.**

**WHEREAS**, the Town of North Hempstead (the “Town”) Department of Parks and Recreation (the “Department”) requires the purchase of a utility tractor, Ventrac tractor and blade cutting units with rollers (the “Purchases”); and

**WHEREAS**, the New York State Office of General Services awarded a contract entitled “Group 40625 – Heavy Duty Equipment” (the “Agreement”) to various vendors including The Toro Company and CNH Industrial America, LLC (the “Contractors”); and

**WHEREAS**, Storr Tractor Company is the authorized reseller for the Contractors in Nassau County; and

**WHEREAS**, under New York General Municipal Law §104, the Town is authorized to contract for purchases through the New York State Office of General Services; and

**WHEREAS**, the Director of Purchasing (the “Director”) has recommended that the Town utilize the Agreement for the Purchases in consideration of amounts not to exceed Thirty-Six Thousand Three Hundred Fifty-Two and 25/100 Dollars (\$36,352.25) for the utility tractor, Forty-Two Thousand Eight Hundred Twelve and 20/100 Dollars (\$42,812.20) for the Ventrac tractor and Twenty-Seven Thousand Four Hundred Eighty-Nine and 60/100 Dollars (\$27,489.60) for the blade cutting units with rollers; and

**WHEREAS**, the Town Board finds it in the best interest of the Town to authorize the use of the contract described above (the “Agreement”) for the Purchases.

**NOW, THEREFORE, BE IT**

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

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

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

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

**Dated:** Manhasset, New York

October 27, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney, Comptroller



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**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. - 2022**

**A RESOLUTION AMENDING THE TOWN BOARD RULES OF PROCEDURE.**

**STRIKE**

**WHEREAS**, Town Law § 63 allows the Town Board to adopt Rules of Procedure (the "Rules");  
and

**WHEREAS**, the Town Board has heretofore adopted such rules and subsequently amended same; and

**WHEREAS**, the Town Board wishes to further amend the Rules, which amendments are shown in Exhibit A attached hereto and made a part hereof (the "Amendments").

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Amendments to the Rules are hereby approved.

**Dated:** Manhasset, New York

October 27, 2022

The vote on the foregoing resolution was recorded as follows:

Ayes:

Nays:

**TOWN BOARD  
RULES OF PROCEDURE**

**Article 1: Declaration of Intent**

It is the intent of this Town Board that its meetings and public hearings be conducted in as efficient a manner as practicable. It is also this Town Board=s intention that participants recognize the importance of the business being conducted, and the importance of basic courtesy, respect and decorum in the Board=s proceedings. These Rules of Procedure are intended to encourage efficiency and courtesy in the conduct of the business of the people of this Town.

**Article 2: Definitions**

For the purposes of this resolution,

- A. ACalendar@ means a list or schedule of resolutions or other legislative items for consideration or disposition, or an agenda.
- B. AMembers@ means members of the Town Board, comprising the Town Supervisor and the Council members.
- C. AReserve decision@ means to refrain from taking a final vote or other disposition on a proposal until a future date.
- D. ATown Board@ means the Town Supervisor and the Council members.
- E. ATown Law@ means the New York State Town Law.
- F. “Urgent or of an emergency nature” means a pressing or critical situation that poses or may pose an immediate risk to, or have an immediate negative impact upon, health, life, safety, property, economy, environment or Town governance requiring prompt action or attention. For purposes of this definition, a resolution approving the action of a fire company to add to, or remove from, membership shall be deemed urgent.

**Article 3: Scope**

These Rules of Procedure shall apply to all meetings and public hearings of the Town Board and of all special districts or other bodies for which the Town Board serves as Commissioners, Directors or Trustees.

**Article 4: Conditions of Meetings and Hearings**

- A. Location of Meetings. All meetings and public hearings of the Town Board shall, unless otherwise specified in public notices, be held in the Main Hearing Room on the second floor of Town Hall, 220 Plandome Road, Manhasset, New York. By a majority vote, and with appropriate public notice, the Town Board may designate alternative meeting

and public hearing locations within the Town, or use videoconferencing when authorized by local law adopted by the Town Board and in accordance with Section 103-a of the Public Officers Law, or authorize meetings to be held remotely by conference call or similar service when authorized by New York State law.

