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TOWN OF HEMPSTEAD

ONE WASHINGTON STREET

HEMPSTEAD, NEW YORK 11550

TOWN HALL PAVILION

10:30 A.M.

APRIL 26, 2016

BEFORE: SUPERVISOR ANTHONY SANTINO

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APPEARANCES :

SENIOR COUNCILWOMAN GOOSBY

COUNCILMAN BLAKEMAN

COUNCILMAN AMBROSINO

COUNCILMAN HUDES

COUNCILMAN D'ESPOSITO

COUNCILWOMAN KING-SWEENEY

RECEIVER OF TAXES CLAVIN

DEPUTY TOWN CLERK MULLER

TOWN ATTORNEY RA

TOWN COMPTROLLER CONROY

SECRETARY TO THE TOWN CLERK TISO

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(Whereupon, Councilman Hudes led the Assembly in the Pledge of Allegiance. After the following ensued.)

SUPERVISOR SANTINO: Please call the roll.

DEPUTY CLERK MULLER: Supervisor Santino?

SUPERVISOR SANTINO: Here.

DEPUTY CLERK MULLER: Councilman Ambrosino?

COUNCILMAN AMBROSINO: Here.

DEPUTY CLERK MULLER: Councilman Blakeman?

COUNCILMAN BLAKEMAN: Here.

DEPUTY CLERK MULLER: Councilman D'Esposito?

COUNCILMAN D'ESPOSITO: Here.

DEPUTY CLERK MULLER: Senior Councilwoman Goosby?

SENIOR COUNCILWOMAN GOOSBY: Here.

DEPUTY CLERK MULLER: Councilman Hudes?

COUNCILMAN HUDES: Here.

DEPUTY CLERK MULLER: Councilwoman

1 King Sweeney?

2 COUNCILWOMAN KING SWEENEY: Here.

3 SUPERVISOR SANTINO: Okay, first item,
4 please.

5 DEPUTY CLERK MULLER: Proposed Local
6 Law Re: "Regulations and Restrictions" to
7 limit parking in Baldwin, Oceanside, Seaford
8 & Wantagh (To amend Chapter 202 of the Code
9 of the Town of Hempstead)

10 SUPERVISOR SANTINO: Is there anyone
11 on this item that wished to be heard?

12 (NO RESPONSE)

13 SUPERVISOR SANTINO: There being none,
14 I will entertain a motion.

15 COUNCILWOMAN KING SWEENEY:
16 Supervisor, I move that the Public Hearing be
17 closed and the item be adopted.

18 SENIOR COUNCILWOMAN GOOSBY: Second
19 the motion.

20 DEPUTY TOWN CLERK MULLER: Supervisor
21 Santino?

22 SUPERVISOR SANTINO: Aye.

23 DEPUTY TOWN CLERK MULLER: Councilman
24 Ambrosino?

25 COUNCILMAN AMBROSINO: Aye.

1 DEPUTY TOWN CLERK MULLER: Councilman
2 Blakeman?

3 COUNCILMAN BLAKEMAN: Aye.

4 DEPUTY TOWN CLERK MULLER: Councilman
5 D'Esposito?

6 COUNCILMAN D'ESPOSITO: Aye.

7 DEPUTY TOWN CLERK MULLER: Senior
8 Councilwoman Goosby?

9 SENIOR COUNCILWOMAN GOOSBY: Aye.

10 DEPUTY TOWN CLERK MULLER: Councilman
11 Hudes?

12 COUNCILMAN HUDES: Aye.

13 DEPUTY TOWN CLERK MULLER:
14 Councilwoman King Sweeney?

15 COUNCILWOMAN KING SWEENEY: Aye.

16 SUPERVISOR SANTINO: Call the next
17 item.

18 DEPUTY TOWN CLERK MULLER: Proposed
19 Local Law Re: "Regulations and Restrictions"
20 to limit parking in Point Lookout (To amend
21 Chapter 202 of the Code of Town of Hempstead)

22 SUPERVISOR SANTINO: Is there anyone
23 that would like to be heard on this item on
24 the calendar?

25 (NO RESPONSE)

1 SUPERVISOR SANTINO: There being none,
2 I will entertain a motion, please.

3 COUNCILWOMAN KING SWEENEY: I move the
4 Public Hearing be closed and the item be
5 adopted.

6 COUNCILMAN HUDES: Second.

7 DEPUTY TOWN CLERK MULLER: Supervisor
8 Santino?

9 SUPERVISOR SANTINO: Aye.

10 DEPUTY TOWN CLERK MULLER: Councilman
11 Ambrosino?

12 COUNCILMAN AMBROSINO: Aye.

13 DEPUTY TOWN CLERK MULLER: Councilman
14 Blakeman?

15 COUNCILMAN BLAKEMAN: Aye.

16 DEPUTY TOWN CLERK MULLER: Councilman
17 D'Esposito?

18 COUNCILMAN D'ESPOSITO: Aye.

19 DEPUTY TOWN CLERK MULLER: Senior
20 Councilwoman Goosby?

21 SENIOR COUNCILWOMAN GOOSBY: Aye.

22 DEPUTY TOWN CLERK MULLER: Councilman
23 Hudes?

24 COUNCILMAN HUDES: Aye.

1 DEPUTY TOWN CLERK MULLER:

2 Councilwoman King Sweeney?

3 COUNCILWOMAN KING SWEENEY: Aye.

4 SUPERVISOR SANTINO: Next item,
5 please.

6 DEPUTY TOWN CLERK MULLER: Proposed
7 Local Law Re: "Parking or Standing
8 Prohibitions" in Elmont & Seaford (To amend
9 Section 202-1 of the Code of the Town of
10 Hempstead)

