

STATED TOWN BOARD MEETING

January 26, 2016

The Town Board of the Town of Hempstead, New York met at the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on Tuesday, January 26, 2016 at 10:30 A.M.

Roll was called: PRESENT: ANTHONY J. SANTINO, Supervisor
EDWARD A. AMBROSINO, Councilman
BRUCE BLAKEMAN, Councilman
DOROTHY L. GOOSBY, Councilwoman
ERIN KING SWEENEY, Councilwoman
Members of the Town Board

Roll was called: ABSENT: GARY A. HUDES, Councilman
Member of the Town Board

ALSO PRESENT: NASRIN G. AHMAD, Town Clerk
DIANA MULLER, Deputy Town Clerk
JOSEPH J. RA, Town Attorney
KEVIN CONROY, Town Comptroller

Supervisor Santino asked Councilwoman Goosby to lead the assemblage in the Pledge of Allegiance to our flag.

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PUBLIC HEARINGS

CASE NUMBERS
& RESOLUTIONS

6542 Petition of Commissioner of Buildings to demolish & remove a one story
85-2016 wood frame, one family dwelling & remove all litter & debris from property
B/KS – INWOOD e/si Walnut Rd., 57' s/of Bayswater Blvd. – DEPT. OF
BUILDINGS

APPEARANCES: NONE

No one wishing to be heard on subject matter, it was

On motion of Councilman Blakeman, seconded by Councilwoman King Sweeney, and unanimously voted upon roll call that the public hearing be closed, and ADOPTED

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29414 Proposed Local Law Re: "REGULATIONS AND RESTRICTIONS"
86-2016 to limit parking in BALDWIN, BELLMORE, EAST MEADOW,
KS/B FRANKLIN SQUARE, (NR) ISLAND PARK, MERRICK, OCEANSIDE,
SEAFORD, WEST HEMPSTEAD & WOODMERE (To amend Chapter
202 of the Code of the Town of Hempstead)

CASE NO. 29414 – PUBLIC HEARING – Continued

ADOPTED WITH EXCEPTION OF
BALDWIN AND WEST HEMPSTEAD

APPEARANCES:

CONCERNS: Emil Hafner

No one else wishing to be heard on subject matter, it was

On motion of Councilwoman King Sweeney, seconded by Councilman Blakeman, and unanimously voted upon roll call that the public hearing be closed, and Local Law No. 1-2016 ADOPTED, pursuant to Resolution No. 86-2016

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29415
DEC. RES.
W/O DATE
KS/B

Proposed Local Law Re: "PARKING OR STANDING PROHIBITIONS" in BALDWIN, BELLMORE, EAST MEADOW, FRANKLIN SQUARE, MERRICK, OCEANSIDE, ROOSEVELT & WOODMERE (To amend Section 202-1 of the Code of the Town of Hempstead)

APPEARANCES:

CONCERNS: Meta J. Mereday

No one else wishing to be heard on subject matter, it was

On motion of Councilwoman King Sweeney, seconded by Councilman Blakeman, and unanimously voted upon roll call that the public hearing be closed, and DECISION RESERVED WITHOUT DATE

29416
87-2016
KS/G

Proposed Local Law Re: "ARTERIAL STOPS" in BALDWIN, LEVITTOWN & WOODMERE (To amend Section 197-5 of the Code of the Town of Hempstead)

APPEARANCES: NONE

No one wishing to be heard on subject matter, it was

On motion of Councilwoman King Sweeney, seconded by Councilwoman Goosby, and unanimously voted upon roll call that the public hearing be closed, and Local Law No. 2-2016 ADOPTED, pursuant to Resolution No. 87-2016

29417
88-2016
B/A

Proposed Local Law Re: "TRAFFIC REGULATIONS IN THE VICINITY OF SCHOOLS" in INWOOD & WOODMERE (To amend Section 197-13 of the Code of the Town of Hempstead)

