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TOWN OF HEMPSTEAD

TOWN BOARD MEETING

ONE WASHINGTON STREET

TOWN HALL PAVILION

HEMPSTEAD, NEW YORK 11550

April 5, 2022

7:00 P.M.

BEFORE: DONALD CLAVIN, JR.

SUPERVISOR

APPEARANCES :

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- SENIOR COUNCIL MEMBER GOOSBY
- COUNCIL MEMBER CARINI
- COUNCIL MEMBER D'ESPOSITO
- COUNCIL MEMBER DUNNE, SR. (ABSENT)
- COUNCIL MEMBER MILLER
- COUNCIL MEMBER MUSCARELLA
- TOWN CLERK MURRAY
- DEPUTY TOWN CLERK POKALSKY
- TOWN ATTORNEY NOCELLA
- CHIEF OF STAFF LIBERT
- COMPTROLLER MASTROMARINO

HEMPSTEAD TOWN BOARD APRIL 5, 2022

1 SUPERVISOR CLAVIN: Welcome to the Aril 5,
2 2022 Hempstead Town Board Meeting.

3 Madam Clerk, will you, please, call the
4 roll.

Page | 3

5 CLERK MURRAY: Supervisor Clavin?

6 SUPERVISOR CLAVIN: Here.

7 CLERK MURRAY: Councilman Carini?

8 COUNCILMAN CARINI: Here.

9 CLERK MURRAY: Councilman D'Esposito?

10 COUNCILMAN D'ESPOSITO: Here.

11 CLERK MURRAY: Senior Councilwoman Goosby?

12 SENIOR COUNCILWOMAN GOOSBY: Here.

13 CLERK MURRAY: Councilwoman Miller?

14 COUNCILWOMAN MILLER: Here.

15 CLERK MURRAY: Councilman Muscarella?

16 COUNCILMAN MUSCARELLA: Here.

17 SUPERVISOR CLAVIN: Please, rise and I ask
18 Councilwoman Miller to lead us in the Pledge of
19 Allegiance.

20 COUNCILWOMAN MILLER: Hand over your heart.

21 (Whereupon, Councilwoman Miller led the
22 Assembly in the Pledge of Allegiance and
23 was recited by all. After, the following ensued.)

24 SUPERVISOR CLAVIN: Madam Clerk, please,
25 call the first Public Hearing.

HEMPSTEAD TOWN BOARD APRIL 5, 2022

1 CLERK MURRAY: The first Public Hearing we
2 have is a Proposed Local Law Re: "Regulations and
3 Restrictions" to limit parking in Baldwin, near
4 Island Park, Wantagh (To amend Chapter 202 of the ^{Page | 4}
5 Code of the Town of Hempstead.)

6 SUPERVISOR CLAVIN: Does any Member of the
7 Board wish to be heard on this?

8 (Whereupon, no comments were heard. After,
9 the following ensued.)

10 SUPERVISOR CLAVIN: I do have a slip on
11 this, Meta Mereday.

12 Good Evening, if you would give your name
13 and address for the record.

14 META MEREDAY: Good Evening, Meta J.
15 Mereday.

16 My question relates to what streets are we
17 talking about with regard to limiting parking?

18 And, what would be the action plan to
19 address those who are violating the regulations?

20 SUPERVISOR CLAVIN: Identify yourself.

21 TRAFFIC CONTROL REED: Good Evening,
22 Supervisor Clavin, Senior Councilwoman Goosby and
23 Town Board Members.

24 The three traffic items, Item Number 1, the
25 first one in Baldwin is to re-establish the

1 one-hour parking on the South side of Merrick Road
2 just East of Lakeside Drive.

3 There was a problem with the storeowners
4 which were originally going to put a handicapped
5 parking space for a tenant that lived above the
6 stores but there is a dispute between the landlord
7 and the tenant over providing a handicap parking
8 space for, now, we have to put the parking back to
9 the way it was for the stores that are there.

10 META MEREDAY: So, that the tenant that
11 requires the handicapped parking spot is, now,
12 going to have to do what?

13 TRAFFIC CONTROL REED: We need approval or
14 written request from the landlord on behalf of the
15 tenant but the landlord is not cooperating.

16 Um, last I spoke on this matter with
17 someone, um, the resident has contacted the Nassau
18 County Office of Physically Challenged to deal
19 with the landlord under the Civil Liberties Act to
20 try to get the landlord to cooperate with the
21 tenant in providing a handicapped spot for either
22 in the rear of the building or to help her,
23 accommodate her.

24 Which, once we get the letter from the
25 property owner, we can proceed

1 to move forward.

2 META MEREDAY: So, this is going to revert
3 to becoming one-hour parking or a regulated
4 parking spot with a parking meter or just the sign ^{Page | 6}
5 that says "One-hour Parking" and how is that going
6 to be regulated so that whoever is parking, there
7 is following along?

8 TRAFFIC CONTROL REED: It is originally,
9 "one-hour parking," there.

10 We originally repealed it to open up twenty
11 feet of parking for the handicapped and, then, we
12 just had one-hour parking on either side of the
13 sign for the handicapped.

14 But since we are not putting the
15 handicapped parking in, we have to re-establish
16 the existing law that was there for the area, for
17 the stores that all would be one-hour parking.

18 SUPERVISOR CLAVIN: And, the County Police
19 will enforce it.

20 TRAFFIC CONTROL REED: They let us do what
21 we need to do to help the residents.

22 SUPERVISOR CLAVIN: I am saying when it
23 comes to a ticket, it goes to the County Police
24 Department, is that correct?

25 TRAFFIC CONTROL REED: Yes.

HEMPSTEAD TOWN BOARD APRIL 5, 2022

1 SUPERVISOR CLAVIN: Okay.

2 META MEREDAY: So, I am still concerned as
3 to what is the outcome for the disabled resident?

4 I am still not clear with that because - ^{Page | 7}

5 SUPERVISOR CLAVIN: I think he just said
6 they went to Nassau County to seek what was it,
7 again?

8 TRAFFIC CONTROL REED: The Office of
9 Physically Challenged, there is a Civil Liberties
10 complaint that the tenant has taken up with the
11 County that the landlord is violating her rights
12 and not giving her a handicapped spot.

13 So, the County has to work with the
14 landlord before they come back to us for handicap
15 parking.

16 META MEREDAY: So, you can't keep the spot
17 handicapped at present, is what I am asking?

18 TRAFFIC CONTROL REED: Correct.

19 SUPERVISOR CLAVIN: That is correct.

20 META MEREDAY: That is correct, so, the
21 handicapped person is out of luck?

22 SUPERVISOR CLAVIN: No, no, not out of luck
23 at all.

24 Again, this would be the third time.

25 They are working with Nassau

1 County Department - -

2 META MEREDAY: He said he is reverting it
3 back to one-hour parking.

4 SUPERVISOR CLAVIN: No, no, he said he is ^{Page | 8}
5 working with Nassau County, the Office of Disabled
6 to try to get them, actually to get involved to
7 get a written letter so that they get that parking
8 spot.

9 Am I correct about that?

10 TRAFFIC CONTROL REED: Yes, we have to have
11 it legally established as one-hour parking as it
12 was before we went and did the space for the
13 handicapped parking.

14 META MEREDAY: I see, interesting.

15 SUPERVISOR CLAVIN: Thank you. I don't
16 have any other slips on Number 1, does anybody in
17 the audience that did not sign up for Item Number
18 1 that wishes to be heard?