11 SUPERVISOR SANTINO: Is there anyone
12 that would like to be heard on this item?

13 (NO RESPONSE)

14 SUPERVISOR SANTINO: There being none,
15 I will accept a motion.

16 COUNCILMAN BLAKEMAN: I move that the
17 Public Hearing be closed and the proposed
18 Local Law be adopted.

19 COUNCILWOMAN KING SWEENEY: Second.

20 DEPUTY TOWN CLERK MULLER: Supervisor
21 Santino?

22 SUPERVISOR SANTINO: Aye.

23 DEPUTY TOWN CLERK MULLER: Councilman
24 Ambrosino?

25 COUNCILMAN AMBROSINO: Aye.

1 DEPUTY TOWN CLERK MULLER: Councilman
2 Blakeman?

3 COUNCILMAN BLAKEMAN: Aye.

4 DEPUTY TOWN CLERK MULLER: Councilman
5 D'Esposito?

6 COUNCILMAN D'ESPOSITO: Aye.

7 DEPUTY TOWN CLERK MULLER: Senior
8 Councilwoman Goosby?

9 SENIOR COUNCILWOMAN GOOSBY: Aye.

10 DEPUTY TOWN CLERK MULLER: Councilman
11 Hudes?

12 COUNCILMAN HUDES: Aye.

13 DEPUTY TOWN CLERK MULLER:
14 Councilwoman King Sweeney?

15 COUNCILWOMAN KING SWEENEY: Aye.

16 SUPERVISOR SANTINO: Next item,
17 please.

18 DEPUTY TOWN CLERK MULLER: Proposed
19 Local Law Re: "Arterial Stops" in Bellmore,
20 Seaford & near Westbury (To amend Section
21 197-5 of the Code of the Town of Hempstead)

22 SUPERVISOR SANTINO: Is there anyone
23 that would like to be heard on this item on
24 the Calendar?

25 (NO RESPONSE)

1 SUPERVISOR SANTINO: There being none,
2 I will accept a motion.

3 COUNCILWOMAN KING SWEENEY: I move the
4 Public Hearing be closed and the items be
5 adopted.

6 COUNCILMAN HUDES: Second.

7 DEPUTY TOWN CLERK MULLER: Supervisor
8 Santino?

9 SUPERVISOR SANTINO: Aye.

10 DEPUTY TOWN CLERK MULLER: Councilman
11 Ambrosino?

12 COUNCILMAN AMBROSINO: Aye.

13 DEPUTY TOWN CLERK MULLER: Councilman
14 Blakeman?

15 COUNCILMAN BLAKEMAN: Aye.

16 DEPUTY TOWN CLERK MULLER: Councilman
17 D'Esposito?

18 COUNCILMAN D'ESPOSITO: Aye.

19 DEPUTY TOWN CLERK MULLER: Senior
20 Councilwoman Goosby?

21 SENIOR COUNCILWOMAN GOOSBY: Aye.

22 DEPUTY TOWN CLERK MULLER: Councilman
23 Hudes?

24 COUNCILMAN HUDES: Aye.

1 DEPUTY TOWN CLERK MULLER:

2 Councilwoman King Sweeney?

3 COUNCILWOMAN KING SWEENEY: Aye.

4 SUPERVISOR SANTINO: Next item,
5 please.

6 DEPUTY TOWN CLERK MULLER: Proposed
7 Local Law Re: "Traffic Regulations in the
8 vicinity of Schools" in Baldwin (To amend
9 Section 197-13 of the Code of the Town of
10 Hempstead)

11 SUPERVISOR SANTINO: Is there anyone
12 that would like to be heard on this item?

13 (NO RESPONSE)

14 SUPERVISOR SANTINO: There being none,
15 I will accept a motion, please.

16 COUNCILWOMAN KING SWEENEY: I move
17 that the Public Hearing be closed and the
18 item be adopted.

19 SENIOR COUNCILWOMAN GOOSBY: Second
20 the motion.

21 SUPERVISOR SANTINO: Call the roll,
22 please.

23 DEPUTY TOWN CLERK MULLER: Supervisor
24 Santino?

25 SUPERVISOR SANTINO: Aye.

1 DEPUTY TOWN CLERK MULLER: Councilman
2 Ambrosino?

3 COUNCILMAN AMBROSINO: Aye.

4 DEPUTY TOWN CLERK MULLER: Councilman
5 Blakeman?

6 COUNCILMAN BLAKEMAN: Aye.

7 DEPUTY TOWN CLERK MULLER: Councilman
8 D'Esposito?

9 COUNCILMAN D'ESPOSITO: Aye.

10 DEPUTY TOWN CLERK MULLER: Senior
11 Councilwoman Goosby?

12 SENIOR COUNCILWOMAN GOOSBY: Aye.

13 DEPUTY TOWN CLERK MULLER: Councilman
14 Hudes?

15 COUNCILMAN HUDES: Aye.

16 DEPUTY TOWN CLERK MULLER:
17 Councilwoman King Sweeney?

18 COUNCILWOMAN KING SWEENEY: Aye.

19 SUPERVISOR SANTINO: Next item,
20 please.

21 DEPUTY TOWN CLERK MULLER: Proposed
22 Local Law Re: "Department of Civil Service"
23 (To enact a new Section 56-8 of Chapter 56 of
24 the Code of the Town of Hempstead)