APPEARANCES: NONE

No one wishing to be heard on subject matter, it was

On motion of Councilman Blakeman, seconded by Councilman Ambrosino, and unanimously voted upon roll call that the public hearing be closed, and Local Law No. 3-2016 ADOPTED, pursuant to Resolution No. 88-2016

29418
89-2016
KS/B

Proposed Local Law Re: "U-TURNS PROHIBITED" in BALDWIN
(To amend Section 197-2 of the Code of the Town of Hempstead)

APPEARANCES:

CONCERNS: Meta J. Mereday

No one else wishing to be heard on subject matter, it was

On motion of Councilwoman King Sweeney, seconded by Councilman Blakeman, and unanimously voted upon roll call that the public hearing be closed, and Local Law No. 4-2016 ADOPTED, pursuant to Resolution No. 89-2016

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19565
90-2016
B/A

Proposed Local Law Re: "SCHOOL SPEED LIMITS" in WOODMERE –
Woodmere Blvd. (To amend Chapter 190 of the Code of the Town of
Hempstead, by the insertion of a location into Section 190-4,
Subdivision "A")

APPEARANCES: NONE

No one wishing to be heard on subject matter, it was

On motion of Councilman Blakeman, seconded by Councilman Ambrosino,
and unanimously voted upon roll call that the public hearing be closed, and
Local Law No. 5-2016 ADOPTED, pursuant to Resolution No. 90-2016

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21527
91-2016
A/B

Proposed "HANDICAPPED PARKING ON PUBLIC STREETS" in
ELMONT & WEST HEMPSTEAD (Travis Ave. & Walker Pl.)

APPEARANCES:

CONCERNS: Emil Hafner

No one else wishing to be heard on subject matter, it was

On motion of Councilman Ambrosino, seconded by Councilman Blakeman,
and unanimously voted upon roll call that the public hearing be closed, and
ADOPTED

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16214
92-2016
B/A

Proposed Revised Public Parking Field Maps in HEWLETT &
OCEANSIDE (Fields H-4 & O-1)

APPEARANCES: NONE

No one wishing to be heard on subject matter, it was

On motion of Councilman Blakeman, seconded by Councilman Ambrosino,
and unanimously voted upon roll call that the public hearing be closed, and
ADOPTED

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29380 Application of R & B ACQUISITIONS & DEVELOPMENT, INC. to
DEC. RES. rezone from "Residence A" District to "Residence C-A" District –
B/A (NR) MALVERNE - e/si Hempstead Ave., 100.17' n/of Atlas Ct.

APPEARANCES:

FOR APPLICANT: Dominick Minerva, Attorney; Wayne Muller, Engineer;
Barry C. Nelson, Real Estate Expert

AGAINST: Edward O'Connor; Judith Sanders; Maureen Chiofalo;
Eve & Anthony Melia; Howard Frauenberger;
Thomas Fitzgerald; Susan Wilcox; Bruce D. Keeler;
Joanne Spanodemos; Angelo Spanodemos;
Patti McDonald; Ruthann Parise

No one else wishing to be heard on subject matter, it was

On motion of Councilman Blakeman, seconded by Councilman Ambrosino,
and unanimously voted upon roll call that the public hearing be closed, and
DECISION RESERVED

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2608 Application of POINT SUNKO CORP. for variance from provisions of
DEC. RES. "GSS" Ordinance to amend the existing Town Board Resolution to include a
KS/G 20' x 36' canopy over existing pump islands & convert existing service bays
into a convenience store – setback & parking variances required, self service
operation requested – POINT LOOKOUT - n/e cor. Lido Blvd. & Parkside
Dr.

