

TOWN OF HEMPSTEAD

ONE WASHINGTON STREET

TOWN HALL PAVILION

HEMPSTEAD, NEW YORK 11550

AUGUST 7, 2018

10:30 A.M.

BEFORE: LAURA A. GILLEN,

SUPERVISOR

APPEARANCES :

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DEPUTY SUPERVISOR/COUNCILMAN BLAKEMAN

SENIOR COUNCILWOMAN GOOSBY

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COUNCILMAN AMBROSINO

COUNCILMAN D'ESPOSITO

COUNCILMAN DUNNE, SR.

MAJORITY LEADER/COUNCILWOMAN KING-SWEENEY

TOWN CLERK CABANA

DEPUTY TOWN CLERK SEDACCA

TOWN ATTORNY RA

ACTING DEPUTY TOWN COMPTROLLER CAPOBIANCO

HEMPSTEAD TOWN BOARD 8/7/18

1 SUPERVISOR GILLEN: Good Morning, I would
2 like to welcome everyone to our regularly
3 scheduled Town Board Meeting.

4 For those of you who have never attended ^{Page | 3}
5 meeting before, we will first have Public Hearings
6 followed by an Administrative Calendar.

7 There are meeting agendas available in the
8 rear of the Pavilion if you wish to be heard on
9 any matters, please, fill a form out and hand it
10 to the Public Safety Officer.

11 After the Meeting is adjourned, the Town
12 Board will follow our custom of three hundred and
13 fifty years and remain in session to hear
14 residents that would like to address the Board on
15 other matters.

16 Madam Clerk, would you, please, call the
17 roll.

18 CLERK CABANA: Councilman Ambrosino?

19 COUNCILMAN AMBROSINO: Here.

20 CLERK CABANA: Councilman Blakeman?

21 COUNCILMAN BLAKEMAN: Here.

22 CLERK CABANA: Councilman D'Esposito?

23 COUNCILMAN D'ESPOSITO: I am here.

24 CLERK CABANA: Councilman Dunne?

25 COUNCILMAN DUNNE: Here.

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1 CLERK CABANA: Councilwoman King-Sweeney?

2 COUNCILWOMAN KING-SWEENEY: Here.

3 CLERK CABANA: Senior Councilwoman Goosby?

4 SENIOR COUNCILWOMAN GOOSBY: Here. Page | 4

5 CLERK CABANA: Supervisor Gillen?

6 SUPERVISOR GILLEN: Here.

7 I, now, ask Councilman Blakeman to lead us
8 in the Pledge of Allegiance.

9 COUNCILMAN BLAKEMAN: Please, stand, if you
10 are able and join with me.

11 (Whereupon, Councilman Blakeman led the
12 Assembly in the Pledge of Allegiance. After, the
13 following ensued.)

14 SUPERVISOR GILLEN: Madam Clerk, will you,
15 please call the first Public Hearing.

16 CLERK CABANA: Petition of Commissioner of
17 Buildings to demolish & remove the two-story wood
18 frame one-family dwelling with attached garage &
19 remove all litter & debris from property -
20 Oceanside (3247 Brower Avenue) northeast corner of
21 Brower Avenue & Sunnybrook Drive West - Department
22 of Buildings

23 SUPERVISOR GILLEN: I have one slip on this
24 matter, Felix Procacci?

25 FELIX PROCACCI: Felix Procacci.

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1 1165 Barnes Street in Franklin Square, New York.

2 I oppose this resolution and all
3 resolutions that refer to the Town Building
4 Commissioner on today's agenda because all of that ^{Page | 5}
5 facts provided to me by the Town demonstrated that
6 Commissioner John Rottkamp does not have the
7 qualifications as stated in Town Law to be the
8 Town Building Commissioner.

9 We are here at the Town Board Meeting to
10 pass laws and if these laws are meant to be more
11 than words on a piece of paper, they must be
12 enforced.

13 It is often said that the Building
14 Department is a complaint-driven Department.

15 Well, a complaint has been made by our
16 Building Commissioner does not have the
17 qualifications as stated in Town Code.

18 When can I expect the Town Board to provide
19 me with a formal explanation as to why they are
20 allowing Town Code to be violated?

21 I just want to say publicly, again, I
22 submitted - - I received this evidence from the
23 Town, through a FOIL request as part of the
24 qualifications of the Building Commissioner.

25 And, (Councilwoman) King-Sweeney

1 has said she is for transparency.

2 I sent it. She criticized me for
3 criticizing Rottkamp.

4 It is not a criticism. It is just the
5 facts.

6 I sent her the information.

7 She never replied to my email.

8 There is no dialogue. I always said it
9 here, I brought it up many times.

10 I am willing to admit I am wrong on my
11 evaluation but nobody will talk to me.

12 This is a complaint-driven Department, yet,
13 I made a complaint and here is the lawmaking body.

14 Here are the lawmakers, here and you say a
15 law is being broken and you can't even get a
16 response.

17 You can't get a response.

18 And, that is really pathetic, here.

19 You will pass a bunch of laws, here and
20 which ones are we going to enforce?

21 The ones we want to enforce?

22 The ones that if the person doesn't have a
23 lawyer or is poor, can't afford it or are we going
24 to enforce the laws all across, the people?

25 That is really the case, here.

1 And, it is really bad because the Building
2 Department has a big budget and you should be able
3 to get and Rori Gordon also brought up the issue,
4 should get a formal response as to why he isn't ^{Page | 7}
5 qualified and what the Town Board is going to do
6 to remedy the situation.

7 SUPERVISOR GILLEN: Mr. Procacci, I asked
8 the Town Attorney to look into this issue and he
9 is in the process of preparing a response.

10 Right, Mr. Town Attorney?

11 FELIX PROCACCI: Let me tell you, this
12 first came - - this first came about September,
13 2017.

14 This isn't like I am coming here and
15 complaining every day.

16 This is merely a year and no response and
17 that is really bad and you guys want to hold
18 yourselves to high ethics and everything.

19 Where is the Ethics Advisory opinion?

20 Who issued an Advisory Committee to see
21 what is going on, here?

22 SUPERVISOR GILLEN: Mr. Ra?

23 FELIX PROCACCI: Does anyone care here?

24 That is really the question.

25 Does anyone care?

1 Someone said I care and what I am going to
2 do about it, did someone say that?

3 SUPERVISOR GILLEN: I said I do care and I
4 asked Mr. Ra to look into this. Page | 8

5 Mr. Ra, you are in the process of preparing
6 a response about Mr. Rottkamp's qualifications?

7 TOWN ATTORNEY RA: Um, Mr. Procacci, we
8 will send you out, within the next day or two,
9 another response showing that under the Town Law,
10 Town of Hempstead, the Building Commissioner has
11 the proper qualifications to serve in that office.

12 FELIX PROCACCI: You never sent me one. I
13 followed all the dead ends you put me in.

14 You put the breadcrumbs there, I followed
15 everywhere you wanted me to go.

16 You sent me to Civil Service, I FOIL-ed the
17 Civil Service thing.

18 You sent me this, I FOIL-ed that.

19 I do everything you tell me to do.

20 I read the documents and I ask the
21 questions and everybody, here is mean.

22 Why don't you be mean on the Town website
23 because on the Town website, all you guys are
24 pushing propaganda instead of the truth.

25 I want the truth to be on the Town

1 Website, not what people want to hear.

2 SUPERVISOR GILLEN: Mr. Procacci, I told
3 you we will get the response to you.

4 FELIX PROCACCI: Do you hear the response? ^{Page | 9}

5 SUPERVISOR GILLEN: Mr. Procacci, I told
6 you I will get a response to you on the subject
7 matter.

8 We are on Public Hearing Number 1.

9 FELIX PROCACCI: I want a response as to the
10 Commissioner's ability to do all these things.

11 I am not going to be annoying and talk on
12 every one of these where the Building Commissioner
13 is mentioned.

14 I am just doing it on one because - -

15 SUPERVISOR GILLEN: We all understand your
16 point.

17 FELIX PROCACCI: I would like an
18 explanation.

19 I just don't want something, a blanket
20 statement always come back from Joseph Ra, "we
21 comply with all the laws."

22 I want an explanation and I would like him
23 to read that explanation to the public so
24 everybody in T.V. land out there and Internet-land
25 sees what he says.

1 We are talking about transparency.

2 Erin King-Sweeney is the Queen of
3 transparency.

4 She is acting like she passed a
5 Transparency Law.

6 Great. I am all for the Transparency Law.

7 Speak out and say why it is, explain all
8 the documents in detail, okay.

9 I got my Rob Astorino shirt on. I am not
10 for Cuomo.

11 COUNCILMAN DUNNE: Felix, Felix, I would
12 like to hear the other side, when you have time.

13 FELIX PROCACCI: A-hun.

14 COUNCILMAN DUNNE: What you think the
15 problems are, not, now, and I want to know did you
16 read his resume?

17 FELIX PROCACCI: Yes.

18 COUNCILMAN DUNNE: Extremely impressive,
19 the guy has so much background.

20 You and me, face-to-face and tell me where
21 you think it is wrong.

22 I don't like you coming and beating up on
23 our - -

24 FELIX PROCACCI: I am not beating up on
25 anybody.

1 More you than him because you guys are
2 letting it happen.

3 I criticize cops more than the criminal.

4 The cops let the criminals get away with
5 it, I am more critical of the cop than the
6 criminal.

7 And, first of all, Rottkamp isn't a
8 criminal.

9 And, he didn't do anything wrong.

10 You guys, the Town Board, back in 2007 and
11 '09, whenever it happened, the Town Board is what
12 did something wrong.

13 COUNCILMAN DUNNE: I am really impressed
14 with his resume.

15 FELIX PROCACCI: It doesn't match with Town
16 Code, that is the question.

17 I am a paper-drive guy.

18 COUNCILMAN DUNNE: Make time for me and we
19 will discuss it.

20 SENIOR COUNCILWOMAN GOOSBY: Discuss what?

21 FELIX PROCACCI: Okay, I will let it go,
22 now.

23 COUNCILWOMAN KING-SWEENEY: I just like to
24 take this opportunity to thank Commissioner
25 Rottkamp for his continued service to the

1 Residents of the Town of Hempstead.

2 And, I for one, are very grateful.

3 (Whereupon, applause from the audience was
4 heard. After, the following ensued.) Page | 12

5 SUPERVISOR GILLEN: I do not have any other
6 slips on this Public Hearing.

7 SENIOR COUNCILWOMAN GOOSBY: He spoke on a
8 different subject.

9 Stick to the subject.

10 RORI GORDON: Rori Gordon, Hauppauge, New
11 York.

12 I have nothing against Commissioner
13 Rottkamp, personally.

14 He is a very nice man.

15 I want to respond to what you said.

16 SUPERVISOR GILLEN: We are supposed to be
17 speaking on Public Hearing Number 1.

18 Do you have something specifically on
19 Hearing Number 1?

20 COUNCILMAN BLAKEMAN: Point of order,
21 Supervisor, unless we are going to talk about this
22 Oceanside resolution, I think everybody is out of
23 order, here.

24 Let's stick to the agenda and talk about
25 Oceanside.

1 If you have something about Oceanside, this
2 is about Oceanside.

3 It is not about the Building Commissioner.

4 SENIOR COUNCILWOMAN GOOSBY: Thank you. Page | 13

5 RORI GORDON: How does one make a decision
6 in the capacity if they are not qualified to make
7 a decision in and that Oceanside situation could
8 be one of forty that are on Calendar, today?

9 COUNCILMAN BLAKEMAN: It is not germane to
10 the conversation and you know that.

11 If you want to talk about that in Public
12 Comment, talk about the Commissioner, that is
13 fine.

14 We have an agenda to get through and quite
15 frankly, you are out of order.

16 RORI GORDON: Are you going to be here for
17 Public Comment?

18 Is everybody going to be here for Public
19 Comment, today?

20 Okay, all right, okay. Mr. D'Esposito?

21 COUNCILMAN D'ESPOSITO: I will.

22 RORI GORDON: Okay, great.

23 SUPERVISOR GILLEN: I do not have any other
24 slips on this matter, is there anybody else that
25 would like to be heard on Hearing Number 1?

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1 (Whereupon, no response was heard. After,
2 the following ensued.)

3 SUPERVISOR GILLEN: Hearing none, may I
4 have a Motion on this item.

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5 COUNCILMAN D'ESPOSITO: Supervisor, I move
6 that the Public Hearing be closed and the petition
7 be granted.

8 SENIOR COUNCILWOMAN GOOSBY: I second the
9 Motion.

10 SUPERVISOR GILLEN: Madam Clerk, please,
11 call the roll.

12 CLERK CABANA: Councilman Ambrosino?

13 COUNCILMAN AMBROSINO: Aye.

14 CLERK CABANA: Councilman Blakeman?

15 COUNCILMAN BLAKEMAN: Aye.

16 CLERK CABANA: Councilman D'Esposito?

17 COUNCILMAN D'ESPOSITO: Aye.

18 CLERK CABANA: Councilman Dunne?

19 COUNCILMAN DUNNE: Aye.

20 CLERK CABANA: Councilwoman King-Sweeney?

21 COUNCILWOMAN KING-SWEENEY: Aye.

22 CLERK CABANA: Senior Councilwoman Goosby?

23 SENIOR COUNCILWOMAN GOOSBY: Aye.

24 CLERK CABANA: Supervisor Gillen?

25 SUPERVISOR GILLEN: Aye.

1 Madam Clerk, please call the next Public
2 Hearing.

3 CLERK CABANA: Petition of Commissioner of
4 Buildings to demolish & remove the two-story wood ^{Page | 15}
5 frame, one-family dwelling with attached two-car
6 garage & remove all litter & debris from property
7 - Oceanside (316 Dennis Street) south side of
8 Dennis Street, 260 feet East of Park Avenue -
9 Department of Buildings.

10 SUPERVISOR GILLEN: I have Lori Kahn?

11 (Whereupon, "I had a question, but it has
12 been answered," was called out from the audience.)

13 (Whereupon, the following ensued.)

14 SUPERVISOR GILLEN: Judy Odzer?

15 JUDY ODZER: First Of all, I like to thank
16 the Board for taking the time to listen to this,
17 as well, all the people sitting, here.

18 Um, I received notice of this about a month
19 and a half ago, two months ago, um, I am the son
20 of the person, the owner of the house, Barb Odzer.

21 My Mother has been in and out of hospitals
22 and nursing care facilities, assisted living
23 facilities, rehab facilities for the last several
24 years since my brother, who, untimely, passed
25 away, um, actually around the time she fell ill.

1 The house has always been a place my Mother
2 seriously wants to come back to and as such, the
3 exterior of the house has been well maintained and
4 quite a bit of money has been spent on maintaining⁵ Page | 16
5 it to look well and look good.

6 However, I did receive notice from the
7 Town that there was structural issues and things
8 that happened in the house.

9 Recently, I have been speaking with the
10 Town and trying to resolve these issues.

11 I have spoken to architects. I have spoken
12 to builders.

13 I have spoken to restoration people.

14 I literally spent my entire Summer, so far,
15 working on this trying to resolve this to
16 everybody's satisfaction.

17 I even spoken to several people about
18 purchasing the house because, um, I don't live
19 here and it maybe difficult for me to do the work,
20 but, I would be happy to be able to rebuild it and
21 to fix it to the Town's satisfaction.

22 Um, again, I am just basically asking, I
23 understand the situation, I am asking that I
24 receive additional time.

25 I have spoken to many people.

1 It is not like selling a pack of chewing
2 gum, it takes a long time.

3 Um, people have been looking at the house,
4 both for the purpose of restoration and for the Page | 17
5 purpose of possibly selling it.

6 I am weighing both.

7 I have been in contact with the Building
8 Department.

9 They have been very gracious and working
10 with me.

11 And, once, again, I ask that there be
12 additional time granted to be able to, um, carry
13 out these avenues.

14 COUNCILMAN D'ESPOSITO: Sir, if I could ask
15 you a few questions.

16 How much time do you need, an estimate?

17 Obviously, I am not asking for an exact
18 time.

19 JUDD ODZER: A couple of months. I don't
20 know how long it takes.

21 I have spoken to, so far, the people that I
22 have spoken to, it has taken several weeks to get
23 quotes.

24 It could take a day or two.

25 COUNCILMAN D'ESPOSITO: Very Often, we as

1 a Board vote on petitions and, obviously, if you
2 are in contact with the Building Department, um,
3 and thing work out, obviously, we are completely
4 good with it, Commissioner Rottkamp with this
5 specific instance.

6 I am not really sure exactly the situation,
7 but, if you think this is something that we can
8 adjourn to early next month, I would be fine with
9 that.

10 COMMISSIONER ROTTKAMP: Good Morning,
11 Supervisor and Town Board:

12 Councilman, my recommendation would not be
13 to adjourn it, to go ahead with this Hearing.

14 However, I did speak with him and we told
15 him we would give him time as long as he is
16 working with us to remedy the situation.

17 COUNCILMAN D'ESPOSITO: Sir, are you good
18 with that?

19 JUDD ODZER: As long as it is a reasonable
20 amount of time.

21 COUNCILMAN BLAKEMAN: Commissioner, if you
22 have a certain stance where somebody, the owner of
23 the property has a serious illness and they have
24 ben in a hospital, um, I think that warrants
25 granting a little extra time if that is the case

1 With his Mother's illness, we can go ahead and
2 pass this, now, with the understanding that you
3 will work with them, even if it is over the usual
4 thirty days and maybe report to Councilman
5 D'Esposito before taking any action would that be
6 okay?

7 COMMISSIONER ROTTKAMP: Absolutely and just
8 for the record, we always give people more than
9 thirty days as long as they are working with us,
10 if they are showing good faith that they are
11 proceeding with something, we always give them the
12 time that they need.

13 COUNCILMAN D'ESPOSITO: Yeah, sir, before
14 you leave, I will get you in touch with Cathy from
15 my office, this way you guys can be in touch with
16 Commissioner Rottkamp, if there is any issue
17 moving forward, we can try to handle it.

18 JUDD ODZER: I appreciate that. I have
19 been in touch with the office.

20 I know everybody by their first name, so,
21 you know once, again, I am trying to resolve the
22 issues to everybody's satisfaction, hopefully, to
23 work together.

24 COUNCILMAN D'ESPOSITO: Absolutely.

25 SUPERVISOR GILLEN: Thank you, sir.

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1 Thank you, Commissioner. I do not have any
2 other slips on this Public Hearing, is there
3 anybody else that would like to be heard?

4 (Whereupon, no response was heard. After, ^{Page | 20}
5 the following ensued.)

6 SUPERVISOR GILLEN: Hearing none, may I
7 have a Motion?

8 COUNCILMAN D'ESPOSITO: Supervisor, I move
9 that the Hearing be closed and the petition be
10 granted.

11 COUNCILMAN BLAKEMAN: Second.

12 SUPERVISOR GILLEN: Madam Clerk, will you,
13 please, call the roll.

14 CLERK CABANA: Councilman Ambrosino?

15 COUNCILMAN AMBROSINO: Aye.

16 CLERK CABANA: Councilman Blakeman?

17 COUNCILMAN BLAKEMAN: Aye.

18 CLERK CABANA: Councilman D'Esposito?

19 COUNCILMAN D'ESPOSITO: Aye.

20 CLERK CABANA: Councilman Dunne?

21 COUNCILMAN DUNNE: Aye.

22 CLERK CABANA: Councilwoman King-Sweeney?

23 COUNCILWOMAN KING-SWEENEY: Aye.

24 CLERK CABANA: Senior Councilwoman Goosby?

25 SENIOR COUNCILWOMAN GOOSBY: Aye.

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1 CLERK CABANA: Supervisor Gillen?

2 SUPERVISOR GILLEN: Aye.

3 Madam Clerk, please, call the next Public
4 Hearing. Page | 21

5 CLERK CABANA: Proposed Local Law Re:
6 "Regulations and Restrictions" to limit parking in
7 Elmont, near Island Park, Merrick, Roosevelt,
8 Woodmere (To amend Chapter 202 of the Code of the
9 Town of Hempstead)

10 SUPERVISOR GILLEN: I do not have any slips
11 on this Public Hearing, is there anyone that would
12 like to be heard?

13 (Whereupon, no response was heard. After,
14 the following ensued.)

15 SUPERVISOR GILLEN: Hearing none, may I
16 have a Motion.

17 COUNCILMAN BLAKEMAN: Supervisor, I move
18 that the Hearing be closed and the local law be
19 adopted.

20 SENIOR COUNCILWOMAN GOOSBY: Second the
21 motion.

22 SUPERVISOR GILLEN: Madam Clerk, please,
23 call the roll.

24 CLERK CABANA: Councilman Ambrosino?

25 COUNCILMAN AMBROSINO: Aye.

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1 CLERK CABANA: Councilman Blakeman?

2 COUNCILMAN BLAKEMAN: Aye.

3 CLERK CABANA: Councilman D'Esposito?

4 COUNCILMAN D'ESPOSITO: Aye.

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5 CLERK CABANA: Councilman Dunne?

6 COUNCILMAN DUNNE: Aye.

7 CLERK CABANA: Councilwoman King-Sweeney?

8 COUNCILWOMAN KING-SWEENEY: Aye.

9 CLERK CABANA: Senior Councilwoman Goosby?

10 SENIOR COUNCILWOMAN GOOSBY: Aye.

11 CLERK CABANA: Supervisor Gillen?

12 SUPERVISOR GILLEN: Aye.

13 CLERK CABANA: Proposed Local Law Re:

14 "Parking or Standing Prohibitions" in Bellmore,
15 near Cedarhurst, Elmont, Levittown, Merrick,
16 Roosevelt, Seaford (To amend Section 202-1 of the
17 Code of the Town of Hempstead)

18 SUPERVISOR GILLEN: I have Vincent and
19 Cheryl Tatia?

20 (Whereupon, "I respectfully decline to
21 speak, but, thank you for your time," was heard
22 calling out from the audience. After, the
23 following ensued.)

24 SUPERVISOR GILLEN: Thank you. Michael
25 Finkelman?

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1 MICHAEL FINKELMAN: Yeah, that is me.

2 Thanks. I am Mike Finkelman and I am here
3 to talk about - -

4 SUPERVISOR GILLEN: Would you state your Page | 23
5 address for the record, as well.

6 MICHAEL FINKELMAN: Sure, 420 Lido
7 Boulevard in Lido Dunes.

8 I am a constituent - -

9 SENIOR COUNCILWOMAN GOOSBY: Sir, will you
10 pull your mike closer.

11 MICHAEL FINKELMAN: Pull the mike closer.

12 SENIOR COUNCILWOMAN GOOSBY: Yes.

13 MICHAEL FINKELMAN: So, as I said, folks, I
14 am here to talk about Item 4 and my question to
15 you folks is on the record, specifically,
16 Councilwoman, why is this item at the top of the
17 agenda, when much more important items of greater
18 importance for the entire community of the Town of
19 Hempstead is at the bottom of the agenda?

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

22 MICHAEL FINKELMAN: And, you guys know what
23 item I am talking about.

24 I am talking about the one that affects
25 your re-election, your appointment, other folks

1 to this Counsel as opposed to putting it - -

2 COUNCILMAN BLAKEMAN: Point of order,
3 Supervisor, this is not germane to this item.

4 This gentleman will have a right to speak ^{Page | 24}
5 on the items he is interested in at the time it is
6 called.

7 MICHAEL FINKELMAN: I will be back, Bruce.
8 I will be back, if you get to that item.

9 I am telling you folks, I am making a
10 suggestion, this Supervisor was elected by the
11 Town of Hempstead residents for change and if you
12 folks don't change, change will come to you.

13 (Whereupon, applause from the audience was
14 heard. After, the following ensued.)

15 SUPERVISOR GILLEN: I do not have any other
16 slips on Hearing Number 4, is there anybody else
17 that would like to be heard on this Public
18 Hearing?

19 (Whereupon, no response was heard. After,
20 the following ensued.)

21 SUPERVISOR GILLEN: Hearing none, may I have
22 a Motion.

23 COUNCILWOMAN KING-SWEENEY: Supervisor, I
24 move that the Hearing be closed and the item be
25 adopted.

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1 COUNCILMAN DUNNE: Second the motion.

2 SUPERVISOR GILLEN: Madam Clerk, will you,
3 please, call the roll.

4 CLERK CABANA: Councilman Ambrosino?

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5 COUNCILMAN AMBROSINO: Aye.

6 CLERK CABANA: Councilman Blakeman?

7 COUNCILMAN BLAKEMAN: Aye.

8 CLERK CABANA: Councilman D'Esposito?

9 COUNCILMAN D'ESPOSITO: Aye.

10 CLERK CABANA: Councilman Dunne?

11 COUNCILMAN DUNNE: Aye.

12 CLERK CABANA: Councilwoman King-Sweeney?

13 COUNCILWOMAN KING-SWEENEY: Aye.

14 CLERK CABANA: Senior Councilwoman Goosby?

15 SENIOR COUNCILWOMAN GOOSBY: Aye.

16 CLERK CABANA: Supervisor Gillen?

17 SUPERVISOR GILLEN: Aye.

18 Madam Clerk, please, call our next Public
19 Hearing.

20 CLERK CABANA: Proposed Local Law Re:
21 "Arterial Stops," in Seaford, near Valley Stream
22 (To amend Section 197-5 of the Code of the Town of
23 Hempstead)

24 SUPERVISOR GILLEN: I do not have any slips
25 on this Public Hearing, is there anybody that

1 would like to be heard?

2 (Whereupon, no response was heard. After,
3 the following ensued.)

4 COUNCILMAN BLAKEMAN: Supervisor, I move Page | 26
5 that the Public Hearing be closed and the local
6 law be adopted.

7 COUNCILMAN DUNNE: I second the Motion.

8 SUPERVISOR GILLEN: Madam Clerk, please call
9 the roll.

10 CLERK CABANA: Councilman Blakeman?

11 COUNCILMAN BLAKEMAN: Aye.

12 CLERK CABANA: Councilman D'Esposito?

13 COUNCILMAN D'ESPOSITO: Aye.

14 CLERK CABANA: Councilman Dunne?

15 COUNCILMAN DUNNE: Aye.

16 CLERK CABANA: Councilwoman King-Sweeney?

17 COUNCILWOMAN KING-SWEENEY: Aye.

18 CLERK CABANA: Senior Councilwoman Goosby?

19 SENIOR COUNCILWOMAN GOOSBY: Aye.

20 CLERK CABANA: Supervisor Gillen?

21 SUPERVISOR GILLEN: Aye.

22 (Whereupon, Councilman Ambrosino was not in
23 the Hearing room at the time of voting.)

24 SUPERVISOR GILLEN: Madam Clerk, please,
25 call our next Public Hearing.

HEMPSTEAD TOWN BOARD 8/7/18

1 CLERK CABANA: Proposed Local Law Re:
2 "Traffic regulations in the vicinity of schools,"
3 in Elmont (To amend Section 197-13 of the Code of
4 the Town of Hempstead) Page | 27

5 SUPERVISOR GILLEN: I do not have any slips
6 on this Public Hearing, is there anybody that
7 would like to be heard?

8 (Whereupon, no response was heard. After,
9 the following ensued.)

10 SUPERVISOR GILLEN: Hearing none, may I
11 have a motion.

12 COUNCILMAN AMBROSINO: I move that the
13 Public Hearing be closed and he proposed local law
14 be adopted.

15 COUNCILMAN BLAKEMAN: Second.

16 CLERK CABANA: Councilman Ambrosino?

17 COUNCILMAN AMBROSINO: Aye.

18 CLERK CABANA: Councilman Blakeman?

19 COUNCILMAN BLAKEMAN: Aye.

20 CLERK CABANA: Councilman D'Esposito?

21 COUNCILMAN D'ESPOSITO: Aye.

22 CLERK CABANA: Councilman Dunne?

23 COUNCILMAN DUNNE: Aye.

24 CLERK CABANA: Councilwoman King-Sweeney?

25 COUNCILWOMAN KING-SWEENEY: Aye.

HEMPSTEAD TOWN BOARD 8/7/18

1 CLERK CABANA: Senior Councilwoman Goosby?

2 SENIOR COUNCILWOMAN GOOSBY: Aye.

3 CLERK CABANA: Supervisor Gillen?

4 SUPERVISOR GILLEN: Aye.

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5 SUPERVISOR GILLEN: Madam Clerk, please,
6 call our next Public Hearing.

7 CLERK CABANA: Proposed Local Law Re:
8 "Department of Purchasing" in order to provide a
9 local contracting preference to encourage and
10 promote the use of eligible service-disabled
11 Veteran-owned businesses and Veteran-owned small
12 businesses in Nassau County's economy by
13 increasing their participation in the Town of
14 Hempstead contracting opportunities (To amend
15 Chapter 62 of the Code of the Town of Hempstead)

16 SUPERVISOR GILLEN: I have a slip from
17 Andrew Booth.

18 ANDREW BOOTH: My name is Andrew Booth. I
19 live in Levittown, 8 Circle Lane, zip code 11756.

20 The proposal, I am in favor of the
21 proposal.

22 I don't see anything wrong with that being
23 denied unless you can tell me something that I
24 don't know, anybody, all involvement, so, you all
25 have a decision.