25 SUPERVISOR SANTINO: Okay, I have one

1 Resident that is signed in on this matter,
2 Felix Procacci?

3 FELIX PROCACCI: Felix Procacci. 1165
4 Warren Street, Franklin Square, New York.

5 I didn't see the details of this new
6 section on the Town WEB site.

7 What is the significant changes or
8 additions?

9 SUPERVISOR SANTINO: Town Attorney,
10 please.

11 TOWN ATTORNEY RA: Right, now, if you
12 are in a tested Civil Service position and
13 you move out of that position to take a non-
14 tested position within the Town of Hempstead,
15 you are only entitled to get a leave of
16 absence for one year.

17 The Board is going to increase that
18 time to two years.

19 FELIX PROCACCI: Okay, thank you.

20 SUPERVISOR SANTINO: Is there anyone
21 else that would like to be heard on this
22 matter?

23 (NO RESPONSE)

24 SUPERVISOR SANTINO: I will accept a
25 motion, please.

1 COUNCILMAN AMBROSINO: I move the
2 Public Hearing be closed and the proposed
3 Local Law be adopted.

4 SENIOR COUNCILWOMAN GOOSBY: Second.

5 DEPUTY TOWN CLERK MULLER: Supervisor
6 Santino?

7 SUPERVISOR SANTINO: Aye.

8 DEPUTY TOWN CLERK MULLER: Councilman
9 Ambrosino?

10 COUNCILMAN AMBROSINO: Aye.

11 DEPUTY TOWN CLERK MULLER: Councilman
12 Blakeman?

13 COUNCILMAN BLAKEMAN: Aye.

14 DEPUTY TOWN CLERK MULLER: Councilman
15 D'Esposito?

16 COUNCILMAN D'ESPOSITO: Aye.

17 DEPUTY TOWN CLERK MULLER: Senior
18 Councilwoman Goosby?

19 SENIOR COUNCILWOMAN GOOSBY: Aye.

20 DEPUTY TOWN CLERK MULLER: Councilman
21 Hudes?

22 COUNCILMAN HUDES: Aye.

23 DEPUTY TOWN CLERK MULLER:
24 Councilwoman King Sweeney?

25 COUNCILWOMAN KING SWEENEY: Aye.

1 SUPERVISOR SANTINO: Next item,
2 please.

3 DEPUTY TOWN CLERK MULLER: Proposed
4 "Handicapped parking on public streets" in
5 Bellmore, Elmont, Roosevelt, near Valley
6 Stream & Wantagh (Bellmore Avenue, Pine
7 Street, Hale place, Hawthorne Lane, Beverly
8 Road.

9 SUPERVISOR SANTINO: Is there anyone
10 that would like to be heard on this matter?

11 (NO RESPONSE)

12 SUPERVISOR SANTINO: There being none,
13 I will accept a motion, please.

14 COUNCILMAN BLAKEMAN: Mr. Supervisor,
15 I move the proposed Public Hearing be closed
16 and the Local Law be adopted.

17 COUNCILMAN HUDES: Second the motion.

18 DEPUTY TOWN CLERK MULLER: Supervisor
19 Santino?

20 SUPERVISOR SANTINO: Aye.

21 DEPUTY TOWN CLERK MULLER: Councilman
22 Ambrosino?

23 COUNCILMAN AMBROSINO: Aye.

24 DEPUTY TOWN CLERK MULLER: Councilman
25 Blakeman?

1 COUNCILMAN BLAKEMAN: Aye.

2 DEPUTY TOWN CLERK MULLER: Councilman
3 D'Esposito?

4 COUNCILMAN D'ESPOSITO: Aye.

5 DEPUTY TOWN CLERK MULLER: Senior
6 Councilwoman Goosby?

7 SENIOR COUNCILWOMAN GOOSBY: Aye.

8 DEPUTY TOWN CLERK MULLER: Councilman
9 Hudes?

10 COUNCILMAN HUDES: Aye.

11 DEPUTY TOWN CLERK MULLER:
12 Councilwoman King Sweeney?

13 COUNCILWOMAN KING SWEENEY: Aye.

14 SUPERVISOR SANTINO: Next item,
15 please.

16 DEPUTY TOWN CLERK MULLER: Proposed
17 renewal contract for fire protection within
18 the Hempstead Plains Fire Protection District
19 - Town of Hempstead (Westbury Fire District)

20 SUPERVISOR SANTINO: Madman Clerk,
21 will you call the next four together, please.

22 DEPUTY TOWN CLERK MULLER: Proposed
23 renewal contract for fire protection within
24 the Roosevelt Field Fire Protection District
25 - Town of Hempstead (Westbury Fire District)

1 Proposed renewal contract for fire
2 protection within the South Westbury Fire
3 Protection District (Westbury Fire District)

4 Proposed renewal contract for fire
5 protection within the Uniondale Fire
6 Protection District (Westbury Fire District)

7 SENIOR COUNCILWOMAN GOOSBY: Mr.
8 Supervisor, I propose we move all of these
9 items 1,2,3,4 and adjourn it until further
10 notice.