APPEARANCES:

FOR APPLICANT: Chris Tartaglia, PE, Engineer; Katruis C. Santora

IN FAVOR: Tom Hug; John J. Dumas

No one else wishing to be heard on subject matter, it was

On motion of Councilwoman King Sweeney, seconded by Councilwoman
Goosby, and unanimously voted upon roll call that the public hearing be
closed, and DECISION RESERVED

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ADMINISTRATIVE CALENDAR

25843 Resolutions (2) – Ratifying & confirming the granting of application for
93-2016 parade permits –
94-2016 GARDEN CITY - US MARINES CORP. TOYS FOR TOTS
G/A MERRICK - MAIMONIDES EDUCATIONAL CENTER

24402 Resolution – Granting application for permit to transport and use explosives
95-2016 in connection with cleaning (deslagging) of boilers at Covanta Hempstead –
G/A (NR) WESTBURY – TOWN OF HEMPSTEAD (NAES NORTHEAST,
LLC)

4724 Resolutions (3) – Authorizing disposal of certain records –
 96-2016 DEPT. OF BUILDINGS
 97-2016 BOARD OF APPEALS
 98-2016 OFFICE OF THE SUPERVISOR
 G/A

APPEARANCES:

CONCERNS: R. Gordon

6542 Resolutions (7) – Ratifying & confirming declaration of emergency posed
 by the threat of imminent danger & authorizing Special Assessment in
 regard to open, abandoned one family dwellings & a commercial building –
 DEPT. OF BUILDINGS (MGP LANDSCAPE CONSTRUCTION, LLC
 d/b/a GAPPSI GROUP)
 99-2016 BETHPAGE
 100-2016 MERRICK
 101-2016 OCEANSIDE
 102-2016 ROOSEVELT
 103-2016 ROOSEVELT
 104-2016 UNIONDALE
 105-2016 WEST HEMPSTEAD
 G/A

6542 Resolutions (6) – Authorizing Special Assessment for professional services
 rendered in regard to unsafe one family dwellings & a commercial building
 – DEPT. OF BUILDINGS (H2M ARCHITECTS & ENGINEERS)
 106-2016 BALDWIN
 107-2016 HEWLETT
 108-2016 HEWLETT
 109-2016 (NR) ISLAND PARK
 110-2016 ROOSEVELT
 111-2016 ROOSEVELT
 G/A

10315 Resolution – Authorizing issuance of building permit with “Fee Cap” in
 112-2016 connection with building permit application, open permits, certificates &
 G/A Board of Zoning Appeals Fees for the North Bellmore Fire Department to
 install dispenser & convert UST to diesel per NCFM – NORTH
 BELLMORE – 1500 Newbridge Rd. – DEPT. OF BUILDINGS (NORTH
 BELLMORE FIRE DEPARTMENT)

6473 Resolutions (11) – Accepting offers of sponsorship for the Town of
 Hempstead 2016 Calendar – OFFICE OF COMMUNICATIONS AND
 PUBLIC AFFAIRS
 113-2016 A & C PEST MANAGEMENT CORP.
 114-2016 CILENTO PIPELINE PLUMBING & HEATING, INC.
 115-2016 COVANTA ENERGY
 116-2016 ELECTRICAL INSPECTORS, INC.
 117-2016 FREEPORT SELF STORAGE
 118-2016 FRONT STREET DENTAL SERVICES, P.C.
 119-2016 HOFSTRA UNIVERSITY
 120-2016 KENNETH WEPRIN
 121-2016 MOLLOY COLLEGE
 122-2016 RMB DRAFTING SERVICES, INC.
 123-2016 TOW BOAT U.S. C/O REYNOLDS TOWING & MARINE SERVICE
 G/A

20915 Resolution – Granting permission for use of Town of Hempstead Parking
124-2016 Field BA-13 – BALDWIN (GIRL SCOUTS OF NASSAU COUNTY,
G/A INC.)