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1 If somebody is against this, they can
2 explain to me why, while I am sitting, here, while
3 this is being voted on.

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4 COUNCILMAN DUNNE: Yes.

5 ANDREW BOOTH: I would like to know if here
6 is somebody against this.

7 COUNCILMAN DUNNE: I don't think anybody is
8 against it.

9 I think the whole Board is in favor of it.

10 ANDREW BOOTH: Okay, so, I could have
11 stayed home.

12 (Whereupon, laughter was heard. After, the
13 following ensued.)

14 ANDREW BOOTH: Kick the can across the
15 street, it is good to see you anyway.

16 COUNCILMAN DUNNE: This was brought to our
17 attention by Ms. Mereday.

18 (Whereupon, applause from the audience was
19 heard. After, the following ensued.)

20 COUNCILMAN DUNNE: God Bless you, Ms.
21 Mereday and thank you for speaking, Mr. Booth.

22 ANDREW BOOTH: When I was looking at this -
23 -

24 COUNCILMAN DUNNE: Everybody on this Board
25 - -

1 SENIOR COUNCILWOMAN GOOSBY: We didn't vote
2 yet, sir.

3 (Whereupon, laughter was heard from the
4 audience. After, the following ensued.) Page | 30

5 ANDREW BOOTH: Vote and, then I can go.

6 SENIOR COUNCILWOMAN GOOSBY: Councilman
7 Dunne has pushed this.

8 We did have a press conference that didn't
9 get picked up by Channel 12, but we did have one.

10 ANDREW BOOTH: He has done more for
11 Levittown.

12 META MEREDAY: I wasn't invited.

13 SENIOR COUNCILWOMAN GOOSBY: Excuse me,
14 well, we had it here.

15 ANDREW BOOTH: I will wait for your vote.

16 SENIOR COUNCILWOMAN GOOSBY: Okay, he is
17 waiting for us to vote.

18 SUPERVISOR GILLEN: Is there anybody else
19 that would like to be heard on this item?

20 META MEREDAY: Without a doubt.

21 Meta Mereday, Baldwin Resident. And, again,
22 it is nice to know that, now, 2018, after a number
23 of years of trying to push something along the
24 lines and being told the Town doesn't need it, it
25 is interesting that it is, now, upon us but, um,

1 Again, with all due respect, um, I was not invited
2 to wherever the Press Conference was.

3 I was not included in the discussion with
4 regard to the actual language for this Bill. Page | 31

5 I am happy but it is a start.

6 And, I am still and I will continue to be
7 unsatisfied until we can fully address the
8 comprehensive needs of our Veterans in the
9 Township, as well as in Nassau County because in
10 looking over Chapter 62, the Department of
11 Purchasing, um, I am still - - I still have
12 questions.

13 Again, it makes a nice photo-op.

14 But, when the rubber is still not meeting
15 the road, if we are still not putting in specifics
16 to help build certain disabled and Veteran-own
17 businesses, when New York State in total only has
18 a listing of five hundred service-disabled Veteran
19 businesses in its own data base, I am talking
20 about New York State and Long Island has the
21 largest Veteran population in the northeast
22 corridor, something is still not right.

23 So, as those who told me because, now
24 everyone wants to give me connection to this Bill,
25 well, somebody either say it should be in my name

1 or should be paid for the work I did to get it
2 done.

3 However, let's get to the specifics.

4 Under Chapter 62, Department of Purchasing, ^{Page | 32}
5 the division duties are broken down into
6 administrative division and planning division,
7 does that mean that there are going to be some
8 changes with regard to outreach and support
9 services?

10 I do want to commend Councilwoman Erin
11 King-Sweeney and Councilman Dennis Dunne with
12 regard to the Veterans Job that I was also very
13 instrumental in encouraging them to initiate but
14 initially I aske for a Jobs Fair and a Contracting
15 Fair, so that we can identify and start a
16 benchmark as to what Veteran businesses we have in
17 the Township and, then, to develop the methodology
18 to build those businesses so that they can vie for
19 the million dollar contracts within the Township
20 as well as within the County.

21 And, I did bring this up with the County
22 Legislators yesterday.

23 The County and the Town must work together.

24 Nassau County has a three billion dollar
25 budget and I don't even know - - I don't remember

1 what the number is for the Town Budget, but, I
2 know that issue is coming up soon.

3 The fact that we have no percentages with
4 regards to Veteran business inclusion is a problem Page | 33
5 for me.

6 So, again, for me this could just be
7 another photo opportunity because the Veteran-own
8 Business Act that was - - I was instrumental in
9 the County rolls is still gathering dust from
10 2014.

11 So, needless to say, this is a start.

12 But, trust me, my agitating for Veteran
13 businesses so that we can reduce the increasing
14 rate of Veteran unemployment and the flight of our
15 young Veterans, who are getting a great education
16 at our colleges and universities but cannot get a
17 job or start up a business to stay here, to raise
18 a family or our senior Veterans who are living in
19 fear and in their homes of foreclosure.

20 So, we have a lot of work still to do.

21 So, fine, don't invite me to the Press
22 Conference, I am good with that because I am going
23 to still be out here in these domestic trenches to
24 get the work done so our Veterans who served in
25 combat and fields, where they got no appreciation

1 will finally get all that they deserve when they
2 come home, just besides, just a parade and pancake
3 breakfast.

4 I thank you for your time and you will be ^{Page | 34}
5 hearing from me, again, later.

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

8 COUNCILMAN DUNNE: Before you leave, the
9 Veterans Job Fair, now, there was seventy-five
10 vendors there or businesses that will be looking
11 into employees, Veteran employees.

12 There was over three hundred by 11:00
13 o'clock.

14 There were three hundred Veterans. Eighty
15 percent of them brought their resumes.

16 Those that didn't have resumes, there was
17 a place - - and didn't know how to make a resume,
18 there was a class at the Department of
19 Occupational Resources gave multiple times during
20 the day and how to do an interview, a job, um,
21 interview, so, there was a lot going on that day.

22 Over three hundred by 11:00 o'clock came
23 over for jobs.

24 We really said there is a problem out
25 there, so, what we are doing and here is what

1 I am going to say I am getting sidetracked, one
2 second, the next time we do something on Veterans
3 Day, I will pick you up and bring you there and
4 make sure you are there, okay.

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

7 COUNCILMAN DUNNE: You should be there.
8 This is part to your awaking powers or senses.

9 We are doing a start, doing a Veteran-own
10 businesses and disabled-own, Veteran-own business
11 Registry in the Town of Hempstead, now, it is not
12 that big, yet.

13 And, hopefully, it will grow and using the
14 County one, I believe, there is a Long Island one.

15 Nassau and Suffolk County both have their
16 own registry.

17 So, we are going to be our - - our
18 Purchasing Department is going to be using those,
19 also, but, um, thank you for making this happened
20 and we will include you in this.

21 META MEREDAY: Like I said, I am really not
22 interested in the photos.

23 I am interested in making sure we see some
24 numbers if we are looking at one number, are we
25 starting from the number of jobs and businesses

1 that the Veterans occupy in the Town of Hempstead
2 and a year from, now, what is the quantitative
3 value in terms of the increase?

4 That is what I am interested in.

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5 Pictures don't impress me, okay.

6 Being in Newsday does not impress me.

7 Been there, done that.

8 COUNCILMAN DUNNE: This is a start.

9 META MEREDAY: But, again, when we put our
10 troops and we prepare them to go out there, we
11 give them everything that they need, when they are
12 there and we support them and we support their
13 families.

14 When they come home, it is atrocious.

15 It is atrocious and I am tired of hearing
16 about the number of suicides and we keep saying we
17 need to do better and this is a start we should be
18 beyond that at this point.

19 COUNCILMAN DUNNE: Thank you.

20 COUNCILMAN BLAKEMAN: If I were you, I
21 would take Uber.

22 META MEREDAY: Can't afford to pay taxes
23 out here.

24 COUNCILMAN DUNNE: Can I say one more
25 thing, I just want to thank this whole Board,

1 the Town Supervisor, that I will give you, that
2 everyone knows what I am talking about, no
3 questions.

4 Thank you. Thank you.

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

7 SUPERVISOR GILLEN: I do not have anymore
8 slips on this matter, is there anyone else that
9 would like to be heard?

10 (Whereupon, no response was heard. After,
11 the following ensued.)

12 SUPERVISOR GILLEN: Hearing none, may I
13 have a Motion.

14 COUNCILMAN DUNNE: I make a Motion to close
15 the Hearing and adopt the item.

16 SENIOR COUNCILWOMAN GOOSBY: Second the
17 Motion.

18 SUPERVISOR GILLEN: Madam Clerk, will you,
19 please call the roll.

20 CLERK CABANA: Councilman Ambrosino?

21 COUNCILMAN AMBROSINO: Aye.

22 CLERK CABANA: Councilman Blakeman?

23 COUNCILMAN BLAKEMAN: Aye.

24 CLERK CABANA: Councilman D'Esposito?

25 COUNCILMAN D'ESPOSITO: Aye.

HEMPSTEAD TOWN BOARD 8/7/18

1 CLERK CABANA: Councilman Dunne?

2 COUNCILMAN DUNNE: Aye.

3 CLERK CABANA: Councilwoman King-Sweeney?

4 COUNCILWOMAN KING-SWEENEY: Aye.

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5 CLERK CABANA: Senior Councilwoman Goosby?

6 SENIOR COUNCILWOMAN GOOSBY: Aye.

7 CLERK CABANA: Supervisor Gillen?

8 SUPERVISOR GILLEN: Aye.

9 Madam Clerk, call our next Public Hearing.

10 CLERK CABANA: Proposed increase &

11 improvement of the Town of Hempstead Refuse

12 Disposal District - Town of Hempstead (Department

13 of Sanitation)

14 SUPERVISOR GILLEN: I do not have any slips
15 on this Public Hearing, is there anyone that would
16 like to be heard?

17 META MEREDAY: Meta Mereday, Baldwin
18 Resident.

19 Just specifics because supporting
20 documentation was a little unclear, are we talking
21 about expanding, creating another facility
22 somewhere or what exactly?

23 COMMISSIONER PRITCHARD: Hi, good morning,
24 Ken Pritchard, Commissioner of Sanitation, um,
25 this is to find improvements to our existing

1 Facility since it needed paving projects and a
2 narrow placement without expanding anything.

3 META MEREDAY: Okay, is this something that
4 is going to be done inhouse or are you contracting
5 out? Page | 39

6 COMMISSIONER PRITCHARD: Probably
7 contracting out.

8 META MEREDAY: Okay and will this contact,
9 this outreach process, now that we have this new
10 procurement component in place, how the services,
11 disabled and Veteran-owned businesses will be
12 included in the designation for these types of
13 projects?

14 COMMISSIONER PRITCHARD: Our standard
15 procedure is to advertise on the Town website, as
16 well as the standard Town publication.

17 The new procedure is to give preference to
18 Veteran-owned businesses should they bid.

19 META MEREDAY: Okay, the preference
20 components requires some type of additional
21 support services to reach those individuals or
22 that constituency to let them know about this
23 particular contract or this particular
24 opportunity, again, to establish, again, this is
25 what I said earlier, just to put this on paper,

1 "Hey, we are here," you know in a closed room type
2 of thing is not going to increase opportunities if
3 you are not, now, engaging those entities that
4 have a direct connection to that particular and up
5 to this date underserved constituency.

6 And, again, I am back to my original
7 concern that this just, then, becomes a photo-op
8 and the opportunities and the access to the
9 opportunities are being withheld from those who
10 can benefit from them, who have served our
11 country.

12 SUPERVISOR GILLEN: Now, that the
13 resolution has been voted on, that preference is
14 in place and will be used in terms of awarding
15 contracts that qualified Veteran-owned businesses
16 to local Veteran-owned businesses, so that
17 preference is now already in place.

18 META MEREDAY: Again, I understand that.

19 And, having been involved with developing
20 not only policy but procedure as it pertains to
21 New York State and the private organizations,
22 technically, the National Minority Supply
23 Development Council, it is not just about on
24 paper, it is about process and procedure.

25 So, for example, you have these

1 contracts, you have these contract opportunities,
2 then, you need to expand your outreach to those
3 outlets and media that can - - directly to those
4 organizations the same way the Town Clerk is, now, ^{Page | 41}
5 looking at broadening the access to resources to
6 those that have, you know second languages.

7 Before, everything was in English, those
8 and Spanish speaking residents could not access
9 it.

10 So, now, you are having access to those.
11 It goes through a language procedural change.

12 This is what I am saying.

13 If it is just going to be on paper, don't
14 waste the fact that the tree has already been cut.

15 Make it count for all and make it
16 comprehensive otherwise you are not changing
17 anything.

18 COMMISSIONER PRITCHARD: Madam Supervisor,
19 if I may, now that Item 7 has passed, it is the
20 intent to have Purchasing hold a seminar.

21 We will reach out to everybody that is on
22 the New York State list, as well as, anybody on
23 the Federal List as far as Veteran-owned
24 businesses or service disabled-owned businesses.

25 We will explain the new law.

1 We will explain how our procurement works.

2 We will find out contracts and things like
3 that so these opportunities, now, becoming more
4 aware and more accessible.

5 META MEREDAY: Okay, it was interesting
6 that Nassau County had a workshop about service
7 disabled Veteran-owned businesses and telling them
8 about New York State contracting process the same
9 day of the Vet. Jobs Fair.

10 I hope that the County and the Town can
11 work a little better and more efficiently and if
12 you need to find a model because clearly no one
13 seems to understand, maybe ten years later what I
14 am saying.

15 You might want to check out the MTA Small
16 Business Federal Program where they have things
17 like a Chief Diversity Officer, where they have
18 programing that talks about mentoring audits.

19 Again, if we were not building the
20 businesses right where we live and where we pay
21 the taxes, again, there are only five hundred
22 "Certified" services and disabled Veteran-owned
23 businesses in the New York Data Base.

24 Can you believe this?

25 The supervisor of that program, I know

1 him well and the majority of those companies, so,
2 you can pull that listing all you want, to
3 actually have a satellite office in New York
4 State, but, they are not headquartered in New
5 York.

6 They come from Pennsylvania, West Virginia
7 and all of those locations that made millions of
8 dollars on our back, particularly from Superstorm
9 Sandy.

10 So, if we are going to be about change, so,
11 we have to be about real, real change and I am
12 speaking on the specific issue that is on the
13 table, in case someone may think I am out of order
14 and that is not what this meeting is about.

15 And, I am getting up before my time
16 expires.

17 Thank you.

18 SUPERVISOR GILLEN: Thank you, Ms. Mereday.

19 Is there anybody else that would like to be
20 heard?

21 (Whereupon, no response was heard. After,
22 the following ensued.)

23 SUPERVISOR GILLEN: Hearing none, may I
24 have a Motion.

25 COUNCILMAN D'ESPOSITO: I move that the

HEMPSTEAD TOWN BOARD 8/7/18

1 Public Hearing be closed and the item be adopted.

2 COUNCILMAN AMBROSINO: Second.

3 CLERK CABANA: Councilman Ambrosino?

4 COUNCILMAN AMBROSINO: Aye.

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5 CLERK CABANA: Councilman Blakeman?

6 COUNCILMAN BLAKEMAN: Aye.

7 CLERK CABANA: Councilman D'Esposito?

8 COUNCILMAN D'ESPOSITO: Aye.

9 CLERK CABANA: Councilman Dunne?

10 COUNCILMAN DUNNE: Aye.

11 CLERK CABANA: Councilwoman King-Sweeney?

12 COUNCILWOMAN KING-SWEENEY: Aye.

13 CLERK CABANA: Senior Councilwoman Goosby?

14 SENIOR COUNCILWOMAN GOOSBY: Aye.

15 CLERK CABANA: Supervisor Gillen?

16 SUPERVISOR GILLEN: Aye.

17 Madam Clerk, please, call the next Public
18 Hearing.

19 CLERK CABANA: Proposed increase &
20 improvement of the Bowling Green Water District-
21 Town of Hempstead (Department of Water)

22 SUPERVISOR GILLEN: I do not have any slips
23 on this Public Hearing, is there anyone that would
24 like to be heard?

25 (Whereupon, no response was heard.)

1 After, the following ensued.)

2 SUPERVISOR GILLEN: Hearing none, may I
3 have a Motion.

4 COUNCILMAN AMBROSINO: I move the Public
5 Hearing be closed and the proposed improvement of
6 Bowling Green Water District be adopted.

7 COUNCILMAN DUNNE: I second the motion.

8 CLERK CABANA: Councilman Ambrosino?

9 COUNCILMAN AMBROSINO: Aye.

10 CLERK CABANA: Councilman Blakeman?

11 COUNCILMAN BLAKEMAN: Aye.

12 CLERK CABANA: Councilman D'Esposito?

13 COUNCILMAN D'ESPOSITO: Aye.

14 CLERK CABANA: Councilman Dunne?

15 COUNCILMAN DUNNE: Aye.

16 CLERK CABANA: Councilwoman King-Sweeney?

17 COUNCILWOMAN KING-SWEENEY: Aye.

18 CLERK CABANA: Senior Councilwoman Goosby?

19 SENIOR COUNCILWOMAN GOOSBY: Aye.

20 CLERK CABANA: Supervisor Gillen?

21 SUPERVISOR GILLEN: Aye.

22 Madam Clerk, please call our next Public
23 Hearing.

24 CLERK CABANA: Proposed increase &
25 improvement of the East Meadow Water

HEMPSTEAD TOWN BOARD 8/7/18

1 District - Town of Hempstead (Department of Water)

2 SUPERVISOR GILLEN: I do not have any slips
3 on this Public Hearing, is there anyone that would
4 like to be heard? Page | 46

5 (Whereupon, no response was heard. After,
6 the following ensued.)

7 SUPERVISOR GILLEN: Hearing none, may I
8 have a Motion.

9 COUNCILMAN DUNNE: I make a Motion to close
10 the Hearing and pass this item.

11 COUNCILMAN AMBROSINO: I second the Motion.

12 CLERK CABANA: Councilman Ambrosino?

13 COUNCILMAN AMBROSINO: Aye.

14 CLERK CABANA: Councilman D'Esposito?

15 COUNCILMAN D'ESPOSITO: Aye.

16 CLERK CABANA: Councilman Dunne?

17 COUNCILMAN DUNNE: Aye.

18 CLERK CABANA: Councilwoman King-Sweeney?

19 COUNCILWOMAN KING-SWEENEY: Aye.

20 CLERK CABANA: Senior Councilwoman Goosby?

21 SENIOR COUNCILWOMAN GOOSBY: Aye.

22 CLERK CABANA: Supervisor Gillen?

23 SUPERVISOR GILLEN: Aye.

24 (Whereupon, Councilman Blakeman was not in
25 the meeting room at the time of voting. After,

1 the following ensued.)

2 SUPERVISOR GILLEN: Madam Clerk, call our
3 next Public Hearing.

4 CLERK CABANA: Proposed increase &
5 improvement of the Roosevelt Field Water District
6 - Town of Hempstead (Department of Water)

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7 SUPERVISOR GILLEN: I do not have any slips
8 on this Public Hearing, is there anyone that would
9 like to be heard?

10 (Whereupon, no response was heard. After,
11 the following ensued.)

12 COUNCILMAN AMBROSINO: I move the Public
13 Hearing be closed and the improvement of the
14 Roosevelt Water District be adopted.

15 SENIOR COUNCILWOMAN GOOSBY: Second the
16 Motion.

17 SUPERVISOR GILLEN: Madam Clerk, please,
18 call the roll.

19 CLERK CABANA: Councilman Ambrosino?

20 COUNCILMAN AMBROSINO: Aye.

21 CLERK CABANA: Councilman D'Esposito?

22 COUNCILMAN D'ESPOSITO: Aye.

23 CLERK CABANA: Councilman Dunne?

24 COUNCILMAN DUNNE: Aye.

25 CLERK CABANA: Councilwoman King-Sweeney?

HEMPSTEAD TOWN BOARD 8/7/18

1 COUNCILWOMAN KING-SWEENEY: Aye.

2 CLERK CABANA: Senior Councilwoman Goosby?

3 SENIOR COUNCILWOMAN GOOSBY: Aye.

4 CLERK CABANA: Supervisor Gillen?

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5 SUPERVISOR GILLEN: Aye.

6 (Whereupon, Councilman Blakeman was not in

7 the meeting room at the time of roll voting.

8 After, the following ensued.)

9 SUPERVISOR GILLEN: Madam Clerk, please,
10 call our next Public Hearing.

11 CLERK CABANA: Proposed increase &
12 improvement of the Uniondale Water District - Town
13 of Hempstead - (Department of Water)

14 SUPERVISOR GILLEN: I do not have any slips
15 on this Public Hearing, is there anyone that would
16 like to be heard?

17 (Whereupon, no response was heard. After,
18 the following ensued.)

19 SUPERVISOR GILLEN: Hearing none may I have
20 aa Motion.

21 MARY ELLEN KREYE: Good Morning, Mary Ellen
22 Kreye. 436 Locust Avenue, Uniondale.

23 Um, do I recall this is for painting of
24 the, um, tower?

25 COMMISSIONER: Good morning, Supervisor and

1 Members of the Town Board:

2 Commissioner of Public Water; yes, last
3 meeting we discussed this, this is for the design
4 of the repainting of this tower, so, modifications^s Page | 49
5 to the venting system at that tower, as well as a
6 new Well of construction in Uniondale and some
7 minor modifications to the treatment system at a
8 Well at Oak Street by Hofstra.

9 MARY ELLEN KREYE: And, just out of
10 curiosity, where is Bowling Green?

11 COMMISSIONER: Bowling Green is Salisbury,
12 as well as, the northeast corner of, um, East
13 Meadow.

14 MARY ELLEN KREYE: Thank you.

15 SUPERVISOR GILLEN: Thank you.

16 Is there anybody else that would like to be
17 heard on this Public Hearing?

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

20 SUPERVISOR GILLEN: Please, come forward.

21 PEARL JACOBS: Pearl Jacobs. Good
22 Afternoon, Pearl Jacobs, representing Nostrand
23 Gardens Civic Association in Uniondale.

24 Um, Commissioner, when you said minor
25 modifications regarding water treatment, can you

1 Expound on that, please?

2 COMMISSIONER: There is a filter system at
3 the Well at Oak Street.

4 The filter system that is in place is over ^{Page | 50}
5 twenty years.

6 There is under draining inside, we need to
7 change the media and replace the system.

8 PEARL JACOBS: This is the only well in
9 Uniondale that requires that modification?

10 COMMISSIONER: There are two Wells there
11 that are under the same system.

12 PEARL JACOBS: Okay, thank you.

13 SUPERVISOR GILLEN: Thank you. Is there
14 anybody else that would like to be heard on this
15 Public Hearing?

16 (Whereupon, no response was heard. After,
17 the following ensued.)

18 SUPERIVSOR GILLEN: Hearing none, may I
19 have a Motion.

20 SENIOR COUNCILWOMN GOOSBY: I move we close
21 the Public Hearing and pass the resolution.

22 COUNCILMAN D'ESPOSITO: I second the
23 motion.

24 SUPERVISOR GILLEN: Madam Clerk, call the
25 roll.

HEMPSTEAD TOWN BOARD 8/7/18

1 CLERK CABANA: Councilman Ambrosino?

2 COUNCILMAN AMBROSINO: Aye.

3 CLERK CABANA: Councilman D'Esposito?

4 COUNCILMAN D'ESPOSITO: Aye.

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5 CLERK CABANA: Councilman Dunne?

6 COUNCILMAN DUNNE: Aye.

7 CLERK CABANA: Councilwoman King-Sweeney?

8 COUNCILWOMAN KING-SWEENEY: Aye.

9 CLERK CABANA: Senior Councilwoman Goosby?

10 SENIOR COUNCILWOMAN GOOSBY: Aye.

11 CLERK CABANA: Supervisor Gillen?

12 SUPERVISOR GILLEN: Aye.

13 (Whereupon, Councilman Blakeman was not in
14 the meeting room at the time of roll voting.

15 After, the following ensued.)

16 SUPERVISOR GILLEN: Madam Clerk, please,
17 call our next public hearing.

18 CLERK CABANA: Proposed increase &
19 improvement of the Town of Hempstead Park District
20 - Town of Hempstead (Department of Parks &
21 Recreation)

22 SUPERVISOR GILLEN: I do not have any slips
23 on this Public Hearing, is there anyone that would
24 like to be heard?

25 (Whereupon, no response was heard. After,

1 the following ensued.)

2 SUPERVISOR GILLEN: Hearing none, may I
3 have a Motion.

4 COUNCILMAN D'ESPOSITO: I move that the
5 Public Hearing be closed and the proposed increase
6 in the Town of Hempstead Park be approved.

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7 SENIOR COUNCILWOMAN GOOSBY: I second the
8 Motion.

9 CLERK CABANA: Councilman Ambrosino?

10 COUNCILMAN AMBROSINO: Aye.

11 CLERK CABANA: Councilman D'Esposito?

12 COUNCILMAN D'ESPOSITO: Aye.

13 CLERK CABANA: Councilman Dunne?

14 COUNCILMAN DUNNE: Aye.

15 CLERK CABANA: Councilwoman King-Sweeney?

16 COUNCILWOMAN KING-SWEENEY: Aye.

17 CLERK CABANA: Senior Councilwoman Goosby?

18 SENIOR COUNCILWOMAN GOOSBY: Aye.

19 CLERK CABANA: Supervisor Gillen?

20 SUPERVISOR GILLEN: Aye.

21 (Whereupon, Councilman Blakeman was not in
22 the meeting room at the time of roll voting.

23 After, the following ensued.)

24 SUPERVISOR GILLEN: Madam Clerk, please,
25 call our next Public Hearing.

HEMPSTEAD TOWN BOARD 8/7/18

1 CLERK CABANA: Proposed increase &
2 improvement of the Town of Hempstead Street
3 lighting District - Town of Hempstead (Department
4 of General Services, Traffic Control Division) Page | 53

5 SUPERVISOR GILLEN: I do not have any slips
6 on this Public Hearing, is there anyone that would
7 like to be heard?

8 (Whereupon, no response was heard. After,
9 the following ensued.)

10 SUPERVISOR GILLEN: Hearing none, may I
11 have a Motion.

12 COUNCILMAN DUNNE: I make a motion that we
13 close the Hearing and adopt this item.

14 COUNCILWOMAN KING-SWEENEY: Second.

15 SUPERVISOR GILLEN: Madam Clerk, please,
16 call the roll.

17 CLERK CABANA: Councilman Ambrosino?

18 COUNCILMAN AMBROSINO: Aye.

19 CLERK CABANA: Councilman Blakeman?

20 COUNCILMAN BLAKEMAN: Aye.

21 CLERK CABANA: Councilman D'Esposito?

22 COUNCILMAN D'ESPOSITO: Aye.

23 CLERK CABANA: Councilman Dunne?

24 COUNCILMAN DUNNE: Aye.

25 CLERK CABANA: Councilwoman King-Sweeney?

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1 COUNCILWOMAN KING-SWEENEY: Aye.

2 CLERK CABANA: Senior Councilwoman Goosby?

3 SENIOR COUNCILWOMAN GOOSBY: Aye.

4 CLERK CABANA: Supervisor Gillen?

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5 SUPERVISOR GILLEN: Aye.

6 Madam Clerk, please, call our next public
7 hearing.

8 CLERK CABANA: To consider authorizing the
9 Town of Hempstead Sanitary District No. 6 to sell
10 at auction surplus machinery and equipment - Town
11 of Hempstead.

12 SUPERVISOR GILLEN: I do not have any slips
13 on this Public Hearing, is there anyone that would
14 like to be heard?

15 (Whereupon, no response was heard. After,
16 the following ensued.)

17 SUPERVISOR GILLEN: Hearing none, my I have
18 a Motion.

19 COUNCILMAN AMBROSINO: I move the Public
20 Hearing be closed and the item be adopted.

21 COUNCILMAN D'ESPOSITO: I second the
22 motion.

23 CLERK CABANA: Councilman Ambrosino?

24 COUNCILMAN AMBROSINO: Aye.

25 CLERK CABANA: Councilman Blakeman?

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1 COUNCILMAN BLAKEMAN: Aye.

2 CLERK CABANA: Councilman D'Esposito?

3 COUNCILMAN D'ESPOSITO: Aye.

4 CLERK CABANA: Councilman Dunne?

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5 COUNCILMAN DUNNE: Aye.