11 COUNCILMAN HUDES: I second the
12 motion.

13 SUPERVISOR SANTINO: All we are on is
14 the adjournment, not the merits of the issue,
15 is there anyone in the audience that would
16 like to speak on behalf of the adjournment.

17 (Whereupon, "I would" was heard from
18 the audience. After, the following ensued.)

19 SUPERVISOR SANTINO: Madam, you,
20 first. Name and address for the record.

21 MARGO CARGILL: Margo Cargill,
22 President of the Uniondale Chamber of
23 Commerce and I am here, on behalf of
24 Uniondale Community and the Board of Fire
25 Department.

1 And, I just request when it is
2 rescheduled that we are notified.

3 SUPERVISOR SANTINO: Absolutely.
4 Anyone else that wants to speak on the
5 adjournment?

6 Yes, Mr. Procacci.

7 FELIX PROCACCI: I just like to know
8 why we are adjourning it?

9 SUPERVISOR SANTINO: Mr. Ra?

10 TOWN ATTORNEY RA: There is a very
11 complicated issue between the Westbury Fire
12 Department, Uniondale Fire Department, Town
13 of Hempstead, there are contract provisions
14 that have to be further discussed and so we
15 are not ready to proceed today.

16 FELIX PROCACCI: Complicated issue is
17 a contract that hasn't been negotiated?

18 TOWN ATTORNEY RA: It is a contract
19 for fire protection for areas in the Town of
20 Hempstead that are not serviced by a fire
21 department.

22 FELIX PROCACCI: Okay, I just wanted
23 to know what the complicated issue is.

24 TOWN ATTORNEY RA: Well, that is the
25 answer.

1 SUPERVISOR SANTINO: We are on the
2 adjournment, today.

3 FELIX PROCACCI: Okay, thanks.

4 SUPERVISOR SANTINO: Anyone else that
5 would like to speak on this matter?

6 (NO RESPONSE)

7 FELIX PROCACCI: There being none,
8 Councilwoman Goosby has made the motion and
9 it has been seconded, so, now, call the roll.

10 DEPUTY TOWN CLERK MULLER: Supervisor
11 Santino?

12 SUPERVISOR SANTINO: Aye.

13 DEPUTY TOWN CLERK MULLER: Councilman
14 Ambrosino?

15 COUNCILMAN AMBROSINO: Aye.

16 DEPUTY TOWN CLERK MULLER: Councilman
17 Blakeman?

18 COUNCILMAN BLAKEMAN: Aye.

19 DEPUTY TOWN CLERK MULLER: Councilman
20 D'Esposito?

21 COUNCILMAN D'ESPOSITO: Aye.

22 DEPUTY TOWN CLERK MULLER: Senior
23 Councilwoman Goosby?

24 SENIOR COUNCILWOMAN GOOSBY: Aye.

1 DEPUTY TOWN CLERK MULLER: Councilman
2 Hudes?

3 COUNCILMAN HUDES: Aye.

4 DEPUTY TOWN CLERK MULLER:
5 Councilwoman King Sweeney?

6 COUNCILWOMAN KING SWEENEY: Aye.

7 SUPERVISOR SANTINO: Those items have
8 been adjourned to a later date and when it is
9 rescheduled, obviously, we will notify the
10 community.

11 Before we move onto the Administrative
12 Calendar, I want to acknowledge the guests
13 that we have from Valley Stream, a student
14 from Molloy College, Dan Ramos (as heard),
15 take a bow.

16 (Whereupon, applause from the audience
17 was heard. After, the following ensued.)

18 SUPERVISOR SANTINO: And, we also have
19 Melanie Ramos is with us, as well.

20 (Whereupon applause from the audience
21 was heard. After, the following ensued.)

22 SUPERVISOR SANTINO: We have a very
23 fine boy scout, Shay Moslinon. (Phonetic
24 Spelling)

25 (Whereupon, applause from the audience

1 was heard. After, the following ensued.)

2 SUPERVISOR SANTINO: We also have an
3 observer from Boy Scout Troop 330, John
4 Direnzo. (Phonetic Spelling)

5 (Whereupon, applause from the audience
6 was heard. After, the following ensued.)

7 SUPERVISOR SANTINO: And, a boy scout
8 getting a citizens badge, David Direnzo.

9 Thank you for being part of our
10 meeting today.

11 Call the Administrative Calendar.

12 DEPUTY TOWN CLERK MULLER: Okay, we
13 have an Administrative Calendar, Items Number
14 1 through 36. I also have Resolution of an
15 emergent nature to be added to the Calendar.

16 The Resolution is as follows, a
17 Resolution calling a Public Hearing on a
18 proposed amendment of subsection 257 B of
19 Article 26 of the Building Zone Ordinance of
20 the Town of Hempstead in relation to the fees
21 charged for certain Board of Appeals matters.