13441 Resolution – Authorizing continuation of recreation program for the elderly
125-2016 in the Town of Hempstead – DEPT. OF SENIOR ENRICHMENT – TOWN
G/A OF HEMPSTEAD

13441 Resolution – Authorizing contract for continuation of Senior Citizens
126-2016 Program at Town of Hempstead senior centers, clubs & Lido Beach -
G/A TOWN OF HEMPSTEAD

Resolution – Approving official undertakings pursuant to Section 25 of the
Town Law – TOWN OF HEMPSTEAD
23014 ANTHONY J. SANTINO
26726 NASRIN G. AHMAD
25015 STEPHEN D’ESPOSITO
27105 THOMAS TOSCANO
26924 EDWARD A. AMBROSINO
26363 DONALD X. CLAVIN
127-2016
G/A

28674 Resolution – Adopting a S.E.Q.R. negative declaration & determination of
128-2016 non-significance in connection with the proposed amendment of Section 302
G/A of Article XXXI of the Building Zone Ordinance of the Town of
Hempstead, to create a new Sub-Section 302 (Q) thereof, in relation to
“REQUIRING WINDOWS ON THE EXTERIOR WALLS OF
RESTAURANTS” – TOWN OF HEMPSTEAD

APPEARANCES:

CONCERNS: Felix Procacci

28670 Resolution – Adopting a S.E.Q.R. negative declaration & determination of
129-2016 non-significance in connection with the proposed creation of a new Section
G/A 272.1 of Article XXVII of the Building Zone Ordinance in relation to
preferences for certain cases before the Board of Appeals, and Departments
of Buildings, Highways and Engineering – TOWN OF HEMPSTEAD

APPEARANCES:

CONCERNS: Felix Procacci

15162 Resolution – Adopting a negative declaration of environmental significance
130-2016 under the State Environmental Quality Review Act in regard to proposed
G/A Modification of Public Parking Field Regulations in BALDWIN,
BELLMORE, MERRICK, SEAFORD AND WANTAGH – TOWN OF
HEMPSTEAD

13561 Resolution – Authorizing payment for certain parts of premises to be used
131-2016 by the Floral Park-Bellerose Senior Citizens – (NR) FLORAL PARK -
G/A DEPT. OF SENIOR ENRICHMENT (ST. HEDWIG’S ROMAN
CATHOLIC CHURCH OF FLORAL PARK)

- 14822
132-2016
G/A Resolution – Authorizing payment for removal & replacement of storm drain pipe through the existing bulkhead – SEAFORD – 4043 Darby La. – DEPT. OF ENGINEERING (RMB MARINE CONSTRUCTION, LLC)
- 14822
133-2016
G/A Resolution – Authorizing payment for reconstruction of an outfall pipe – Wantagh – 2804 Riverside Dr. – DEPT. OF ENGINEERING (SEABOARD MARINE DOCK BUILDERS)
- 6317
134-2016
G/A Resolution – Authorizing payment for maintenance of TDS 320 wide format printer – DEPT. OF ENGINEERING (CANON SOLUTIONS AMERICA, INC.)
- 15399
135-2016
29227
136-2016
G/A Resolutions (2) – Accepting proposals for preventative maintenance & servicing of HP Laser Jet Enterprise 500 Color M551XH & HP Laser Jet Enterprise 500 Color CP5525DN – (S3 LLC)
DEPT. OF GENERAL SERVICES, Traffic Control Div.
HP Laser Jet Enterprise 500 Color M551XH
DEPT. OF GENERAL SERVICES, Street Lighting Div.
HP Laser Jet Enterprise 500 Color CP5525DN
- 27302
137-2016
G/A Resolution – Authorizing lease agreement for real property owned by the Town of Hempstead – OCEANSIDE – Royal Ave. – DEPT. OF CONSERVATION & WATERWAYS (REED CHANNEL MARINE, INC.)
- SUBJECT TO PERMISSIVE REFERENDUM
- 26153
138-2016
G/A Resolution – Authorizing License Agreement to occupy premises for use as a community-oriented facility to include a marina and ancillary clubhouse facility – EAST ROCKAWAY - East Rockaway Channel at the foot of Althouse Ave. (EAST ROCKAWAY YACHT CLUB)
- 8567
139-2016
G/A Resolution – Awarding purchase contract for the yearly requirements for service, repair, calibration and inspection of truck scales at the Dept. of Sanitation – DEPT. OF SANITATION (ADVANCE SCALE COMPANY, INC.) Contract #83-2015
- 17083
140-2016
G/A Resolution – Awarding purchase contract for transfer & disposal and/or delivery of scrap lead acid batteries to contractors facility – DEPT. OF SANITATION (GERSHOW RECYCLING CORP.) Contract #103-2015
- 17437
141-2016
G/A Resolution – Accepting proposal & awarding contract for labor, parts & service for Presstek Dimension Platemaker Model #DIM225 – DEPT. OF GENERAL SERVICES, REPRODUCTION/MAILROOM DIVISION (PRESSTEK, LLC)
- 16905
142-2016
G/A Resolution – Accepting low bid & awarding contract for Site Work & ADA Compliance for the Shell Creek Park Administration Building – (NR) ISLAND PARK – DEPT. OF PARKS & RECREATION (LOUIS BARBATO LANDSCAPING, INC.) PW #59-15