- B. Time of Meetings. Meetings and hearings of the Town Board, unless otherwise specified in public notices, shall begin at 7:00 p.m. Special or emergency meetings may be scheduled between 8:00 a.m. and 8:00 p.m.
- C. Time limits of Meetings. In the event that a public hearing continues beyond 12:00 midnight, the Board shall reserve decision, unless by majority vote the Town Board determines that delay is not in the public interest.
- D. Quorum. Four or more members of the Town Board, **physically** present at a meeting or hearing, constitute a quorum. If no quorum is present, no official votes on any resolution or local law may be taken, and the meeting may be adjourned on the motion of one member of the Town Board.
- E. Actions. No action, resolution, local law or ordinance shall be adopted without the affirmative vote of a majority of Members then in office.

#### **Article 5: Organization of the Town Board**

- A. If present, the Supervisor shall preside at all meetings and hearings of the Town Board. If the Supervisor is absent, the Deputy Supervisor shall preside. If both the Supervisor and the Deputy Supervisor are absent, the members present shall select by majority vote a presiding officer for the meeting or hearing. The Supervisor may, in the course of a meeting or hearing, temporarily designate another Member as acting presiding officer.
- B. During meetings or hearings, the Town Attorney or his/her designee shall act as counsel to the Town Board and as Parliamentarian.
- C.
  - (1) During meetings or hearings, the Town Clerk shall act as secretary of the Town Board.
  - (2) Notwithstanding any other responsibilities pursuant to state law, the Town Clerk shall be responsible for keeping summary minutes, including a written record of all proceedings and votes, and for maintaining and publishing such records. The minutes shall be made available to the public by the Town Clerk within seven calendar days of any meeting or hearing.
  - (3) A certified stenographic reporter shall be present to record a precise transcript of all proceedings. The transcript shall be made available to the public by the Town Clerk within twenty-one calendar days of any meeting or hearing.

**Article 6: Calendar of the Town Board**

- A. The Town Attorney shall be responsible for preparation of the Calendar of each Town Board meeting. The Calendar shall include all items properly submitted to the Town Attorney in accordance with this Article. Each item on the Calendar shall include a synopsis of the item's effect in plain English, where the caption is not otherwise clear.
- B. Members wishing to place resolutions or other legislation on a Town Board Calendar shall submit a memorandum in writing, electronically through the agenda management system utilized by the Town, to the Town Attorney or the Town Attorney's designee with appropriate descriptions and support materials attached. The memorandum shall include a suggested synopsis for the calendar which explains in plain English the effect of the proposal. Such memorandum shall be submitted not later than 5 p.m. on the fourteenth calendar day prior to a scheduled Town Board meeting. Applications for approval of a site plan must demonstrate compliance with the Long Island Workforce Housing Act, where applicable.

The Town Attorney shall prepare in proper form for consideration by the Town Board any resolution or other legislation submitted in such manner.

If a proposed item is not in proper form, or if the submission is otherwise insufficient, the Town Attorney's office shall notify the Member making the proposal in writing within three business days of its receipt by the Town Attorney as to the nature of the deficiency and, upon request, shall assist said Member in making the necessary corrections.

- C. No resolution or other legislation shall be placed on the Calendar of any meeting without the written request of a Member, **except that a Department Head may submit a resolution request on behalf of a Member. Any resolution request submitted by a Department Head shall identify the Member on whose behalf the item is submitted. For all purposes herein, an item submitted by a Department Head shall be deemed to have been submitted by the Member.**
- D. Members, and their designees, shall be notified contemporaneously upon the submission of each and every item submitted through the electronic agenda management system. Members, and their designees, shall at all times have equal and unrestricted access to view all Calendars and all backup materials for any prior or future meeting of the Town Board, including draft Calendars. No Member or their designee shall have access to the electronic agenda management system that is not the same as any other Member. Only the Town Attorney or his/her designee shall have the authority to delete Calendar items.
- E. Not later than 5PM on the third calendar day<sup>1</sup> prior to a scheduled meeting, the Town Attorney shall make available to each Member and the Town Clerk, the Calendar in its

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

final form, together with all backup materials, and a copy of each resolution or other legislation which has been placed on a Calendar, except that a proposed Local Law must be placed on the desk of each member not less than seven (7) calendar days, exclusive of Sunday, prior to its final passage or otherwise delivered to each of the Members in accordance with Municipal Home Rule Law Section 20(4).