22 This will be Item Number 37 on the
23 Administrative Calendar.

24 SUPERVISOR SANTINO: Do any Board
25 Members wish to sever any items on the

1 Administrative Calendar?

2 (NO RESPONSE)

3 SUPERVISOR SANTINO: There being none,
4 may I have a motion, please.

5 SENIOR COUNCILWOMAN GOOSBY:
6 Supervisor, I move Items 1 through 37 on the
7 Administrative Calendar.

8 SUPERVISOR SANTINO: Do we have a
9 second.

10 COUNCILMAN D'ESPOSITO: Second.

11 SUPERVISOR SANTINO: Okay, we have
12 individuals that have signed in that have
13 requested to speak on the Administrative
14 Calendar.

15 Mr. Procacci?

16 FELIX PROCACCI: Item Number 33,
17 modifying the law that we enacted several
18 weeks ago, do you know how many properties
19 are affected by this law?

20 TOWN ATTORNEY RA: Restaurants within
21 the Town of Hempstead, new restaurants within
22 the Town of Hempstead, this is a Resolution
23 calling a Public Hearing two weeks today.

24 The Public Hearing is not today.

25 FELIX PROCACCI: Okay, um, how does

1 the fifteen percent of the service area
2 arrived for the windows?

3 TOWN ATTORNEY RA: There have been
4 discussions with the restaurant industry and
5 attorneys.

6 FELIX PROCACCI: Do you have
7 documents?

8 TOWN ATTORNEY RA: No.

9 FELIX PROCACCI: I don't see any words
10 that describe the position of the windows if
11 a restaurant had a ten foot high interior
12 wall, would it be legal in the Town of
13 Hempstead, this law, to put windows at the
14 Top fifteen percent?

15 TOWN ATTORNEY RA: Once, again, the
16 Public Hearing will be in two weeks.

17 I don't have that information to
18 answer those questions - - that question.

19 SUPERVISOR SANTINO: All we are doing
20 is calling the Public Hearing in two weeks,
21 if you have any comments about calling the
22 Public Hearing, that is germane to the
23 calendar.

24 The merits of the issue will be
25 germane in two weeks when we have the

1 Hearing.

2 FELIX PROCACCI: Well, the ting is, on
3 what has showed up in the Town's WEB site is
4 the law that - -

5 SUPERVISOR SANTINO: The thing is the
6 only thing that is on the calendar, today is
7 the Resolution calling a Public Hearing,
8 therefore, only comments, questions about our
9 calling the Public Hearing are the only
10 matters that are germane.

11 FELIX PROCACCI: I know this has come
12 up and it is an issue I do wish to speak
13 about.

14 You are denying - - the law is going
15 to be voted on at the next Public Hearing on
16 May 10th and the law is on the WEB site for
17 today's meeting and at the end of the
18 Resolution it says, "anyone that wants to be
19 heard on the contents of this Resolution" - -
20 which includes the law, "come here and
21 discuss it."

22 Now, are we going to go over the date
23 - -

24 TOWN ATTORNEY RA: We are going to
25 discuss the law.

1 FELIX PROCACCI: The thing is to come
2 here and discuss a date is ridiculous.

3 Why don't you describe that in your
4 Resolution if you want to come in to discuss
5 the date.

6 I feel that the date should be pushed
7 back to 2000 - - to the year 4000 because t
8 his law has not been defined as the reason,
9 the need for this law and, I think this
10 Hearing, as you define it in your documents,
11 not the way I define it, the way you define
12 it, the Town of Hempstead is the discussion
13 of this law and this law should be discussed
14 because it has never been discussed at the
15 last Public Hearing.

16 It has never been discussed.

17 The Town of Hempstead residents do not
18 know why windows are required in restaurants.

19 Why fifteen percent is good and why
20 twenty percent is bad or any of the other
21 details surrounding this law.

22 So, I would like to discuss this. I
23 have questions and I prepared them very well
24 and we should discuss these because if people

1 have objections, they should know what this
2 law is about before they come in.

3 SUPERVISOR SANTINO: Mr. Procacci,
4 when you are up here running this meeting,
5 you can do it that way. At this point - -

6 FELIX PROCACCI: I am following your
7 rules.

8 SUPERVISOR SANTINO: At this point, we
9 are talking about scheduling a Public
10 Hearing.

11 FELIX PROCACCI: I feel we should put
12 this back until you can define the law
13 because you haven't defined why windows are
14 necessary in restaurants.

15 Nobody knows about it. You haven't
16 put any literature to discuss - -

17 SUPERVISOR SANTINO: Your time is up,
18 please, close out your argument.

19 FELIX PROCACCI: Okay, just one thing
20 on Case number 7 which is the various
21 Resolutions, various positions in the Town.

22 SUPERVISOR SANTINO: Yes.

23 FELIX PROCACCI: Um, it indicated that
24 they did put a link to it on the Town WEB
25 site, even though I didn't see it before, I

1 left before the previous meeting, I went
2 home.

3 I still didn't see it and finally, I
4 found it.

5 You have icons pm the bottom and it
6 says "connect" and when you put the mouse
7 over it, then, it says, "jobs" and I think
8 that is a little bit subtle of you want
9 people to know about something, you don't do
10 that.

11 If people came here and said that they
12 wanted notification for the free air, if they
13 put a hologram to put your hand over the
14 machine, you can see it, the sign, you would
15 say that is being disingenuous and, yet, that
16 is what you did here, essentially.