19 (Whereupon, no comments were heard. After,
20 the following ensued.)

21 COUNCILMAN D'ESPOSITO: Supervisor, I move
22 that the Public Hearing be closed and the Item be
23 adopted.

24 SENIOR COUNCILWOMAN GOOSBY: Second.

25 CLERK MURRAY: Supervisor Clavin?

HEMPSTEAD TOWN BOARD **APRIL 5, 2022**

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SUPERVISOR CLAVIN: Aye.

CLERK MURRAY: Councilman Carini?

COUNCILMAN CARINI: Aye.

CLERK MURRAY: Councilman D'Esposito?

COUNCILMAN D'ESPOSITO: Aye.

CLERK MURRAY: Senior Councilwoman Goosby?

SENIOR COUNCILWOMAN GOOSBY: Aye.

CLERK MURRAY: Councilwoman Miller?

COUNCILWOMAN MILLER: Aye.

CLERK MURRAY: Councilman Muscarella?

COUNCILMAN MUSCARELLA: Aye.

SUPERVISOR CLAVIN: Madam Clerk, please,
call the next item.

CLERK MURRAY: We have Proposed Local Law
Re: "Parking or Standing Prohibitions" in Inwood,
Uniondale, Wantagh, West Hempstead (To amend
Section 202-1 of the Code of the Town of
Hempstead.)

SUPERVISOR CLAVIN: Any Member of the Board
wish to be heard on this?

(Whereupon, no comments were heard. After,
the following ensued.)

SUPERVISOR CLAVIN: I don't have any slips,
is there any Member of the Public that didn't sign
in that wishes to be heard on

1 Item Number 2?

2 (Whereupon, no comments were heard. After,
3 the following ensued.)

4 SUPERVISOR CLAVIN: If not may I, please Page | 10
5 have a Motion.

6 SENIOR COUNCILWOMAN GOOSBY: I move the
7 proposed Local Law and it should be passed into
8 law.

9 COUNCILMAN CARINI: Second.

10 CLERK MURRAY: Supervisor Clavin?

11 SUPERVISOR CLAVIN: Aye.

12 CLERK MURRAY: Councilman Carini?

13 COUNCILMAN CARINI: Aye.

14 CLERK MURRAY: Councilman D'Esposito?

15 COUNCILMAN D'ESPOSITO: Aye.

16 CLERK MURRAY: Senior Councilwoman Goosby?

17 SENIOR COUNCILWOMAN GOOSBY: Aye.

18 CLERK MURRAY: Councilwoman Miller?

19 COUNCILWOMAN MILLER: Aye.

20 CLERK MURRAY: Councilman Muscarella?

21 COUNCILMAN MUSCARELLA: Aye.

22 SUPERVISOR CLAVIN: Madam Clerk, please,
23 call the next item.

24 CLERK MURRAY: Proposed Local Law Re:
25 "Arterial Stops" in Roosevelt (To amend Section

HEMPSTEAD TOWN BOARD APRIL 5, 2022

1 197-5 of the Code of the Town of Hempstead)

2 SUPERVISOR CLAVIN: Any Member of the Board
3 wish to be heard on this?

4 (Whereupon, no comments were heard. After,^{Page | 11}
5 the following ensued.)

6 SUPERVISOR CLAVIN: Any Member of the
7 Public that did not sign in that wishes to be
8 heard on this?

9 (Whereupon, no comments were heard. After,
10 the following ensued.)

11 SUPERVISOR CLAVIN: If not, may I, please,
12 have a Motion.

13 SENIOR COUNCILWOMAN GOOSBY: I move the
14 proposed local law and recommend that it be
15 adopted.

16 COUNCILMAN D'ESPOSITO: Second.

17 CLERK MURRAY: Supervisor Clavin?

18 SUPERVISOR CLAVIN: Aye.

19 CLERK MURRAY: Councilman Carini?

20 COUNCILMAN CARINI: Aye.

21 CLERK MURRAY: Councilman D'Esposito?

22 COUNCILMAN D'ESPOSITO: Aye.

23 CLERK MURRAY: Senior Councilwoman Goosby?

24 SENIOR COUNCILWOMAN GOOSBY: Aye.

25 CLERK MURRAY: Councilwoman Miller?

HEMPSTEAD TOWN BOARD **APRIL 5, 2022**

1 COUNCILWOMAN MILLER: Aye.

2 CLERK MURRAY: Councilman Muscarella?

3 COUNCILMAN MUSCARELLA: Aye.

4 SUPERVISOR CLAVIN: Madam Clerk, please, Page | 12
5 call the next item.

6 CLERK MURRAY: Proposed Local Law Re:
7 "Traffic Regulations in the Vicinity of Schools"
8 in Oceanside, Uniondale (To amend Section 197-13
9 of the Code of the Town of Hempstead.)

10 SUPERVISOR CLAVIN: Any Member of the
11 Board wish to be heard on this?

12 (Whereupon, no comments were heard. After,
13 the following ensued.)

14 SUPERVISOR CLAVIN: I do not have any
15 slips, does any Member of the Public that did not
16 sign in for this Item wish to be heard?

17 (Whereupon, no comments were heard. After,
18 the following ensued.)

19 SUPERVISOR CLAVIN: If not, may I, please,
20 have a Motion.

21 COUNCILMAN D'ESPOSITO: Supervisor, I move
22 that the Public Hearing be closed and the proposed
23 local law adopted.

24 SENIOR COUNCILMAN GOOSBY: Second.

25 CLERK MURRAY: Supervisor Clavin?

HEMPSTEAD TOWN BOARD APRIL 5, 2022

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SUPERVISOR CLAVIN: Aye.

CLERK MURRAY: Councilman Carini?

COUNCILMAN CARINI: Aye.

CLERK MURRAY: Councilman D'Esposito?

COUNCILMAN D'ESPOSITO: Aye.

CLERK MURRAY: Senior Councilwoman Goosby?

SENIOR COUNCILWOMAN GOOSBY: Aye.

CLERK MURRAY: Councilwoman Miller?

COUNCILWOMAN MILLER: Aye.

CLERK MURRAY: Councilman Muscarella?

COUNCILMAN MUSCARELLA: Aye.

SUPERVISOR CLAVIN: Madam Clerk, please,
call the next item.

CLERK MURRAY: Proposed "Handicapped
Parking on Public Streets" in Baldwin, Bellmore,
Inwood, Roosevelt, Uniondale - Merrick Road,
Hillside Avenue, Jefferson Street, Grenada Avenue,
Manor Parkway, Campus Street)

SUPERVISOR CLAVIN: Any Member of the
Board wish to be heard?

(Whereupon, no comments were heard. After,
the following ensued.)

SUPERVISOR CLAVIN: I do not have any
slips, is there any Member of the Public that did
not sign in that wishes to be heard on this

1 Item?

2 (Whereupon, no comments were heard. After,
3 the following ensued.)