F. The Member who submitted the written request that a resolution or other legislation be placed on the Calendar may withdraw the request and remove the item from consideration at any time prior to the call to order of the meeting. The Supervisor will announce the change in the Calendar at the appropriate time pursuant to Article 7.

G. Urgent or Emergency Matters.

(1) **Items submitted after filing deadline but prior to posting Calendar.**

Additional resolutions or legislation considered urgent or of an emergency nature may be added to the Calendar after 5 p.m. on the fourteenth calendar day prior to a scheduled Town Board meeting, but prior to the Calendar being publicly posted, in the following manner:

(a) If the resolution is to schedule a matter for a Public Hearing at a future date or to approve the action of a fire company to add to, or remove from, membership, it may be added by any member; or

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

The request shall be submitted in writing, electronically through the agenda management system, and shall identify the Member(s) making the request, together with an explanation identifying the urgent or emergency nature. Such resolutions or legislation will be added at the end of the Calendar.

(2) **Items submitted after Calendar posting.**

Once a regular meeting Calendar has been publicly posted, additional resolutions or legislation considered urgent or of an emergency nature (also referred to as an “added starter” resolution) may be added to the Calendar after the Calendar is publicly posted, including after commencement of any meeting, by the Town Supervisor or by a majority vote of the Town Board, only in an extraordinary circumstance, provided that no local law may be adopted by emergency by the Town Board except in accordance with Municipal Home Rule Law Section 20(4). Added resolutions or legislation will be added to the end of the Calendar. Except where impracticable, a resolution or legislation sought to be added to the Calendar under this section shall be distributed to all Members, the Town Clerk and the Town Attorney, not later than three hours prior to the scheduled start of the Town Board meeting.

The request shall be submitted in writing, electronically through the agenda management system, and shall identify the Member(s) making the request, together with a statement

DRAFT PROPOSED AMENDMENT: October 20, 2022

identifying: (i) the urgent or emergency nature; and (ii) the extraordinary circumstance.

As used in this section, “extraordinary circumstance” shall mean a circumstance where the sponsoring Member could not anticipate or foresee the need for the added starter resolution prior to the Calendar being publicly posted.

- H. The Town Attorney is authorized to recommend specific guidelines, requirements or formats for requests that a resolution or other legislation be placed on the Calendar. Any such guidelines, requirements or formats shall be described in writing and shall apply to all Members.

### **Article 7: Order of Business**

Unless suspended or changed, without debate, by a majority vote of the Members, the following shall be the order of business of meetings:

- A. Call to order by the Supervisor or acting presiding officer
- B. Recital of the Pledge of Allegiance to the flag
- C. Roll Call of Members by Town Clerk to determine attendance and quorum
- D. Announcements and Special Presentations
- E. Public Comments
- F. Announcement of changes in the Calendar
- G. Disposition of the Calendar, which shall be arranged in the following order:
  - i. Site plan review business
  - ii. Public Hearings
  - iii. Resolutions
  - iv. Other hearings
- H. Adjournment
- I. Additional Public Comments, if any

### **Article 8: Motions and Proceedings**

- A. The vote on every question shall be by Ayes@ and Anoes.@ An abstention, silence or absence shall not be considered either an affirmative or a negative vote for the purposes of determining the final vote on a matter. A Member may pass his or her vote once per question and will be called on again after the voting order is completed. When polled by the Town Clerk,

voting shall be done in council district order with the Supervisor being polled last.