6 CLERK CABANA: Councilwoman King-Sweeney?

7 COUNCILWOMAN KING-SWEENEY: Aye.

8 CLERK CABANA: Senior Councilwoman Goosby?

9 SENIOR COUNCILWOMAN GOOSBY: Aye.

10 CLERK CABANA: Supervisor Gillen?

11 SUPERVISOR GILLEN: Aye.

12 Madam Clerk, please, call our next Public
13 Hearing.

14 CLERK CABANA: Proposed amendment of
15 Section 336 of Article XXXIII of the Building Zone
16 Ordinance of the Town of Hempstead entitled
17 "Gasoline Service Stations" in order to permit the
18 use of coin-operated air compressor units for the
19 inflation of tires at gasoline service stations
20 except that compressed air must be provided at no
21 charge in cases of emergency - Town of Hempstead

22 SUPERVISOR GILLEN: I have a number of
23 slips on this Public Hearing.

24 First, we have Chris Daniello?

25 CHRIS DANIELLO: Chris Daniello. 50 Stuart

1 Avenue, Bethpage, New York 11714.

2 I am also the Executive Director of the
3 Gasoline Retailers Association.

4 We are opposed to forcing the stations to Page | 56
5 provide free air when this was enacted in 1978.

6 The technology didn't exist in vehicles.
7 Now, every car has a tire pressure monitoring
8 system, so, everyone knows if their tire needs
9 air.

10 It comes up on the dashboard.

11 This is a federally mandated since 2007 and
12 if that light goes on means your tire pressure has
13 dropped between fourteen and twenty percent which
14 gives you ample time to bring your car somewhere -
15 - excuse me - - to get air in the tire.

16 So, it is not an emergency that you have to
17 get right away somewhere to fill your tire, so,
18 that is why we are opposed to forcing stations
19 to provide free air because it costs money to
20 maintain that equipment.

21 That is all I got.

22 SUPERVISOR GILLEN: Thank you.

23 Bill McCabe, Sr.?

24 BILL McCABE SR.: Bill McCabe. 120 Cherry
25 Street in Floral Park.

1 My company service station, I have been in
2 business for thirty-five years on Long Island,
3 family-based business.

4 Um, thirty-five years I have been providing ^{Page | 57}
5 this service to Town of Hempstead and the rest of
6 New York and other communities.

7 I have thirty-five employees, many of whom
8 live in the Town of Hempstead, including myself.

9 My company manufactures right here on Long
10 Island and installs and maintains coin-operated
11 and press air vacuum machines.

12 These machines are installed and maintained
13 at no cost to the service stations or convenience
14 store.

15 These air vac machines are available for
16 customer use 24/7, even if the facility is closed.

17 Typical machines cost about two thousand
18 dollars and, at least, that much to maintain per
19 year.

20 Hoses, gauges, compressors, timers, brakes
21 are vandalized routinely.

22 Additionally, machines are hit by cars,
23 trucks and snowblowers almost on a daily basis.

24 My staff repairs or replaces the machines
25 within one day of receiving a service call

1 even if a machine is totally wiped out the next
2 day.

3 My crew is there putting in a new machine.

4 That will never happen in the event the Page | 58
5 facilities are forced to provide free air.

6 Free air machines will be broken for days,
7 weeks, months or even years.

8 Until last week, my company headquarters
9 was in Floral Park.

10 I am in contract on a larger facility in
11 Elmont, also in the Town of Hempstead.

12 The intention of this new facility is to
13 expand production, hire new people and add new
14 features to my air and vac machines.

15 These new finance credit card and smart
16 phone payment options and also with the credit
17 card and payment options, the users has now three
18 options to pay for compressed air or vacuums that
19 includes coins, of course, credit card and smart
20 phone or mobile payment options.

21 The monitoring feature would alert us to
22 broken machines within minutes of the machine
23 being out of order.

24 This would allow for much faster service
25 time and the customer, the

1 Motorist, the end user being able to get viable
2 compressed air, both of these technological
3 advances already and would have been installed in
4 all Town of Hempstead machines, if not for the Page | 59
5 cost of the ongoing litigation.

6 COUNCILMAN BLAKEMAN: Mr. McCabe, are you
7 in favor of this proposal?

8 BILL McCABE: It is working solution but I
9 think at the end of the day any free air mandate
10 is problematic.

11 COUNCILMAN BLAKEMAN: This is better than
12 it was previously?

13 BILL McCABE: Somewhat, I am making a case.
14 Getting rid of any free air mandate that is
15 my intention.

16 To avoid this litigation, a couple of years
17 ago, I offered a number of proposals to the
18 previous Supervisor.

19 I offered eighteen free machines to the
20 Town of Hempstead facility at the cost of forty
21 thousand dollars to my company.

22 I offered ad space on top of my machines in
23 busy locations in the Town, this ad space could
24 be used to advertise special events and so on in
25 the Town of Hempstead.

1 I also offered to freeze my price for five
2 years, none of which was added and you are
3 probably going to hear New York State has a
4 compressed air law.

5 Driving is a privilege and any free air
6 mandate promotes motorists possibly driving on
7 poorly maintained tires because they can just put
8 free air in a bag and deflate the tire if they so
9 desire.

10 Chris already alluded to the tire pressure
11 monitors, so, I won't go into that.

12 My company makes tire inflation quick, easy
13 and uniformed.

14 All my machines look alike, the
15 instructions are clear.

16 There are no ten or twelve different type
17 of machines.

18 They all look alike and they have all the
19 same instructions and so on.

20 Nothing could be easier than using one of
21 my machines.

22 I would like the Board to consider removing
23 any and all free air restrictions on compressed
24 air machines.

25 The legislation is very

1 outdated and no longer needed.

2 Frankly, no one cares about putting five or
3 ten dollars a year in air machines.

4 That's it. Thank you.

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5 COUNCILMAN D'ESPOSITO: Mr. McCabe, I just
6 have one question for you.

7 BILL McCABE: You said the law that is
8 there, now, is outdated and I guess that dates
9 back to, I think before my time, the late '70's or
10 early '80's, okay, so, and this is an honest
11 question, what is the difference between us
12 reverting back to the way the law was prior to us
13 instituting free air and the resolution that is up
14 for a vote, today?

15 BILL McCABE: The 1978 law requires law
16 requires stations in the Town of Hempstead to have
17 free air.

18 Over the years in 1991, I worked out, um, a
19 proposal with the Town to provide a sticker on the
20 machine that would allow free air.

21 Um, and that worked twenty-five years until
22 the previous Supervisor decided he didn't like
23 that, as a result, the cost of litigation.

24 But, nonetheless, with the stickers on the
25 machines - -

1 (Whereupon, the five-minute bell rang.
2 After, the following ensued.)

3 BILL McCABE: I was still providing most of
4 the air, dispense was free and I wasn't being Page | 62
5 comped myself nor was the station compensated for
6 it.

7 The remote buttons on the machine were
8 costly and frankly it was very, very expensive.

9 COUNCILMAN D'ESPOSITO: What we are voting
10 on today changes that, how, there are different
11 wording on the stickers right?

12 BILL McCABE: The sticker is much larger.
13 It could be a problem if someone said they need
14 air and the attendant doesn't know that or sure
15 and they are giving quarters to the customers,
16 maybe not be used in the machine and frankly
17 driving from New York City through Nassau County
18 and they have no - - they have the ability to pay.

19 COUNCILMAN D'ESPOSITO: So, in the newer
20 machines, there will no longer be the button to
21 push if the attendant grants free air, is that
22 what I am understanding?

23 BILL McCABE: More than likely, they are
24 giving the motorist - -

25 COUNCILMAN D'ESPOSITO: They will take

1 Quarters out of the cash register?

2 BILL McCABE: If I am giving the
3 opportunity, the first machines are going to
4 retrofit with the other technology, the machines Page | 63
5 in the Town of Hempstead.

6 COUNCILMAN D'ESPOSITO: Okay.

7 BILL McCABE: Folks will no longer just be
8 required to have quarters, they will have two
9 other options to pay.

10 And, you know, as anybody, here, kids know
11 the young generation uses the phones to pay for
12 things, so, there is really no reason why folks
13 can't get air from the machines.

14 And, my machines are available 24/7, that
15 is not typical with a free air machine.

16 COUNCILMAN D'ESPOSITO: And, the sticker is
17 larger?

18 What is the actual wording on the sticker?

19 BILL McCABE: I don't know what the actual
20 wording is.

21 COUNCILMAN D'ESPOSITO: I will ask Mr.
22 Amorini, he will get it for us.

23 Thank you very much.

24 BILL McCABE: Any other questions?

25 (Whereupon, no response was heard.)

1 After, the following ensued.)

2 SUPERVISOR GILLEN: Thank you, Mr. McCabe.

3 Next, we have William McCabe, Jr.

4 WILLIAM McCABE: William McCabe, Jr., Post ^{Page | 64}

5 Office Box 334 New Hyde Park, New York.

6 Um, the law that is being voted on today is
7 suitable and works for industry to some extent
8 and, um, it is arguably much better than being
9 completely restricted by what the former
10 Supervisor wanted.

11 Um, I encourage the Council Members to vote
12 on this law that is being proposed today.

13 Councilwoman King-Sweeney is often posting on
14 FACEBOOK and Twitter and so forth to encourage
15 people to frequent local businesses, nurseries,
16 pizzerias, toy stores and so forth.

17 And, our gas stations and our gas station
18 owners that are here, today are also local
19 businesses.

20 And, I encourage Erin King-Sweeney to
21 support them, as well.

22 Councilman Blakeman, you expressed your
23 disinterest in the previous law and you thought it
24 jeopardized small businesses in the Town.

25 I hope that you vote on this, as well,

1 today to maybe have a little bit of money going
2 back into the pockets of our gas station owners
3 that are struggling paying the taxes, eighty,
4 ninety thousand dollars a year making two or three ^{Page | 65}
5 cents a gallon on the gas that they sell.

6 Mr. Ambrosino, I encourage you to vote on
7 it, today, to help us in our District.

8 You are our Council Member.

9 We spoke with you about this and we told
10 you how important it is to us.

11 And, Councilman D'Esposito, you expressed
12 the concerns ab out the machines and the issues
13 that might arise, somebody not having the money or
14 not having the ability to put air in their tires,
15 I hope that every motorist is capable of putting
16 air in their tires and, you know, having a dollar
17 in their pockets to get some gas or get some air
18 or brake fluid or whatever it is.

19 That being said, there are provisions in
20 this law that is suitable to you, I hope.

21 The gas station business has changed quite
22 a bit over the years.

23 You know arguably compressed laws are just
24 about as obsolete and really should not have been
25 on the books since Ford stopped making the Pinto.

1 Years ago, stations were called service
2 stations.

3 These gas stations were service stations.

4 They would check your oil.

5 They would check your windshield washer
6 fluid.

7 They would put gasoline in your car for
8 you.

9 They would check the pressure in your
10 tires.

11 Those things don't happen anymore.

12 So, the industry is changing.

13 There aren't pumps and the tanks or the
14 pumps and air compressors that are there that are
15 able to provide free air, so, they had some people
16 are using the gas stations are using these
17 machines which are a lot safer that are properly
18 regulated, that are properly maintained by outside
19 companies that are in business and have this as a
20 profession as their own, providing that service to
21 the gas stations.

22 Um, you know, gas stations have changed and
23 they are becoming more of a convenience, have more
24 quick ease in and ease out.

25 And, people are paying for that

1 convenience and compressed is absolutely that.

2 You know, people are buying coffee and
3 cigarettes and electronic phone chargers and phone
4 accessories in gas stations.

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5 They are not going there anymore to get
6 their car serviced and look at it the same way.

7 So, we need to provide air in the way that
8 is - -

9 COUNCILMAN BLAKEMAN: Mr. McCabe, a wise
10 Judge once told me as a young Attorney when you
11 are winning your case, you should rest your case.

12 WILLIAM McCABE: I hope I am winning my
13 case.

14 (Whereupon, laughter was heard from the
15 audience. After, the following ensued.)

16 WILLIAM McCABE: I hope that is the case.

17 I hope we are ready. I appreciate
18 everyone's support, today.

19 Thank you.

20 SUPERVISOR GILLEN: Thank you, Mr. McCabe.

21 Next we have is Ralph, I am sorry,
22 Bombardieri?

23 RALPH BOMBARDIERI: Good Afternoon. And,
24 my name is Ralph Bombardieri. 372 Downey
25 Boulevard, Inwood, New York 11096.

HEMPSTEAD TOWN BOARD 8/7/18

1 Members of the Council, thank you for the
2 opportunity to speak to you about an important
3 subject.

4 The subject of making compressed air
5 available to the motoring public has been an issue
6 for years.

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7 I am the Executive Director of the New York
8 State Association of Service Stations since 1979
9 and the Gasoline and Automotive Dealers
10 Association.

11 I began at this position as a Lobbyist in
12 Albany working on a Bill that would affect our
13 industry with legislation.

14 We have offices both in Albany and Inwood,
15 New York and we represent service stations and
16 repair shops to here to Montauk.

17 Each year we monitor three hundred Bills
18 that affect the industry along with their company
19 regulations.

20 Excuse me, in 1982, '83 a Bill was
21 introduced by Assemblyman Koppel that service
22 stations provide air to the motoring public.

23 That Bill eventually passed and became law.

24 Each of New York's 61 Counties gratefully
25 accepted the law without problems.

1 Actions in this County resulted in
2 lawsuits, lobbying efforts and public relations
3 battles that was and still is a needless expense
4 on both sides and will continue to be so.

5 It is not unusual to want to provide
6 service to your constituents but thee services
7 should not come at the expense of the regulated
8 community, especially, the smallest in the retail
9 chain.

10 To require these small businesses to
11 provide services to the motoring public at no
12 charge with equipment.

13 And, servicing budget, it costs thousands
14 of dollars each year.

15 What if a motorist drove into a service
16 station and ran out of gas before reaching the
17 pumps?

18 The motorist has no money with no crying
19 children in a car - -

20 COUNCILMAN BLAKEMAN: Excuse me, sir, are
21 you in favor of this?

22 RALPH BOMBARDIERI: Yeah.

23 COUNCILMAN BLAKEMAN: Are you in favor of
24 it? You might want to rest your case.

25 RALPH BOMBARDIERI: Hun?

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1 COUNCILMAN BLAKEMAN You might want to rest
2 your case, we got the point.

3 We have a lot of residents that are, here
4 for other Hearings. Page | 70

5 We are happy to hear from you but we get
6 your point.

7 RALPH BOMBARDIERI: I hear you.

8 COUNCILMAN BLAKEMAN: Thank you, sir.

9 RALPH BOMBARDIERI: Fifty years in this
10 business, I get kicked off.

11 COUNCILMAN BLAKEMAN: No, no, I am not
12 kicking you out. If you want to keep talking, we
13 have a lot of residents, here.

14 RALPH BOMBARDIERI: You are telling me to
15 be smart and I will.

16 COUNCILMAN BLAKEMAN: Thank you.

17 SUPERVISOR GILLEN: Erica Dubno?

18 ERICA DUBNO: Good Morning. I am Erica
19 Dubno, Fahringer & Dubno. 767 3rd Avenue, New York.

20 I represent all of the Trade Associations
21 that you heard from today, as well as, Mr. McCabe
22 and um, service station vending.

23 We are here to clarify a few things.

24 The first thing is that there was a
25 reference that the current law that exists, now,

1 I think Mr. D'Esposito or Mr. Ambrosino said it is
2 a '78 law.

3 I want to clarify, July 3rd, there was an
4 ordinance, a resolution that was passed by this Page | 71
5 Board which we absolutely appreciate that
6 resolution rescinded, the 2017 law.

7 However, we are concerned about that for a
8 number of reasons.

9 Number 1, it is our understanding that
10 under the doctrine of legislative equivalence, you
11 can not rescind a law with a resolution, that was
12 not noticed and there was no Public Hearing.

13 SUPERVISOR GILLEN: I believe you are
14 right.

15 I believe that was improperly rescinded.

16 It was not properly correct the way that
17 was done.

18 TOWN ATTORNEY RA: That is why we are
19 having the Hearing, today.

20 ERICA DUBNO: Okay, so, we want to just
21 clarify that, um, the '78 law is not currently on
22 the books.

23 The 2017 law was rescinded.

24 The second thing is that we do not believe
25 as my clients have all mentioned that the law, any

1 law in New York, any law in Hempstead is required
2 because it is preempted or, at least, governed by
3 the State law.

4 The State law covers the whole State.

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5 There is some consistency, there, however,
6 I do want to point out we have a lawsuit pending,
7 now, in the Courts.

8 The Court has found in our favor, twice.

9 Already the Judge, Karen Murphy, granted a
10 preliminary injunction enjoining the Town from
11 enforcing the law based on her believe that we
12 have a likelihood of success on the merits of our
13 argument related to the perception doctrine.

14 In that regard, while without waiving any
15 claims that we have made in our lawsuit, we do
16 believe that this current law, the resolution, um,
17 we do support, we believe it is a compromise while
18 we absolutely don't think any law is required.

19 We think that reverting back to the '78
20 law, 1978 or continuing to exist under the 2017
21 law, which both ban the operation of coin-operated
22 machines, that those are improper and there is no
23 basis for it.

24 And, that if we can't have that, we would
25 support this resolution as a compromise.

1 What it does it reduces the fines and
2 penalties that can be imposed under the current
3 law.

4 The 2017 law or the 1978 law, um, these Page | 73
5 small business owners can receive a fine of one
6 thousand dollars for the first violation or up to
7 ten thousand dollars for a 3rd violation within a
8 five-year period at a time.

9 They can also receive fifteen days in jail
10 for having, you know, somebody paying seventy-five
11 cents for air.

12 Under the proposed resolution, those
13 penalties are substantially reduced, so, we do
14 think it might accommodate our eight amendment
15 claim which relates to the, um, cruel and unusual
16 punishment and excessive fines.

17 We are, here, to work with the Town.

18 We want to do everything we can to try to
19 resolve this issue.

20 We think it is wasted litigation.

21 The Town has already paid tens of thousands
22 of dollars to outside Counsel, um, to have this
23 law and continued litigating it.

24 We will continue litigating it unless
25 something changes.

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1 COUNCILMAN BLAKEMAN: I thought if we pass
2 this that would settle the litigation.

3 ERICA DUBNO: That is correct.

4 COUNCILMAN BLAKEMAN: Okay, thank you.

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5 SUPERVISOR GILLEN: Rori Gordon?

6 RORI GORDON: Rori Gordon, Hauppauge, New
7 York.

8 I still don't understand where in the State
9 Law or in the Town code can the Building Department
10 regulate pricing, did I miss it?

11 SUPERVISOR GILLEN: I don't think we are
12 regulating pricing.

13 TOWN ATTORNEY RA: We are correct in the
14 law.

15 I am not going to comment on any
16 litigation.

17 RORI GORDON: Okay, 1 out of 5 meetings I
18 attend, here, operators are either here to rezone
19 or upgrade gas stations.

20 What I don't understand how does the Board
21 pass all of these gas stations that have self-
22 service and there is a clause in the law right
23 above free air which states in 336-G-2, gas
24 dispensing pumps may only be operated by the owner
25 or qualified employees of the gas service

1 stations, so, all of the gas stations that you are
2 approving which are self-service are in violation
3 of a law which has been - - this law we are going
4 to pass, today - -

5 TOWN ATTORNEY RA: When you enter the
6 gasoline service station district, self-operating
7 pumps are permitted.

8 RORI GORDON: That is not what it says,
9 here.

10 I am reading right from your code.

11 I took it right out of the code.

12 Are you telling me you use State law when
13 it works for you, however, whenever it doesn't,
14 you completely ignore it, is that what you are
15 saying?

16 SUPERVISOR GILLEN: Ms. Gordon, are you
17 speaking about the amendment to the Free Air Law?

18 RORI GORDON: Yes, it is right above it.

19 You printed it.

20 It is in the calendar, today.

21 It is right above G-3, G-2, gas dispensing
22 pumps may only be operated by the owner or
23 qualified employees of the gas service station.

24 SUPERVISOR GILLEN: We are talking about the
25 amendment to that law, that is what is on the

1 proposed Hearing, today.

2 Do you have something to say about the
3 amendment on the Free Air Law?

4 RORI GORDON: Yes, because we are talking Page | 76
5 about archaic breastfeeding today at the end of
6 this Meeting, today.

7 This is archaic, that is my point.

8 SUPERVISOR GILLEN: You know what, I will
9 be happy to look into the provision of the Code
10 that you think is archaic and look into it and see
11 if it needs to be updated.

12 Do you have anything to say about this
13 particular amendment?

14 RORI GORDON: Yes, I would like the Town to
15 get this off the table.

16 It is costing the taxpayers over seventy-
17 five thousand dollars and I didn't hear anybody
18 speak today that has a problem with free air other
19 than the people that are involved and the only
20 ones making money, now, are outside Counsel and
21 that is not just fair to the taxpayers.

22 SUPERVISOR GILLEN: That is why we worked
23 hard to work out a resolution so we stop paying
24 legal fees, both for the gas station owners and
25 for the Town of Hempstead because seeing how much

1 money we wasted already on this law that a Judge
2 that has already said will not be successful in
3 enforcing it.

4 RORI GORDON: Well, you didn't use that Page | 77
5 logic with me because you are way over a million
6 dollars on my litigation and that is terrible to
7 spend this kind of money whether it is seventy-
8 five thousand or a million if you guys - - if it
9 was your money you personally, you would be
10 looking for solutions to a lot of these cases
11 instead of supporting outside Counsel, which the
12 residents are not aware of that you spent.

13 You made us aware of the 1.2 million
14 dollars on outside Counsel and 1.3 million dollars
15 on outside Counsel, but, um, that is about it.

16 Thank you.

17 SUPERVISOR GILLEN: Thank you, Ms. Gordon.

18 Lawrence Culley?

19 LAWRENCE CULLEY: Lawrence Culley. Good
20 Morning. Is it still morning?

21 (Whereupon, "No, it is not," was heard from
22 the audience. After, the following ensued.)

23 LAWRENCE CULLEY: My name is Lawrence
24 Culley. My address is 372 Dougherty Boulevard in
25 Woodmere, New York 11096.

1 I am Counsel for the Gasoline and
2 Automotive Dealers Association which has several
3 hundred members on Long Island.

4 Our members are confused by the issue
5 whether or not they must provide free air to
6 motorists of providing such a service.

7 The matter in which I would like to
8 address, today is the doctrine of preemption.

9 We believe that State Law regarding the
10 provision of air to motorists preempts the Town of
11 Hempstead legislation which requires the developer
12 to provide free air to motorists.

13 The Judge in the lawsuit brought against
14 the Town, the legislation appears to indicate as
15 much.

16 When the State Law was passed, the State
17 had the opportunity to require the developers to
18 give free air to their customers.

19 The State did not do so.

20 Surely, such a significant burden as a
21 mandate to provide free air to be placed on
22 developers would have been specifically set forth
23 in the State Law that the state had so desired to
24 us.

25 It is clearly points to

1 Preemption by State Law over local law when it
2 comes to the issue of free air.

3 Other faults with the Town Law, threefold,
4 the State Law requires that there be a clear Page | 79
5 intent to violate the statute before penalties
6 attached.

7 The Town law makes no so provision, even
8 inadvertent violations can carry a stiff penalty.

9 COUNCILMAN BLAKEMAN: Mr. Culley, are you
10 opposed to this proposal?

11 LAWRENCE CULLEY: Yes.

12 COUNCILMAN BLAKEMAN: I just want to make
13 sure, for the record.

14 LAWRENCE CULLEY: In addition, the State
15 Law provides for a fine of twenty-five dollars for
16 a violation while the Town Law can provide for a
17 penalty of over ten thousand dollars and fifteen
18 days in jail for a violation.

19 The Legislators really wish to inflict upon
20 small business such unfair and draconian penalties
21 such as this.

22 For all the foregoing reasons, we support
23 the Motion to amend the Town Law which was on the
24 agenda, today.

25 SUPERVISOR GILLEN: Just to be

1 clear, you oppose the old law but you support the
2 resolution that is before the Board, today, to
3 amend the law, is that correct?

4 LAWRENCE CULLEY: Yes.

5 SUPERVISOR GILLEN: Thank you, sir.

6 LAWRENCE CULLEY: Thank you.

7 SUPERVISOR GILLEN: Bill Swell?

8 (Whereupon, "I no longer wish to speak,
9 thank you," was heard from the audience. After,
10 the following ensued.)

11 SUPERVISOR GILLEN: Carol Hoeffner? Good
12 Morning, state your name and address for the
13 record.

14 CAROL HOEFFNER: My name is Carol Hoeffner.
15 940 Rosedale Road, Valley Stream, New York.

16 I just have a few things to say. I am not
17 going to say all that I was going to say, along
18 with my husband and my son, Anthony, we own and
19 operate Hoeffner Service Station in Valley Stream.

20 We are three generations, 63 years in
21 business at the same place.

22 I think that is a good accomplishment and
23 we are part of the small businesses.

24 I want to thank you for considering this
25 amendment.

1 I am in favor of it and I just wanted to
2 also add that we have over the years helped
3 anybody that did not have money or was sickly and
4 could not put their won air in and I think
5 probably the vast majority of operating stations
6 probably do that, um, so - -

7 COUNCILMAN BLAKEMAN: Is your husband,
8 Anton?

9 CAROL HOEFFNER: Anthony, you know him.

10 COUNCILMAN BLAKEMAN: Yes, please send him
11 my best.

12 They are nice people and nice operators.

13 CAROL HOEFFNER: Thank you.

14 SUPERVISOR GILLEN: Thank you very much for
15 your comments.

16 CAROL HOEFFNER: Thank you.

17 SUPERVISOR GILLEN: I do not have any other
18 slips on this Public Hearing.

19 Felix?

20 FELIX PROCACCI: Felix Procacci. 1165

21 Barnes Street, Franklin Square, New York.

22 Um, just to be clear upfront, I oppose this
23 amendment.

24 I would like someone from the Town
25 Attorney's Office, the Building

1 Department to explain why regulation of pricing
2 and handling of equipment isn't zoning law?

3 I am asking a question.

4 Can you stop the clock, please.

5 TOWN ATTORNEY RA: Under zoning powers, the
6 Town of Hempstead has the powers to regulate
7 certain things, one of which is the Gasoline
8 Service District.

9 In order to become a Member of the Gasoline
10 Service District, there are certain, um,
11 restrictions and rights that the Town puts on
12 Gasoline Service Stations.

13 FELIX PROCACCI: Yeah, but there is nothing
14 - - I read the entire zoning law for the State of
15 New York.

16 I read the entire zoning law for the Town
17 of Hempstead, except for this particular place,
18 where you carve it out, there is no provision in
19 the framework of the zoning law.

20 It regulates heights of buildings.

21 It regulates, you know, emergency access,
22 like fire escapes and things like that, but, there
23 is no place where it regulates how a particular
24 piece of equipment is to be charged.

25 There is nothing.

1 There is no general rule for that.

2 And, that I brought up two years ago, yet,
3 nobody would answer that and nobody answered it
4 since. Page | 83

5 Also, this law is illegal.

6 It is fundamentally illegal because you
7 can't negotiate upon yourself to preempt State
8 Law.

9 You can't come to an agreement with me and
10 say, okay, me and you, okay, we will bypass State
11 Law because two agree with each other.

12 We, the Town Board will bypass State Law,
13 even with the emergency exemption, it is still
14 preempting State Law.

15 There is no getting around that and it is
16 in zoning law, which doesn't belong here.

17 There is no provision to allow this, so,
18 the idea that you could negotiate your way out of
19 State Law is ridiculous, what the penalty is for
20 whatever crime, you can negotiate and override
21 with the New York State Legislature section about
22 what a particular crime, that is what you are
23 doing with that law.

24 SUPERVISOR GILLEN: Felix, I believe there
25 has been no ruling and finding that the Free

1 Air Law was preempted.

2 It said that they are likely success in
3 that argument but there has not been a final rule,
4 is that accurate, Ms. Dubno? Page | 84

5 ERICA DUBNO: Erica Dubno. Yeah, what the
6 Judge issued was a preliminary injunction.

7 She said there is a likelihood that we
8 would succeed on our preliminary injunction
9 argument.

10 SUPERVISOR GILLEN: So, there has not been
11 a ruling by the Judge.

12 There has been a finding in conclusion of
13 law, that is preempted by State Law.

14 There has not been a finding in litigation.

15 People often disagree about what the law
16 says and the settlement is a way to end the case
17 of thousands of dollars.

18 FELIX PROACCI: State Law is silent on the
19 price of air.

20 It is silent on that and when I read the
21 laws and lawyers have told me, when a law is
22 silent on an issue, then, it is allowed if it
23 doesn't specifically say, "prohibited."

24 So, I mean this Board has chosen to spend
25 probably seventy-five thousand in outside

1 Counsel.

2 I am sure all the time allotted for all of
3 your inside Counsel running around, putting so
4 much effort into this probably over a hundred
5 thousand dollars into this and you never answered
6 a fundamental question, why does everything have
7 to be litigated to death when it is obvious?

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8 Yes, a ruling would be nice, maybe I will
9 get that ruling.

10 The thing is, why do you need to go through
11 this if it says you cannot do this and you do this
12 and you need to spend four or five, ten years
13 litigation and spending hundred of thousands of
14 dollars to just prove that the obvious is true?