4 SUPERVISOR CLAVIN: If not, may I, please, ^{Page | 14}
5 have a Motion.

6 SENIOR COUNCILWOMAN GOOSBY: I move the
7 proposed legislation that it be adopted into law.

8 COUNCILMAN D'ESPOSITO: Second.

9 CLERK MURRAY: Supervisor Clavin?

10 SUPERVISOR CLAVIN: Aye.

11 CLERK MURRAY: Councilman Carini?

12 COUNCILMAN CARINI: Aye.

13 CLERK MURRAY: Councilman D'Esposito?

14 COUNCILMAN D'ESPOSITO: Aye.

15 CLERK MURRAY: Senior Councilwoman Goosby?

16 SENIOR COUNCILWOMAN GOOSBY: Aye.

17 CLERK MURRAY: Councilwoman Miller?

18 COUNCILWOMAN MILLER: Aye.

19 CLERK MURRAY: Councilman Muscarella?

20 COUNCILMAN MUSCARELLA: Aye.

21 SUPERVISOR CLAVIN: Madam Clerk, please,
22 call the next item.

23 CLERK MURRAY: Proposed Local Law Re:
24 "Cemeteries" (To amend Chapter 55 of the Code of
25 the Town of Hempstead)

HEMPSTEAD TOWN BOARD APRIL 5, 2022

1 SUPERVISOR CLAVIN: Any Member of the Board
2 wish to be heard on this?

3 (Whereupon, no comments were heard. After,
4 the following ensued.) Page | 15

5 SUPERVISOR CLAVIN: I don't have any slips
6 on this, does any Member of the Public that didn't
7 sign in wish to be heard on this Item?

8 (Whereupon, no comments were heard. After,
9 the following ensued.)

10 SUPERVISOR CLAVIN: If not, may I, please,
11 have a Motion.

12 SENIOR COUNCILWOMAN GOOSBY: I move that we
13 accept the proposed Local Law.

14 COUNCILMAN D'ESPOSITO: Second.

15 CLERK MURRAY: Supervisor Clavin?

16 SUPERVISOR CLAVIN: Aye.

17 CLERK MURRAY: Councilman Carini?

18 COUNCILMAN CARINI: Aye.

19 CLERK MURRAY: Councilman D'Esposito?

20 COUNCILMAN D'ESPOSITO: Aye.

21 CLERK MURRAY: Senior Councilwoman Goosby?

22 SENIOR COUNCILWOMAN GOOSBY: Aye.

23 CLERK MURRAY: Councilwoman Miller?

24 COUNCILWOMAN MILLER: Aye.

25 CLERK MURRAY: Councilman Muscarella?

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COUNCILMAN MUSCARELLA: Aye.

SUPERVISOR CLAVIN: Madam Clerk, please,
call the next item.

CLERK MURRAY: Application of Janton Realty, Inc, for a variance from the provisions of the "GSS" Ordinance to add a canopy over an existing pump island, convert service bays to a convenience store and operate a self-service - Merrick, southeast corner of Smith Street & Hempstead-Babylon Turnpike.

SUPERVISOR CLAVIN: Name and address for the record for your presentation.

ATTORNEY O'BRIEN: Good Evening, Supervisor Clavin, Senior Councilwoman Goosby, Honorable Members of the Board, Madam Clerk:

Kevin O'Brine for the applicant, O'Brien Law, P.C.

Offices at 462 Sagamore Avenue, East Williston, New York.

One thing I have to say off the record, my whole family is in the HVAC business, I am 4th generation HVAC, every time I walk into this room the temperature is perfect.

So, whoever your HVAC guys are - -

SUPERVISOR CLAVIN: Kevin, you like

1 the temperature, today or you don't like the
2 temperature?

3 ATTORNEY O'BRIEN: I like the temperature,
4 I think it is terrific.

Page | 17

5 SUPERVISOR CLAVIN: Wonderful, we were
6 trying to mix it perfect for you.

7 So, this worked out very well.

8 ATTORNEY O'BRIEN: Thank you.

9 So, this is an application by Janton
10 Realty, Inc. involving an existing service station
11 known as 886 Hempstead-Babylon Turnpike in
12 Merrick.

13 The existing gasoline service station, the
14 current operators owned it for roughly seven or
15 eight years.

16 The service station is dated back,
17 probably, over fifty years ago.

18 And, in or about 2011, it used to be
19 operated as a Getty Service Station.

20 And, in 2011, it was included in the "GSS"
21 Zoning District, um, and it really, um, at that
22 time, they had some plans for it.

23 Getty, ultimately, went bankrupt, sold the
24 property.

25 My client purchased the property

1 in accordance with the County regulations, not
2 necessarily, as part of this application but as
3 part of the history, removed and replaced the
4 existing underground gasoline storage tanks.

5 There were two, twelve thousand underground
6 gasoline storage tanks that were fiberglass.

7 They meet all the criteria of the Federal,
8 the State, the County and the Town.

9 So, inasmuch as we did appear before the
10 Board in 2011, um, what is required is
11 modification of the variance from the provisions
12 of the "GSS" that was granted at that time.

13 So, what the applicant is seeking to do,
14 um, it is currently operating as a gasoline
15 service station.

16 There are two repair bays but the repair
17 bays have not been operated.

18 Um, there is a small snack shop, what would
19 be the office area and, essentially, what they
20 would like to do is take those two existing bays,
21 existing dispensers at this location and they
22 would like to erect a canopy over the, um,
23 existing pump islands, continue to operate self-
24 service with the provisions that put out services
25 is provided from 7:00 a.m. to 7:00 p.m.

1 for those people desiring gas, handicapped,
2 elderly.

3 There would be no repair of automobiles at
4 the premises.

Page | 19

5 It would simply be relatively small,
6 comparatively speaking, I think the total square
7 footage is less than a thousand square feet.

8 So, it is relatively a small location.

9 I did look at the report prepared by Mr.
10 Turano and any of the open permits that are there
11 really relate to this application that is
12 necessary as part of the application process to
13 file the permit application and proceed to this
14 Board.

15 So, relatively simple application, um
16 convert the bays to the convenience operation and
17 erect canopy, no change in the footprint or
18 anything along those lines.

19 Um, so, we like the Board's favorable
20 discretion in connection with the application.

21 And, I would be happy to answer any
22 questions of the Board or any interested observant
23 may have.

24 SUPERVISOR CLAVIN: There are a number of
25 residents, just next door to the

1 Smith Street Deli, the famous Smith Street Deli,
2 are you familiar with the deli?

3 ATTORNEY O'BRIEN: Yes, I am not one
4 hundred present sure if I heard the question.

5 Yes, we are located on the Southeast corner
6 of Smith Street and Hempstead-Babylon Turnpike and
7 the Smith Street Deli is, essentially, just behind
8 us.

9 SUPERVISOR CLAVIN: Gotcha.

10 ATTORNEY O'BRIEN: Behind the service
11 station and actually our buildings are relatively
12 close to one another.

13 Their parking is on the other side of their
14 building and there is a front entrance, as well.

15 But their parking is on the opposite side
16 of the building.

17 SUPERVISOR CLAVIN: Okay, I know.

18 ATTORNEY O'BRIEN: Ours is a completely
19 sort of different operation, in the sense, our
20 focus is in the sale of petroleum and products.

21 There is some sort of need, ancillary
22 support but the deli has seating, hot foods and
23 the like.

24 There is no seating and hot foods in the
25 service station.

1 SUPERVISOR CLAVIN: Very familiar with the
2 deli.

3 ATTORNEY O'BRIEN: Okay.

4 SUPERVISOR CLAVIN: It is a main stay.

5 It is a great place, it just is.

6 I have one follow-up, the operation hours
7 for the gas station, would be 7:00 to 7:00?

8 ATTORNEY O'BRIEN: No, no, meaning times,
9 there is concern whether the handicapped or
10 elderly need help.

11 It is a State requirement.

12 We certainly provide - - have provided and
13 continue to provide, at least, between those hours
14 of operation, full service for the handicapped and
15 elderly.