17 You have to move the mouse over the
18 icon to see the links for the jobs.

19 Can you make that clearer so people
20 that want jobs in the Town of Hempstead can
21 easily see that they can apply for these
22 jobs?

23 SUPERVISOR SANTINO: I will certainly
24 take a look at it.

1 FELIX PROCACCI: Thank you. Mr.
2 William Deen.

3 Address for the record, please.

4 WILLIAM DEEN: William Deen. 27
5 Highway Link, Commack, New York.

6 I am here to speak about the windows
7 resolution, this resolution is for health and
8 safety, is that correct, health and safety?

9 SUPERVISOR SANTINO: This resolution
10 is about calling a Public Hearing.

11 WILLIAM DEEN: So, Counsel for the
12 Board, Joe Ra stated the windows resolution
13 has been the subject of discussion for health
14 and safety concerns for a long period of
15 time, is that correct, Mr. Ra?

16 TOWN ATTORNEY RA: I will be meeting
17 with your attorney over the next week to go
18 over any suggestions that your attorneys may
19 have.

20 WILLIAM DEEN: All right, three
21 hundred and seventy-three years of the Town
22 of Hempstead, windows in a restaurant has
23 never been a reason for concern, why, now?

1 TOWN ATTORNEY RA: Again, Mr. Deen, I
2 am in a bad position because I can't speak
3 with you.

4 I have been in touch with your
5 attorney and we are going to meet over the
6 law.

7 WILLIAM DEEN: So, windows in a
8 restaurant will affect public health?

9 TOWN ATTORNEY RA: This is a
10 resolution calling a Public Hearing.

11 This is not the day of the Public
12 Hearing.

13 WILLIAM DEEN: Okay, windows in a
14 restaurant affects the safety of the public.

15 TOWN ATTORNEY RA: We will have the
16 Public Hearing in two weeks.

17 WILLIAM DEEN: All right, did you
18 discuss or get input from anyone in the Town
19 of Hempstead Building Department on the
20 windows resolution?

21 TOWN ATTORNEY RA: I have no comment
22 on anything.

23 WILLIAM DEEN: Did you discuss or get
24 input from the Town of Hempstead Board of
25 Appeals?

1 TOWN ATTORNEY RA: I have no comment.

2 WILLIAM DEEN: All right, well, I hope
3 you did your homework because how many
4 restaurants in the Town of Hempstead have
5 been approved and have complete building
6 plans and do not have a Certificate of
7 Occupancy, does this affect those categories?

8 TOWN ATTORNEY RA: Mr. Deen, I have no
9 comment.

10 WILLIAM DEEN: Also, does not have a
11 Certificate of Occupancy, can you tell me how
12 many restaurants this affects?

13 TOWN ATTORNEY RA: I have no comment,
14 Mr. Deen.

15 WILLIAM DEEN: In case you don't know,
16 only one, 3500 Sunrise Highway and if you are
17 going to sit here and tell me this amendment
18 is not directed at Billy Deen between 2009,
19 you are a joke.

20 Health and safety, health and safety,
21 this is the reason you are proposing this
22 windows resolution?

23 But, if that is the reason you really
24 want this resolution and not some cover up,
25 you are speaking too soon about windows and

1 Restaurants without any concrete factual
2 data.

3 Why is health and safety not spoken
4 about in your own Findings of Facts against
5 the restaurant application for 3500 Sunrise
6 Highway authorized by Town Attorney Charles
7 Kovit, where he proceeded to say that this
8 restaurant is not non-figured and therefore
9 not entitled to a C of O.

10 We observed notably that there are no
11 windows, this additionally gives further
12 support of conclusion that the applicant has
13 not been fully candid and honest with his
14 presentation and representations.

15 I don't hear health and safety there.

16 Let's move forward, your own Town
17 Attorney Peter Sullivan in a Federal Court in
18 front of Federal Judge Gleason, the Court
19 just wants to know and whence - - this is
20 Judge Gleason speaking, "And, whence does
21 this requirement of windows come from" and
22 Mr. Sullivan answers, "only the BZA."

23 In other words, there is no provision
24 in the Code that actually requires that, that
25 is Mr. Sullivan's words.

1 Mr. Gleason, Judge Gleason asks him,
2 "Why, what does windows have to do with
3 health and safety?"

4 Mr. Sullivan, "it has to do with, this
5 is actually a restaurant or actually it is
6 something else" - -

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

9 SUPERVISOR SANTINO: Please, wrap up.

10 WILLIAM DEEN: I am wrapping up.

11 Judge Gleason, "but why, I am asking
12 why, Mr. Sullivan?"

13 That was the voice of determination
14 that day. Well, actually, what happened is
15 in years past under similar circumstances,
16 similar kind of applications, an applicant
17 would say, okay, we are going to open a
18 restaurant.

19 They gave him his application. They
20 gave him permission to open a restaurant.

21 The next thing you know, it was a
22 cabaret.

23 It took years to shutdown. I see
24 nothing on health and safety where the Judge
25 is asking what does this have to do with

1 health and safety and this is only three
2 months ago.