15 I am not sure why we have to prove the
16 obvious is true in the Court of Law?

17 Why do we have to test any law that is
18 obvious with hundreds of thousands of dollars of
19 litigation?

20 Is that necessary?

21 That is what you are telling us, that is
22 what you are telling us.

23 They are silent on the price and, now, you
24 are putting a price on it.

25 It is silent on anything else but you

1 are doing that.

2 Zoning law doesn't permit the regulation of
3 prices, but, you are doing it and until it is
4 tested, you are not happy, that is what you are Page | 86
5 saying we should litigate every freak'n law
6 regardless of how obvious it is because you say
7 so.

8 SUPERVISOR GILLEN: That is not what we are
9 saying.

10 FELIX PROCACCI: That is what you are
11 saying.

12 SUPERVISOR GILLEN: I wasn't on the Town
13 Board at that time.

14 FELIX PROCACCI: Well - -

15 SUPERVISOR GILLEN: I inherited this Free
16 Air Case and I moved forward to stop legal fees,
17 especially when the plaintiffs were awarded a
18 preliminary injunction that they were likely to
19 succeed.

20 What we are doing, right, now, is to
21 resolve litigation so everyone can stop paying
22 legal fees on it.

23 FELIX PROCACCI: What should have been
24 done, everything should be rescinded, 1978, 2016,
25 2017, every law that was passed regarding that

1 and that is what should have been done, a clean
2 break and, then you would be in compliance, that
3 is the obvious thing.

4 Reading the law, literally, which should be ^{Page | 87}
5 taken unless you have some magic thing to explain
6 to me, which Santino would never do and Joe Ra
7 would never do, unless you have some way with
8 reading into it, the words aren't there.

9 I can't see. You should drop the whole
10 thing.

11 It is very black and white.

12 Why you are making a gray issue, I would
13 like to know which Council people wanted to
14 persist on this litigation and let's get an
15 emergency resolution put down.

16 I love to know which one of you people, the
17 group of you, I am sure, at least, four that - -
18 you four because you couldn't take it away.

19 You look like a bunch of fools.

20 Well, you look like a bunch of fools
21 because you are bypassing State Law.

22 You can't read and you are wrong voting for
23 this thing because you had to brown-nose Santino
24 last year except for you.

25 Thank you.

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1 TOWN ATTORNEY RA: Just for the record,
2 Supervisor, Mr. Procacci is incorrect on the law.

3 FELIX PROCACCI: Just for the record, Joe
4 Ra is incorrect, everything he says because all he ^{Page | 88}
5 does is defend the Republican point of view.

6 And, he is a Republican Leader in Franklin
7 Square and he will never be against the Town Board
8 on anything.

9 He shouldn't be in charge of this Board.

10 (Whereupon, the five-minute bell rang.
11 After, the following ensued.)

12 SUPERVISOR GILLEN: Thank you, Mr.
13 Procacci.

14 META MEREDAY: Meta Mereday, Baldwin
15 Resident.

16 Actually, I am trying to - - actually, I
17 am trying to let cooler heads prevail, but, um,
18 Felix Procacci has been in the trenches for the
19 residents of this Township.

20 Our First Amendment right is the Freedom of
21 Speech and I fully support that.

22 Um, when the speaker, I believe her name
23 was Ms. Hoeffner, when she spoke, I was still
24 trying to read back and forth.

1 I was at that Hearing prior to the tenure
2 of the current Supervisor and that Hearing
3 went on for hours with regard to this issue.

4 So, I was not too clear as to where I felt ^{Page | 89}
5 with regard to this.

6 So, to answer Councilman Blakeman's
7 questions as to where I stand with this, I am in
8 support of this because of what she said as a
9 small business owner.

10 And, the fact that, again, the current
11 Supervisor said that she is looking for ways to
12 minimize litigation, um, I am always in support of
13 reducing the impact on litigation on residents,
14 because we are already overtaxed and too often
15 seems that we seem to be in the courtroom.

16 Having said that, briefly, I just want to
17 address the fact that the gentleman who said that
18 he services the machines themselves, um, the focus
19 is on the millennials and the smart technology and
20 etc., again, that is why he needs a comprehensive
21 study and survey of the residents.

22 We survey the roads.

23 We survey the trees, the plants, um, the
24 corner stores in this Township but we seem not to

1 want to care about who actually lives here, who
2 resides here, who pays the taxes, here.

3 We have a large Senior base and
4 yes, I speak for largely the Veteran community and Page | 90
5 even in that community, we have an older
6 constituency of Veterans.

7 Our younger Veterans can't afford to live,
8 here, but we have to take those things into
9 consideration.

10 Secondly, many of the smaller service
11 stations, whatever you want to call them, gas
12 stations are being taken over by big business.

13 Just around the corner you can see the
14 framework.

15 I don't know if it is going to be a Bolla
16 or 7-Eleven but these are pretty much the only two
17 choices.

18 Where is the regulation as it pertains to
19 them, if they are going to be providing the gas
20 with regard to this issue as it pertains to air?

21 Hopefully, somebody can answer that
22 question.

23 Again, seniors and those of us like myself,
24 my car is not within the year 2000, so, the
25 gentleman who said, well, everybody's car has the

1 technology, I prefer to pay my mortgage versus a
2 car payment, so, I can't tell when my car is out
3 of air.

4 But, I do think that my front tire does
5 need something, so, if anybody wants to help me
6 out, I appreciate it.

7 But, let's just look at the facts as far as
8 the older residents, if we are going to be doing
9 something with these facilities and yes, a lot of
10 equipment does get broken, it is vandalized and I
11 had issues where the coins - - the machines are
12 not working and if that operator is closed and
13 someone needs air in the middle of the night or
14 can't get it or can't vacuum up from a situation,
15 then, what happens, then?

16 So, again, I am in favor of this but let's
17 again, look at the total picture.

18 Let's look at the market place and let's
19 make sure that all the accessibility to this
20 equipment, even in the face of an emergency is
21 made accessible for all of the residents of the
22 Township.

23 Thank you and thank you for saving us some
24 money in litigation because I am really tired of
25 all these settlements.

1 Okay, let's do some progress.

2 SUPERVISOR GILLEN: Thank you, Ms. Mereday.

3 I do not have - - oops, one more.

4 ANN MEYERS: Ann Meyers. 1611 Meadow Wood, ^{Page | 92}
5 East Meadow.

6 I just want to know the definition of
7 "Emergency," and who makes the definition?

8 SUPERVISOR GILLEN: There is a definition
9 of "Emergency."

10 ANN MEYERS: I was interested in the man
11 who was reciting, before, Bruce shut him down,
12 what constitutes an emergency situation?

13 COUNSEL TO THE TOWN ADVISORY: Um, there is
14 a definition of "emergency" in the law, that term
15 is defined someone used in this section,
16 determined knowledge shall include a user,
17 customer or patron's financial inability to pay
18 the cost to obtain compressed air under his or her
19 current circumstances.

20 META MEREDAY: As determined by wo and in
21 what form?

22 COUNSEL TO THE TOWN ADVISORY: There is a
23 few provisions in the law, so to assist, um, the
24 person who is working at the gas station in
25 dealing with the situation with a particular

1 customer, um, I could read it to you if you want
2 or I can give you a copy of it, whatever you
3 prefer.

4 META MEREDAY: Whatever is easier.

5 COUNSEL TO THE TOWN ADVISORY: Sure um,
6 Subsection E says in making a determination with
7 respect to a situation, emergency is asserted the
8 following shall create a presumption an emergency
9 exists a user, this is one.

10 A user/customer or patron claims he or she
11 has no money to pay for the compressed air at the
12 current time and place.

13 (2) If denial of compressed air at no
14 charge would impair the user or customers or
15 patron's ability to safely operate the vehicle or
16 otherwise endanger the safety or welfare of the
17 user customer or patron, his or her passengers, if
18 any or other motorists and pedestrians.

19 And, then, it reads, there is another
20 provision that section, for purposes of this
21 section and the purpose is to give guidance to,
22 um, the station as possible for purposes of the
23 section, the presence of any of the following
24 conditions shall create the rebuttal of assumption
25 that the user, customer, patrons ability to safely

1 operate the vehicle will be impaired: (1) the tire
2 pressure for one or more tires on the vehicle as
3 read by the air pressure gauge or tire
4 Pressure Monitoring System, TPM is less than the
5 manufacturers optimum or recommended pound per
6 square inch, PSI.

7 2. The existence of a punctured or slow leaking
8 one or more tires or (3) the outer appearance of
9 one or more tires appears to be displaced.

10 COUNCILMAN BLAKEMAN: Excuse me,
11 Supervisor, I think our Stenographer - - are you
12 okay?

13 After this we need to take a break.

14 SUPERVISOR GILLEN: Thank you.

15 COUNCILMAN BLAKEMAN: Supervisor, I think
16 we will recess to give the Stenographer, to give
17 her a break.

18 SUPERVISOR GILLEN: I have no more slips on
19 this Public Hearing, is there a motion?

20 COUNCILMAN BLAKEMAN: I move that the
21 Hearing be closed and the item be adopted.

22 SENIOR COUNCILWOMAN GOOSBY: I second the
23 Motion.

24 SUPERVISOR GILLEN: Madam Clerk, please
25 call the roll.

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1 CLERK CABANA: Councilman Ambrosino?

2 COUNCILMAN AMBROSINO: Aye.

3 CLERK CABANA: Councilman Blakeman?

4 COUNCILMAN BLAKEMAN: Aye.

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5 CLERK CABANA: Councilman D'Esposito?

6 COUNCILMAN D'ESPOSITO: I would like to
7 actually explain my vote, um, first and foremost,
8 I want to commend the McCabes for their advocacy
9 of their industry and their family business and
10 speaking with colleagues on the Board in caucus, I
11 stated that I was willing to go back to the law as
12 it was stated in 1978. From 1978, my time on the
13 Town Board, which is a short time, I never really
14 heard any of the issues that are being described
15 today and had been described over the las year as
16 an issue with the law from 1978, it seems like it
17 has only become an issue following the 2017 law
18 that was passed by the Town Board.

19 And, quite frankly, I am not comfortable
20 with the wording.

21 I do commend my colleagues on the Town
22 Board for finding, I guess, a happy medium with
23 those involved.

24 With those items stated, I vote, no.

25 CLERK CABANA: Councilman Dunne?

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1 COUNCILMAN DUNNE: I vote aye.

2 CLERK CABANA: Councilwoman King-Sweeney?

3 COUNCILWOMAN KING-SWEENEY: Aye.

4 CLERK CABANA: Senior Councilwoman Goosby? Page | 96

5 SENIOR COUNCILWOMAN GOOSBY: Aye.

6 CLERK CABANA: Supervisor Gillen?

7 SUPERVISOR GILLEN: Aye.

8 Now, we have many, many slips for the next
9 Public Hearing, we need to take a short break for
10 the Stenographer, so, we will take a ten-minute
11 recess.

12 (Whereupon, a ten-minute recess was
13 entertained. After, the following ensued.)

14 SUPERVISOR GILLEN: Madam Clerk, will you
15 call the next Public Hearing.

16 CLERK CABANA: Application of Beechwood East
17 Meadow, LLC. to rezone from Residence "B" District
18 to GA Residence District to improve the subject
19 property with a 104-unit age restricted
20 condominium with a clubhouse, pool & pavilion
21 located at 123 Merrick Avenue - East Meadow - east
22 side of Merrick Avenue, 724.50 feet north of
23 Peter's Gate.

24 ATTORNEY PIZZULI: Good Afternoon,
25 Supervisor and Members of the Board.

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1 SUPERVISOR GILLEN: Good Afternoon.

2 ATTORNEY PIZZULI: Vincent Pizzuli with
3 offices at 200 Robbins Lane in Jericho,
4 representing the applicant, Beechwood East Meadow. Page | 97

5 Beechwood East Meadow, LLC. is an
6 affiliated entity of a Beechwood organization and
7 is in contract to purchase the subject premises
8 from Temple Emmanuel of East Meadow.

9 The Beechwood organization is a Long Island
10 based residential home builder founded over thirty
11 years by Michael Dunne.

12 Over the last thirty years, Beechwood has
13 developed over sixty communities and built over
14 seven thousand homes.

15 The subject premises is 123 Merrick Avenue,
16 East Meadow, also known as Temple Emmanuel.

17 It is Section 50 Block B, Lot 317 on the
18 Nassau County Tax Map.

19 The lot area is 4.5 acres and the property
20 is zoned Residence B.

21 The site is currently improved with a
22 former Temple which closed in June.

23 The Temple was established in 1951 but due
24 to the declining membership over the years and
25 exorbitant cost of making structural repairs, the

1 Temple decided to close and merge with Temple Bnai
2 Torah in Wantagh.

3 Facing economic diversity, the
4 Temple administered an RFP process to find a
5 suitable developer to develop the Temple property
6 and selected Beechwood as the most responsible
7 bidder.

8 With regard to the area surrounding the
9 Temple property I will defer my comments to Mr.
10 Barry Nelson in the event of moving the Hearing
11 along and not being redundant.

12 Mr. Nelson will testify to the project's
13 consistency with the signing of the area and the
14 character of the area.

15 We are requesting a change of zone from
16 Residence B to Golden Age Residence in order to
17 construct one hundred and four market-age
18 restricted condominiums at the former Temple site.

19 In 2018, Long Island index, Long Island's
20 Senior population has grown by thirty-four percent
21 since 2000 and will continue to grow as more baby
22 boomers age and life expectancy increases.

23 Based upon Beechwood's experience in
24 Meadowbrook Pointe and Country Pointe in Plainview

1 and the success of other recent Golden Age
2 projects in the vicinity of the Temple project.

3 There is a continuing demand for senior
4 citizens housing.

5 The Town and County market research shows
6 that the number of empty-nesters prefer the
7 lifestyle and age-restricted condominium style
8 development with amenities, such as, a clubhouse
9 and a pool.

10 They no longer wish to secure the expenses
11 and headaches of maintaining a larger single-
12 family home and they want to live in communities
13 with their peers.

14 The proposed golden age development in
15 Country Pointe in East Meadow will meet their
16 needs by providing multi-style units ranging in
17 size from eleven hundred square feet to fourteen
18 hundred square feet with a clubhouse and pool.

19 All the proposed units will have two-
20 bedrooms and two bathrooms.

21 We also analyzed the real property tax
22 impacts of the proposed change of zone and will
23 result in substantial benefits to the Town, County
24 and East Meadow School District, in particular.

1 Under the Golden Age Zoning designation,
2 the only persons age 62 and older can purchase a
3 condominium and no school aged children will be
4 permitted to reside in the development.

5 As a result, the project will generate
6 over seven hundred and twenty thousand dollars per
7 year in additional property tax revenue to the
8 East Meadow School District with no corresponding
9 offset from the cost of educating school-aged
10 children.

11 As part of Beechwood Community outreach
12 efforts, we presented this project and tax
13 analysis to the East Meadow School Board on July
14 5th.

15 The representation was well received and
16 the School Board thanked us and expressed no
17 objection.

18 It should also be noted that the subject
19 property has been exempt from real property taxes
20 since the Temple's inception in 1951.

21 When the sale of this property to Beechwood
22 is completed, the property will be returned to the
23 tax rolls and the property will begin to generate
24 real property taxes for the first time in 67
25 years.

1 As part of the community outreach,
2 Beechwood was also invited to the July 10th meeting
3 of the East Meadow Civic Association.

4 We presented the project to the CEMCO Board Page | 101
5 and the community at large and we are pleased
6 to report that CEMCO had recommended approval of
7 our application.

8 A letter of support from CEMCO has been
9 submitted to you and if you need to, I will hand
10 up another copy for the record.

11 In addition, Beechwood has met with many
12 of the adjoining neighbors and sent two mailers
13 containing project information brochure to
14 everyone within the two hundred radius of the
15 Temple.

16 We have not received to date any negative
17 responses and some have expressed their support.

18 We also met with the East Meadow Fire
19 Department on July 20th and reviewed the proposed
20 site plan.

21 The Fire Inspector offered comments and
22 revised the plan to address the letter from the
23 Fire Department has also been submitted to you.

1 We also agree to address any additional
2 request from the Fire Department during the site
3 plan review and process.

4 I have, um, five speakers I will call.

5 There are many people that have signed up,
6 here, today which I will get to concluding my
7 presentation.

8 Many of them are supporters, so, we are not
9 interested belaboring the proceeding.

10 But, I do need to call at this time, Barry
11 Nelson to testify to the zoning character of the
12 neighborhood.

13 REAL ESTATE EXPERT NELSON: Good Afternoon.
14 Barry Nelson. 220 Petit Avenue, Bellmore, New York
15 11710.

16 I do have two packets of photographs,
17 approximately, fifty pages that include
18 photographs of the subject property and the
19 surrounding uses.

20 I also have the Hagstrom copy - - partial
21 copy of the Hagstrom Map for the location of the
22 subject property and some tax maps of the subject
23 parcel and surrounding area.

24 Generally, the subject property is South of
25 Hempstead Turnpike, North of Front Street.

1 It is easily accessible to all municipal
2 facilities to main arterial roadways, to shopping,
3 Stu Leonards, a supermarket just developed,
4 approximately, a half a mile East.

5 The general character of the neighborhood,
6 the West side of Merrick Avenue at this location
7 began at Front Street.

8 It had many similar-type developments, some
9 substantially larger.

10 You have the Meadow at Mitchel Field at the
11 northwest corner of Front Street and Merrick
12 Avenue with over four hundred units.

13 To the West on the North side of Front
14 Street is the Seasons in excess of two hundred
15 plus units of senior citizen golden age
16 development.

17 The southwest - - northwest corner of Glen
18 Curtis Boulevard and Merrick Avenue which would be
19 just to the southwest of the subject property is
20 Sunrise Assisted Living.

21 And, just to the northwest of the subject
22 property which is noted on the radius map as a
23 roadway at that location leads into the West to 90
24 Merrick Avenue and a ten-story office building.

1 But, generally to the North of that would
2 be a complex of golden age assisted living.

3 And, um, beyond which would include Belaire
4 Housing, Fulton Commons and the Bristol, so what
5 is developed along Merrick Avenue in this short
6 corridor of Merrick Avenue between Hempstead
7 Turnpike and Fulton Street is reasonably
8 considered.

9 The redevelopment of the subject property
10 which is in excess of four and a half acres.

11 I looked at that property, the
12 redevelopment and you will note the proposed site
13 plan, landscaping and housing was strictly access
14 off Merrick Avenue currently the parking field for
15 the religious institutions which in excess of
16 forty-two thousand square feet of gross building
17 area with one additional building to the southeast
18 on the property abutting the residential homes
19 along Lloyd Court to the South, Peters Avenue,
20 Rosalee Drive on the East side.

21 The parking field on that site is in the
22 rear, the parking for, now.

23 The proposed development of Golden Age
24 would be on the interior of the housing having
25 their backyards adjacent to the backyard of the

1 residential homes that are well maintained, one-
2 family homes, Cape Cods and Colonials and Split
3 Levels.

4 So, it will mitigate any possible impact, ^{Page | 105}
5 less onerous as far as religious institutions,
6 parking adjacent to those properties.

7 I looked at other developments in the area
8 that will include Victorian homes and some others
9 just outside this immediate vicinity where they
10 were developed adjacent to properties like the
11 subject property in the block where the parcel is
12 on a main arterial road and houses back up to the
13 property.

14 You have the Victorian homes in the
15 Bellmore.

16 Victorian homes in North Merrick, they were
17 developed within the last ten years.

18 The became part of the community and is
19 compatible to a residential use.

20 Summing up, I provided photographs of the
21 subject property and conditions of the homes
22 surrounding the parcel and single family, well
23 maintained, in my opinion, if the proposal is
24 granted as proposed with the fencing, landscaping

1 and the parking on interior access only off of
2 Merrick Avenue.

3 It will not be detrimental to single-family
4 homes.

5 All services are available to the site
6 including local every day conveniences.

7 Along Merrick Avenue are professional
8 services, Medical Center nearby and shopping.

9 Thank you.

10 COUNCILMAN BLAKEMAN: I have one question.

11 REAL ESTATE EXPERT NELSON: Yes, sir.

12 COUNCILMAN BLAKEMAN: How much is estimated
13 that the project, if approved, would add as far as
14 tax revenues to the Town, County and School
15 Districts?

16 REAL ESTATE EXPERT NELSON: I estimated
17 this would be, approximately, eleven thousand
18 seven hundred and fifty dollars per unit for real
19 estate taxes.

20 School taxes per unit would be,
21 approximately, seventy-seven hundred dollars.

22 General taxes would be, approximately,
23 thirty-six.

24 Library taxes, just under four hundred.

25 Total Real Estates taxes would be, approximately,

1 a million two for the proposed development with
2 the, um, school receiving just a little over eight
3 hundred thousand dollars.

4 COUNCILMAN BLAKEMAN: There is no impact ^{Page | 107}
5 on the schools, is there?

6 REAL ESTATE EXPERT NELSON: There would be
7 no school-aged children.

8 COUNCILMAN BLAKEMAN: Okay, thank you.

9 COUNCILMAN DUNNE: It is my District.
10 I have some questions, thank you.

11 Real quick, I notice you have a flag in the
12 picture, I want to thank you for listening and
13 responding positively.

14 It is beautiful. I love it.

15 You already addressed that the School
16 Board, you just addressed earlier and the amount,
17 thanks to Bruce, you got the amount that the
18 schools will receive.

19 That is a big question.

20 I have no problem with that.

21 The fire department, you said you are
22 working with them and making sure some of the
23 people in the fire department is no concern.

24 They are good with it, is that what you
25 got, also?

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1 ATTORNEY PIZZULI: We got three comments.
2 They wanted additional fire hydrant.
3 They wanted us to check the turn radius, we
4 were proposing an emergency access to Merrick
5 Avenue.

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6 COUNCILMAN D'ESPOSITO: Actually,
7 Councilman Dunne, I was going to ask that too.

8 The second emergency access off Merrick
9 Avenue, they were good with that radius turn?

10 ATTORNEY PIZZULI: Yes, they were.

11 COUNCILMAN D'ESPOSITO: Okay.

12 SENIOR COUNCILWOMAN GOOSBY: I have one
13 question.

14 COUNCILMAN DUNNE: One last question, there
15 is ample water supply?

16 ATTORNEY PIZZULI: Yes.

17 COUNCILMAN DUNNE: That was a concern.

18 ATTORNEY PIZZULI: We are East Meadow
19 Water.

20 COUNCILMAN DUNNE: And, sewage disposal?

21 ATTORNEY PIZZULI: Nassau County Sewage
22 District.

23 COUNCILMAN DUNNE: I understand that.

24 My sources say it was well received and
25 plenty of support.

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1 ATTORNEY PIZZULI: Thank you.

2 COUNCILMAN DUNNE: Last I heard most of the
3 people are in support of this?

4 ATTORNEY PIZZULI: Yes.

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5 COUNCILMAN DUNNE: Those are my questions.
6 Senior Councilwoman?

7 SENIOR COUNCILWOMAN GOOSBY: I have one
8 question; monthly maintenance?

9 ATTORNEY PIZZULI: Monthly maintenance,
10 I don't have the number, it is typically four to
11 five hundred for a condominium of this size with a
12 pool and clubhouse.

13 SENIOR COUNCILWOMAN GOOSBY: How much are
14 you selling I for?

15 ATTORNEY PIZZULI: The project is going to
16 be moderately priced.

17 We are starting to price them in the upper
18 three hundreds and four hundreds.

19 COUNCILMAN D'ESPOSITO: I just have one
20 more question.

21 It is the first time that I have seen it on
22 any application, um, it says that elevators will
23 be optional to purchase for those that occupy the
24 second floor?

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1 ATTORNEY PIZZULI: That is correct,
2 Councilman, the homes are designed to have
3 elevators.

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4 COUNCILMAN D'ESPOSITO: Okay.

5 ATTORNEY PIZZULI: It is optional to the
6 purchaser of the second-floor unit.

7 Um, for construction reasons, the home can
8 be retrofitted with elevators or they can purchase
9 it.

10 COUNCILMAN D'ESPOSITO: So, if someone
11 moves and years later needs an elevator, it still
12 can be put in?

13 ATTORNEY PIZZULI: Correct.

14 REAL ESTATE EXPERT NELSON: Thank you.

15 ATTORNEY PIZZULI: Next is Mr. Wayne Muller
16 from R & M Engineering.

17 Mr. Muller has been qualified as a traffic
18 engineer to this Board.

19 He has - - we have prior to this Hearing,
20 submitted his traffic report and I asked Mr.
21 Muller to testify to his findings which are in the
22 report already.

23 TRAFFIC ENGINEER MULLER: Good Afternoon,
24 Supervisor, Members of the Board:

1 My name is Wayne Muller with the firm of
2 Robinson and Muller Engineering.

3 Our offices are at 50 Elm Street,
4 Huntington, New York.

5 Mr. Pizzuli is correct.

6 We have prepared a traffic assessment which
7 was dated July 24, 2018, previously submitted to
8 the Board which is made part of the record, which
9 is briefly summarized.

10 Mr. Pizzuli and Mr. Nelson indicated, um,
11 the access to the subject property will be
12 consolidated from the current three driveways to
13 one driveway located in the southern portion of
14 the property which was depicted on the site plan
15 which was on the, um, on the screen but is no
16 longer there.

17 After meeting with members of the County
18 Department of Public Works, they indicated that
19 the driveway in its location would be acceptable
20 to them.

21 However, if this project were to proceed
22 during site plan, they, obviously, looked at and
23 reviewed all the specific construction details
24 during the 239-F process.

1 As indicated in my report, um, the Temple
2 occupation of the property, during the maximum of
3 seven hundred families that did attend the Temple,
4 based on our discussions with representatives of ^{Page | 112}
5 the Temple, um, there were numerous activities
6 that occurred on the property, such as, nursery
7 school, Hebrew School.

8 They had bingo, meetings, marchon
9 tournaments, all those uses would tend to generate
10 some fairly decent quantities of traffic.

11 We performed a comparative analysis to the
12 Temple and its full occupation to the application
13 that is before the Board, today and found that the
14 Golden Age Units would generate less traffic to
15 the Temple with fully thriving and full
16 occupation.

17 Again, as indicated in my report, I do not
18 believe there would be sight distance impediments
19 at the driveway as depicted on the site plan.

20 In addition, if we would just look at the
21 percent increase of traffic generated by the
22 proposed units, um, it is about no more than one
23 and a half increase of traffic which is so de
24 minimis.

1 A lot of the activity at the units will
2 occur during off-peak hours, people going
3 shopping, various other activities.

4 Um, it is very important to note that the Page | 113
5 Eisenhower Park is in short walking distance from
6 the facility, um, so, people may just walk to
7 Eisenhower for their various recreational
8 activities.

9 All these factors tend to reduce the
10 traffic generations of the proposed development.

11 It is indicated by Mr. Nelson and Mr.
12 Pizzuli, there will be no school-aged children.

13 School buses to and from the property
14 will not be a concern.

15 Um, we do not anticipate any impacts to the
16 residential streets located to the East of the
17 project.

18 We believe that all the activity generated
19 by this facility will be to and from the major
20 roadways that are in the general vicinity of the
21 subject property.

22 As indicated in my report, it is my
23 professional opinion that the granting of the
24 change of zone will not have any significant
25 impact on traffic conditions and, in fact, will

1 represent, um, a lesser quantity of activity than
2 if the Temple were operating at full capacity at
3 the property.

4 Thank you.

5 ATTORNEY PIZZULI: Before I continue, I got
6 the tap on my shoulder and I have been told that
7 the common charges are about two hundred and fifty
8 dollars a month.

9 So, it is less than what I estimated.

10 Also, I know it is in your informational
11 packets submitted to you.

12 I just wanted to, for the record, indicate
13 that the property will have a private roadway.

14 SENIOR COUNCILWOMAN GOOSBY: Did you say
15 two hundred and fifty dollars a month for
16 maintenance?

17 ATTORNEY PIZZULI: Yes.

18 Do you want to go there?

19 SENIOR COUNCILWOMAN GOOSBY: Yeah.

20 ATTORNEY PIZZULI: My next speaker is a
21 representative of Temple Emmanuel, Mr. Jeffrey
22 Kraut. I would like him to speak to the Board.

23 JEFFREY KRAUT: Good Afternoon. My name is
24 Jeffrey Kraut.

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1 I reside at 7045 Hart Lane in East Meadow,
2 New York 11554.

3 I served as the Chairman of the Board of
4 the Temple and currently serve on the Board of the Page | 115
5 newly merged Temple with Temple B'nai Torah.

6 I will be brief.

7 You heard, um, a little about how we got
8 here, today and provide a context.

9 Temple Emmanuel was the first synagogue
10 that was established in East Meadow back in 1951.

11 And, we grew to about seven hundred
12 families.

13 And, today, because of changing
14 demographics, our membership has declined
15 to about two hundred families that represent about
16 four hundred individuals.