16 SUPERVISOR CLAVIN: Okay.

17 We have a number of residents that are
18 here, tonight.

19 You can stand down and answer questions at
20 the end.

21 First, off, I see Kerry Powers, Hi, Ms.
22 Powers, would you like to speak?

23 If you do, you have to go to the back mic,
24 okay, give your name and address.

25 I will come back to you.

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James Kim?

James Kim, did you want to be heard, sir?

(Whereupon, "yes, please," was heard calling out from the audience. After, the following ensued.)

SUPERVISOR CLAVIN: If you go to the back and give your name and address, that would be great, thanks.

Name and address, that would be great.

JAMES KIM: James Kim. 1736 Smith Street, Smith Street Deli, Hi.

SUPERVISOR CLAVIN: Hi, how are you doing?

JAMES KIM: We recently took over, the end of the year, 2021, we actually didn't receive any Notice of this.

A neighbor brought it to us.

I actually called the previous owner.

He didn't receive any Notice of it either and I called the owner before him, he received Notice.

So, we actually haven't had any time to properly - -

SUPERVISOR CLAVIN: Are you a homeowner right, there?

JAMES KIM: No, we are a business owner and

1 we have apartments on the side.

2 SUPERVISOR CLAVIN: Which business do you,
3 now, own?

4 JAMES KIM: Smith Street Deli.

Page | 23

5 SUPERVISOR CLAVIN: You do own the Deli,
6 all right.

7 So, given you have a little bit of an issue
8 there.

9 Now, I will take it that, um, your partner
10 is it, right there, so, you haven't talked to him
11 at all about the proposal, at all?

12 JAMES KIM: Yes.

13 SUPERVISOR CLAVIN: Kevin, you know,
14 regardless of what it is, I would like it if you
15 could just give your information so they can
16 follow-up, that would be great.

17 ATTORNEY O'BRIEN: Absolutely, certainly,
18 we will discuss whatever we need to do.

19 I think the present owner maybe had a
20 relationship with the prior owner and knew.

21 This is relatively new, so, by all mean, I
22 will give him my card and sit in the back and talk
23 to him.

24 SUPERVISOR CLAVIN: Is that okay with you,
25 Mr. Kim?

HEMPSTEAD TOWN BOARD APRIL 5, 2022

1 JAMES KIM: That is acceptable, thank you.

2 SUPERVISOR CLAVIN: Congratulations for
3 taking over the Deli.

4 JAMES KIM: We are trying to maintain what ^{Page | 24}
5 is there.

6 SUPERVISOR CLAVIN: The place rocks.

7 JAMES KIM: Thank you.

8 SUPERVISOR CLAVIN: Next, I have Monshuck
9 Kim?

10 Now I have Frank Santacapita?

11 FRANK SANTACAPITA: Yes.

12 SUPERVISOR CLAVIN: How are you doing?

13 Go to the back and give your name and
14 address for the record, that would be great.

15 FRANK SANTACAPITA: Yes.

16 SUPERVISOR CLAVIN: Give your name and
17 address for the record.

18 FRANK SANTACAPITA: Frank Santacapita. 5
19 Babylon Turnpike.

20 I am here for myself and also the neighbor
21 that lives directly across from the same premises,
22 I think 89 Babylon Turnpike.

23 He has giving me his descent.

24 FRANK SANTACAPITA: He led up with
25 something in 2011 when it was a convenience store

1 and it was selling liquor and it was selling beer
2 to underaged children.

3 I live on the block, um, it doesn't have
4 any, um, it doesn't have any on-street parking as ^{Page | 25}
5 they said, the deli is right next door.

6 Um, it is a two-lane highway, no shoulders.

7 When we had the convenience store for a bit
8 of time before, what happened was that there was
9 so much trash and traffic from it.

10 And, um, the other ting the gentleman from
11 Smith Street Deli spoke about not getting Notice,
12 there are two homes that just went for sale and
13 the owners, they are in contract, now.

14 So, it seems to be a funny time to bring
15 this up, again.

16 I spoke to a couple - - the neighbor right
17 next door on Babylon Turnpike never received a
18 Notice either.

19 So, I am not so certain, I can't understand
20 what the positive aspect of this particular, um,
21 renovation would do for the neighbor.

22 I don't think it could add to the
23 neighborhood.

24 Um, you know, it is a gas station right,
25 now.

1 It is not busy, um, maybe with the
2 convenience store it will become busy.

3 And, we have seen this before and it has
4 not been, um, a positive thing for the area.

5 I wasn't expecting to speak.

6 SUPERVISOR CLAVIN: It is okay.

7 FRANK SANTACAPITA: We are not sure why the
8 Town actually would except something like this.

9 It is a small area.

10 Smith Street Deli is directly next to it.

11 There is no parking on Smith Street because
12 that is the entrance into the gas station.

13 There is no parking on Babylon Turnpike as
14 they mentioned, it is a small area with two
15 different islands, you know canopy over there.

16 I can't imagine where there is a 7-Eleven
17 three blocks away, I don't understand why we need
18 a convenience store.

19 SUPERVISOR CLAVIN: Thank you very much, we
20 appreciate it.

21 FRANK SANTACAPITA: You're welcome.

22 SUPERVISOR CLAVIN: I don't have any other
23 slips, is there anybody on this Item that has not
24 been heard, that wants to be heard, that did not
25 sign in?

1 (Whereupon, no comments were heard. After,
2 the following ensued.)

3 SUPERVISOR CLAVIN: Mr. O'Brien, do you
4 want to conclude?

5 ATTORNEY O'BRIEN: Sure, first, off, if I
6 could bring these down, these petitions, that is,
7 a petition with, approximately, seventy-plus
8 signatures of people mostly from the area that
9 have supported the application.

10 Um, I would like the opportunity to meet
11 with the gentleman in the back and discuss
12 whatever concerns he might have competitively or
13 otherwise and report back to the Board in
14 connection with that.

15 And, um, with respect to this operation,
16 some of the things that were brought up were quite
17 awhile ago, prior to my client taking over the
18 property.

19 I have been to the site on several
20 occasions.

21 It is immaculate since they have taken
22 over.

23 They have done a terrific job over there.

24 Sometimes when you have a repair-oriented
25 facility cars pile up and the like.

1 You don't have that. You haven't had that
2 recently and you won't have that with this type of
3 operation.

4 So, um, the canopy, itself, is something Page | 28
5 that is really just over the pump island, so, it
6 doesn't have any sort of impact on lighting.

7 It will be shielded and designed to be on
8 the site, itself and not spread beyond.

9 So, I think what we are proposing is
10 reasonable, will be an improvement to the site, to
11 the area.

12 Like I said, we have got operators over
13 there and if I could, you know, speak with the
14 gentleman and with the neighbors, I like the
15 opportunity to do that and report back to the
16 Board, if that is okay with the Board.

17 SUPERVISOR CLAVIN: I prefer that, you
18 know, the neighbors came out.

19 ATTORNEY O'BRIEN: Sure.

20 SUPERVISOR CLAVIN: And, the next-door
21 neighbor.

22 ATTORNEY O'BRIEN: And, anyone else who
23 wants to talk to me, not limited to the one
24 person.

25 COUNCILMAN CARINI: I think you need

1 to reach out to the couple of neighbors that were,
2 here and have a discussion with them and the Smith
3 Street Deli.