- B. The names of the Members present and their votes upon every question shall be entered in the minutes and transcripts of the Town Board.
- C. The following motions shall be received by the Supervisor or acting presiding officer, and these motions shall have precedence in the order stated:
  - 1. For an adjournment of the meeting or hearing, or to continue a hearing past midnight.
  - 2. For a Call of the Town Board (a roll call to determine attendance or quorum)
  - 3. To temporarily suspend the Rules of Procedure.
  - 4. To change the arrangement of the Calendar
  - 5. To enter an Executive Session, pursuant to the Open Meetings Law
  - 6. To recess the Town Board temporarily
  - 7. To lay on the table (to temporarily place a matter aside) or to take from the table
  - 8. To postpone to a certain day (to reserve decision or)
  - 9. Refer a resolution or other legislation to a Committee of the Board, consisting of not less than one nor more than three Members for a period not to exceed ninety (90) days. Said Committee shall report its findings to the Board in writing at least seven calendar days before a scheduled Town Board meeting within the aforementioned ninety day period and the resolution or legislation shall be placed on the calendar of the next scheduled Town Board meeting after said report is made to the Members.  
The Committee shall be appointed by a majority vote of the Town Board as part of the motion to Refer
  - 10. For the previous question (to call for a vote on the matter under consideration)
  - 11. To amend
- D. A motion to reconsider a vote may be made only during the same meeting on which the vote proposed to be reconsidered was taken. A motion to reconsider may be made under any order of business. This subsection shall not be deemed to limit the authority of the Town Board, at a subsequent meeting, to pass a resolution rescinding or modifying any previous resolution.
- E. Neither debate, nor a motion to reconsider, shall be entertained for any motion to adjourn, for a Call of the Town Board, to lay on the table, to take from the table, or for the previous question.
- F. Except as otherwise required by law, any rule of the Town Board may at any time be temporarily suspended for special reasons by a majority vote of all of the Members of the Town Board. Whether “special reasons” present themselves is to be decided on a case-by-case basis and shall be stated on the record prior to voting on a motion to suspend the rules. No permanent alteration may be made except, in writing, by resolution of the Town Board, duly filed prior to

the meeting in accordance with these rules.

### **Article 9: Conduct of Meetings**

- A. The Supervisor shall maintain order at Town Board meetings.
- B. No member of the public shall be permitted to address the Town Board unless recognized by the Supervisor or acting presiding officer.
- C. Persons addressing the Town Board shall address their remarks to the Town Board only, and not to other members of the audience in the form of a debate.
- D. Persons addressing the Town Board, including during public comment, shall state their name and home community, and shall state their business or question within three minutes. The Supervisor may allow a speaker to continue if time permits.
- E. Members of the public shall be permitted to address the Town Board regarding any resolution or other legislative proposal then under consideration, after Members have had a chance to address questions or comments on the proposal. For resolutions not subject to a public hearing, the Supervisor may limit the number of such questions or comments.
- F. Speakers who wish to submit documents to the Town Board for consideration during a Public Hearing shall provide a copy of the document to the Town Clerk who shall mark each of the documents with the date of the meeting, the agenda number, the name of the speaker and if more than one document is submitted, each document shall be itemized AName of Speaker- document 1" etc.
- G. For regularly scheduled meetings, there may be a period of public comment not exceeding 30 minutes in duration, except that the Supervisor, in his/her discretion, may extend such time limitation. This period of public comment shall occur prior to the announcement of changes in the Calendar, if any, or disposition of the Calendar. After adjournment, there shall be an additional period of public comment, the duration of which shall be determined by the Supervisor. Subject to the requirements of Article 9, Paragraph D, members of the public shall be permitted to address the Town Board on any subject not on the Calendar or under consideration at that meeting or hearing. No stenographic transcript of this public comment period is required.
- H. The Town Board may invite and permit residents of the Town or other guests to participate in a meeting.
- I. The Supervisor may designate an area or areas of the meeting room to be reserved for special guests, for witnesses, or for the news media.
- J. The use of handheld sound or video recording devices by the public is allowed, unless the recording devices or their use interrupt and interfere with the orderly conduct of the



meeting or with the ability of the public to hear or see the proceedings.

- K. The Supervisor may order anyone who violates these Rules to leave the meeting room. If the person refuses to leave, the Supervisor may direct that any law enforcement officer present shall remove the offending person from the meeting room.
- L. [~~Effective February 25, 2014,~~] Town Board meetings shall be broadcast and accessible on the Town of North Hempstead's website **and North Hempstead TV**. Viewing **of Town Board meetings** will be made available via live video streaming **on the Town's website** at the time of the meeting.