17 We have drawn, um, our congregants come
18 from East Meadow, Levittown, Wantagh, um, North
19 Merrick and North Bellmore primarily and as we
20 were challenged by some of the structural
21 challenges of an aging building combined with a
22 dwindling population, it was very difficult when
23 our sanctuary failed to make the necessary repairs
24 which is in excess of a million dollars and, then,

1 the occasional roof and boiler that goes with an
2 aging building.

3 So, we made the decision to see how we
4 could combine with the neighboring Temple and ow
5 could we best use the access to secure the future
6 for Jewish congregants in Central Nassau.

7 And, that is what led us to issue an RFP
8 and to work with the Beechwood Organization and
9 bring us here, today.

10 And, Temple B'nai Torah is about four miles
11 away from our current location on Merrick Avenue.

12 And, in fact, is one third of our current
13 congregation is closer to where they live and where
14 we are today.

15 Um, we are hoping that we will be
16 developing a synagogue that, right, now, will be
17 between four and five hundred families, upwards of
18 a thousand individuals and will be the largest
19 formed congregation in, um, Central Nassau.

20 And, I think one of the issues that we
21 found attractive about this particular proposal is
22 as we are experiencing aging in Nassau County, we
23 are aging, our congregation is aging, a large
24 number of individuals move to East Meadow because
25 of this congregation and to be a part of the

1 Jewish community and the ability for them to stay
2 in East Meadow to sell their homes and live as a
3 senior is a very important thing.

4 You heard about the affordability issues Page | 117
5 and importantly and we have many of our
6 congregants that represent three generations
7 living here in East Meadow so where their children
8 have bought homes.

9 One of our congregants just bought a home
10 next door, that congregant believes that they
11 would be moving into a place, here because they
12 could stay here closer to their family and a lot of
13 our congregants occupy the areas that you heard
14 them speak about.

15 An, the other speakers that are
16 in the senior citizen housing, be it the Bellaire
17 or the Seasons and the like and they get to stay
18 with their friends, so, it doesn't interrupt the
19 poker games.

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

22 JEFFREY KRAUT: All the other activities
23 and to involve our senior and the tax savings of
24 the individuals who are families, here.

25 We see that very significant.

1 So, I think that we hope that you will
2 support the zoning application before you so we
3 can realize the maximum value and better fit from
4 that to ensure the vibrancy and the viability of ^{Page | 118}
5 the formed Jewish congregation so residents of
6 Central Nassau not only for today but probably for
7 future generations.

8 So, we thank you for the consideration as
9 Vincent said, we have a good twenty people here
10 that assembled and signed up to speak but out of
11 consideration of time and the long agenda, I try
12 to succinctly state what they would be doing.

13 ATTORNEY PIZZULI: Thank you, Jeffrey.

14 I would like to ask that one of our Temple
15 members, here, today, an East Meadow
16 Resident speak to this application.

17 I will call on one of them.

18 We would collectively ask for a show of
19 support from the community or the persons that
20 signed up indicating support when you are called
21 upon, but, I would like you to hear from Ms.
22 Nadine Salzman.

23 Um, Nadine was involved in some of our
24 community outreach efforts and she will have some
25 prospective.

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1 NADINE SALZMAN: Hi, everyone, good
2 afternoon.

3 My name is Nadine Salzman. 533 Denton Road
4 in East Meadow, New York.

5 I am also known as the East Meadow's
6 biggest fan.

7 I am like a cheerleader for the Temple.

8 First, I am a little sad about the merge
9 but I know it is going to be great.

10 I am speaking from my heart.

11 I thank you for the opportunity to speak to
12 you, today.

13 And, um, I have to tell you, I got to know
14 Beechwood.

15 They came to a Board Meeting of
16 ours with a panel and I am sorry if I embarrassed
17 you.

18 I never seen a company so nice.

19 They presented. They listened. They let
20 us ask questions.

21 And, I just retired from 27 years of
22 teaching and I went up and said can I please go
23 door to door or something because I am very big on
24 parking-lot talk and I don't like rumors.

1 And, I don't like surprises for our
2 community because I love this community and Carole
3 said to me, what do you want to do?

4 I think we should start with the perimeter. Page | 120
5 I didn't know it was so big.

6 I got to tell you we walked to fifty homes
7 in two hours.

8 We knocked on every door and they were kind
9 enough to send three people.

10 I guess they thought I needed help.

11 People were inviting us in their homes and
12 I was like, wow, this is so great.

13 And, they were so supportive of this
14 community.

15 And, I just retired and I am moving next
16 door to you and I think it is the greatest
17 thing.

18 COUNCILMAN BLAKEMAN: Haven't turned, under
19 sixty-three yet.

20 NADINE SALZMAN: I am sorry.

21 So, the other piece of this, I decided to
22 see where they were going to go.

23 And, I was a groupie.

24 So, I went to the School Board Meeting.

1 I was very active in the School Board, PTA
2 President in two different schools many years and
3 they presented and I asked if I could speak on
4 behalf of the public.

5 And, I said how wonderful it would be to
6 have that kind of revenue for our school district
7 because I was there at the Board Meeting when
8 there were cuts and teachers had to be let go.

9 And, being a teacher, myself, and my
10 daughter does work in that District, now, my other
11 daughter coaches there and they are both in the
12 education system to have a thriving school and
13 people ask, location, location, location.

14 Well, if that means going to the School
15 District will have retention, retention, retention
16 where people will come and stay and be in a
17 thriving East Meadow community.

18 So, I really hope that you will agree with
19 us and make this happen.

20 Thank you so much.

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

23 ATTORNEY PIZZULI: Madam Supervisor, may I
24 ask for a collective show of support from the
25 folks in the community?

1 Thank you, please, raise your hand.

2 (Whereupon, audience complied. After, the
3 following ensued.)

4 ATTORNEY PIZZULI: Thank you.

5 I have one more speaker who I promise to be
6 brief, Mr. Kevin Moran from the Long Island
7 Builders Institute.

8 (Whereupon, applause from the audience was
9 heard. After, the following ensued.)

10 KEVIN MORAN: Good Morning, Kevin Moran,
11 Long Island Builders Institute.

12 I reside at 1407 Halston Street, Wantagh,
13 New York.

14 Just to make a brief statement on behalf of
15 the organization, we would like to express our
16 strong support for the Beechwood Organization
17 project.

18 Um, this proposed development will create
19 one hundred four villas for people who are sixty-
20 two years of age or more.

21 Um, as most of us already know, Long Island
22 needs housing for our seniors and empty-nesters
23 who would like to downsize from a single-family
24 home.

1 These types of developments will enable our
2 parents and grandparents to stay on Long Island in
3 a social community while providing access to
4 onsite and nearby amenities.

5 Many are attracted to the idea of being
6 able to move into one of these units and no longer
7 having to worry about the maintenance and upkeep
8 of their own home.

9 No more wondering who will shovel the snow,
10 rake the leaves or fix the roof.

11 Um, also, we cannot forget the economic
12 benefits that will come along with this project as
13 residents visit and patronize the local stores and
14 restaurants.

15 Beechwood is one of the most respected
16 builders on Long Island and goes without saying
17 that the finished project will be of exceptional
18 quality.

19 So, the Long Island Builders Institute
20 strongly urges you to support and approve this
21 project.

22 Thank you for your time.

23 (Whereupon, applause from the audience was
24 heard. After, the following ensued.)

1 ATTORNEY PIZZULI: There are also with us,
2 this morning, several members.

3 I ask them to show their support for this
4 application since they have taken the time to attend this meeting. Page | 124
5

6 Thank you, guys.

7 Um, I yield the floor to anyone that signed
8 up to speak.

9 SUPERVISOR GILLEN: Thank you, sir.

10 I do have a number of slips.

11 I first have Jeffrey Kraut?

12 ATTORNEY PIZZULI: Jeffrey has spoken.

13 SUPERVISOR GILLEN: I have a number of
14 slips, many of you already spoken.

15 Any people here that still want to speak on
16 this Hearing?

17 (Whereupon, "just for clarification," was
18 heard calling out from the audience. After, the
19 following ensued.)

20 SUPERVISOR GILLEN: Yes, please, come
21 forward.

22 ANN MEYERS: Ann Meyers. 1611 Meadow Woods
23 Drive in East Meadow.

24 I am confused by the use of the term,
25 "Golden Age," only because here in the Town of

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1 Hempstead it has meant that the Town has a list
2 that is kept by Joe Pellegrino.

3 I just want to make sure that is not what
4 this is, this is market based? Page | 125

5 ATTORNEY PIZZULI: This is market base.

6 Joe is not involved.

7 SUPERVISOR GILLEN: Is there anybody else
8 that would like to be heard on this Public
9 Hearing?

10 (Whereupon, no response was heard. After,
11 the following ensued.)

12 SUPERVISOR GILLEN: May I have a Motion.

13 COUNCILMAN DUNNE: I make a Motion that we
14 close the Hearing and adopt.

15 SENIOR COUNCILWOMAN GOOSBY: Second the
16 motion.

17 SUPERVISOR GILLEN: Madam Clerk, would you,
18 please call the roll.

19 CLERK CABANA: Councilman Blakeman?

20 COUNCILMAN BLAKEMAN: Hold on one second,
21 Aye.

22 CLERK CABANA: Councilman D'Esposito?

23 COUNCILMAN D'ESPOSITO: Aye.

24 CLERK CABANA: Councilman Dunne?

25 COUNCILMAN DUNNE: Aye.

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1 CLERK CABANA: Councilwoman King-Sweeney?

2 COUNCILWOMAN KING-SWEENEY: Aye.

3 CLERK CABANA: Senior Councilwoman Goosby?

4 SENIOR COUNCILWOMAN GOOSBY: Aye.

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5 CLERK CABANA: Supervisor Gillen?

6 SUPERVISOR GILLEN: Aye.

7 (Whereupon, Councilman Ambrosino recused
8 himself from this application. After, the
9 following ensued.)

10 SUPERVISOR GILLEN: All right, that
11 concludes our Public Hearings, Madam Clerk, will
12 you, please, call the Administrative Calendar.

13 CLERK CABANA: Yes, Supervisor, there are
14 items 18 through 129 on the Administrative
15 Calendar.

16 I also have three resolutions that are of
17 an urgent nature.

18 The first one is a resolution approving and
19 adopting grant agreement between the Town of
20 Hempstead VFW Post Number 9592 and Quality
21 Construction.

22 This will be Item Number 130 on the
23 Calendar.

24 The second resolution is a modification of
25 Resolution 976-2018 that authorized the Town

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1 Attorney to retain Leventhal, Mullaney & Blinkoff,
2 LLP., to provide legal services.

3 This will be Item 131 on the calendar.

4 SUPERVISOR GILLEN: Madam Clerk, call this ^{Page | 127}
5 item out of order.

6 I haven't seen anything urgent in relation
7 to this that it should be added to the calendar.

8 COUNCILMAN BLAKEMAN: Which one?

9 SUPERVISOR GILLEN: Item 131, modification
10 of a resolution to obtain Leventhal, Mullaney &
11 Blinkoff, LLP to provide legal services.

12 I don't see anything urgent that this
13 should be added at the last minute to the
14 Administrative Calendar.

15 If someone would like to explain the
16 urgency, you are welcomed to do so.

17 COUNCILMAN BLAKEMAN: Well, Supervisor,
18 before that happens, I have a statement I would
19 like to make about the calendar.

20 My office received disclosures for the
21 calendar only late yesterday and, um, I don't
22 think it gives Members of the Board enough time to
23 carefully go through, um, the disclosures.

24 And, not to hold things up, I am going to
25 vote on the calendar.

1 I believe that we should adopt a provision
2 that nothing shall be added to the calendar unless
3 there is a disclosure, at least, a week before
4 unless it is of the most emergency nature, that is
5 my statement.

6 I would like to see if we can get that
7 done.

8 SUPERVISOR GILLEN: Which disclosure?

9 COUNCILMAN BLAKEMAN: We only got them all
10 together, the packet of disclosures was delivered
11 to my office at 3:00 o'clock.

12 SUPERVISOR GILLEN: Are you talking about
13 the disclosure for the Town Attorney's Office?

14 COUNCILMAN BLAKEMAN: Disclosures of people
15 who have an interest in the matters before us, I
16 think we should have them a week ahead of time
17 unless it is, of course, some kind of major
18 emergency.

19 SUPERVISOR GILLEN: That is a great idea.

20 Mr. Ra is it possible for your office - -

21 TOWN ATTORNEY RA: Totally not possible a
22 week ahead of time.

23 The calendar doesn't close until the
24 Wednesday before the meeting.

1 The disclosures are given at the time the
2 calendar is closed.

3 COUNCILMAN BLAKEMAN: I don't want to
4 debate it, Mr. Ra, I don't want to debate it, now. Page | 129

5 I think it is something that we should talk
6 a bout internally and we should have procedures
7 where we do get it, at least, a week ahead of
8 time, together.

9 No criticism of any individual agency or
10 any person, I just think it puts a tremendous
11 burden on the Members of this Board and it is
12 something that I think it need to be fixed because
13 getting this as you know, it is pretty thick with
14 a lot of different names at 3:00 o'clock the day
15 before the meeting, in my view, doesn't give us
16 enough time to consider.

17 That is my statement, that is all.

18 SUPERVISOR GILLEN: Mr. Ra, as a
19 Parliamentarian, I do not see any urgency with the
20 resolution that is authorizing the Town Attorney
21 to retain an amendment to that agreement.

22 SENIOR COUNCILWOMAN GOOSBY: Supervisor,
23 the whole things if two members of the Board wish
24 to put something on this calendar, they are
25 allowed to do so, if they think it is - -

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1 SUPERVISOR GILLEN: This is of urgent
2 nature?

3 Is it of an urgent nature, Mr. Ra?

4 TOWN ATTORNEY RA: This resolution did not Page | 130
5 emanate from my office, so, I think Counsel to the
6 Board can speak.

7 COUNSEL TO THE BOARD REGINA: Supervisor,
8 Members of the Town Board: Rich Regina, Counsel
9 to the Town Board.

10 The urgency of this is Mr. Leventhal
11 contacted me.

12 He was concerned that the July 3rd
13 resolution was not specifically clear enough on
14 the scope of his services.

15 He and I discussed the language.

16 He arrived at my office the end of last
17 week.

18 I discussed with Members of the Board. I
19 offered this as an urgent item to clear that
20 ambiguity.

21 SUPERVISOR GILLEN: Why can't this be
22 offered at the next Town Board Meeting?

23 COUNSEL TO THE BOARD REGINA: Well, if I
24 might speak on behalf of Mr. Leventhal, he is an
25 Ethics Counsel.

1 He was concerned this be clarified as soon
2 as possible and I agree with that decision, it
3 should be clarified as soon as possible.

4 SUPERVISOR GILLEN: I think there are a Page | 131
5 number of conflicts within this resolution that I
6 see.

7 I don't know how an attorney can represent
8 the Town Board and the Town Ethics Board at the
9 same time.

10 I think there is a huge inherent conflict
11 of interest right there in the modification to
12 this resolution and to this amendment.

13 And, I think that should be worked out
14 before we vote on it because I think that is a
15 very serious and grave issue.

16 And, that is why I think this should be put
17 over to the next Board Meeting.

18 COUNSEL TO THE BOARD REGINA: Supervisor,
19 Mr. Leventhal did discuss that with me.

20 He does not see the conflict in that.

21 And, I respect his opinion.

22 I agree with it. He does a lot of work in
23 the field of legal ethics and governmental ethics.

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1 SUPERVISOR GILLEN: And, he did not discuss
2 that with me, who is also his client because I am
3 on the Town Board.

4 I have had no discussions about it and no ^{Page | 132}
5 time to evaluate it.

6 And, I see no reason why we need to put
7 this on the Town Board agenda, today when we can
8 put it on September when we can flush out his
9 interests and see if there is a conflict.

10 TOWN ATTORNEY RA: There would have to be a
11 motion to either put it on the calendar or not to
12 put it on the calendar.

13 COUNCILWOMAN KING-SWEENEY: I would make a
14 motion to put this item on the calendar.

15 COUNCILMAN DUNNE: Second.

16 TOWN ATTORNEY RA: There needs to be a
17 vote.

18 SUPERVISOR GILLEN: Madam Clerk, please,
19 call the roll on this.

20 We are going to add this as an emergency
21 resolution.

22 CLERK CABANA: Councilman Ambrosino?

23 COUNCILMAN AMBROSINO: Aye.

24 CLERK CABANA: Councilman Blakeman?

25 COUNCILMAN BLAKEMAN: Aye.

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1 CLERK CABANA: Councilman D'Esposito?

2 COUNCILMAN D'ESPOSITO: Aye.

3 CLERK CABANA: Councilman Dunne?

4 COUNCILMAN DUNNE: Aye.

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5 CLERK CABANA: Councilwoman King-Sweeney?

6 COUNCILWOMAN KING-SWEENEY: Aye.

7 CLERK CABANA: Senior Councilwoman Goosby?

8 SENIOR COUNCILWOMAN GOOSBY: Aye, we are

9 adding this, that is what we are doing?

10 COUNCILMAN D'ESPOSITO: Yes.

11 CLERK CABANA: Supervisor Gillen?

12 SUPERVISOR GILLEN: I vote no.

13 I think this agreement is rife with
14 conflicts of interest and I also maintain my prior
15 objections to Mr. Leventhal's retention for a
16 conflict of interest with me, as well.

17 SENIOR COUNCILWOMAN GOOSBY: Is it possible
18 you can explain that if we can go into Executive
19 Session what you found?

20 SUPERVISOR GILLEN: Now, it has been added
21 to the calendar.

22 I would be happy to break into Executive
23 Session.

24 Mr. Ra, do we need to vote to break into
25 Executive Session?

HEMPSTEAD TOWN BOARD 8/7/18

1 TOWN ATTORNEY RA: Yes.

2 SUPERVISOR GILLEN: All right, Madam Clerk,
3 will you call the roll on breaking into Executive
4 Session. Page | 134

5 CLERK CABANA: Councilman Ambrosino?

6 COUNCILMAN AMBROSINO: Aye.

7 CLERK CABANA: Councilman Blakeman?

8 COUNCILMAN BLAKEMAN: Aye.

9 CLERK CABANA: Councilman D'Esposito?

10 COUNCILMAN D'ESPOSITO: Aye.

11 CLERK CABANA: Councilman Dunne?

12 COUNCILMAN DUNNE: Aye.

13 CLERK CABANA: Councilwoman King-Sweeney?

14 COUNCILWOMAN KING-SWEENEY: Aye.

15 CLERK CABANA: Senior Councilwoman Goosby?

16 SENIOR COUNCILWOMAN GOOSBY: Aye.

17 CLERK CABANA: Supervisor Gillen?

18 SUPERVISOR GILLEN: Aye.

19 COUNCILMAN BLAKEMAN: Can I change my aye
20 if it is not more than ten minutes.

21 (Whereupon, "Oh, shut up," was heard from
22 the audience. After, the following ensued.)

23 (Whereupon, the Board went into Executive
24 Session. After, the following ensued.)

25 SUPERVISOR GILLEN: Okay, back in session.

1 Madam Clerk, will you call the next
2 Emergency hand-up.

3 CLERK CABANA: The third resolution is a
4 resolution authorizing the Supervisor to execute Page | 135
5 an agreement with Kim Garwood for the use and
6 occupancy for Town-owned property at Britton
7 Boulevard, Island Park.

8 This will be Item 132 on the calendar.

9 SUPERVISOR GILLEN: Would any of the
10 Counsel Members like to sever any of the items on
11 the Administrative Calendar?

12 COUNCILMAN DUNNE: Madam Supervisor, I make
13 a Motion to postpone indefinitely, Items 95, 119,
14 120 and 123.

15 COUNCILMAN D'ESPOSITO: Read that again.

16 COUNCILMAN DUNNE: That is specific items
17 95, it is the intention of the Board that
18 permanently remove this item from the calendar and
19 postponing it indefinitely.

20 The other items are 95, 119, 120 and 123, I
21 make a motion to postpone indefinitely.

22 COUNCILWOMAN KING-SWEENEY: Second.

23 SUPERVISOR GILLEN: So, um, we are moving
24 now, Councilman Dunne has moved to table items 95

1 which is naming the football field, "Ambassador
2 Joe Mondello Field."

3 We need to table that indefinitely?

4 COUNCILMAN DUNNE: Postpone indefinitely. Page | 136

5 SUPERVISOR GILLEN: The Councilman has
6 moved to table indefinitely Item 119 which is the
7 special elections proposal. He also moved to
8 table Item 120 which is the whistleblower statute
9 that has been move to be postponed indefinitely.

10 We moved - - the Councilman moved to
11 permanently table or postpone indefinitely item
12 123, the foreclosure registry.

13 Madam Clerk, will you, please, call the
14 roll on the first item to be tabled, Number 95,
15 renaming the field the "Joe Mondello Field."

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

18 TOWN ATTORNEY RA: There is no public
19 comment on a motion to postpone indefinitely.

20 (Whereupon, "why" was heard calling out
21 from the audience. After, the following ensued.)

22 SUPERVISOR GILLEN: Give the residents an
23 opportunity to speak.

24 COUNCILMAN BLAKEMAN: Point of order, there
25 is no debate on tabling an item, can we move this?

1 (Whereupon, you could have told us 10:30 in
2 the morning," was heard calling out from
3 the audience. After, the following ensued.)

4 (Whereupon, "the other things are not as Page | 137
5 important, but people have to vote," was heard
6 calling out from the audience. After, the
7 following ensued.)

8 (Whereupon, not good at all," was heard
9 calling out from the audience. After the
10 following ensued.)

11 SUPERVISOR GILLEN: Procedurally, are we
12 allowed to let the residents speak?

13 TOWN ATTORNEY RA: Procedurally, the Board
14 can do anything it wants but under the rules of
15 the Town Board, there is no public comment on the
16 Motion to postpone indefinitely.

17 The can speak during Public Session.

18 (Whereupon, "you are randomly taking voting
19 away from people saying that is not one I want to
20 do. You are talking about people's right to
21 vote," was heard calling out from the audience.
22 After, the following ensued.)

23 (Whereupon, "Dunne doesn't care, that
24 wasn't good, another point, if I may, you need to
25 know how you are going to vote on Item 103 because

1 Item 103 fundamentally changes the meaning, so,
2 you are going to table these things and after
3 the fact you might be in response to 103 and that
4 is not just fair," was heard screaming out from Page | 138
5 the audience. After, the following ensued.)

6 SUPERVISOR GILLEN: 103 is not being
7 tabled.

8 It is a rule change.

9 They are changing rules, changing the rules
10 of how items are tabled indefinitely.

11 The can never come back on unless the
12 majority votes to put them back on.

13 So, they are silencing people from putting
14 things on the Town Board.

15 COUNCILMAN DUNNE: Roll call.

16 SUPERVISOR GILLEN: Mr. RA, may I
17 procedurally allow people to be heard on the
18 Special Elections Bill?

19 TOWN ATTORNEY RA: Make a motion to suspend
20 the rules.

21 SUPERVISOR GILLEN: I make a motion to
22 suspend the rules and let the people be heard on
23 the special elections item.

24 (Whereupon, applause from the audience was
25 heard. After, the following ensued.)

HEMPSTEAD TOWN BOARD 8/7/18

1 SENIOR COUNCILWOMAN GOOSBY: I second the
2 motion.

3 SUPERVISOR GILLEN: Madam Clerk, please,
4 call the roll. Page | 139

5 CLERK CABANA: Councilman Ambrosino?

6 COUNCILMAN AMBROSINO: No.

7 FELIX PROCACCI: Idiot.

8 COUNCILMAN AMBROSINO: What did you say?

9 FELIX PROCACCI: Come here and I will tell
10 you.

11 CLERK CABANA: Councilman Blakeman?

12 COUNCILMAN BLAKEMAN: No.

13 CLERK CABANA: Councilman D'Esposito?

14 COUNCILMAN D'ESPOSITO: Nope.

15 CLERK CABANA: Councilman Dunne?

16 COUNCILMAN DUNNE: No.

17 CLERK CABANA: Councilwoman King-Sweeney?

18 COUNCILWOMAN KING-SWEENEY: No.

19 CLERK CABANA: Senior Councilwoman Goosby?

20 SENIOR COUNCILWOMAN GOOSBY: I vote yes.

21 CLERK CABANA: Supervisor Gillen?

22 SUPERVISOR GILLEN: I vote yes and this is
23 very sad that you are not going to be heard on
24 whether or not this item should be tabled.

1 It is an absolutely disgraceful day in the
2 Town of Hempstead.

3 (Whereupon, applause from the audience
4 was heard. After, the following ensued.)

5 SENIOR COUNCILWOMAN GOOSBY: I am on this
6 Board eighteen years, I think all that time I had
7 the same motion for more than ten votes placed on
8 this Board, so - -

9 (Whereupon, calling out was heard from the
10 audience. After, the following ensued.)

11 COUNCILMAN DUNNE: There was a Motion and a
12 second. We should have roll call.

13 SUPERVISOR GILLEN: Anyone that wants to be
14 heard on special elections, you can be heard
15 during Public Comment.

16 This issue, it is already done.

17 (Whereupon, "it is already killed," was
18 heard calling out from the audience. After, the
19 following ensued.)

20 SUPERVISOR GILLEN: Call the roll.

21 CLERK CABANA: Councilman Ambrosino?

22 COUNCILMAN AMBROSINO: Aye.

23 SUPERVISOR GILLEN: We are moving now to
24 table Item 95, we are moving to table Item 95, Joe
25 Mondello field.

HEMPSTEAD TOWN BOARD 8/7/18

1 COUNCILMAN AMBROSINO: There is a motion for
2 all four items.

3 SUPERVISOR GILLEN: No, we are going to
4 vote independently each of these things. Page | 141

5 COUNCILMAN AMBROSINO: The Motion was for
6 all four items.

7 SUPERVISOR GILLEN: Mr. Ra said these can
8 be voted independently, is that right, Mr. Ra?

9 COUNCILMAN DUNNE: You cannot change my
10 motion. My motion was to vote on Item Number 95,
11 119, 120 and 123 and the Motion was seconded.

12 Now, we have roll call.

13 SUPERVISOR GILLEN: I stand corrected. I
14 apologize, Mr. Dunne.

15 All right, so, we are tabling all four
16 things together.

17 CLERK CABANA: Councilman Ambrosino?

18 COUNCILMAN AMBROSINO: Aye.

19 CLERK CABANA: Councilman Blakeman?

20 COUNCILMAN BLAKEMAN: Aye.

21 CLERK CABANA: Councilman D'Esposito?

22 COUNCILMAN D'ESPOSITO: Aye.

23 CLERK CABANA: Councilman Dunne?

24 COUNCILMAN DUNNE: Aye.

25 CLERK CABANA: Councilwoman King-Sweeney?

HEMPSTEAD TOWN BOARD 8/7/18

1 COUNCILWOMAN KING-SWEENEY: Aye.

2 CLERK CABANA: Senior Councilwoman Goosby?

3 SENIOR COUNCILWOMAN GOOSBY: I am voting

4 no.

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5 CLERK CABANA: Supervisor Gillen?

6 SUPERVISOR GILLEN: I vote no.

7 Now, we move forward with the

8 Administrative Calendar.

9 I am being made aware there is a proposed
10 amendment.

11 COUNCILWOMAN KING-SWEENEY: Supervisor, I
12 like to move forward with the amendment Item 93 to
13 include an employee of the Office of the Town
14 Board's Sustainability Leadership Team and to add
15 the Town Board Chief of Staff who will be in
16 consultation with the Executive Assistance
17 infrastructure and the Commissioner of the
18 Department of Waterways or their designees or the
19 Members of the Technical Advisory Committee.

20 SENIOR COUNCILWOMAN GOOSBY: Also, I would
21 like to add one member from my staff.

22 COUNCILWOMAN KING-SWEENEY: I will include
23 that.

24 SENIOR COUNCILWOMAN GOOSBY: I like to
25 amend it and add it on to her.

HEMPSTEAD TOWN BOARD 8/7/18

1 COUNCILWOMAN KING-SWEENEY: I would like to
2 incorporate Senior Councilwoman's comments into my
3 motion.

4 SENIOR COUNCILWOMAN GOOSBY: Second the Page | 143
5 Motion.

6 SUPERVISOR GILLEN: Madam Clerk, will you,
7 please, call the roll.

8 CLERK CABANA: Councilman Ambrosino?

9 COUNCILMAN AMBROSINO: Aye.

10 CLERK CABANA: Councilman Blakeman?

11 COUNCILMAN BLAKEMAN: Aye.

12 CLERK CABANA: Councilman D'Esposito?

13 COUNCILMAN D'ESPOSITO: Aye.

14 CLERK CABANA: Councilman Dunne?

15 COUNCILMAN DUNNE: Aye.

16 CLERK CABANA: Councilwoman King-Sweeney?

17 COUNCILWOMAN KING-SWEENEY: Aye.

18 CLERK CABANA: Senior Councilwoman Goosby?

19 SENIOR COUNCILWOMAN GOOSBY: Aye.

20 CLERK CABANA: Supervisor Gillen?

21 SUPERVISOR GILLEN: Aye.

22 COUNCILWOMAN KING-SWEENEY: I like to move
23 to amend Item 108 to not permit experimental
24 treatment on animals in the Town of Hempstead.