4 Melissa, are you here?

5 Grab that lady's information and we will
6 contact her and get any residents that want to
7 voice their concerns.

8 We will get them in touch with you.

9 I am going to make a Motion to reserve
10 decision to let, you know, to give you the
11 opportunity to talk to the community because there
12 seems like there wasn't communication there.

13 SUPERVISOR CLAVIN: The other thing I would
14 recommend on this is the two new neighbors that
15 are purchasing, if you can reach out to them, they
16 will be neighbors, you know what, get the feedback
17 from everybody.

18 ATTORNEY O'BRIEN: I will try to - -

19 COUNCILMAN MUSCARELLA: I have a question,
20 my question is the new owner, is he going to
21 occupy any type of the operation, the gas station
22 or he is - -

23 ATTORNEY O'BRIEN: Yes, when I say new
24 owner, it is probably seven or eight years, that
25 he is there.

HEMPSTEAD TOWN BOARD APRIL 5, 2022

1 COUNCILMAN MUSCARELLA: So, it will be
2 owner/occupied?

3 ATTORNEY O'BRIEN: Yes.

4 COUNCILMAN MUSCARELLA: Does he have other ^{Page | 30}
5 gas stations that he owner occupies?

6 ATTORNEY O'BRIEN: Yes, he does.

7 SUPERVISOR CLAVIN: Can I have a Motion.

8 COUNCILMAN CARINI: I make a Motion that we
9 reserve decision.

10 COUNCILMAN D'ESPOSITO: Second.

11 CLERK MURRAY: Supervisor Clavin?

12 SUPERVISOR CLAVIN: Aye.

13 CLERK MURRAY: Councilman Carini?

14 COUNCILMAN CARINI: Aye.

15 CLERK MURRAY: Councilman D'Esposito?

16 COUNCILMAN D'ESPOSITO: Aye.

17 CLERK MURRAY: Senior Councilwoman Goosby?

18 SENIOR COUNCILWOMAN GOOSBY: Aye.

19 CLERK MURRAY: Councilwoman Miller?

20 COUNCILWOMAN MILLER: Aye.

21 CLERK MURRAY: Councilman Muscarella?

22 COUNCILMAN MUSCARELLA: Aye.

23 SUPERVISOR CLAVIN: We reserved decision on
24 that, Mr. Kim and you can follow-up with Mr.
25 O'Brien, again, and he will be following up with

1 us.

2 Madam Clerk, please, call the next Item on
3 the Decision Calendar.

4 CLERK MURRAY: Application of GLOBAL
5 MONTELLO GROUP, CORP to include an existing
6 gasoline service station within the "GSS" District
7 to install storage tanks - ELMONT - southside of
8 Hempstead Turnpike between Jacob & Stone Street.

Page | 31

9 SUPERVISOR CLAVIN: Do I have a Motion?

10 COUNCILMAN MUSCARELLA: I move that we
11 adopt the Item.

12 And, I like to let the people know who are
13 operating that location, that they have to be a
14 little more neighborly, otherwise, things aren't
15 going to go so smoothly.

16 SUPERVISOR CLAVIN: That is a Motion to
17 adopt.

18 COUNCILMAN D'ESPOSITO: Second.

19 CLERK MURRAY: Supervisor Clavin?

20 SUPERVISOR CLAVIN: Aye.

21 CLERK MURRAY: Councilman Carini?

22 COUNCILMAN CARINI: Aye.

23 CLERK MURRAY: Councilman D'Esposito?

24 COUNCILMAN D'ESPOSITO: Aye.

25 CLERK MURRAY: Senior Councilwoman Goosby?

HEMPSTEAD TOWN BOARD APRIL 5, 2022

1 SENIOR COUNCILWOMAN GOOSBY: Aye.

2 CLERK MURRAY: Councilwoman Miller?

3 COUNCILWOMAN MILLER: Aye.

4 CLERK MURRAY: Councilman Muscarella?

5 COUNCILMAN MUSCARELLA: Aye.

6 SUPERVISOR CLAVIN: Madam Clerk, please,

7 call the Administrative Calendar.

8 CLERK MURRAY: There are Items 9 through 46

9 on the Administrative Calendar.

10 I also have one Item that is of an
11 Emergency or Urgent Nature.

12 It is entitled a Resolution authorizing the
13 execution of certain documents relative to a Grant
14 award for Community Project Funding.

15 This Item will be added to the
16 Administrative Calendar as Item Number 47.

17 TOWN ATTORNEY NOCELLA: Madam Clerk,
18 Members of the Town Board, Items 43, 44, 45 and 46
19 were listed as amended, they should be considered
20 local laws.

21 They are in every respect identical but the
22 actual typing of Items 43, 44, 45 and 46 should
23 amended to make them local laws.

24 COUNCILMAN D'ESPOSITO: Supervisor, I make
25 a Motion that we amend 43, 44, 45 and 46

1 and change from the Building Zone Ordinance to
2 Local Laws.

3 SENIOR COUNCILWOMAN GOOSBY: Second the
4 Motion.

5 COUNCILMAN D'ESPOSITO: And just to be
6 clear, that is only with regard to the actual
7 calling.

8 TOWN ATTORNEY NOCELLA: That is correct.

9 COUNCILMAN D'ESPOSITO: It is just for the
10 calling of Items 43, 44, 45 and 46 at our next
11 Meeting.

12 CLERK MURRAY: Second on the record?

13 SENIOR COUNCILWOMAN GOOSBY: I seconded
14 it.

15 CLERK MURRAY: Yes.

16 Supervisor Clavin?

17 SUPERVISOR CLAVIN: Aye.

18 CLERK MURRAY: Councilman Carini?

19 COUNCILMAN CARINI: Aye.

20 CLERK MURRAY: Councilman D'Esposito?

21 COUNCILMAN D'ESPOSITO: Aye.

22 CLERK MURRAY: Senior Councilwoman Goosby?

23 SENIOR COUNCILWOMAN GOOSBY: Aye.

24 CLERK MURRAY: Councilwoman Miller?

25 COUNCILWOMAN MILLER: Aye.

HEMPSTEAD TOWN BOARD APRIL 5, 2022

1 CLERK MURRAY: Councilman Muscarella?

2 COUNCILMAN MUSCARELLA: Aye.

3 SUPERVISOR CLAVIN: Madam Clerk and Town

4 Attorney, just so I get it right, move the

Page | 34

5 Administrative Calendar in its entirety?

6 CLERK MURRAY: Yes.

7 TOWN ATTORNEY NOCELLA: Yes.

8 SENIOR COUNCILWOMAN GOOSBY: I move the

9 Administrative Calendar in its entirety, which

10 includes 9 through 47.

11 COUNCILMAN D'ESPOSITO: Second.

12 SUPERVISOR CLAVIN: Does any Member of the

13 Board wish any Item to be severed?

14 (Whereupon, no comments were heard. After,
15 the following ensued.)