3 So, a long time you are discussing it,
4 you better get back to the drawing room.

5 SUPERVISOR SANTINO: Is there anyone
6 else that would like to speak on the
7 Administrative Calendar?

8 Donna Casazza? Name and address?

9 DONNA CASAZZA: Donna Casazza. 405
10 Coldridge Road, Rockville Centre, New York.

11 Um, 37, the new item that was put on
12 for emergency, um, amending 257-B of Article
13 26 of the Court of Appeals with respect to
14 fees, I am assuming the fees are going down,
15 that is what the amendment is for?

16 TOWN ATTORNEY RA: That resolution is
17 for a Public Hearing two weeks from today to
18 raise fees in the Board of Zoning Appeals.

19 DONNA CASAZZA: And, 25?

20 SUPERVISOR SANTINO: 25 is declaring
21 an official newspaper of the Town of
22 Hempstead.

23 DONNA CASAZZA: I am sure it is an
24 oversight on my part when I went through the,
25 um, PDF, I didn't see any other bids.

1 Was there only one bid?

2 TOWN ATTORNEY RA: There was seventeen
3 bids.

4 DONNA CASAZZA: They were not limited.

5 SUPERVISOR SANTINO: This is the
6 lowest bid.

7 DONNA CASAZZAZ: The only other
8 question I have is Long Island Business News,
9 I can assure you that probably there is no
10 one here that reads that paper, so, we are
11 going to assume that paper is going to a
12 significant amount of the Town of Hempstead.

13 SUPERVISOR SANTINO: Every single
14 Notice is on the WEB site, as well as, in the
15 official publication.

16 DONNA CASAZZA: So, we can assume,
17 maybe, we will get a brochure to everyone to
18 let them know that the public notice is now -
19 - will be on the WEB site and not in prior
20 papers which last year was NEWSDAY, correct?

21 SUPERVISOR SANTINO: I believe we have
22 put out public notification. We carry
23 everything on the WEB site.

24 We will certainly do it, again.

25 DONNA CASAZZA: Okay, thank you.

1 SUPERVISOR SANTINO: There being no
2 one else on the Administrative Calendar - -
3 (Whereupon, "I signed in" was heard
4 from the audience. After, the following
5 ensued.)

6 SUPERVISOR SANTINO: Okay, come on up.

7 RORI GORDON: Rori Gordon. 25 Vista
8 Lane, Hauppauge, New York.

9 I do have a question on the Board of
10 Appeals fees, um, specifically, the increased
11 fees.

12 TOWN ATTORNEY RA: Yes.

13 RORI GORDON: Across the board?

14 TOWN ATTORNEY RA: Basically, yes,
15 once, again, it is on the WEB site.

16 The Public Hearing will be in two
17 weeks.

18 RORI GORDON: When we have the Public
19 Hearing - -

20 TOWN ATTORNEY RA: It is on the WEB
21 site, now.

22 RORI GORDON: It didn't say what the
23 fees were. It wasn't there.

24 You might have put it on today as has
25 been mentioned.

1 TOWN ATTORNEY RA: It is on, now.

2 It may not have been on Friday because
3 it wasn't ready on Friday. It is on the WEB
4 site, now.

5 It will be up there.

6 RORI GORDON: Is it a secret to tell
7 me what the fees are?

8 TOWN ATTORNEY RA: There are ten or
9 fifteen different sections that are being
10 amended.

11 RORI GORDON: Okay, I am sorry, I did
12 not understand that.

13 As far as the window situation, will
14 you be able to provide for us, Commissioner
15 Rottkamp that day for questioning?

16 TOWN ATTORNEY RA: I am sure
17 Commissioner Rottkamp will be there.

18 RORI GORDON: Okay, how about Public
19 Assembly Ralph Camp, I assume he is going to
20 be there about health and safety.

21 TOWN ATTORNEY RA: We have - - will
22 have the representatives of the Building
23 Department that are involved with this at the
24 meeting.

25 RORI GORDON: Okay and,

1 lastly, you mentioned that people can get aid
2 relief from this particular situation, you
3 mentioned that the last time with the
4 windows.

5 TOWN ATTORNEY RA: I am not certain
6 what you are referring to.

7 RORI GORDON: Well, you said, I quote,
8 "on case by case basis, I guess there will be
9 establishments," do you recall that?

10 TOWN ATTORNEY RA: That was for the
11 law as it exists today if someone doesn't
12 want to comply with the law as it exists
13 today.

14 The question is what would they do and
15 the answer would have been that they go to
16 the Board of Zoning Appeals but during that -
17 - between that time and, now, we met with
18 representatives from the restaurant industry
19 and we come up with this new law that we feel
20 is going to resolve the issue for most of the
21 restaurants.

22 RORI GORDON: Okay, and how do we find
23 out who these mystery restaurant people are
24 because I belong to a - - belong to several
25 restaurant associations and - -

1 TOWN ATTORNEY RA: I met with
2 attorneys.

3 RORI GORDON: Why can't you be
4 specific?

5 What are you hiding?

6 TOWN ATTORNEY RA: I am not hiding
7 anything.

8 We have taken input over the last
9 month to six weeks.

10 We have gotten - - we have had phone
11 calls from people who had suggestions on how
12 the law should be amended.

13 And, we have had some meetings and we
14 have taken those suggestions into account in
15 drafting the new amendments.

16 RORI GORDON: So, just so you know the
17 Capitale Grille, that is in Roosevelt Field
18 Mall, they are out.

19 Ruth Chris Steakhouse, they are out.

20 I think those are two big
21 corporations.

22 Why would you do this to these
23 corporations?

24 They certainly don't fit into the
25 category, now.

1 They have a business model that comes
2 into the area.

3 Oh, I forgot, Seasons 52, they have
4 windows way up above so the public can't see
5 in.

6 What is the purpose of the law? I
7 keep asking this question and so does
8 everybody else.

9 We are like befuddled here.

10 What is the purpose of the law?

11 TOWN ATTORNEY RA: I have no further
12 comment.

13 RORI GORDON: Ah, ah, of course, not.

14 TOWN ATTORNEY RA: As you know, there
15 is litigation going on that tangentially
16 affects this, that is why we have no further
17 comment.