25 SENIOR COUNCILWOMAN GOOSBY: Second.

HEMPSTEAD TOWN BOARD 8/7/18

1 (Whereupon, applause from the audience was
2 heard. After, the following ensued.)

3 SUPERVISOR GILLEN: Madam Clerk, will you,
4 please, call the roll. Page | 144

5 CLERK CABANA: Councilman Ambrosino?

6 COUNCILMAN AMBROSINO: Aye.

7 CLERK CABANA: Councilman Blakeman?

8 COUNCILMAN BLAKEMAN: Aye.

9 CLERK CABANA: Councilman D'Esposito?

10 COUNCILMAN D'ESPOSITO: Aye.

11 CLERK CABANA: Councilman Dunne?

12 COUNCILMAN DUNNE: Aye.

13 CLERK CABANA: Councilwoman King-Sweeney?

14 COUNCILWOMAN KING-SWEENEY: Aye.

15 CLERK CABANA: Senior Councilwoman Goosby?

16 SENIOR COUNCILWOMAN GOOSBY: Aye except one
17 thing, I really think if anything like this comes
18 up, again, this important they should make a
19 presentation to the Board.

20 I read it in the newspaper. I don't think that is
21 right. These are animals and I know when I did my
22 internship we always had people there explain not
23 us what is going on.

24 I need to know what is going on when it
25 come to the animals.

HEMPSTEAD TOWN BOARD 8/7/18

1 (Whereupon, applause from the audience was
2 heard. After, the following ensued.)

3 CLERK CABANA: Supervisor Gillen?

4 SUPERVISOR GILLEN: Aye and I will add the ^{Page | 145}
5 partnership agreement with L.I. never contemplated
6 a special presentation on animals. I vote ye.

7 SENIOR COUNCILWOMAN GOOSBY: We didn't know
8 that.

9 (Whereupon, "It didn't exclude it either,"
10 was heard calling out from the audience. After,
11 the following ensued.)

12 SUPERVISOR GILLEN: Is there a motion on
13 the Administrative Calendar?

14 SENIOR COUNCILWOMAN GOOSBY: Okay, I make a
15 Motion on the rest of it that is left, 18 through
16 132 except the ones that were already taken off.

17 COUNCILMAN D'ESPOSITO: Second.

18 SUPERVISOR GILLEN: We have a number of
19 slips, Mary Ann Defaldi (phonetic spelling.)

20 MARY ANN DEFALDI: (Phonetic spelling)

21 Hi, my name is Mary Ann Defaldi. I am
22 Vice-President of the Uniondale Chamber of
23 Commerce.

24 I am here pretty much with no animosity,
25 today.

1 I am just here to thank each and every one
2 of you.

3 For seven years, I had a problem in
4 Uniondale with a vacant home across the street
5 from me that was occupied by a fellow and his
6 family and creating havoc on the block for a very
7 long time but I came to Councilwoman Goosby's
8 office really frustrated.

9 I have been coming and we tried to work on
10 solutions on this.

11 And, she did really all she could do.

12 She was really supportive in trying to find
13 a way on this and even times didn't look like it.

14 She was really on it and it is really a
15 shame that anyone would have to give up so much of
16 their own time to come and deal with these things
17 because the ability of squatters to go around
18 opposing the system, perhaps, is unprecedented.

19 It is remarkable the amount of problems
20 it creates on any street in Uniondale.

21 We have a lot of vacant homes.

22 We have a lot of these problems that occur
23 and it is very hard to get any visibility on this.

24 Um, so, I really want to thank, again, each
25 and every one of you.

1 I want to thank the Town Supervisor.

2 Congratulations on your victory.

3 I want to thank Senior Councilwoman Goosby

4 for all of your help involved with a lot of

5 frustrations as I looked to the County for some

6 help.

7 It all came back down to your office.

8 I really thank you so much for your help.

9 And, um, I am not here only on behalf of

10 myself and my family but also on behalf of the

11 Uniondale Chamber of Commerce.

12 Thank you also on behalf of the Board,

13 Members of the Uniondale Community Land Trust.

14 Thank you and I appreciate all of your help

15 and I know discourse, especially in the last few

16 years as the Presidential election has gotten

17 really awful here, especially in here.

18 It is mind blowing how discourse has

19 changed and it really doesn't help or serve anyone

20 you know, to not go through the process, no matter

21 how frustrating it is.

22 Again, I thank each and every one of you.

23 And, I believe that guy that just took off,

24 there, worked. (INDICATING)

25 SUPERVISOR GILLEN: Councilman Blakeman?

HEMPSTEAD TOWN BOARD 8/7/18

1 MARY ANN DEFALDI: Yes, okay.

2 SENIOR COUNCILWOMAN GOOSBY: I really want
3 to thank you.

4 I left a message for you yesterday because ^{Page | 148}
5 I can't reach you.

6 MARY ANN DEFALDI: Yes, yes.

7 SENIOR COUNCILWOMAN GOOSBY: Certainly, I
8 am very proud of what the Building Department has
9 done.

10 They have worked tirelessly to get this
11 done.

12 So, you will have someone there. They have
13 the permits.

14 Nd, it will be a person that has the
15 permits. It will be a person that has the
16 permits. It will be the person living there.

17 You will not have a squatter.

18 MARY ANN DEFALDI: Yes, thank you.

19 SENIOR COUNCILWOMAN GOOSBY: Thank you.

20 MARY ANN DEFALDI: That is pretty much it.

21 Thank you very much.

22 SENIOR COUNCILWOMAN GOOSBY: Thank you.

23 SUPERVISOR GILLEN: Rori Gordon.

24 RORI GORDON: A lot of stuff, here.

1 I don't know where to start; Number 32, the
2 golf course, how many more times do you plan on
3 adjourning this?

4 Because it seems to me that every time you ^{Page | 149}
5 adjourn it and this fellow, here is going to be, I
6 assume, filing a Civil Rights case because you are
7 violating his civil rights.

8 It will cost you more money in litigation
9 and we just got done talking about spending money
10 in litigation.

11 Yet, you all approved to keep putting this
12 off, putting this off, putting this off, so, do
13 you have a time frame?

14 SUPERVISOR GILLEN: I think we are waiting
15 for completion of the study, is that right, Mr.
16 Ra?

17 TOWN ATTORNEY RA: The matter is in
18 litigation, so, there will be no comment. Thank
19 you.

20 RORI GORDON: Number 80, you gave a
21 Bulkheading contract in the Town of Hempstead - -
22 can you stop the clock.

23 I am waiting for an answer.

24 TOWN ATTORNEY RA: Which one?

HEMPSTEAD TOWN BOARD 8/7/18

1 SUPERVISOR GILLEN: What is the question on
2 Number 80?

3 RORI GORDON: The clock is ticking.

4 SUPERVISOR GILLEN: What is the question? Page | 150

5 RORI GORDON: I am sorry, is the Town of
6 Hempstead marina bulkhead going to be fixed?

7 SUPERVISOR GILLEN: That is what this is
8 for.

9 SENIOR COUNCILWOMAN GOOSBY: It is
10 authorizing a bid.

11 RORI GORDON: I am sorry, I didn't hear
12 you.

13 SENIOR COUNCILWOMAN GOOSBY: It is
14 authorizing a bid.

15 SUPERVISOR GILLEN: It is authorizing an
16 award, construction contract for a bulkhead
17 replacement repairs at various locations in the
18 Town.

19 This is the lowest bidder that was
20 accepted.

21 COMMISSIONER: That is correct, bulkhead
22 repair throughout the Town of Hempstead.

23 RORI GORDON: Are you repairing the Town of
24 Hempstead marina in Freeport?

25 COMMISSIONER: No, that is not on the list.

HEMPSTEAD TOWN BOARD 8/7/18

1 RORI GORDON: We brought you pictures of
2 gapping holes, why wouldn't that be in the
3 project?

4 COMMISSIONER: There are other priorities Page | 151
5 that have defects.

6 RORI GORDON: It is okay for the residents
7 to fall in a hole when they rent a dock slip at
8 the Town of Hempstead?

9 COMMISSIONER: It is not included in this
10 project.

11 RORI GORDON: Doesn't surprise me.

12 Okay, let me move on, okay, sir, Number 88,
13 the elevator repair in the Parks, um, what type of
14 elevators do we have in the Parks, for handicapped
15 people?

16 Do they go up to another floor?

17 SUPERVISOR GILLEN: Mr. Marino?

18 COMMISSIONER MARINO: Good Afternoon.

19 RORI GORDON: Hi, what type of elevators
20 are in the Parks?

21 COMMISSIONER MATRINO: Elevators, I don't
22 recall.

23 RORI GORDON: Does the Town of Hempstead
24 Building Department inspect the Parks if I FOIL
25 inspections on the Parks?

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I will receive -

COMMISSIONER MARINO: I don't have it in front of me, the Commissioner would know.

SUPERVISOR GILLEN: Commissioner Rottkamp? Page | 152

COMMISSIONER ROTTKAMP: Good Afternoon, Supervisor, elevators that are within the Town of Hempstead are inspected by elevator companies and they send us the certificates as far as work that we do for Parks, if they do any type of new construction, they file permits, they have exempt from building plans with the Town of Hempstead.

But, we will review the plans to make sure they meet all codes as well as courtesy inspections on all Parks.

RORI GORDON: If I FOIL the inspections on the Parks, I get something back is that correct?

COMMISSIONER ROTTKAMP: Yes, you should get copies of the inspections from elevator companies.

RORI GORDON: Okay I definitely will FOIL elevators.

In many buildings that are commercial in the Town of Hempstead, no records were found, so, I don't know how you can make that claim if there were no records found.

1 COMMISSIONER ROTTKAMP: We don't inspect
2 them.

3 We only get copies of inspection records
4 that are sent to us.

5 We don't inspect elevators, certified
6 elevator companies who do repairs inspect them and
7 certify them.

8 RORI GORDON: But, they are not in the
9 file, "no documents found," is the exact wording.

10 SUPERVISOR GILLEN: Do we retain the
11 records certifying or is it just the inspection in
12 the elevator?

13 Do we put it on the elevator?

14 COMMISSIONER ROTTKAMP: Correct, they put
15 the certificate in the elevator that they are on
16 site in that location.

17 Again, if it is a public assembly, they do
18 send copies.

19 RORI GORDON: It is not public assembly,
20 EAB building, they happen to do it but there are
21 other buildings in the Town of Hempstead, they
22 don't do it.

23 I FOIL-ed it. I went and looked in the
24 folders.

25 There is nothing in there.

1 It is like nobody is doing inspections.

2 You already told us you don't do commercial
3 inspections.

4 So, it doesn't surprise me that you don't ^{Page | 154}
5 inspect elevators.

6 SUPERVISOR GILLEN: An outside company
7 inspects the elevators.

8 COMMISSIONER ROTTKAMP: That is correct and
9 the Fire Marshal does the commercial buildings.

10 RORI GORDON: I understand that, Laura,
11 however, those documents should be in the folder
12 and they are not.

13 When you FOIL them, there are no inspection
14 reports from outside - - my point is they are not
15 doing their job.

16 And, every time I get in an elevator, I
17 thank my lucky stars that I make it to the top and
18 back down.

19 I know these are things you guys don't
20 think about, but, I am so into safety, here and it
21 is an important issue, so, I got to dance
22 around, now, I am going to bring it to your
23 attention.

1 Give you the documentation that I received,
2 that there is no documentation that was sent from
3 an elevator company to the Town of Hempstead.

4 Okay, that's it.

5 Thank you, Mr. Rottkamp.

6 This was - - thank you, Mr. Dunne for
7 severing number 95.

8 I thought that was a very good project.

9 99, what is SEQRA?

10 TOWN ATTORNEY RA: SEQRA is New York State
11 Environmental Protection Act.

12 RORI GORDON: Can you explain it to me, in
13 layman's terms?

14 TOWN ATTORNEY RA: It requires
15 municipalities to make determination on various,
16 um, applications and various re-zonings and
17 projects that are developed in a municipality as
18 to whether or not there is a significant impact on
19 the environment and what you see on the calendar,
20 today are negative declarations, meaning the
21 applications in question have no negative impact
22 on the environment.

23 RORI GORDON: Who actually does the
24 SEQRA stuff?

HEMPSTEAD TOWN BOARD 8/7/18

1 TOWN ATTORNEY RA: First of all, there are
2 State rules.

3 The State has rules as to what is - - what
4 gets a negative declaration and what would get a ^{Page | 156}
5 positive declaration.

6 But, resolutions themselves are generated
7 out of the Department of Conservation and
8 Waterways.

9 RORI GORDON: So, the Town Attorney or
10 outside Counsel, if there is litigation, for
11 example, they don't write the SEQRA?

12 TOWN ATTORNEY RA: The SEQRA law has been
13 written by the State and enacted by the State
14 which the State has various, um, criteria as to
15 what gets a negative declaration and what would
16 not qualify for a negative declaration.

17 And, like I said, the resolutions are
18 generated by the Conservation and Waterways.

19 I don't know how else to say it.

20 It is extremely complex, but, that is it in
21 a nutshell.

22 RORI GORDON: Who physically writes the
23 SEQRA document?

24 TOWN ATTORNEY RA: You're talking about the
25 Resolution?

1 RORI GORDON: Yes.

2 TOWN ATTORNEY RA: Conservation and
3 Waterways.

4 RORI GORDON: In this particular case, in ^{Page | 157}
5 my case, who would write the SEQRA?

6 I don't know anybody else I can site.

7 Who would write the SEQRA law?

8 TOWN ATTORNEY RA: The SEQA law was
9 generated by the State of New York, the Assembly,
10 the Senate and the Governor.

11 RORI GORDON: So, somebody in the State of
12 New York writes the SEQRA Law?

13 TOWN ATTORNEY RA: Correct.

14 RORI GORDON: You don't write it? Mr.
15 Regina didn't write it?

16 Outside Counsel didn't write it, is that
17 correct?

18 TOWN ATTORNEY RA: Correct.

19 RORI GORDON: All right, all right, thank
20 you.

21 I just wanted to know that.

22 Okay, this is real good. See, here, we got
23 nine people that would like to have access to
24 positioning on the Town of Hempstead website,

1 Control social media, really, we have a Supervisor
2 who is supposed to designate.

3 Everybody, here is going to be having a
4 free for all, if you decide to pass this except Page | 158
5 Mr. Blakeman.

6 I don't find you abusing that at all.

7 But I have gotten more emails and more
8 documents. I got from Erin King-Sweeney.

9 I have gotten from D'Esposito, Dunne.

10 We have a Supervisor to make collective
11 decisions.

12 You guys are not getting along and the only
13 one who is going to pay the price is the
14 taxpayers.

15 Who is the person that is responsible to
16 make the decision on what goes on the Town
17 website, Mr. Ra?

18 (Whereupon, the five-minute bell rang.
19 After, the following ensued.)

20 TOWN ATTORNEY RA: The Town Board.

21 RORI GORDON: The Town Board, five hundred
22 pages and you expect us to go through these in
23 five minutes, that, to me, is pretty amazing.

24 You're changing it, now, ha, ha, there are
25 so many things, here, today, that is why the

1 Meeting is so long.

2 There is no organization.

3 SENIOR COUNCILWOMAN GOOSBY: There are a
4 lot of people that want to speak. Page | 159

5 SUPERVISOR GILLEN: We have a lot of slips.

6 RORI GORDON: My point is all of you
7 interjecting and you are not getting together.

8 We are the only ones that suffer.

9 You guys are not suffering. We are
10 suffering, the taxpayers are suffering, that seems
11 so unfair that you can't get together.

12 SUPERVISOR GILLEN: Your time has expired.

13 RORI GORDON: Thank you.

14 SUPERVISOR GILLEN: Next we have Felix
15 Procacci.

16 FELIX PROCACCI: Felix Procacci. 1165
17 Barnes Street, Franklin Square, New York.

18 First, the moratorium, Item Number 32, now,
19 I asked Mr. D'Esposito that wrote the resolution,
20 allegedly, who you know for the - - Frederick P.
21 Clarkes, the complete details.

22 I looked at it a day after the last
23 meeting.

24 It was never put up on the website.

25 I FOIL-ed it.

1 To this day, I haven't gotten the FOIL on
2 that.

3 It was an illegal resolution.

4 There was no price on it, no cost per hour. Page | 160

5 I am not sure how you can vote on something
6 that is open-ended.

7 Can Frederick P. Clarke rack up a million
8 dollars in legal fees?

9 We don't know because there is nothing that
10 says it.

11 Once, again, do we need to litigate it.

12 Unless I litigate it, it is not law?

13 So, that is - - we come to that where why
14 write this stuff, we go to Court on any issue we
15 disagree on and settle it that way, so - -

16 COUNCILMAN BLAKEMAN: That is not true,
17 Felix.

18 We have thousands of people - -

19 FELIX PROCACCI: Please don't interrupt me.
20 In addition, listen to me - -

21 COUNCILMAN BLAKEMAN: I am interrupting
22 you.

23 FELIX PROCACCI: I really don't want to
24 listen to you.

25 COUNCILMAN BLAKEMAN: We have thousands

1 of people that are interested in this and asked us
2 for a moratorium, so, we are going to continue to
3 have the moratorium until we come to a consensus
4 on what to do with those golf courses. Page | 161

5 Okay, I don't want to be any more clear
6 than that.

7 You think it is something - - it is
8 comparing apples to oranges.

9 FELIX PROCACCI: First of all, I can't find
10 it, here, the moratorium.

11 Everyone should remember Harbor Isle; a lot
12 were not here.

13 This was 2013 was voted down by the Town
14 Board and I never read a case like this.

15 It is remarkable.

16 Judge Brown in one sentence, dismissed it
17 in summary judgement.

18 Never gave a reason as to why rental
19 housing in Harbor Isle - -

20 SUPERVISOR GILLEN: Mr. Procacci, does this
21 relate to this?

22 FELIX PROCACCI: Yes, it does, the
23 moratorium.

24 We are going to lose in Court because with
25 all the documents that we generate on this

1 Moratorium, we haven't met the criteria for the
2 moratorium.

3 You have to have a specified reason, period
4 of time. Page | 162

5 All we do in this Town and I am not for or
6 against it, just to be very clear, we are not
7 following the standard procedure.

8 What we are doing is - - what is told to me
9 previously, we have to litigate it to death in
10 order to get any clarity.

11 They write these documents in New York
12 State.

13 You can call New York State. They have a
14 line if your read James Calhoon's document, you
15 can call about the moratorium how to implement the
16 moratorium.

17 They have guidance.

18 They have people that can help municipal
19 officials do it right.

20 But, what you guys do, it is a free-for-
21 all.

22 You don't want to follow any rules.

23 You want to litigate, litigate, litigate,
24 litigate.

25 Now, I don't see the virtue in litigation.

1 It just doesn't make sense.

2 It is very costly.

3 Now, let's move on to the Frederick P.
4 Clarke, that it is an illegal resolution.

5 It should be out because it was never
6 posted properly on the website.

7 It still hasn't been posted.

8 So, there it is.

9 I have some few other issues on it, on the
10 Park District on the bonding, are any of those
11 bonding Park districts, is anything going into
12 Franklin Square Park District in the bonding?

13 SUPERVISOR GILLEN: Are you talking about -
14 -

15 FELIX PROCACCI: You have a whole series of
16 bonding talking about Parks Department and I want
17 to know it is not specific enough, sometimes, is
18 any of that money going towards Franklin Square
19 Park District?

20 TOWN ATTORNEY RA: Has been all approved by
21 the Board in the capital plan.

22 I don't know if Franklin Square Park
23 District was included in the capital plan.

24 FELIX PROCACCI: The reason why I am
25 concerned about that is because we don't have a

1 budget in Franklin Square Park District.

2 There is no budget.

3 It doesn't exist.

4 SUPERVISOR GILLEN: Is that a special Park ^{Page | 164}
5 District?

6 FELIX PROCACCI: Yes, it is that.

7 SUPERVISOR GILLEN: That is what I thought.

8 FELIX PROCACCI: So, we have no budget.

9 Mr. Blakeman, if you want to talk on that,
10 I love to hear you on that one because they just
11 raised it from two million to four million over
12 ten years and I can't identify it.

13 A gallon of fuel, one tractor, lawnmower,
14 anything that was purchased with that money?

15 If you can investigate that and get back to
16 me on that, I love it.

17 It is your District.

18 COUNCILMAN BLAKEMAN: I will do that.

19 If you recall, I voted against the budget
20 just for the reason I didn't think it was
21 transparent enough on the Park District.

22 FELIX PROCACCI: No, you voted for it.

23 COUNCILMAN BLAKEMAN: We - -

24 FELIX PROCACCI: In 2015, you voted for the
25 Park District Budget.

1 In 2016, you voted for it.

2 2017, you didn't vote for it.

3 I am just saying that there is a - -

4 COUNCILMAN BLAKEMAN: You said it doubled

5 in the last year?

6 FELIX PROCACCI: Doubled in the last ten

7 years.

8 If I said that, I said wrong.

9 The posting of information on the website,
10 you guys, Santino posted that he won sixty percent
11 of the vote and, then, he lost.

12 He didn't post that.

13 He lost by two percent of the vote.

14 It is inconsistent.

15 Don Clavin, he is irresponsible.

16 He doesn't know what free speech is.

17 The Town municipal website is not protected
18 by the First Amendment.

19 You have four lawyers up there.

20 Somebody needs to put out a press release
21 and tell him because he is a lawyer, himself.

22 He doesn't know it is not protected speech.

23 FACEBOOK is not protected speech.

24 The relationship between the citizens and
25 the government, it has nothing to do with

1 FACEBOOK.

2 A municipal company, a private company, it
3 is not protected speech.

4 And, since I am running out of time, I will ^{Page | 166}
5 continue on Public Comment, that is so important.

6 You don't have a free-for-all.

7 Most of the stuff that you publish is just
8 campaigning which violates State Law, but, nobody
9 will bring that to the Ethics Board and Advisory
10 because we don't do that.

11 We wait for litigation so we can spend more
12 money, that is the way we operate here.

13 There is no laws until it is litigated in
14 Court.

15 (Whereupon, the five-minute bell rang.
16 After, the following ensued.)

17 SUPERVISOR GILLEN: Stuart Pearl?

18 STUART PEARL: Stuart Pearl. I am going to
19 talk about 108 and the shelter.

20 First of all, I want to start making a
21 quote and the young lady from the animal hospital,
22 if there was a fatal mistake, there would be
23 lawsuits.

24 These animals, essentially, are entitled to
25 efficient, compassionate care.

1 Um, I will bring up a point that has been
2 brought up, here, which is Dr. Siegel last I
3 heard, he is still the main Vet. at the Shelter.

4 So, presumably if this partnership occurs,^{Page | 167}
5 he would be the person that would be administering
6 it.

7 In my opinion, he is really not competent
8 to do it.

9 And, I will briefly explain why.

10 In a sad situation, about a month ago, I
11 was at the shelter, at 1:30 in the afternoon, a
12 dog named Bella was caged in the main hallway by
13 8:00 o'clock, she was at a rescue in Philadelphia.

14 Apparently, she was un-spaded at the time I
15 left, apparently, after I left, she was somehow
16 spaded and put in a car for a joy ride to
17 Philadelphia.

18 First of all, this is against all competent
19 medical advice.

20 A cat would have to wait, at least a day
21 before it is spaded and for him to allow this
22 connotation, to me, he should be taking advice
23 from first-year veterinary students.

24 Okay, ignore the fact there were numerous
25 applications on the dog to begin with and

1 she was schlepped hours away.

2 COUNCILMAN BLAKEMAN: What item are you
3 speaking on, sir?

4 STUART PEARL: I think it is 108, if I am Page | 168
5 not mistaken.

6 COUNCILMAN BLAKEMAN: You're talking about
7 something to do with the agreement?

8 STUART PEARL: Because if this program is
9 going to occur under somebody's control, since he
10 is the lead Vet at the Shelter - -

11 COUNCILMAN BLAKEMAN: Speak to whether or
12 not you think there should be an agreement or not.

13 STUART PEARL: Why I don't think there
14 should be an agreement, I will get to that very
15 shortly.

16 There shouldn't be an agreement.

17 COUNCILMAN BLAKEMAN: Right, now, you are
18 not talking to anything that is germane to this
19 item.

20 SUTART PEARL: I think it is totally
21 germane.

22 You can't have something occur unless
23 somebody is able and competent to administer and I
24 am trying to explain as it stands, now, with the
25 leadership that we have, now, and Mike Pastore - -

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1 COUNCILMAN BLAKEMAN: You know that is
2 Public Comment.

3 What about this, before us, what about this
4 item that is before us? Page | 169

5 STUART PEARL: That is exactly what I am
6 coming to - -

7 COUNCILMAN BLAKEMAN: You are talking about
8 Mike Pastore.

9 STUART PEARL: I am talking about the Vet
10 that is in charge of administering this program.

11 SENIOR COUNCILWOMAN GOOSBY: No, this is
12 Long Island University College.

13 COUNCILMAN BLAKEMAN: Point of order,
14 Supervisor, I wish you would rule on tis.

15 SUPERVISOR GILLEN: This is a proposed
16 partnership with L.I.U. animal shelter to bring a
17 partnership together, so they can bring Vets and
18 students into the animal shelter to provide serves
19 and training to employees, are you talking about
20 that?

21 STUART PEARL: Yes, I am.

22 SUPERVISOR GILLEN: Get to your point.

23 STUART PEARL: I am trying to explain why I
24 don't think that partnership should occur.

25 I don't think the Shelter is capable of

1 Uphold their end of the partnership and that is
2 the point of bringing out what I am bringing out
3 along those lines.

4 I will finish what I have to say to you. Page | 170

5 Okay, another situation occurred recently
6 with a dog actually ten years old, the Shelter
7 never checked a chip upon administering it.

8 Decided the dog was - -

9 SUPERVISOR GILLEN: Can you talk about your
10 thoughts on the agreement?

11 Anything else you can talk about in Public
12 Comment.

13 Right, now, I am trying to get through the
14 Administrative Calendar.

15 STUART PEARL: Okay, fine, I am getting to
16 the point, I will make - - basically, as far as I
17 am concerned, as Larry Friedman said, the bucks
18 stops, here.

19 Every example of incompetence that occurred
20 at that Shelter, medially is under his control.

21 And, therefore, I don't think there is any
22 possible way that a partnership can occur between
23 L.I.U. and the Town Shelter.

24 Okay, thank you.

25 SUPERVISOR GILLEN: Thank you.

1 Patty Miller?

2 (Whereupon, "she had to leave," was heard
3 calling out from the audience. After, the
4 following ensued.)

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5 SUPERVISOR GILLEN: Lucille Defina?

6 (Whereupon, "I will get her," was heard
7 calling out from the audience. After, the
8 following ensued.)

9 SUPERVISOR GILLEN: Bonnie Garone?

10 BONNIE GARONE: Good Afternoon, Bonnie
11 Garone, Rockville Centre.

12 I actually put in four slips because there
13 were four items that I wanted to speak about, now.

14 Um, and I will try to get to all of those
15 in the time that I have.

16 First of all, 103 and these are the
17 procedural changes that are on the calendar, the
18 Board's procedures, honestly with 400 pages of
19 resolutions for people to go through, I doubt
20 there are too many people in this audience who,
21 even know what is in that proposed resolution.

22 But, I want to speak on two things in the
23 procedural changes; one, is allowing items to be
24 filed much closer to the date and I want to
25 briefly speak on that and that is we heard,

1 already, today from Congress - - Councilman
2 Blakeman saying he didn't have enough time to look
3 at supporting materials.

4 Right, now, before any changes, anything Page | 172
5 that is to be on the calendar, has to go to press
6 so that leave six business days, six business days
7 for the Members to look at those things.

8 The change you are making is leaving two
9 business days, allowing two business days for
10 Members to look at these materials and that is not
11 just enough time, we already heard.

12 And, we heard in other sessions, people
13 didn't have enough time to look at the materials
14 and this is just going to make it harder and the
15 stated purpose is to allow Members more time.

16 You have two meetings every month except
17 the Summer.

18 If it doesn't make one and as we saw,
19 today, if something is purported an emergency, you
20 can bring it on the same day.

21 So, I don't see any helpful, governmental
22 reason to shorten the time.

23 You are just short changing the Members of
24 the Board, but, more importantly, you're planning
25 to make a change to the notion of tabling, which

1 I don't think exists in any rational legislature,
2 even the Nassau County Legislature, which I never
3 held up as a model of efficient, functioning - -

4 (Whereupon, "amen," was heard screaming out ^{Page | 173}
5 from the audience. After, the following ensued.)

6 BONNIE GARONE: When you table something,
7 it is because you need more information so you put
8 it aside and when you get the information, you
9 bring it back.

10 You're creating something, here where if
11 you table something, it can never come back unless
12 the majority wants it to comeback, so, you know
13 what, that is the Tierney of the majority.