16 SUPERVISOR CLAVIN: If not, I have a couple
17 of slips.

18 CLERK MURRAY: Do we have a second?

19 SUPERVISOR CLAVIN: He seconded it.

20 COUNCILMAN D'ESPOSITO: Yes.

21 SUPERVISOR CLAVIN: Bonnie Garone?

22 Good Evening, name and address for the
23 record, please.

24 BONNIE GARONE: Bonnie Garone, Rockville
25 Centre.

1 First, I have a question about Item 17, it
2 is accepting a new proposal from Lorraine Gregory
3 Communications.

4 On 12/7/21, proposal was accepted for Page | 35
5 forty-seven thousand five hundred dollars.

6 Now, um, they are accepting a proposal for
7 one hundred and fourteen thousand three hundred
8 and fifty-five dollars.

9 Um, there is no proposal attached.

10 There is a price list attached but those
11 are prices for individual items hourly.

12 It is not a proposal.

13 In fact, it was created on November 24th,
14 well before the original contract.

15 So, can we, please, see the proposal and I
16 think you would like to see the proposal before
17 you vote on it.

18 Can someone share the proposal?

19 SUPERVISOR CLAVIN: Mrs. Garone, someone is
20 walking up to the microphone to rely to your
21 answer.

22 Good Evening, identify yourself for Mrs.
23 Garone.

24 COMMUNICATIONS DIRECTOR BLOWER: Good
25 Evening, I am Greg Blower, Director of

1 Communications for the Town.

2 Um, that proposal, actually, we took the
3 money that was in that earlier proposal that you
4 referred to, the resolution and just continued for ^{Page | 36}
5 the next year as an annual contract.

6 And, the reason why it is broken out like
7 that, it is a supplemental to the Town services
8 when we are doing service announcements, we need
9 certain services like a voice talent or something
10 like that, we hire it.

11 And, that is the price that is good for the
12 next year or so.

13 I don't know if that answers enough for
14 you.

15 BONNIE GARONE: No, it doesn't.

16 I like to see the proposal.

17 COMMUNICATIONS DIRECTOR BLOWER: That price
18 list is the proposal what you have, so, it depends
19 on which ads we are using and what services we
20 require for that particular time.

21 Most of the time we are able to use our
22 internal sources as talent and voice-overs and
23 things like that.

24 This is when we contact, we sub-out.

25 BONNIE GARONE: So, this is simply

1 adding additional money to the contract?

2 COMMUNICATIONS DIRECTOR BLOWER: No, it is
3 not adding additional money.

4 What it is doing, the contract is over this ^{Page | 37}
5 month, so, the money that we had put into it prior
6 that wasn't used, we just took out the old money
7 and just continued for another year because we are
8 able to use our internal services instead of
9 buying them.

10 So, it is not actually increasing the money
11 that they receive, it is actually less money for
12 the next year.

13 BONNIE GARONE: I see. I don't think that
14 answered my question.

15 I will move on because time is limited.

16 Items 22 and 23, both are examples of Items
17 that are increasing the price to the vendors and
18 there are others, as well, but these are just
19 examples.

20 Um, I thought the point of doing multi-year
21 contracts, especially for things like requirement
22 contracts, was to lock in a price, that is, a good
23 price for the Town that would be continued into
24 the future.

25 And, these are simply, um, Item 23 says,

1 the vendors requesting a nominal increase which is
2 reasonable but why are we letting people who bid a
3 certain price simply come in after the fact to ask
4 for more money?

5 That seems to fly in the face of the
6 contract in the first place.

7 SUPERVISOR CLAVIN: Identify yourself.

8 DEPUTY TOWN COMPTROLLER: Good Evening,
9 Supervisor, Members of the Board.

10 Good Evening, Mrs. Garone, the price
11 increases that you see, here, are what is going on
12 in the marketplace right, now.

13 As many of you know and as everybody has
14 seen, we have major increase in prices everywhere
15 we go, um, I think you can see when you go
16 shopping.

17 A lot of the vendors are asking for price
18 increases because they can't afford to even
19 provide us all the goods and services that we ask
20 for and that is what is part of what is going on.

21 Part of what we are trying to do is to work
22 with these vendors to make sure that we can
23 continue the contracts that we have, as well as,
24 make sure that they will be able to stay in
25 business working with them.

1 We do ask for back-up for all the price
2 increases that they have been asking for, not only
3 from them, but from the vendors in which - -
4 suppliers in which they work with.

5 But, um, a lot of process - - there is a
6 lot process that we go through to make sure that
7 those price increases are valid.

8 And, we do try to work very hard with our
9 vendors because in today's markets and today's day
10 and age, in fact, there was an article in Newsday,
11 if you read it yesterday, talking about how all
12 the prices have increased.

13 I will use something as simple in the
14 article, they talked about a shipping container
15 three weeks ago was three to four thousand
16 dollars.

17 Today, it is twenty-five to thirty thousand
18 dollars.

19 Um, so, the prices have increased
20 everywhere.

21 So, I think you can see that.

22 So, that is what we are doing.

23 We are working with our vendors to make
24 sure.

25 Okay, thank you.

1 BONNIE GARONE: Item 33 is a third
2 amendment to pay Cherry Road Technologies for
3 eight hundred support hours for one hundred and
4 four thousand dollars.

5 Now, when I saw Cherry Road, it sounded
6 familiar.

7 And, I looked through my notes and saw why,
8 there was mentioned at the March 1st Board Meeting,
9 when you voted on a contract with Oracle to
10 reimplement and reinstall the Enterprise Resource
11 Planning System and it was explained very well why
12 it was necessary.

13 And, the example was used, if you need to
14 reboot the operating system of your computer its
15 because the old one that we have, the old is not
16 working and the vendor that installed that and
17 managed it wasn't supported.

18 It was Cherry Road Technologies.

19 So, initially, we paid the 2018 contract,
20 4.8 plus million dollars four hundred.

21 Eighty-eight thousand of that was services.
22 We amended in 2020, we gave them another four
23 hundred and eighty-eight thousand dollars for
24 services.

25 And, we amended it, again, on March 9,

1 2021 for one hundred and fifty-six thousand more
2 dollars to give us more hours of services.

3 Now, we are asking for eight hundred more
4 hours for four hundred four thousand dollars.

5 If this is the vendor that caused the
6 problem - -

7 (Whereupon, the three-minute bell rang.
8 After, the following ensued.)

9 BONNIE GARONE: Why are we doing this?

10 SUPERVISOR CLAVIN: I appreciate, Mrs.
11 Garone, obviously, I inherited that vendor from
12 the previous Administration.

13 BONNIE GARONE: We are continuing to pay
14 them.

15 SUPERVISOR CLAVIN: Like I said, again, it
16 is unfortunate the prior Administration, you know,
17 put them upon the taxpayers.

18 I agree with them. Thank you so much.
19 Thank you so much.

20 Next, I have Mrs. Mereday.

21 Thank you so much, Mrs. Garone.

22 Mrs. Mereday?

23 Like I said, I inherited them from the
24 prior Administration.

25 I am sure you can bring it up with

1 the prior Administration.

2 (Whereupon, calling out from the audience
3 by Mrs. Garone. After, the following ensued.)

4 SUPERVISOR CLAVIN: Mrs. Garone, please, Page | 42
5 please, it is Mrs. Mereday's turn.

6 We appreciate you.

7 Continuing, now, it is Mrs. Mereday's turn.

8 Thank you, Mrs. Garone.

9 Okay, thank you. Name and address for the
10 record.

11 META MEREDAY: Meta J. Mereday.

12 Question with regard to 47, why are you
13 adjusting this, now?

14 And, where is the supporting documentation
15 so taxpayers that are already overstressed in this
16 Township can actually get details with regard to a
17 Grant?

18 We like to hear about a Grant because you
19 are not taking money out of our pockets for a
20 change.

21 And, as Mrs. Garone said previously we are
22 not getting the answers that we need with regard
23 to these multiple increases.