APPEARANCES:

CONCERNS: Meta J. Mereday

16905
143-2016
G/A
Resolution – Accepting bid & awarding contract for the Administration Building Roof Rehabilitation –Garden City South Park – GARDEN CITY – DEPT. OF PARKS & RECREATION (LONG ISLAND ROOFING & REPAIRS SERVICE, CORP.) PW #64-15

6542
144-2016
G/A
Resolution – Accepting bid contract for Removal of Graffiti at various locations throughout the Town of Hempstead – DEPT. OF BUILDINGS (LONG ISLAND COATINGS, INC.) Contract #102-2015

19858
145-2016
G/A
Resolution – Authorizing contract to provide professional services in connection with Community Development Programs of the Town of Hempstead – DEPT. OF PLANNING & ECONOMIC DEVELOPMENT (PARISH & WEINER, INC.)

APPEARANCES:

CONCERNS: Meta J. Mereday

Resolutions (2) – Authorizing contracts to provide professional services in connection with Community Development Programs of the Town of Hempstead – DEPT. OF PLANNING & ECONOMIC DEVELOPMENT

16530
146-2016
19283
147-2016
G/A
NELSON, POPE & VOORHIS, LLC
SIDNEY B. BOWNE & SON, LLP

APPEARANCES:

CONCERNS: Meta J. Mereday

Resolutions (4) – Authorizing contracts to provide professional services in connection with Community Development Programs within the Town of Hempstead – DEPT. OF PLANNING & ECONOMIC DEVELOPMENT

21731
148-2016
28539
149-2016
26039
150-2016
29420
151-2016
G/A
D&B ENGINEERS AND ARCHITECTS, P.C.
EDWARD PAUL BUTT ARCHITECT
ROBERT PHILLIP FERRARO ARCHITECTS, P.C.
SBLM ARCHITECTS, P.C.

APPEARANCES:

CONCERNS: Meta J. Mereday

24592
152-2016
G/A
Resolution – Appointment of Member to the Board of Directors of the WATER AUTHORITY OF SOUTHEASTERN NASSAU COUNTY (ROLAND E. GRAHAM)

29424
153-2016
G/A Resolution – Appointment as Hearing Officer for Taxi, Limousine & Tow Truck related hearings and/or proceedings – OFFICE OF THE TOWN ATTORNEY (JOSEPH CALABRESE)

7 Resolution – Amending Resolution No. 73 –2016 Re: Various offices positions & occupations in the Town Government of the Town of Hempstead

25572
154/1-2016 ALLBACK, JOHN (DEPT. OF GENERAL SERVICES, Animal Shelter & Control Div.)