14 If you don't like an item, for example, if
15 you don't like the item for voting replacement of
16 a vacancy, you showed that today by, um, tabling
17 it, whatever that turns out to mean, and not even
18 listening to the public about it.

19 You don't like it so you know what, why
20 don't you have the courage of your convictions and
21 vote no.

22 Bring it up.

23 (Whereupon, applause from the audience was
24 heard. After, the following ensued.)

25 BONNIE GARONE: Bring it up so that Members

1 of the Public can give you their views.

2 That is who you represent, so, bring it up
3 and let people speak and, then vote.

4 If you like it, you vote yes. If you don't
5 like it, then, you vote no and it is done. Page | 174

6 But for some reason what you are choosing
7 to do if you don't like it but you don't want to
8 cast a public vote to say no, you say we are going
9 to table it and then you don't have to hear any
10 discussion and you don't have to vote and that is
11 just not fair to us.

12 That is not good government.

13 It is not fair to the public.

14 So, if you don't want there to be an
15 election to fill vacancy, for example, which this
16 item would affect, then, put it up, here.

17 Listen, don't listen. Vote your conscious
18 and vote no and that will be the end of it.

19 But, you know what if you want open
20 government like you all sometimes say you do,
21 bring it up.

22 Have a discussion and you know what, put it
23 on for Public Hearing, that is exactly what a
24 Public Hearing is for.

25 And, I know Councilwoman King-Sweeney,

1 you talk about the expense, okay, that is a valid
2 consideration.

3 We never heard one word about expense.

4 If you have a Hearing, that is when you
5 bring out the information about the expense and,
6 then you have a full report, you vote and that is
7 the way government is supposed to work and that
8 would be fair.

9 So, if you vote to make this procedural
10 change, we will never hear that, um, that voting
11 vacancy bill again, which, apparently, is what you
12 want because you don't want to publicly vote no.

13 And, by the way, if you put it on a Hearing
14 September 4th, it is subjected to a mandatory
15 referendum, which means you don't really decide,
16 you are just giving the public the right to
17 decide.

18 You have a Hearing - -

19 (Whereupon, the five-minute bell rang.
20 After, the following ensued.)

21 BONNIE GARONE: It gives the public the
22 right to decide.

23 You know what if you did that on the
24 scheduled Hearing on September 4th, then, it could
25 be on the ballot for Election day.

1 I would like a few more minutes but I will
2 be brief.

3 SUPERVISOR GILLEN: I am sorry, I can't
4 give you the extra time.

5 BONNIE GARONE: I gave four slips in.
6 Don't I get to come up four times?

7 SUPERVISOR GILLEN: You get one
8 opportunity.

9 (Whereupon, applause from the audience was
10 heard. After, the following ensued.)

11 SENIOR COUNCILWOMAN GOOSBY: There are a
12 lot of people that want to speak.

13 You can finish on Public Comment.

14 COUNCILMAN BLAKEMAN: I disagree with you,
15 but I thought you made a precise and cogent
16 argument.

17 BONNIE GARONE: Well, thank you. I like to
18 make a precise and cogent argument.

19 COUNCILMAN BLAKEMAN: We have a lot of
20 people that want to be heard.

21 BONNIE GARONE: Get the Sergeant of Arms to
22 take me out because I want to speak on 105.

23 I see many other people - -

24 SUPERVISOR GILLEN: Wrap up your comments
25 very quickly.

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1 BONNIE GARONE: Okay, you're purporting to
2 vote to strip the Supervisor's legal counsel in
3 the action against the Board, now.

4 What do you think, either one side, you are ^{Page | 177}
5 the Defendants - - you can't - - and those of you
6 are lawyers know that you can't.

7 You are saying in this resolution that the
8 lawsuit is not in the public interest and that it
9 doesn't limit the Supervisor - - the lawsuit is
10 about that very subject.

11 The lawsuit is still alive.

12 SUPERVISOR GILLEN: I am sorry.

13 BONNIE GARONE: How can you decide - - how
14 can you decide that it doesn't have merit and
15 you're going to takeaway - -

16 COUNCILWOMAN KING-SWEENEY: To answer your
17 question, I have Ron Rosenberg, here, an Attorney
18 that is representing the Town Board in, um, the
19 lawsuit that the Supervisor brought, can you
20 please give your opinion why we feel compelled to
21 bring this, today?

22 BONNIE GARONE: He is your lawyer?

23 COUNCILWOMAN KING-SWEENEY: You asked for
24 his opinion and he will offer his opinion.

25 SUPERVISOR GILLEN: I didn't

1 realize we would be litigating these issue at the
2 Town Board Meeting, today.

3 And, I don't think it is for your lawyer to
4 make a legal argument when my lawyer is not, here. ^{Page | 178}

5 I think it is highly improper.

6 I was actually told that your lawyer was
7 not going to be speaking at the Town Board
8 Meeting.

9 This is not the place for legal arguments.

10 (Whereupon, "it is pending litigation" was
11 heard screaming out from the audience. After, the
12 following ensued.)

13 SUPERVISOR GILLEN: What issues have to be
14 resolved by a Judge.

15 (Whereupon, "You're speaking on pending
16 litigation. Joe Ra, point of order, come one Joe,
17 pending litigation," was heard screaming out from
18 the audience. After, the following ensued.)

19 COUNCILWOMAN KING-SWEENEY: There is a
20 reason why we put it on the Board.

21 SUPERVISOR GILLEN: This is pending
22 litigation that, obviously - - probably will be
23 litigated to more expense to the taxpayers and it
24 is inappropriate to comment on pending litigation.

25 ATTORNEY ROSENBERG: I didn't know the

1 First Amendment barred discussions about cases
2 that where litigation maybe - -

3 SUPERVISOR GILLEN: That is a determination
4 repeatedly made by our Counsel not to comment on Page | 179
5 pending litigation.

6 ATTORNEY ROSENBERG: With all due respect,
7 Supervisor, that is a decision made at the
8 discretion of the Attorney who is involved in the
9 litigation.

10 It is not a prohibition of law or ethics.

11 (Whereupon, "thank you, thank you," was
12 heard screaming out from the audience. After, the
13 following ensued.)

14 COUNCILWOMAN KING-SWEENEY: Accordingly,
15 would you mind explaining why we put this on the
16 calendar today, so, it is not an attempt to deny
17 anyone legal representation, just explain how this
18 came about.

19 Thank you.

20 ATTORNEY ROSENBERG: I can explain to you
21 legal issues that are involved here.

22 I don't think you have to go to law school
23 to understand that, that you, the Town would fund
24 - -

25 COUNCILWOMAN KING-SWEENEY: Please,

1 don't start the clock because this is my time and
2 I am asking him.

3 He did not sign in to speak.

4 I am actually asking him to speak, so,
5 please, don't start the clock.

6 Thank you.

7 SUPERVISOR GILLEN: So, he gets unlimited
8 time because you asked him to speak, that is the
9 way it works?

10 COUNCILWOMAN KING-SWEENEY: I think we can
11 extend a professional courtesy.

12 (Whereupon, calling out, screaming out was
13 heard from the audience. After, the following
14 ensued.)

15 COUNCILWOMAN KING-SWEENEY: Please, go
16 ahead, Mr. Rosenberg.

17 (Whereupon, "Are we suspending the rules,"
18 was heard from the audience. After, the following
19 ensued.)

20 ATTORNEY ROSENBERG: It is a very simple
21 thing, you don't have to go to law school for.

22 I heard a lot of comments today because of
23 wasteful spending on legal stays and attorneys and
24 I can assure you as an Attorney practicing forty-
25 one years, I yet to meet people that

1 like pay lawyers.

2 The fact of the matter is that the Town has
3 no authority and should not fund a lawsuit against
4 itself, thereby paying for legal fees on both
5 sides.

6 If a Court determined to order legal fees
7 to be paid to the Plaintiff for being successful,
8 that is one thing.

9 But, for the Town to spend its resources to
10 fund a litigation against itself, I think what a
11 lot of people, here don't understand is that the
12 Town is controlled and run by the Town Board as a
13 whole.

14 It is not run - - we don't have an
15 Executive Branch of the government that you have
16 in the County where you have a County Executive
17 that heads the Executive Branch.

18 The Supervisor, here is more of a Presiding
19 Officer and has administrative responsibilities
20 but doesn't have the power to veto laws.

21 She doesn't have the power to hire and fire
22 anyone except the Budget Director.

23 All those powers reside with the Town Board
24 and the law is pretty clear that the Town is not
25 authorized to pay legal fees unless

1 there is a statute that provides for it or they
2 resolve to agree to do it.

3 There is no statute that provides for the
4 payment of the Supervisor's legal fees to bring a ^{Page | 182}
5 lawsuit concerning resolutions that occurred, um,
6 prior to the time she was the Supervisor in which
7 have no affect on her duties and authority.

8 COUNCILWOMAN KING-SWEENEY: Sorry to
9 interrupt you, Mr. Rosenberg.

10 In the interest of time, did you send a
11 memo to the Town Board stating that if we did not
12 - - if we, as a Town Board, would be potentially
13 liable to a taxpayer lawsuit?

14 ATTORNEY ROSENBERG: It is, in my opinion,
15 that the Town Board continue its resolution to not
16 voluntarily, in the absence of a statute, pay the
17 legal fees of a Plaintiff who is just one Member
18 of the Board, to sue itself that would be subject
19 to a claim of wasteful expenditure, that could be
20 the subject to a taxpayer lawsuit.

21 (Whereupon, "that is what we do here," was
22 heard screaming out from the audience. After, the
23 following ensued.)

24 ATTORNEY ROSENBERG: You know, I am not
25 indicating people not follow the rules.

1 So, the fact of the matter is that there is
2 no statute that provides for the paying of legal
3 fees.

4 I think it is a matter of common sense,
5 makes no sense.

6 I don't know who in this audience would
7 voluntarily agree to pay the legal fees of the
8 person suing them, so, they would, then, have to
9 pay the legal fees to defend themselves.

10 That is what happened with that resolution
11 of May 8th.

12 It was the Town resolving to pay the legal
13 fees of a Plaintiff who is suing the Town and
14 thereby requiring the Town, then, to go out and
15 hire the Attorneys to defend the Town Board at
16 great expense paying both sides.

17 I mean it could be called "the Lawyer's
18 Full Employment Act."

19 COUNCILWOMAN KING-SWEENEY: And, Mr.
20 Rosenberg, just for the purpose of clarity, the
21 administrative calendar also calls for rescinding
22 the legal fees for all the other lawyers except
23 for you because we do need a lawyer to defend
24 ourselves.

25 But, we, now, have one lawyer, so, we are

1 moving across the board to cut the costs on this.

2 ATTORNEY ROSENBERG: Let me explain that.
3 It sounds like it is self-serving.

4 Let me explain why.

5 Back when the lawsuit was first started in
6 April there was confusion over whether or not Ms.
7 Gillen, Supervisor Gillen was suing the individual
8 Board Members individually or a Body or
9 officially, so, each of the Board Members felt and
10 they are entitled to, they were being sued
11 individually, to legal representation made by the
12 Town under New York State Public Officers Law,
13 Section 18.

14 Um, it was, then, resolved they amend the
15 - - Supervisor Gillen's attorneys amend the
16 Petition and made it clear they were - - she was
17 suing the Town Board as an entity and not the
18 individual Town Board Members.

19 And, the resolution of May 8th, in fact, I
20 was one of the people that was also retained
21 individually to represent one of the Council
22 people is being rescinded because there is no need
23 for any other attorneys other than the attorney
24 representing the Board as a whole for the
25 Defendants, for the Town.

1 Um, so, again, it is a cost-saving measure.

2 There is no reason to pay for lawyers for
3 individual Town Council people because the Council
4 is being, hopefully, in my opinion, ably
5 represented by me and my firm.

6 COUNCILWOMAN KING-SWEENEY: Thank you.

7 SUPERVISOR GILLEN: I was just made aware
8 my Counsel is here, Mr. Didora, would you like to
9 step up.

10 (Whereupon, applause from the audience was
11 heard. After, the following ensued.)

12 ATTORNEY DIDORA: Good Afternoon,
13 Supervisor and Town Board:

14 My name is Matthew Didora from the law firm
15 of Abrams, Fensterman.

16 And, I represent the Petitioner, Laura
17 Gillen in the case that we just heard about.

18 I am a little surprised that we are, at
19 this point, talking about funding the litigation
20 after the Board voted to, um, pay the Supervisor's
21 fees for this litigation.

22 And, I am also surprised we are, at this
23 point, now, where the majority of the Board may
24 vote in favor of defending a litigation that is
25 specifically targeting a resolution which, now

1 a majority of the Board opposed, three Members of
2 the Board previously voted against, part of these
3 resolutions, Councilwoman King-Sweeney, Councilman
4 Blakeman, Senior Councilwoman Goosby voted against
5 it. Page | 186

6 Obviously, the Supervisor is against it.

7 Now, we are at the point where we are going
8 to vote in favor of defending the litigation
9 challenging resolutions which you voted against.

10 How can that be.

11 I disagree with everything that Mr.
12 Rosenberg said.

13 These are matters which are going to be
14 litigated and they are in the process of
15 litigating and decided by the Supreme Court.

16 So, I will wrap up my comments. We
17 disagree fundamentally with what Mr. Rosenberg
18 said.

19 This is just another example of trying to
20 silence the Supervisor from challenging these
21 unlawful resolutions.

22 Thank you.

23 (Whereupon, applause from the audience was
24 heard. After, the following ensued.)

25 SUPERVISOR GILLEN: Barbara Thomas?

1 (Whereupon, "wait you called Lucille Defina
2 before," was heard screaming out from the
3 audience. After, the following ensued.)

4 (Whereupon, "it doesn't matter," was heard Page | 187
5 screaming out from the audience. After, the
6 following ensued.)

7 (Whereupon, "sorry, sorry, hi, Barbara" was
8 heard screaming out from the audience. After, the
9 following ensued.)

10 BARBARA THOMAS: Good Afternoon, my name is
11 Barbara Thomas.

12 I live in Massapequa.

13 Um, I am, here, to just express some
14 concerns about that partnership with L.I. U.

15 I understand it was tabled.

16 I am hoping that, um, before it is brought
17 up, again - -

18 SUPERVISOR GILLEN: It was not tabled.

19 BARBARA THOMAS: It was not?

20 SUPERVISOR GILLEN: No.

21 BARBARA THOMAS: Oh.

22 SUPERVISOR GILLEN: There was an amendment
23 made to the resolution to clarify that
24 experiential is not experimental and there would
25 not be any experimental component to that

1 agreement.

2 BARBARA THOMAS: I am sorry, I
3 misunderstood.

4 SUPERVISOR GILLEN: That is okay.

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5 BARBARA THOMAS: I think it should be
6 tabled for quite a few reasons and a partnership
7 like this could be absolutely beneficial to the
8 Shelter and its animals but a lot of things need
9 to happen first before we would enter such a
10 partnership.

11 Um, first of all, entering something like
12 this without having any questions answered about
13 what is going to happen in this partnership would
14 certainly put animals at risk.

15 And, it would put good staff at risk.

16 It would put good volunteers at risk, as
17 well.

18 SUPERVISOR GILLEN: Ms. Thomas, may I
19 interrupt you for one second.

20 BARBARA THOMAS: Yes, sure.

21 SUPERVISOR GILLEN: The agreement we have,
22 now, is to form a partnership.

23 BARBARA THOMAS: A-hun.

24 SUPERVISOR GILLEN: So, that we can help
25 the University get accreditation.

1 We ae going to clarify. We will be further
2 delineating the relationship between the Shelter
3 and the school once they receive their
4 accreditation and they can move forward to do
5 that.

6 It contemplates that there be another
7 agreement that is going to come before the Town
8 Board that will testify exactly what the role of
9 L.I.U. will be, what the role of the Shelter staff
10 will be and how the partnership will move forward.

11 BARBARA THOMAS: Okay.

12 SENIOR COUNCILWOMAN GOOSBY: I don't know
13 anything about this, the questions I have, too,
14 before it comes - - is it possible that you have
15 them come and make a presentation before this
16 Board, so I feel comfortable because I don't
17 really feel comfortable with it as it is.

18 (Whereupon, applause from the audience was
19 heard. After, the following ensued.)

20 SENIOR COUNCILWOMAN GOOSBY: If that is
21 going to happen I certainly would like to have
22 that.

23 SUPERVISOR GILLEN: Mr. Laccarubba?

24 SENIOR COUNCILWOMAN GOOSBY: I read it in
25 the newspaper.

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1 SUPERVISOR GILLEN: This proposal is with
2 the Town Attorney's Office for about a month, now.

3 SENIOR COUNCILWOMAN GOOSBY: I don't know
4 where it was, all I know I read it in the Page | 190
5 newspaper.

6 Most things that happen on this Board, I
7 read it in the newspaper.

8 I really don't appreciate that.

9 It goes in the newspaper before I get it.

10 SUPERVISOR GILLEN: Mr. Laccarubba, could
11 you explain where we are and what it means?

12 MR. LACCARUBBA: (Phonetic spelling) Sure.

13 This is the first step, the ground level to
14 create a partnership agreement with the University
15 with respect to the - - that they are looking to
16 open, um, this partnership is not binding.

17 This partnership has no specificity to it.

18 We are not on the hook for anything.

19 This is to show that the Town of Hempstead
20 Animal Shelter, along with the Town of Babylon
21 Animal Shelter along with North Shore Animal
22 Shelter, that we are all willing partners with the
23 Veterinary School.

24 And, once they get their accreditation that
25 process starts, I believe within the next seven

1 to ten days, then, we will sit down and I am sure
2 the University will be more than willing to come
3 to the Town Board, make a full presentation on
4 what they are offering and what their hopes are
5 with respect to the relationship with the Town.

6 Um, but, they didn't want to do that until
7 they got their accreditation, so, they just wanted
8 a loose commitment that the Town is a willing
9 partner when they went to their accreditors they
10 could say that the Town of Hempstead is on board.

11 We will work with them.

12 It is going to be a great relationship, um,
13 and that would help them with their accreditation
14 process.

15 So, once that is done, yes, we will
16 formalize an agreement that is a little more rigid
17 and says exactly what the expectations are both on
18 the Town's side and the University's side.

19 SUPERVISOR GILLEN: Once the school is a
20 little further bit along in the development of
21 this new Veterinary College, which is an amazing
22 great thing for Long Island and for New York, um,
23 then, it will be ready to make a presentation, is
24 that correct, Mr. Laccarubba?

25 MR. LACCARUBBA: Yes.

1 SENIOR COUNCILWOMAN GOOSBY: That is fine,
2 that is fine.

3 If I had known this before reading it in
4 the newspaper, it would have been great. Page | 192

5 I really like to know.

6 This is why it is important. It is
7 involving animals, so, I would like to know.

8 (Whereupon, applause from the audience was
9 heard. After, the following ensued.)

10 BARBARA THOMAS: If this should move
11 forward, then, I and many other advocates
12 recommend that you find someone that can oversee
13 this program.

14 There is no one administratively qualified
15 to oversee this program in the Shelter.

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

18 BARBARA THOMAS: The Shelter right, now, is
19 at a point of such mismanagement that I don't
20 understand how you can introduce a program such as
21 this when there is chaos at the Shelter, right,
22 now.

23 So, I would hope that the right people are,
24 um, some maybe brought back in place or the right
25 people be put in the place to move forward with

1 something like this.

2 And, um, as far as experimenting, a lot of
3 the public does want to know before moving forward
4 that, you know, are these students going to
5 participate in taking blood from an animal which
6 would be acceptable or are they going to be
7 allowed to perform like very complicated operation
8 on the Shelter animals and that, you know, a lot
9 of people think that this does equate to animal
10 experimentation which nobody wants to see with
11 Shelter animals.

12 SUPERVISOR GILLEN: Nobody on this Board
13 wants to see that either.

14 There is no contemplation of
15 experimentation on animals.

16 It is experiential treatment not
17 experimental.

18 Nobody here and we amended that. We are
19 not for experimental treatment and we just amended
20 to make it very clear.

21 We are not experimenting on animals.

22 BARBARA THOMAS: Are they going to be able
23 to perform surgeries on animals?

24 MR. LACCARUBBA: That is not even being
25 contemplated at this time.

1 It is a simple partnership agreement.

2 Those details will be ironed out after the
3 school gets it accreditation.

4 BARBARA THOMAS: Will the advocates be able ^{Page | 194}
5 to - - be able to participate in this?

6 SUPERVISOR GILLEN: There will be a full
7 presentation to the Town Board when we move
8 forward in another agreement that will detail all
9 the particulars of how this partnership will move
10 forward at the animal shelter.

11 BARBARA THOMAS: Okay, thank you and, um,
12 just, last, something which, you know, I am
13 passionate about because the animals and the
14 people that speak up about the animals and I know
15 we are in pending litigation, so, you can't speak
16 about this, once, again, I really, really beg, um,
17 your administration to look at the code of conduct
18 at the Town's Shelter and to, um, if there is,
19 indeed, volunteers who sign off on issues, I
20 sincerely request that you enforce that because
21 some of the, I have to say, volunteers do great
22 things, some of the volunteers are crossing over
23 many, many lines as they did with me.

24 And, their retaliation that is part of my
25 suit, I understand, but, now, they have other

1 targets out there in the Town of Hempstead,
2 including the family of "Chaos."

3 He is a dog that ended up in the Town of
4 Hempstead Animal Shelter.

5 While somebody released on social media
6 details about this particular dog, "Chaos."

7 And, um, they formulated, um, like a hate
8 storm towards the family of "Chaos" and it is a
9 young woman and a young man that have a young
10 child who is three and, um, they are like being
11 threatened on social media.

12 They were cyberstalked.

13 They were cyber harassed.

14 Their family was getting messages from
15 people, some of your volunteers and some of your
16 rescue partners were stirring up the situation and
17 making this family sound so terrible that everyone
18 started going after this family based on the
19 information that your people put out on the
20 Internet.

21 They were at work. That is part of my
22 suit. I get it. It is what happened to me.

23 Someone actually went to this young woman's
24 job the other day to like, um, cause a commotion
25 about announcing to the World how bad a person,

1 how bad this family is - -

2 SUPERVISOR GILLEN: One of our volunteers
3 did this?

4 BARBARA THOMAS: Yes, some of your
5 volunteers are on the Internet, on social media.

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6 Yes, they network dogs, some of the
7 volunteers are also getting inside information
8 from your Shelter, unauthorized information and
9 sharing it with the public.

10 (Whereupon, the five-minute bell rang.
11 After, the following ensued.)

12 SUPERVISOR GILLEN: All right, thank you
13 for your comments.

14 Lucille Defina?

15 LUCILLE DEFINA: I would like to talk about
16 Item 108, even though I know that it is,
17 basically, tabled, I think that before you decide
18 - -

19 SUPERVISOR GILLEN: Just to clarify, it is
20 not being tabled.

21 It has been amended.

22 LUCILLE DEFINA: Okay, well, I just want to
23 talk situations like that and right, now, the Town
24 of Hempstead, I have seen FOIL records where they
25 use foster care with Vet schools such as BOCES

1 and I just want to understand that you are going
2 to do something like this, then, it has to be
3 really clearly laid out as to what their
4 responsibilities are going to be because right, Page | 197
5 now, I do believe and I don't know if it is still
6 going on, but I have FOIL records from last year,
7 quite a few and the year before of kittens that
8 went to BOCES and died really slow horrible deaths
9 and suffered terribly.

10 And, I also would like you to be aware that
11 anyone who goes into that Shelter and sees the
12 condition of your small kittens that are sitting
13 there in the kennel would cringe that there is a
14 big need - -

15 COUNCILMAN BLAKEMAN: Supervisor, can we
16 move the calendar, please.

17 SUPERVISOR GILLEN: Ms. Defina, you are
18 limited to the items that is pending before the
19 Board.

20 I will say that this agreement, again, it
21 is in the initial stages and we have yet to form a
22 partnership and it will help the school get its
23 accreditation, so we can have an amazing
24 veterinary school right here on Long Island.

25 The relationship will be further delineated

1 as I explained what the parameters of the work
2 that they bring to the Shelter will look like and
3 that will come before the Town Board as we further
4 define our relationship.

5 Right, now, the school is in its infancy.

6 It is getting its ducks in a row and we
7 will be moving forward with them, but, this
8 agreement could be an incredible resource for the
9 Town of Hempstead and for our animals.

10 It will provide professional veterinarians
11 coming in, Professors of Veterinary science coming
12 in to demonstrate to their students how to get the
13 best standard of care to our animals.

14 And, it will also bring behaviorists and we
15 have a lack of staff in our Animal Shelter.

16 We need more staff there and this will not
17 cost the taxpayers anything.

18 So, it is actually a great win-win
19 situation, I think, for the Town.

20 LUCILLE DEFINA: I understand that but when
21 you say they will bring in professionals,
22 supposedly we have professionals there right, now.

23 We have a four-million-dollar shelter.

24 We have a Vet who is making, at least, one
25 hundred and twenty grand a year.

1 I mean we supposedly have professionals on
2 staff.

3 I think the money is severely mismanaged
4 and we shouldn't be - - you have to expect that Page | 199
5 there is a real lack of confidence, here, in you
6 and your administration and staff.

7 (Whereupon, applause from the audience was
8 heard. After, the following ensued.)

9 LUCILLE DEFINA: We have a huge budget at
10 our Animal Shelter, right, now and people who are
11 getting paid a lot of money and the health care
12 should be excellent right, now, right now as we
13 speak.

14 I just want to know, Item Number 41, um,
15 what is that authorizing, financing of
16 retrofitting of a petroleum, van for forty-five
17 thousand dollars, what is that?

18 SUPERVISOR GILLEN: Commissioner Marino,
19 are you here?

20 COMMISSIONER MARINO: Good Afternoon,
21 Supervisor, Council Members, Senior Councilwoman
22 Goosby:

23 Jerry Marino, Commissioner of General
24 Services.

25 This is actually for the bond that is

1 on the calendar.

2 We are buying a new animal control van.

3 It is called "retrofitting" because we buy

4 a regular van and then we modify it to fix the

Page | 200

5 back so that, um, we meet the standards of the

6 State of New York and the animals in the back and

7 have it air conditioned and so forth.

8 LUCILLE DEFINA: Okay and it is an animal

9 control van.

10 Okay, I didn't understand a control van. I

11 didn't understand what that was.

12 Okay, okay, you might as well sit here,

13 what is this about, authorizing financing of a dog

14 run caged door replacement?

15 COMMISSIONER MARINO: Again, this is more

16 for bonding issues.

17 So, there is money in the capital plan.

18 We would like to replace some of the doors

19 on the animal kennel cages in the front and the

20 back.

21 LUCILLE DEFINA: It seems like a lot of

22 money, seventy-five thousand dollars and the dog

23 run, as I know, is always empty.

24 Everyone is up here complaining constantly

25 about these dog runs being empty.

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1 COMMISSIONER MARINO: I am talking about
2 the animal cage door inside.

3 LUCILLE DEFINA: It says the dog run, dog
4 run cage. Page | 201

5 COMMISSIONER MARINO: Inside the dog run
6 where they go in the back where the dog is in and
7 out.

8 It is going to cost a hundred thousand
9 dollars, so, we are doing it in - -

10 LUCILLE DEFINA: Caged dogs, I mean can't
11 we - -

12 COMMISSIONER MARINO: It is very, very
13 expensive.

14 LUCILLE DEFINA: There must be a way but,
15 okay.

16 COMMISSIONER MARINO: Federal contract,
17 State contracts, I even looked at the old from the
18 person that did it thirty years ago, so, he is out
19 of business.

20 I went to every place I can think of.

21 LUCILLE DEFINA: Woe, so, right, now, this
22 is just the money is not being spent right, now.

23 COMMISSIONER MARINO: Capital money, it is
24 going into an account and we are going to try.

25 We are trying, now.

1 It has to be there before we can do
2 anything.

3 LUCILLE DEFINA: Okay, okay, thank you for
4 the explanation, okay, thank you. Page | 202

5 SUPERVISOR GILLEN: Thank you, Ms. Defina.
6 Bob Chapman?

7 Mr. Chapman is not here.

8 Emmitt Travers?

9 (Whereupon, "She left," was heard from the
10 audience. After, the following ensued.)

11 SUPERVISOR GILLEN: Richard Schurin?

12 RICHARD SCHURIN: Richard Schurin. Um,
13 there are a few items on here that I would like to
14 address, um, and you know I just want to
15 communicate to you all that the discretion that
16 goes on here, the actions that you have taken, the
17 maneuvers that you take to, you know, disguise
18 what you are attempting to do is bazaar.

19 Mr. Blakeman, you have served in government
20 for a very long time.

21 You can't believe that you know blocking
22 resolutions, tabling, permanently tabling is the
23 same thing.

24 And, the idea that, um, you know, people
25 show up and sit around to talk on the subject

1 and, then, you table it to deprive them the
2 opportunity to speak on it and then they want to
3 speak Supervisor and they want to speak, you
4 deprive them the opportunity, you know, that is
5 not the way it is supposed to work.