24 And, the gentleman who responded about the
25 HVAC, I would like to know which friend,

1 relative or appointees, patronage appointee has
2 the HVAC contract because, apparently, the Town of
3 Hempstead can't seem to find or comply with State
4 or Federal guidelines to be inclusive of minority,^{Page | 43}
5 women, veterans and disabled businesses when they
6 dole out those contracts or political favors.

7 So, in response to what we are here for,
8 today, I would like to know, again, with regard to
9 looking at the recent State audit with the Town of
10 Hempstead that the Board did not adopt realistic
11 and appropriate budgets for the Town Preliminary
12 budgets for 2017 to 2020.

13 And, that was a pre-administration that you
14 are talking about failed to execute, you know,
15 what it deemed to be wasteful spending.

16 Town Officials levied 3.6 million dollars
17 more in taxes than were necessary to fund budgeted
18 expenditures.

19 So, I guess, to Mrs. Garone's points, that
20 is where that emphasis came from.

21 Town Officials failed to monitor the annual
22 budget timely resulting in the budget board
23 approving significant budgeted adjustments
24 totaling 69.1 million dollars between nine and
25 eleven months after the year's end.

1 So, I think that residents and others have
2 a right to question what is happening with the
3 expenditures in this Township and should be
4 afforded some type of answer.

5 Can anybody bring me some additional
6 information on Number 47, which you just handed
7 out when we got here?

8 What is the value of this particular
9 contract?

10 I would be most appreciative.

11 Also, as my time is wanning, Number 137, if
12 you look on the background information is just a
13 repeat of what is listed on the agenda, so, I also
14 would like to know which friends or relatives are
15 going to be included in the additional salaries
16 and occupations that are not listed in the support
17 documentation?

18 And, once, again, I call on this State,
19 once, again, to review it is initial findings and
20 exactly what is happening with our budgeted funds.

21 And, lastly, before my time is put out. It
22 is not like Security has not tried to remove me
23 from this podium before - -

24 (Whereupon, the three-minute bell rang.
25 After, the following ensued.)

HEMPSTEAD TOWN BOARD APRIL 5, 2022

1 SUPERVISOR CLAVIN: All right, Ms. Mereday,
2 I thank you so much.

3 META MEREDAY: Thank you so much, bye bye.

4 SUPERVISOR CLAVIN: I know I will ask Jack ^{Page | 45}
5 Libert to identify himself and address Number 47.

6 CHIEF OF STAFF LIBERT: Thank you,
7 Supervisor. I guess you did identify myself.

8 Jack Libert, Chief of Staff.

9 Item 47 deals with a Frant proposal, not
10 typical Grants in that they are what they call,
11 Member Items from Congress, from our Congress
12 people and our Senator Schumer.

13 They contacted us within, I would say, the
14 last week to ten days when these funds were
15 allocated to them and they asked if we had any
16 projects that we would like to receive some of the
17 funds for.

18 We don't know how much, if any, we will
19 get.

20 We are preparing some applications, now.

21 I have been working with our staff, our
22 Grants Committee to pull in the Departments and
23 get particular projects that we can get funded.

24 They all require a resolution of approval
25 from the governing body, which, in this case,

1 is the Town Board and that is why we had to do it
2 on a rush basis.

3 They have to submit around April 14th, some
4 on the 17th, depending on which Congress person, Page | 46
5 but within the next week or so before the next
6 Board Meeting, so, that is the reason.

7 SUPERVISOR CLAVIN: That is nice of them.
8 I know Senator Shumer and I think Congressman
9 Gabarino reached out, particularly, last week.

10 CHIEF OF STAFF LIBERT: That is right.

11 SUPERVISOR CLAVIN: All right, thank you
12 very much.

13 META MEREDAY: So, the public has no input
14 when you are going after these Grants and some
15 Committee, that is politically appointed - -

16 SUPERVISOR CLAVIN: You have to bring it up
17 with Washington, D.C.

18 Yeah, you have to bring it up with Senator
19 Schumer.

20 META MEREDAY: I will.

21 SUPERVISOR CLAVIN: Next, I have Karen
22 Montalbano.

23 Good Evening, name and address for the
24 record.

25 KAREN MONTALBANO: Karen Montalbano.

1 2611 Park Avenue, Baldwin, New York, Government
2 Liaison for Baldwin Civic Association and Past
3 President.

4 I know you know me, Mr. Clavin.

5 Mr. Libert, you maybe aware of me because I
6 also spoke to Jerry Guardino in your office.

7 I have major questions about Number 44.

8 Baldwin waited decades for revitalization.

9 We were excited with community input to get
10 the Overlay Zone passed, which lead to the
11 Downtown Revitalization Initiative from New York
12 State.

13 We have projects moving forward.

14 We have projects ready to go.

15 Most of the money from the DRA goes into
16 projects which fall into the Baldwin Overlay Zone,
17 okay.

18 My phone calls to your office have never
19 been answered.

20 I never had a return phone call from your
21 office, Mr. Clavin.

22 So, I am, here, to ask, you, now, why are
23 we putting a moratorium on a passed Overlay Zone?

24 SUPERVISOR CLAVIN: Jack, can you answer
25 that.

1 CHIEF OF STAFF LIBERT: So, first of all,
2 we are not pulling it yet.

3 We are, at this point, calling for a Public
4 Hering to determine whether or not it is an
5 appropriate thing to do.

6 KAREN MONTALBANO: Why isn't it
7 appropriate?

8 CHIEF OF STAFF LIBERT: I am about to go
9 there.

10 Thank you for the prompt.

11 The genesis of this moratorium is in
12 reviewing the zoning and in looking at some of
13 these applications and the Grant, it was apparent
14 that when this was adopted, which was not under
15 this current Administration, SEQRA was not
16 complied with, the State Environmental Quality
17 Review Act was not properly complied with.

18 SEQRA requires that the Adopting Board take
19 what they called a "hard look" at environmental
20 concerns, such as, sewer, water, sanitation,
21 traffic, a whole multitude of things.

22 When it gets down to things of
23 archeological history, I don't think that is going
24 to be a big concern.

25 KAREN MONTALBANO: I sat here - -

1 CHIEF OF STAFF LIBERT: Excuse me.

2 SUPERVISOR CLAVIN: Mrs. Montalbano, he is
3 trying to explain.

4 CHIEF OF STAFF LIBERT: I didn't interrupt ^{Page | 49}
5 you.

6 These things were not done in the process.

7 They were done as a generic early on when
8 the Overlay was adopted.

9 They were not site specific and cumulative
10 studies done.

11 We have had people look at this and we are
12 going to try to rectify those things quickly.

13 We also provided in the moratorium and
14 honestly, we will be talking about this in the
15 Public Hearing and you will have the opportunity
16 to say and bring forth whatever you have to say
17 about it.

18 Tonight, is just determining a date when
19 we can hear about it.

20 Um, but, based on what I have seen and what
21 I have learned, um, I think there was some
22 deficiencies and that will be addressed.

23 We are doing that, if anything, to protect
24 the money that will be coming in from the State,
25 hopefully.

1 So, this is not intended in any way to
2 hinder things but rather to facilitate them.

3 KAREN MONTALBANO: I have a question to add
4 to that.

5 Does this have anything to do with the fact
6 that this resolution was passed in 2020 and a
7 Design Review Board was supposed to be appointed
8 under the resolution by the Town Council with the
9 input of the Building Department is has not been
10 appointed?

11 CHIEF OF STAFF LIBERT: Yes, that is
12 exactly what gave rise to this because they have
13 no authority to look at any environmental factors.