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**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. 573 - 2022**

**A RESOLUTION AUTHORIZING THE COMMISSIONER OF THE DEPARTMENT OF PARKS AND RECREATION TO DESIGNATE RESERVED PARKING SPOTS FOR VETERANS AT TOWN PARKS.**

**WHEREAS**, the Town of North Hempstead (the “Town”) respects the sacrifices Veterans have made in service to the United States of America and desires to improve the lives of Veterans in every way; and

**WHEREAS**, pursuant to Section 130 of the New York Town Law, and Sections 39-19(D) and 39-24 of the Code of the Town of North Hempstead, the Commissioner of the Department of Parks and Recreation (“the Commissioner”) 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, including the designation of areas for the parking of vehicles; and

**WHEREAS**, the Town desires to provide designated reserved parking spaces for Veterans in Town parks and requests that the Commissioner designate spaces in the following Town parks for the exclusive use of parking by Veterans:

Clinton G. Martin Park	2 spaces
North Hempstead Beach Park	2 spaces/South Lot, 2 spaces/North Lot
Manorhaven Beach Park	1 space
Caemmerer Park	1 space
Bunky Reid Park	1 space
“Yes We Can” Community Center	2 spaces (1 in Grand Street Lot)
Whitney Pond Park	1 space

**WHEREAS**, the Commissioner may designate additional reserved parking spaces for the exclusive use of parking by Veterans in other Town parks as deemed appropriate and adopt any rules and regulations necessary for the designation of such spaces including the erection of signage and appropriate pavement markings.

**NOW, THEREFORE BE IT**

**RESOLVED** that reserved parking spaces in Town parks as provided above shall be designated for the exclusive use of parking by Veterans and the Commissioner shall adopt any rules and

regulations necessary for the designation including the erection of signage and appropriate pavement markings.

**Dated:** Manhasset, New York

October 27, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney, Comptroller

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

**RESOLUTION NO. 574 - 2022**

**A RESOLUTION AUTHORIZING THE TOWN TO PROVIDE EQUIPMENT AND MATERIALS TO THE VILLAGE OF ROSLYN IN CONNECTION WITH AN HONORARY STREET RENAMING.**

**WHEREAS**, the Incorporated Village of Roslyn (the “Village”) will be honoring Hazel Dukes by renaming a portion of Edward Street within the Village in her honor on a date to be scheduled between the Village and the Town (the “Honorary Renaming”); and

**WHEREAS**, the Village has asked the Town to make certain personnel and in-kind contributions to the Honorary Renaming, including new street signage, a Town Showmobile, a generator, personnel to operate the Showmobile, public safety personnel for the event as well as personnel to hang street signage in the event the Village is unable (the “Town Contributions”); and

**WHEREAS**, this Board wishes to authorize the Town to provide the Town Contributions.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Town is hereby authorized to provide the Town Contributions; and be it further

**RESOLVED** that the Departments of Highways, Public Safety and Parks are hereby authorized to take any and all actions necessary to effectuate the purposes of this Resolution; and be it further

**RESOLVED** that the Town Supervisor or her designee be and hereby is authorized and directed to execute any and all agreements necessary to effectuate this Resolution; 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 any agreements necessary to effectuate this Resolution; and be it further

**RESOLVED** that the Town Comptroller is hereby authorized and directed to pay the costs of the Agreement upon receipt of a duly executed agreement and certified claim therefor.

**Dated:** Manhasset, New York

October 27, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney, Comptroller

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

**RESOLUTION NO. 575 - 2022**

**A RESOLUTION AUTHORIZING THE TOWN CLERK TO TRANSMIT TO THE NASSAU COUNTY LEGISLATURE AND THE BOARD OF ASSESSMENT OF THE COUNTY OF NASSAU THE LISTS OF UNPAID WATER RENTS FILED BY SPECIAL DISTRICTS IN THE TOWN OF NORTH HEMPSTEAD FOR THE PURPOSE OF HAVING SAME LEVIED AGAINST THE PROPERTY LIABLE.**

**WHEREAS**, the Board of Commissioners of certain water districts of the Town of North Hempstead have, pursuant to Section 215 of the Town Law, as amended, filed with the Town Board statements showing unpaid water rents and requesting the Town Board to submit such statements to the Nassau County Legislature at their next meeting in order that the unpaid sums may be levied against the property where the water was used.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Town Clerk is hereby authorized and directed to forward to the Nassau County Legislature and the Department of Assessment of the County of Nassau copies of the annexed statements of the following water districts filed in the Town Clerk's Office showing unpaid water rents for the purpose of having same levied against the property liable:

Albertson Water District	\$79,624.94
Carle Place Water District	\$20,574.85
Garden City Park Water District	\$129,012.37
Glenwood Water District	\$8,680.21
Manhasset-Lakeville Water District	\$199,635.06
Port Washington Water District	\$227,327.79
Roslyn Water District	\$97,711.81
Westbury Water District	\$195,779.73

**Dated:** Manhasset, New York

October 27, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney, Comptroller, NC Legislature, NC Dept. of Assessment

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

**RESOLUTION NO. 576 - 2022**

**A RESOLUTION AUTHORIZING THE COMMENCEMENT OF LITIGATION.**

**WHEREAS**, the Office of the Town Attorney has requested authorization to commence a legal action against Haroon Hanasab for payment to the Town of Mr. Hanasab's apportioned liability of damages found as against Mr. Hanasab in connection with Schneider v. Hanasab & Town of North Hempstead in Supreme Court, County of Nassau, Index No.608726/2016; and

**WHEREAS**, the Town Board deems it to be in the best interests of the Town to approve the Town Attorney's request to commence the above described litigation.

**NOW THEREFORE, BE IT**

**RESOLVED** that the Town Board hereby authorizes the Town Attorney to initiate litigation against Haroon Hanasab in a court of competent jurisdiction in the State of New York; and be it further

**RESOLVED** that the Town Board hereby authorizes the Town Attorney and/or his designee, and the Supervisor, to take action as may be necessary to undertake the foregoing.

**Dated:** Manhasset, New York

October 27, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Town Attorney



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

**RESOLUTION NO. 577 - 2022**

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

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

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

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

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

**RESOLVED**

cc: Town Attorney Human Resources

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RESOLUTION NO: -1

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time to full-time hire of Zachary Abbondandolo to the title of Parking Meter Servicer FT in the amount of \$25.33 hourly / \$52,689 annually in the Department of Public Safety - Parking Enforcement effective 10/29/22.

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RESOLUTION NO: -2

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time to full-time hire of Luigi Iannucci to the title of Laborer I in the amount of \$22.82 hourly / \$47,471 annually in the Department of Parks & Recreation - Tully effective 10/29/22.

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RESOLUTION NO: -3

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time to full-time hire of Mildred Nunez to the title of Public Safety Officer I in the amount of \$23.41 hourly / \$48,684 annually in the Department of Parks & Recreation - Parks Public Safety effective 10/29/22.

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RESOLUTION NO: -4

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the full-time hire of Vincent Pepe to the title of Laborer 1 in the amount of \$22.82 hourly / \$47,471 annually in the Department of Highways effective 10/29/22.

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RESOLUTION NO: -5

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the full-time hire of Michael Tardine to the title of Laborer 1 in the amount of \$22.82 hourly / \$47,471 annually in the Department of Highways effective 10/29/22.

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RESOLUTION NO: -6

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Juan Cieri to the title of Laborer I in the amount of \$15.00 hourly in the Department of Parks & Recreation - Tully effective 11/12/22.

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RESOLUTION NO: -7

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Joseph Reo to the title of Lifeguard Trainee in the amount of \$18.00 hourly in the Department of Parks & Recreation - Tully effective 11/12/22.

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RESOLUTION NO: -8

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of John Coutsouradis to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Tully effective 11/12/22.

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RESOLUTION NO: -9

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Benjamin Hanim to the title of Lifeguard I in the amount of \$18.25 hourly in the Department of Parks & Recreation - Tully effective 11/12/22.

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RESOLUTION NO: -10

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Ramon Deleon to the title of Laborer I in the amount of \$17.00 hourly in the Department of Parks & Recreation - Yes We Can Community Center effective 11/12/22.

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RESOLUTION NO: -11

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Paul Rudolph to the title of Laborer I in the amount of \$17.00 hourly in the Department of Parks & Recreation - Tully effective 11/12/22.

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RESOLUTION NO: -12

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Greer Jones to the title of Laborer I in the amount of \$15.00 hourly in the Department of Parks & Recreation - Yes We Can Community Center effective 11/12/22.

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RESOLUTION NO: -13

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Maria Camacho to the title of Laborer I in the amount of \$15.00 hourly in the Department of Parks & Recreation - Yes We Can Community Center effective 11/12/22.

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RESOLUTION NO: -14

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the merit raise for Joseph Spinola in the title of Auto Mechanic to the amount of \$34.21 hourly / \$71,163 annually in the Department of Parks & Recreation - Trades Crew effective 10/29/22.