18 RORI GORDON: Okay, so, if it is for
19 public health and safety, let's look at it
20 this way, here is one of those beautiful
21 flyers that was sent out, Kate Murray about
22 the carbon monoxide law, health and safety
23 for the Town of Hempstead residents.

24 It was very clear why this law was
25 made.

1 Where is the flyer going out for the
2 residents about the windows?

3 Where is the email? I haven't seen
4 it.

5 Where is the documentation so the
6 residents know why you are enacting this law?

7 Where is it?

8 The meeting is in two weeks. We need
9 to get out to the public, if it is such a
10 great, great law, where is it?

11 I know you have no comment. You think
12 it would be a good idea.

13 TOWN ATTORNEY RA: I have no further
14 comment.

15 RORI GORDON: I just want everybody in
16 the audience to know they did not send out a
17 notice for this.

18 It was not in an email and it is a big
19 secret if you don't come to the meeting and
20 you don't read the public notices, you don't
21 even know about it.

22 Thank you.

23 SUPERVISOR SANTINO: Does anyone else
24 want to speak on the Administrative Calendar?

25 (NO RESPONSE)

1 SUPERVISOR SANTINO: There being none,
2 I will accept a motion.

3 SENIOR COUNCILWOMAN GOOSBY: I move
4 that we approve the Administrative Calendar.

5 COUNCILMAN BLAKEMAN: Second.

6 DEPUTY TOWN CLERK MULLER: Supervisor
7 Santino?

8 SUPERVISOR SANTINO: Aye.

9 DEPUTY TOWN CLERK MULLER: Councilman
10 Ambrosino?

11 COUNCILMAN AMBROSINO: Aye.

12 DEPUTY TOWN CLERK MULLER: Councilman
13 Blakeman?

14 COUNCILMAN BLAKEMAN: Aye.

15 DEPUTY TOWN CLERK MULLER: Councilman
16 D'Esposito?

17 COUNCILMAN D'ESPOSITO: Aye.

18 DEPUTY TOWN CLERK MULLER: Senior
19 Councilwoman Goosby?

20 SENIOR COUNCILWOMAN GOOSBY: Aye.

21 DEPUTY TOWN CLERK MULLER: Councilman
22 Hudes?

23 COUNCILMAN HUDES: Aye.

24 DEPUTY TOWN CLERK MULLER:
25 Councilwoman King Sweeney?

1 COUNCILWOMAN KING SWEENEY: Aye.

2 SUPERVISOR SANTINO: Now, before we
3 accept a motion to close the meeting, I would
4 ask everyone to rise. We had a lost, a long-
5 time member of the Town of Hempstead family
6 last week, the former Chief of Staff, Member
7 of the Board of Zoning Appeals, Town
8 Attorney, Ray Mineo passed away, so, can we
9 have a moment of silence, please.

10 (Whereupon, a moment of silence was
11 observed. After, the following ensued.)

12 SUPERVISOR SANTINO: Thank you very
13 much.

14 Now, I will accept a motion to
15 adjourn.

16 SENIOR COUNCILWOMAN GOOSBY: I move we
17 close the meeting.

18 COUNCILMAN HUDES: Second.

19 DEPUTY TOWN CLERK MULLER: Supervisor
20 Santino?

21 SUPERVISOR SANTINO: Aye.

22 DEPUTY TOWN CLERK MULLER: Councilman
23 Ambrosino?

24 COUNCILMAN AMBROSINO: Aye.

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DEPUTY TOWN CLERK MULLER: Councilman
Blakeman?

COUNCILMAN BLAKEMAN: Aye.

DEPUTY TOWN CLERK MULLER: Councilman
D'Esposito?

COUNCILMAN D'ESPOSITO: Aye.

DEPUTY TOWN CLERK MULLER: Senior
Councilwoman Goosby?

SENIOR COUNCILWOMAN GOOSBY: Aye.

DEPUTY TOWN CLERK MULLER: Councilman
Hudes?

COUNCILMAN HUDES: Aye.

DEPUTY TOWN CLERK MULLER:
Councilwoman King Sweeney?

COUNCILWOMAN KING SWEENEY: Aye.

(Whereupon, the meeting was
concluded.)

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CERTIFICATE BY COURT REPORTER

I, do hereby certify that the foregoing
testimony taken in the matter of the
Hempstead Town Board of April 26, 2016 is an
accurate transcription of my cryptic notes.

IN WITNESS WHEREOF, I SET MY HAND THIS DAY.

CERTIFIED COURT REPORTER
NORTH SHORE COURT REPORTERS
NOTARY PUBLIC - STATE OF NEW YORK