14 The law was not really, in my view, when we
15 will see it in the next Hearing, was not crafted
16 very artfully when it came down to the mechanisms
17 and looking at things, environmental issues.

18 There is nothing in there about it.

19 So, that is what we are trying to do.

20 We are trying to straighten it out.

21 SUPERVISOR CLAVIN: And, this is merely
22 calling on a Hearing on this.

23 There is no definitive answer at all on it.

24 This is more a safeguard of the process and
25 safeguarding the funding because of

1 the deficiencies that were identified.

2 And, we will discuss that.

3 Like I said, there is no vote on this,
4 tonight.

5 This is just calling on this.

6 This raised the level that we thought we
7 wanted and it was only a one-year moratorium, if
8 that.

9 And, we will be discussing, also provisions
10 that are in there, almost a fail-safe in some
11 instances.

12 CHIEF OF STAFF LIBERT: Correct and a
13 project can seek relief from the moratorium
14 providing that backstop, also.

15 So, again, we are trying to do the
16 appropriate thing in order to get his facilitated
17 and to protect the Grant.

18 KAREN MONTALBANO: So, basically, you are
19 setting us back another year on the development in
20 Baldwin.

21 SUPERVISOR CLAVIN: Not at all.

22 CHIEF OF STAFF LIBERT: I don't see it that
23 way.

24 I see us preventing the whole thing from
25 coming unglued.

1 That will be determined, I guess, at the
2 Hearing.

3 Thank you, I spoke too long.

4 KARNE MONTALBANO: My other question is all Page | 52
5 of a sudden we just found out this is happening.

6 No one reached out to ask anybody in the
7 Civic Association which I am always in touched
8 with your office, Mr. Carini and also with your
9 offices, Mr. Clavin, always available to talk to
10 you.

11 Nobody seems to have reached out to the
12 Chamber as far as I know.

13 Why didn't anybody reach out to us and say,
14 "Hi, this is what we would like to do. This is
15 why we would like to do it"?

16 SUPERVISOR CLAVIN: That is why we have it
17 on the calendar and obviously, you are here and
18 obviously it will be later in the month and if
19 people want to come down and speak about it, they
20 can speak about it.

21 KAREN MONTALBANO: I am, here, because
22 somebody announced it and put it out this
23 afternoon and I changed my plans to be here, that
24 is why.

25 SUPERVISOR CLAVIN: It wasn't a secret.

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It was on the calendar Friday.

KAREN MONTALBANO: IT was on the calendar Friday but it is an important part of what is happening in Baldwin and nobody who represents Baldwin bothered to inform Baldwin.

SUPERVISOR CLAVIN: Okay, that is your opinion, I disagree with you.

We put it on the calendar for the public to see and you are here.

KAREN MONTALBANO: I am here on my own discovery not because anybody was looking out for Baldwin.

SUPERVISOR CLAVIN: Actually, tonight is simply calling for a Hearing.

It is because we are looking out for Baldwin, that is why.

KAREN MONTALBANO: I beg to disagree. Thank you.

SUPERVISOR CLAVIN: Okay, I don't have any other slips, does anybody else wish to be heard on Item Number 44 that didn't sign in or anybody on the Administrative Calendar?

(Whereupon, "I do," was heard calling out from the audience. After, the following ensued.)

SUPERVISOR CLAVIN: Okay, if you go to

1 the back and give your name and address, that
2 would be awesome.

3 PEARL JACOBS: Pearl Jacobs, President of
4 the Nostrand Gardens Civic Association in Page | 54
5 Uniondale.

6 Item Number 11, the, um, property address
7 in Uniondale and the nature?

8 (Whereupon, "can't hear," was heard calling
9 out from the audience. After, the following
10 ensued.)

11 (Whereupon, "speak into the microphone,"
12 was heard calling out from the audience. After,
13 the following ensued.)

14 SUPERVISOR CLAVIN: Speak into the
15 microphone, they can't hear.

16 PEARL JACOBS: Item Number 11, the property
17 address in Uniondale and the nature of the
18 violation?

19 SUPERVISOR CLAVIN: Freddie, Danny, are you
20 going to address this.

21 Commissioner, identify yourself.

22 COMMISSIONER JAWITZ: Frederick Jawitz,
23 Acting Commissioner of the Town of Hempstead,
24 Department of Buildings.

25 Mr. Supervisor, Members of the Board:

1 The particulars and all of these listed have to do
2 with enforcement actions with respect to the
3 safety of the house, okay.

4 And, the particular case in Uniondale, it ^{Page | 55}
5 was an open and abandoned one-family dwelling
6 which had to be boarded up.

7 Okay, again, we responded to the community.

8 We reacted to the community and we try to
9 keep the structures safe at all times.

10 PEARL JACOBS: The property address, sir,
11 because I have a list on my computer where
12 residents call me all the time.

13 COMMISSIONER JAWITZ: It is 804 Park Place.

14 PEARL JACOBS: 804 Park Place, thank you.

15 SUPERVISOR CLAVIN: Thank you so much.

16 I don't have any other slips on the
17 Administrative Calendar.

18 Anybody else wish to be heard?

19 (Whereupon, no comments were heard. After,
20 the following ensued.)

21 SUPERVISOR CLAVIN: If not, may I have a
22 Motion.

23 We have the motion. Call the roll.

24 CLERK MURRAY: And, we have a second.

25 CLERK MURRAY: Supervisor Clavin?

HEMPSTEAD TOWN BOARD APRIL 5, 2022

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SUPERVISOR CLAVIN: Aye.

CLERK MURRAY: Councilman Carini?

COUNCILMAN CARINI: Aye.

CLERK MURRAY: Councilman D'Esposito?

COUNCILMAN D'ESPOSITO: Aye.

CLERK MURRAY: Senior Councilwoman Goosby?

SENIOR COUNCILWOMAN GOOSBY: Aye.

CLERK MURRAY: Councilwoman Miller?

COUNCILWOMAN MILLER: Aye.

CLERK MURRAY: Councilman Muscarella?

COUNCILMAN MUSCARELLA: Aye.

SUPERVISOR CLAVIN: A Motion to adjourn.

COUNCILMAN D'ESPOSITO: Supervisor, I make
a Motion we adjourn.

SENIOR COUNCILWOMAN GOOSBY: Second.

CLERK MURRAY: Supervisor Clavin?

SUPERVISOR CLAVIN: Aye.

CLERK MURRAY: Councilman Carini?

COUNCILMAN CARINI: Aye.

CLERK MURRAY: Councilman D'Esposito?

COUNCILMAN D'ESPOSITO: Aye.

CLERK MURRAY: Senior Councilwoman Goosby?

SENIOR COUNCILWOMAN GOOSBY: Aye.

CLERK MURRAY: Councilwoman Miller?

COUNCILWOMAN MILLER: Aye.



HEMPSTEAD TOWN BOARD APRIL 5, 2022

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CLERK MURRAY: Councilman Muscarella?

COUNCILMAN MUSCARELLA: Aye.

(Whereupon, the official Meeting of the
Hempstead Town Board was concluded.)



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CERTIFICATE BY COURT REPORTER

I, do hereby certify that the foregoing testimony in the matter of the Hempstead Town Board Meeting held on April 5, 2022, consisting of pages 1 through 58 inclusive is an accurate transcription of my cryptic notes.

IN WITNESS WHEREOF, I SET MY HAND THIS DAY.



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