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RESOLUTION NO: -15

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the merit raise for Christopher Grabowski in the title of Public Safety Officer I to the amount of \$24.58 hourly / \$51,124 annually in the Department of Parks & Recreation - Parks Public Safety effective 10/29/22.

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RESOLUTION NO: -16

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the merit raise for Daniel DiGregorio in the title of Recreation Aide to the amount of \$24.41 hourly / \$50,763 annually in the Department of Parks & Recreation - Yes We Can Community Center effective 10/29/22.

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RESOLUTION NO: -17

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time location change of Bryan Lo in the title of Lifeguard I in the amount of \$18.25 hourly to the Department of Parks & Recreation - Tully effective 10/01/22.

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RESOLUTION NO: -18

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time location change of Alexander Skeries in the title of Lifeguard I in the amount of \$18.75 hourly to the Department of Parks & Recreation - Tully effective 10/01/22.

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RESOLUTION NO: -19

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the resignation of part-time employee Nyshiera Gay in the title of Attendent/311 Call Rep in the amount of \$16.00 hourly in the 311 Call Center effective 10/7/20225.

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RESOLUTION NO: -20

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the resignation of part-time employee Christopher Fay in the title of Recreation Aide in the amount of \$18.00 hourly in the Department of Parks & Recreation - Tully effective 10/14/22.

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RESOLUTION NO: -21

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the resignation of part-time employee Peter Nielsen in the title of Laborer 1 P/T in the amount of \$25.00 hourly in the Solid Waste Management effective 12/29/21.

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RESOLUTION NO: -22

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the resignation of part-time employee James McCormack in the title of Laborer 1 P/T in the amount of \$25.00 hourly in the Solid Waste Management effective 12/29/21.

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RESOLUTION NO: 577 -1

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time to full-time hire of Zachary Abbondandolo to the title of Parking Meter Servicer FT in the amount of \$25.33 hourly / \$52,689 annually in the Department of Public Safety - Parking Enforcement effective 10/29/22.

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

Nays: None.

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RESOLUTION NO: 577 -2

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time to full-time hire of Luigi Iannucci to the title of Laborer I in the amount of \$22.82 hourly / \$47,471 annually in the Department of Parks & Recreation - Tully effective 10/29/22.

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

Nays: None.

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RESOLUTION NO: 577 -3

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time to full-time hire of Mildred Nunez to the title of Public Safety Officer I in the amount of \$23.41 hourly / \$48,684 annually in the Department of Parks & Recreation - Parks Public Safety effective 10/29/22.

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

Nays: None.

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RESOLUTION NO: 577 -4

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the full-time hire of Vincent Pepe to the title of Laborer 1 in the amount of \$22.82 hourly/ \$47,471 annually in the Department of Highways effective 10/29/22.

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

Nays: None.

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RESOLUTION NO: 577 -5

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the full-time hire of Michael Tardine to the title of Laborer 1 in the amount of \$22.82 hourly / \$47,471 annually in the Department of Highways effective 10/29/22.

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

Nays: None.

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RESOLUTION NO: 577 -6

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Juan Cieri to the title of Laborer I in the amount of \$15.00 hourly in the Department of Parks & Recreation - Tully effective 11/12/22.

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

Nays: None.

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RESOLUTION NO: 577 -7

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Joseph Reo to the title of Lifeguard Trainee in the amount of \$18.00 hourly in the Department of Parks & Recreation - Tully effective 11/12/22.

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

Nays: None.

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RESOLUTION NO: 577 -8

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of John Coutsouradis to the title of Lifeguard I in the amount of \$18.00 hourly in the Department of Parks & Recreation - Tully effective 11/12/22.

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

Nays: None.

---

RESOLUTION NO: 577 -9

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Benjamin Hanim to the title of Lifeguard I in the amount of \$18.25 hourly in the Department of Parks & Recreation - Tully effective 11/12/22.

Ayes: Councilperson Adhami, Councilperson Dalimonte, Councilperson Lurvey,

Councilperson Troiano, Councilperson Walsh, Councilperson Zuckerman,  
Supervisor DeSena.  
Nays: None.

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RESOLUTION NO: 577 -10

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Ramon Deleon to the title of Laborer I in the amount of \$17.00 hourly in the Department of Parks & Recreation - Yes We Can Community Center effective 11/12/22.

yes:

Nays: None.