26239
154/2-2016 D'ARMIENTO, CLAIRE (DEPT. OF PARKS & RECREATION)

25015
154/3-2016 D'ESPOSITO, STEPHEN (OFFICE OF THE SUPERVISOR)

26374
154/4-2016 DOHERTY, JOHN (DEPT. OF HIGHWAY)

28161
154/5-2016 FISHER III, DANIEL (DEPT. OF CONSERVATION & WATERWAYS)

26060
154/6-2016 FOWLER, PAUL (DEPT. OF HIGHWAY)

28623
154/7-2016 GARRITANO, LISA (DEPT. OF HIGHWAY)

23718
154/8-2016 MACKEY, ARTHUR (DEPT. OF HIGHWAY)

28812
154/9-2016 MAIETTA, MAURA (DEPT. OF GENERAL SERVICES, Administration Div.)

29425
154/10-2016 MOZAWALLA, FARRAH (OFFICE OF THE TOWN CLERK)

28505
154/11-2016 MULLIGAN, DANA-LYNN (DEPT. OF SANITATION)

28106
154/12-2016 PINNISI, ANTHONY (DEPT. OF HIGHWAY)

27339
154/13-2016 RAZZANO, HENRY (DEPT. OF PARKS & RECREATION)

29426
154/14-2016 ROCKENSIES, RAYMOND (DEPT. OF SANITATION)

29427
154/15-2016 SIKIRIC, IVICA (DEPT. OF SANITATION)

29428
154/16-2016 SLADE, BRITTANY (DEPT. OF BUILDINGS)

G/A APPEARANCES:

CONCERNS: Diane Madden; Felix Procacci; Meta J. Mereday

29421
155-2016
G/A Resolution Calling Public Hearing FEBRUARY 9, 2016
Proposed Local Law Re: "REGULATIONS AND RESTRICTIONS" to limit parking in BELLMORE, ELMONT, MERRICK, SEAFORD & SOUTH HEMPSTEAD (To amend Chapter 202 of the Code of the Town of Hempstead)

29422
156-2016
G/A Resolution Calling Public Hearing FEBRUARY 9, 2016
Proposed Local Law Re: "PARKING OR STANDING PROHIBITIONS" in ELMONT, SEAFORD, UNIONDALE & WOODMERE (To amend Section 202-1 of the Code of the Town of Hempstead)

29423 Resolution Calling Public Hearing FEBRUARY 9, 2016
157-2016 Proposed Local Law Re: "ARTERIAL STOPS" in UNIONDALE (To
G/A amend Section 197-5 of the Code of the Town of Hempstead)

21527 Resolution Calling Public Hearing FEBRUARY 9, 2016
158-2016 Proposed "HANDICAPPED PARKING ON PUBLIC STREETS" in
G/A BALDWIN, ELMONT, UNIONDALE & WANTAGH (Berkley St.,
Post Ave., Oakley Ave., Jacob St., Spring Ave., Beverly Rd.)


28674 Resolution Calling Public Hearing FEBRUARY 9, 2016
159-2016 Proposed Amendment of Section 302 of Article XXXI of the Building Zone
G/A Ordinance of the Town of Hempstead to create a new Sub-Section 302 (Q)
in relation to "REQUIRING WINDOWS ON EXTERIOR WALLS OF
RESTAURANTS" – TOWN OF HEMPSTEAD

28670 Resolution Calling Public Hearing FEBRUARY 9, 2016
160-2016 Proposed creation of a new Section 272.1 of Article XXVII of the Building
G/A Zone Ordinance in relation to preferences for certain cases before the Board
of Appeals, and Departments of Buildings, Highways and Engineering –
TOWN OF HEMPSTEAD

15162 Resolution Calling Public Hearing FEBRUARY 9, 2016
161-2016 Proposed Modification of Public Parking Field Regulations in BALDWIN,
G/A BELLMORE, MERRICK, SEAFORD & WANTAGH – TOWN OF
HEMPSTEAD

No further business to come before the Board, it was on motion of Councilwoman Goosby,
seconded by Councilman Ambrosino, and unanimously voted upon roll call that the Meeting be
ADJOURNED.

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NASRIN G. AHMAD
TOWN CLERK

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