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RESOLUTION NO: 577 -11

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Paul Rudolph to the title of Laborer I in the amount of \$17.00 hourly in the Department of Parks & Recreation - Tully effective 11/12/22.

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

Nays: None.

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RESOLUTION NO: 577 -12

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Greer Jones to the title of Laborer I in the amount of \$15.00 hourly in the Department of Parks & Recreation - Yes We Can Community Center effective 11/12/22.

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

Nays: None.

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RESOLUTION NO: 577 -13

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time hire of Maria Camacho to the title of Laborer I in the amount of \$15.00 hourly in the Department of Parks & Recreation - Yes We Can Community Center effective 11/12/22.

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

Nays: None.

---

RESOLUTION NO: 577 -14

The following resolution was offered by the Town Board:



BE IT RESOLVED, that the Town Board approves the merit raise for Joseph Spinola in the title of Auto Mechanic to the amount of \$34.21 hourly / \$71,163 annually in the Department of Parks & Recreation - Trades Crew effective 10/29/22.

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

Nays: None.

---

RESOLUTION NO: 577 -15

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the merit raise for Christopher Grabowski in the title of Public Safety Officer I to the amount of \$24.58 hourly / \$51,124 annually in the Department of Parks & Recreation - Parks Public Safety effective 10/29/22.

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

Nays: None.

---

RESOLUTION NO: 577 -16

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the merit raise for Daniel DiGregorio in the title of Recreation Aide to the amount of \$24.41 hourly / \$50,763 annually in the Department of Parks & Recreation - Yes We Can Community Center effective 10/29/22.

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

Nays: None.

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RESOLUTION NO: 577 -17

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time location change of Bryan Lo in the title of Lifeguard I in the amount of \$18.25 hourly to the Department of Parks & Recreation - Tully effective 10/01/22.

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

Nays: None.

---

RESOLUTION NO: 577 -18

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the part-time location change of

Alexander Skeries in the title of Lifeguard I in the amount of \$18.75 hourly to the Department of Parks & Recreation - Tully effective 10/01/22.

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

Nays: None.

---

RESOLUTION NO: 577 -19

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the resignation of part-time employee Nyshiera Gay in the title of Attendent/311 Call Rep in the amount of \$16.00 hourly in the 311 Call Center effective 10/7/20225.

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

Nays: None.

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RESOLUTION NO: 577 – 20

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the resignation of part-time employee Christopher Fay in the title of Recreation Aide in the amount of \$18.00 hourly in the Department of Parks & Recreation - Tully effective 10/14/22.

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

Nays: None.

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RESOLUTION NO: 577 – 21

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the resignation of part-time employee Peter Nielsen in the title of Laborer 1 P/T in the amount of \$25.00 hourly in the Solid Waste Management effective 12/29/21.

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

Nays: None.

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RESOLUTION NO: 577 – 22

The following resolution was offered by the Town Board:

BE IT RESOLVED, that the Town Board approves the resignation of part-time employee James McCormack in the title of Laborer 1 P/T in the amount of \$25.00 hourly in the Solid Waste Management effective 12/29/21.

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

Nays: None.

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**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. 578 - 2022**

**A RESOLUTION APPROVING THE ACTION OF THE FLOWER HILL HOSE COMPANY, NO. 1, PORT WASHINGTON, NEW YORK, IN ADDING VICTOR M. VELAZQUEZ TO MEMBERSHIP AND REMOVING BEVAUGH CHARLES AND MATTHEW GIRALDO FROM MEMBERSHIP.**

**WHEREAS**, the Flower Hill Hose Company, No. 1, Port Washington, New York, has advised of adding Victor M. Velazquez to membership and removing Bevaugh Charles and Matthew Giraldo from membership.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the action of the Flower Hill Hose Company, No. 1, 12 Haven Avenue, Port Washington, New York, 11050 in adding Victor M. Velazquez of 2 Cow Bay Green, Apt 6D, Port Washington, New York, 11050 to membership and removing Bevaugh Charles and Matthew Giraldo 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

October 27, 2022

The vote on the foregoing resolution was recorded as follows:

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

Nays: None.

cc: Flower Hill Hose Co., No. 1, Town Attorney, Comptroller