6 I can't believe that you all want this
7 legacy, um, on your records.

8 It is transparent what you do.

9 It is extremely transparent and you have -
10 - it is, you know, it is a reflection on your
11 character to tell you the truth.

12 And, let me talk about some of the things
13 here Felix mentioned the Harbor Isle debacle.

14 I didn't talk to him about it.

15 It is amazing that he put the two together
16 and the Woodmere, it is such a clear analogy.

17 I was going to talk about it, the continual
18 extension, the lack of a plan, the law
19 department's negligence and how they deal with
20 these things.

21 It results in a true tragedy for my
22 community because we have a disgusting, empty lot
23 and a developer who has the right to do whatever
24 he wants and that was the legacy of ten years of
25 negligence and mismanagement and lack of planning.

1 And, frankly, I see the same thing going on
2 with Woodmere.

3 I see the exact same thing going on with
4 Woodmere and you are leading them down a road of Page | 204
5 protracted litigation where you are going to end
6 up with a bad situation.

7 And, it is unfortunate but they ought to be
8 aware of that.

9 And, they ought to be aware of the history
10 of the Town of Hempstead and their dealings with
11 that and they can come to my neighborhood and look
12 at this empty lot.

13 Right, now, it is full of mosquitoes and it
14 is a disgrace and we are waiting for the builder
15 to build one hundred and ten rental units on that
16 lot.

17 That is one of the items.

18 Um, the other item was, um, the item that I
19 believe she was an Attorney for, the Democrats on
20 the Board, she was speaking on it.

21 You cannot, if you don't want to vote on
22 it, if you have a negative position on something
23 and another Board Member here, a Board Member
24 wants to put on the agenda, Ms. Goosby is also a
25 Board Member, have the decency and have the

1 courage to have them put it on the calendar and
2 vote on it, you know, you are not fooling anybody
3 by taking things, "criminally" off the calendar so
4 you can avoid voting on it.

5 Just vote no. Just vote. Be honest, that
6 is all we ask, you know, you can have your
7 positions but be honest about them.

8 Enough is enough. It is crazy.

9 Um, you know and the pandering, too, is out
10 of control.

11 People know that - - what that deal is
12 about. You don't need to amend it to preclude
13 spending, I mean, it is just ridiculous.

14 Um, and just, you know, elevate your game a
15 little bit is what I am saying, you know, please,
16 be honest with us and try to be a little more
17 professional about the way you handle things.

18 You know, I intend to be a little more
19 clear and eloquent in what I am saying.

20 It is emotional to me because it is
21 ridiculous, I sit around for hours and watch the
22 shenanigans going on, so, good luck.

23 (Whereupon, applause from the audience was
24 heard. After, the following ensued.)

25 SUPERVISOR GILLEN: Meta Mereday?

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1 META MEREDAY: Meta Mereday, Baldwin
2 resident.

3 As the others have said, this is a lengthy
4 agenda, so, I will try to get to it as it pertains^s Page | 206
5 to the calendar.

6 Number 24, I just need some clarification
7 as to what that is about, that resolution for that
8 declaration, um, and um, keep it moving.

9 Can anyone get that answer to me starting
10 on Page 4 and all of Page 5 and all of Page 8, all
11 of Page 6, Page 7, a majority of Page 8, I see
12 serial bonds.

13 I didn't have time to add all of these
14 things up, if someone can explain not me, um, my
15 recollection of bonding means borrowing, so, if we
16 are talking about borrowing, this significant
17 amount of money for these various related
18 projects, is this connected to that capital
19 project statement that you - - before?

20 Is that - -

21 SUPERVISOR GILLEN: It is connected to the
22 capital plan.

23 META MEREDAY: Now, how is this impacted as
24 it pertains to the overall budget that was voted
25 for last year and the one that is going to be

1 coming up for review this year?

2 SUPERVISOR GILLEN: We are working on the
3 budget for this year.

4 The capital plan is a road map of projects Page | 207
5 as a Township that we need to get done.

6 The capital plan was voted on a couple of
7 meetings ago and now these are the bond
8 resolutions that are connected to the work that
9 has to be done.

10 META MEREDAY: Okay, these - -

11 SUPERVISOR GILLEN: Is our Comptroller
12 here?

13 Is our Comptroller here?

14 META MEREDAY: So, these specific projects
15 listed, here on three or four pages have to do
16 with funding that was outlined on that capital
17 plan?

18 COMPTROLLER REP: That is correct, those
19 are the bond resolutions that, now, take capital
20 plan that was adopted for '18 and allows them to,
21 now, um, spend in the future, as well as the debt.

22 META MEREDAY: Okay, so, the companies,
23 again, that are tied to these projects - -

24 COMPTROLLER REP: It hasn't been done, yet.

25 META MEREDAY: It hasn't been done, yet?

1 COMPTRROLLER REP: This is the first step,
2 it has to occur in order to go out to do a request
3 for advertising bids.

4 We are not at that stage.

5 This is just the authorization to spend the
6 money and then pay for it, so, it is bonding in
7 the future.

8 COMPTRROLLER REP: In the future.

9 META MEREDAY: Okay, so, there aren't any
10 initial agreements or arrangements with anyone
11 that is tied to this?

12 COMPTRROLLER REP: No.

13 META MEREDAY: Okay, so, ideally, down the
14 road, we can look at doing something that is
15 proactive, that would incorporate service-disabled
16 Veteran-owned businesses?

17 COMPTRROLLER REP: Yes.

18 META MEREDAY: That answers that question.

19 COMPTRROLLER REP: No problem.

20 META MEREDAY: And, there was one
21 discussion, someone asked about the bonding and it
22 mentions, I believe, thirty thousand for an animal
23 control van, again, I find it amazing and I am
24 definitely in support of protecting, um, our
25 animals because they are among our vulnerable

1 Constituency, but I am still trying to fathom how
2 we can have lose to fifty thousand Veterans in the
3 Township of Hempstead that we don't have any type
4 of mobile facilities, a mobile van, a bus, a Uber ^{Page | 209}
5 or something that can provide these same types of
6 resources and services for our Veterans, you know,
7 to provide them with access to banks or to be able
8 to get to them at locations when they can give out
9 certain things.

10 I mean, um, the Town of Hempstead, you know
11 the mobile van that I usually see parked in the
12 back of Greenfield Cemetery because that is the
13 part of the route I take only comes out only when
14 it comes for Elections.

15 We have these resources that we are not
16 utilizing for our Veterans and I am inquiring why
17 that is not the case?

18 I am trying to move briskly through this.

19 Um, 78, where it says rejecting the bid for
20 installation of the hydra dynamic separator system
21 at Roosevelt Highway yard, what is that and are
22 there other Towns, um, that have the largess to
23 have that in their community?

24 And, how do the community residents within
25 Roosevelt actually know what this thing is because

1 I am wondering if it is the flying saucer that is
2 on the property that is near Pennsylvania Avenue?

3 Could someone answer that question?

4 SUPERVISOR GILLEN: Commissioner, could you ^{Page | 210}
5 provide some clarification on that?

6 COMMISSIONER: Supervisor, Town Board, we
7 are rejecting the bids because it was a sole
8 bidder, one bidder and the engineers estimate and
9 what was bid was way out of whack.

10 It was much too high for what we rebid at
11 in the Spring and what it is.

12 It is audited by the DEC, so, it is
13 mandated for us to do this at the end of the yard.

14 It is at the end of Clinton Avenue.

15 It will have all water runoff from the
16 Highway yard running through separators before it
17 goes in the ground.

18 META MEREDAY: What is the impact as far as
19 any type of overrun or, um issues for local
20 residents?

21 COMMISSIONER: There is no issues for local
22 residents.

23 The runoff goes on the streets on side of
24 the Roosevelt yard.

25 It is a hydra dynamic separator makes the

1 water available and clean to go into that
2 location.

3 META MEREDAY: Okay and do other
4 communities have a hydra dynamic separator system? Page | 211

5 COMMISSIONER: Whatever the DEC mandates
6 it.

7 META MEREDAY: Okay, do other communities
8 of those - -

9 COMMISSIONER: I wouldn't be familiar with
10 those right, now.

11 META MEREDAY: Okay, you were involved in
12 the installation of this one, so, you would be
13 involved in the installation of other communities.

14 SUPERVISOR GILLEN: The Town of Hempstead
15 is required - -

16 META MEREDAY: Rejecting the bid so the
17 Town is involved with the bids for these projects
18 being developed so the Town would know what other
19 communities have this type of system.

20 COMMISSIONER: I understand, I thought you
21 meant other municipalities?

22 META MEREDAY: No, ut-un.

23 COMMISSIONER: That is a single operation
24 that is being put in the Roosevelt Highway Yard.

25 It is not going anywhere else in the Town.

1 META MEREDAY: Again, was that by DEC
2 selection?

3 It seems to me you have a fire range in
4 Baldwin bordering on Hempstead. Page | 212

5 You got this hydra dynamic separator system
6 in Roosevelt.

7 I find it curious there are certain things
8 and certain items seem to, um, be in communities
9 that are predominately of color and many of the
10 residents in those communities are not aware of
11 these things going in the system or in their
12 community.

13 I mean I am in fear of certain things, that
14 answered that question.

15 Real quickly while I have my time, thank
16 you so much, 106, 107, we are talking about
17 improving and adopting grants, particularly 107,
18 before my time runs out, who are the three that
19 are having - - are they vetted for this process?

20 (Whereupon, the five-minute bell rang.
21 After, the following ensued.)

22 SUPERVISOR GILLEN: The three people that
23 will have authority is the Supervisor and the
24 Commissioner of Parks and the Counsel to the
25 Commissioner of Parks.

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1 META MEREDAY: Okay and my last question,
2 because I did get it in, 109, I am going to get up
3 and other people can speak, 109, what is the
4 impact on the budget as it pertains to increase, Page | 213
5 the base cap on the contract was that base cap
6 already pre-agreed as it pertains to the overall
7 budget?

8 TOWN ATTORNEY RA: Yes, it is an increase
9 in the amount to be paid to, um, that company.

10 META MEREDAY: Okay, I will save my other
11 comments for Public Comments. Thank you.

12 SUPERVISOR GILLEN: Mary Ellen Kreye?

13 MARY ELLEN KREYE: Mary Ellen Kreye. 436
14 Locust Avenue, Uniondale.

15 On the first item, Number 18, we have had
16 questions about, um, 1188 Walnut Street because we
17 are seeing trucks there, people in the area are
18 questioning, they do not see a Town sign indicated
19 that there are permits for whatever is being done
20 and so, um, we are just concerned about that.

21 SUPERVISOR GILLEN: What is the address?

22 MARY ELLEN KREYE: 1188 Walnut Street,
23 Uniondale.

24 Um, on Item Number 29, as far as the weed
25 and invasive vegetation control, I want to know

1 whether bionics are being used there like
2 phosphates or are they manually being removed?

3 SUPERVISOR GILLEN: I am sorry, can you
4 repeat that.

5 MARY ELLEN KREYE: Number 29.

6 SUPERVISOR GILLEN: What was your question,
7 Mr. Pritchard is coming to answer it.

8 SENIOR COUNCILWOMAN GOOSBY: Commissioner.

9 SUPERVISOR GILLEN: She has a concern about
10 a property located at 1188 Walnut Street in
11 Uniondale, Number 18.

12 COMMISSIONER: 1188 Walnut Street, we found
13 it open and abandoned, one-family dwelling garage
14 to be boarded up.

15 I don't know off the top of my head if they
16 have an actual permit, now, but, I will send
17 someone by to see exactly what is going on at the
18 location.

19 SUPERVISOR GILLEN: Ms. Kreye, are you
20 concerned there was no sign?

21 MARY ELLEN KREYE: We see no sign.

22 SUPERVISOR GILLEN: Make sure there is a
23 sign.

24 MARY ELLEN KREYE: People obviously working
25 there and we don't know if they are making

1 Alterations and if they are permitted.

2 COMMISSIONER: Absolutely, I will send
3 somebody to look.

4 MARY ELLEN KREYE: Thank you.

5 SUPERVISOR GILLEN: Thank you. Mr.
6 Pritchard?

7 MARY ELLEN KREYE: I don't think the timer
8 should have been running, there.

9 COMMISSIONER PRITCHARD: On the question
10 was about our weed control contract?

11 MARY ELLEN KREYE: Yes.

12 COMMISSIONER PRITCHARD: Whether we are
13 using manual pulling of weeds as opposed to a
14 Round-up type, it is, in fact, a Round-up type
15 product that we are using, one of those two items
16 actually requires it is not Round-up but, it is
17 that same base that you are talking about.

18 One of those two items is for control of
19 the invasive vegetation specifically around the
20 ponds at the Parks.

21 They grew up to such an extent that you
22 couldn't see the ponds anymore.

23 That application actually requires DEC
24 permit from their Division of Pesticides for us,
25 so, they are okay with us using that

1 Product.

2 MARY ELLEN KREYE: Oh, that is interesting.
3 I didn't think you could use it around water.

4 COMMISSIONER PRITCHARD: That is why we Page | 216
5 needed the DEC permit, so we need to do
6 preventative measures at the same time.

7 MARY ELLEN KREYE: Okay, Number 32,
8 extending the moratorium that is the Five Towns
9 Golf Course, is that correct?

10 COUNCILMAN D'ESPOSITO: Yes.

11 MARY ELLEN KREYE: Um, all right, now,
12 there are in the next few pages, yes, so, my
13 question is why some of them require - - they are
14 subjected to permissive referendum only, some of
15 them, it does not seem to relate to the amount of
16 money because up on top, Number 36, there is one
17 million five hundred thousand-dollar serial bonds.

18 No problem, right, but, down at the bottom,
19 um, you know, two hundred thousand dollars, it is
20 subject - -

21 COMPTROLLER REP: Whether or not the life
22 of he bond has probably - - we advertise the bond,
23 if it is five years more require is subjected to a
24 permissive referendum.

25 If it is under five years, there

1 is no referendum.

2 MARY ELLEN KREYE: It seems counter
3 intuitive.

4 COMPROLLER REP: The permissive bond issue ^{Page | 217}
5 is and where it falls under Section 11 of the
6 Finance Law that is all that matters.

7 MARY ELLEN KREYE: Thank you very much,
8 but, it is still difficult for the average person
9 to understand.

10 Let me go, as Ms. Mereday said, there are a
11 whole bunch of them, okay, as far as the
12 improvements, Number 86, to the Park, I would say,
13 I would be definitely in favor of that.

14 And, I am so happy that Berna Brown is
15 memorialized at that Park.

16 Number 88, so, the only Parks that I know
17 that have elevators are Echo and Merrick, are
18 there others?

19 SUPERVISOR GILLEN: Mr. Marino?

20 COMMISSIONER MARINO: Just Echo and
21 Merrick.

22 SUPERVISOR GILLEN: Thank you.

23 MARY ELLEN KREYE: Thank you and just to
24 indicate, I was using the elevator in Echo one day
25 and when I had pushed the button to close

1 the door and a moth flew between the doors and it
2 immediately stopped closing and opened up.

3 So, I thought, "Gee, that is pretty good
4 safety situation." Page | 218

5 It was just a little tiny one, as big as a
6 thumbnail.

7 89, the, um, unregulated, containments is
8 that going to be for the Uniondale Wells?

9 COMMISSIONER REINHARDT: Good Afternoon,
10 Supervisor, Town Board, again, Commissioner
11 Reinhardt, Town of Hempstead, Department of Water.

12 89 is for laboratory services related to
13 UCMR unregulated contaminants monitoring rule
14 ground 4 that is a federal regulations, also comes
15 out every five years, um, lists thirty
16 contaminates currently not regulated and it
17 requires water providers to test for those, um,
18 some of those tests are done at Well sites.

19 Every one of our Well sites are tested for
20 those contaminants.

21 Some are tested at distribution systems,
22 mainly throughout six districts.

23 MARY ELLEN KREYE: Very interesting.

24 I want to comment on Number 93, I am very,
25 very pleased that the, um, this is coming

1 up, the renewable energy environmental
2 sustainability advisory committee and I am pleased
3 to see that is moving along.

4 102, harassment, this is to train staff Page | 219
5 about not harassing each other, is that what that
6 is for?

7 SUPERVISOR GILLEN: Yes, it is awarding a
8 contract and a selection process was undertaken by
9 a bipartisan group of individuals and, um, we are
10 awarding the contract to Jackson, Lewis to come in
11 and take our employees to give them the requisite
12 training that we need to be in compliance with the
13 law.

14 MARY ELLEN KREYE: So, it would be like
15 workshops, seminars?

16 SUPERVISOR GILLEN: Yes.

17 MARY ELLEN KREYE: Um, so, the amending
18 certain procedures, people who do the on-line
19 thing are aware of these, are there a lot of these
20 procedures that are being amended on Number 103?

21 SUPERVISOR GILLEN: Well, the law firm is
22 going to come in and give us best practices
23 policies and procedures and train our employees.

24 MARY ELLEN KREYE: Very good.

25 So, the Park facilities, 107, that

1 are supposed to have the grants, do you have those
2 parts, um, indicated?

3 SUPERVISOR GILLEN: I think Wynsum Park.

4 MARY ELLEN KREYE: Where is that located? Page | 220

5 SUPERVISOR GILLEN: In Merrick.

6 MARY ELLEN KREYE: Um, I want to commend
7 that, um, on 108 the possible partnership between
8 the College and veterinary medicine - -

9 (Whereupon, the five-minute bell rang.
10 After, the following ensued.)

11 MARY ELLEN KREYE: And, the Town and other
12 partners, I think this is a great idea and I am
13 very pleased to see that moving along.

14 I think I have - - there were several times
15 when the, um, clock was not stopped.

16 SUPERVISOR GILLEN: Can you try to wrap up
17 your comments.

18 MARY ELLEN KREYE: Unfortunately, well, I
19 will skip that, okay, so, you have several public
20 hearings coming up.

21 I will leave that to Public Comment. Thank
22 you.

23 SUPERVISOR GILLEN: Thank you.

24 Susan Cools?

25 SUSAN COOLS: Susan Cools, Baldwin,

1 New York.

2 I am just here about the item pertaining to
3 Baldwin.

4 Let me get to the right page, okay.

5 So, Item Number 96 authorizing assistance
6 of the Baldwin downtown and commercial resilience
7 study, so, my question is once you vote to accept
8 this study, how long do you anticipate it will
9 take until you can also vote to put in the overlay
10 process into effect?

11 COUNCILWOMAN KING-SWEENEY: So - -

12 SUPERVISOR GILLEN: What is happening, now,
13 this is acceptance of a study that was done in
14 2017.

15 Um, by accepting it, we are not required to
16 adhere to all the recommendations in that study.

17 Um, it is just having an overall plan going
18 forward and one of the other resolutions that is
19 up today is increasing the study for BHB which is
20 the consultant who has been working on Baldwin.

21 And, so, what they are going to do, now and
22 after we accept this study, is to take, first,
23 they will present us with what they need to do and
24 how much it will cost them to create the Overlay
25 Zoning District.

1 So, they will get to work.

2 Once we get these resolutions to get that
3 scope of work and we will talk about it and we
4 will move with the Overlay District, if we decided Page | 222
5 that is the right thing to do.

6 SUSAN COOLS: Um, I am sure you all know,
7 many of us have been here time after time for, at
8 least, twenty-five years.

9 Baldwin has been just the forgotten
10 community and we have been promised project after
11 project, nothing ever happens.

12 We see things go on in other towns where in
13 six months something is put through built, filled
14 and is wonderful, but for some reason, these
15 things can never happen in Baldwin.

16 Very curious, as we will probably never
17 have that answer.

18 But, I certainly implore you to stop that
19 from happening because you got a dying community
20 and this is a wonderful community, but, it is
21 dying due to the result of all this political
22 common sense that has gone on for twenty-five
23 years.

24 So, I certainly implore you to do
25 everything that you can to get these things done

1 in a timely fashion.

2 SUPERVISOR GILLEN: I think Councilwoman
3 King-Sweeney, Senior Councilwoman Goosby and
4 Councilman D'Esposito and I all want to see this
5 project move forward and see this get done.

6 SUSAN COOLS: Thank you so much.

7 SUPERVISOR GILLEN: Thank you.

8 Kevin Siedel?

9 KEVIN SIEDEL: Supervisor and Members of
10 the Board, good afternoon:

11 SUPERVISOR GILLEN: Good Afternoon.

12 KEVIN SIEDEL: My name is Kevin Siedel. I
13 work for Pro Chance but I live in Pennsylvania.

14 We are based in Florida. Um, we recently
15 responded to an RFP for default mortgage
16 registration program for Hempstead.

17 Um, I believe we were the only respondent,
18 but, I am not one hundred percent on that.

19 Um - -

20 SUPERVISOR GILLEN: Is that Item 123?

21 KEVIN SIEDEL: Yes.

22 SUPERVISOR GILLEN: That item is tabled.

23 KEVIN SIEDEL: I believe it was and I can
24 come back at Public Comment, if you prefer I speak
25 then.

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1 SUPERVISOR GILLEN: Right, now, we are
2 sticking to the Administrative Calendar.

3 KEVIN SIEDEL: Understood.

4 SUPERVISOR GILLEN: Thank you, sir.

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5 Diane Madden?

6 DIANE MADDEN: Diane Madden, Hempstead.

7 I really wanted to speak on 108, you know,
8 everyone seems so surprised they are understaffed.

9 This is a big deal.

10 We want clarification because they probably
11 are the ones getting all the text messages even
12 the Vet's texts at the Animal Shelter were not
13 aware when they read this in Newsday.

14 And, by the way, hats off to Supervisor
15 Rick Shaeffer because he is involved in this, but,
16 he did not have all the fanfare and what not and
17 cause all this confusion in the rescue community
18 and advocacy community and staff advocates.

19 He recognized it as being just what it is,
20 pretty much not a lot, um, other than to help this
21 College get accreditation.

22 So, what I am wondering who is involved, I
23 mean, I am assuming a Press Statement went out
24 from your office and I am wondering if the Town
25 Board was aware of all of this because the

1 confusion and chaos and panic it caused is unusual
2 with the kick off of the privatization.

3 Really unfair to the rescue community, to
4 the advocates and, obviously, to the Town Board, ^{Page | 225}
5 if they did not participate.

6 SUPERVISOR GILLEN: So, the agreement was
7 sent to the Town Attorney's Office about a month a
8 go and I believe some Council Members were copied
9 on this in about May, the end of May.

10 DIANE MADDEN: You're saying they were
11 aware of this meeting with this organization to
12 get this College accredited?

13 SUPERVISOR GILLEN: I know Councilwoman
14 King-Sweeney was aware.

15 DIANE MADDEN: It seems like Councilwoman
16 Goosby, she was kind of in the dark about that and
17 that one of the biggest problems at the Shelter is
18 secrecy, the lack of including everyone and this
19 is the theme and the philosophy that we work hard
20 to do away with.

21 So, seeing something like this come out and
22 pointing to the public as it is their fault, they
23 don't understand this is experimental or
24 experiential, there was reason to bring this up
25 and to be panic stricken and, again, the Animal

1 Shelter staff, there, I can't speak for Dr.
2 Siegel, I don't know but I know the people that
3 are in there that are performing the surgeries are
4 also very concerned about how this is going on. Page | 226

5 COMMISSIONER: Supervisor, Members of the
6 Town Board:

7 We started these conversation with L.I.U.
8 mid to late May, but any meetings that we had with
9 them, the Department of General Services and the
10 Animal Shelter were involved, brought L.I.U. to
11 the Animal Shelter and the Shelter staff and the
12 Department of General Services was involved in
13 that process.

14 DIANE MADDEN: When you say the Shelter
15 staff, I don't know if you are talking about
16 officials related to the staff or the staff
17 themselves.

18 I can tell you right, now, they don't feel
19 included in much of anything.

20 There is a lot of concern about this.

21 It potentially can be a great thing.

22 It can also be not a good thing if it is
23 not done properly and recordkeeping by them is not
24 improved a great deal.

25 If you don't have a new Director involved

1 in this arrangement and involved in the
2 parameters, of any agreement, so, it is like
3 putting the cart before the horse.

4 I understand it is just today, which is why Page | 227

5 I personally backed off from asking the Board to
6 table it because it is just helping the College to
7 get their accreditation.

8 This has to be very closely examined and
9 the fact that there is a Member of the Public that
10 said it is no big deal and to specify no, it is
11 detrimental to the lives of animals that everyone
12 understands what this entails because by the Press
13 and by the coverage it led the public to believe
14 that students would be involved training on
15 animals.

16 Plus, comments that were made on Facebook
17 from that text or this is great, "Animal Shelters
18 are not owned; therefore, you know, it is not a
19 big deal. There will not be lawsuits."

20 That raises a lot of concern.

21 So, again, this was senseless, needless
22 confusion and I ask you that the Board move
23 forward involved with all of this that the
24 advocates that are involved with this, so, there
25 is a clear understanding and the staff, as well,

1 by the way, understand what the parameters are of
2 this.

3 (Whereupon, applause from the audience was
4 heard. After, the following ensued.) Page | 228

5 SUPERVISOR GILLEN: As we move forward, as
6 I said earlier and we start to delineate what the
7 roll of the College will be, there will be a
8 presentation to the Board.

9 They are just not ready to do that yet and
10 they are working on their accreditations, there
11 will be presentations in far more detail to what
12 the arrangement will be.

13 DIANE MADDEN: That is - - look at what is
14 happening, if they are involved right, now, we
15 know nothing you are saying.

16 When they are involved, I think it needs to
17 be established whether they should be involved or
18 not depending on what the parameters are to keep
19 the animals safe.

20 They are in enough peril, Laura.

21 They are living under secrecy.

22 I will talk a bout that more in
23 miscellaneous.

24 SUPERVISOR GILLEN: This is a non-binding
25 agreement.

1 We are partners.

2 They will get their accreditation.

3 If we don't want to move forward, we don't
4 have to.

5 We can terminate the agreement in twenty
6 days' notice.

7 I don't have it in front of me. It is a
8 non-binding agreement.

9 If there is something in there that the
10 Town Board felt was unacceptable moving forward,
11 we don't have to do anything.

12 DIANE MADDEN: That is all I ask.

13 SUPERVISOR GILLEN: Thank you.

14 DIANE MADDEN: Thank you.

15 SUPERVISOR GILLEN: Valerie Lampe?

16 VALERIE LAMPE: Good afternoon. Valerie
17 Lampe, Baldwin.

18 Just a quick question about the order in
19 which these slips are presented, I am just
20 wondering I fell like I am always dead last and I
21 am here for a hundred hours and other people get,
22 you know, three, four times at the mic.

23 I always - - I get skipped and I fight to
24 get the mic.

25 I am just wondering is there anything - -

1 do we go in order, time stamp or something like
2 that?

3 SUPERVISOR GILLEN: Yours was the last slip
4 for the administrative calendar that was brought ^{Page | 230}
5 up to me once I gotten all the other slips.

6 VALERIE LAMPE: Well, I have like four
7 slips in.

8 Okay, anyway, um, Item Number 112.

9 SUPERVISOR GILLEN; Did you hide any slips
10 from Ms. Lampe?

11 VALERIE LAMPE: No, no, I am not saying
12 "hiding," I never said, "hide."

13 I didn't say that.

14 SUPERVISOR GILLEN: I only have one slip.

15 SAFETY OFFICER: She filled out multiple
16 slips on the Administrative Calendar, you only
17 need to fill out one.

18 VALERIE LAMPE: So, Item 112, please, I
19 wanted to ask just in terms of transparency, is
20 there anyone being appointed to a position who has
21 - - who is related to either a Board Member or
22 someone on the Board or their staff?

23 SUPERVISOR GILLEN: Is there someone in
24 particular that you think is related to someone?

25 VALERIE LAMPE: Is that a no?

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1 SUPERVISOR GILLEN: I am wondering, in
2 particular, if you know who you are talking about?

3 VALERIE LAMPE: Well, I would prefer it if
4 there is more than one person, possibly, I don't ^{Page | 231}
5 know everyone and everyone's staff.

6 I am asking in the interest of full
7 disclosure and transparency.

8 It is something that we are always talking
9 about, here.

10 I think it would behoove the general public
11 to know if someone is being appointed who has a
12 family member on the Board or staff.

13 SUPERVISOR GILLEN: Does anybody on the
14 Town Board have anybody on, here, that they are
15 related to?

16 COUNCILWOMAN KING-SWEENEY: Love my ten-
17 year-old to work.

18 (Whereupon, "no" was heard from the board
19 members. After, the following ensued.)

20 VALERIE LAMPE: Back to 100, um, thank you,
21 Rori bringing this to my attention.

22 I actually, really, um, condone and commend
23 this because, Number 1, um, the social media pages
24 that belong to the Town of Hempstead have, until
25 recently, basically, been a replica of

1 Supervisor Gillen's social media pages, picture
2 for picture, comment for comment and other Council
3 people's work initiatives, press conferences,
4 press releases were not actually put on.

5 And, I think that is completely
6 inequitable, unfair and not right.

7 I mean if someone is doing a good thing,
8 for instance, Councilman D'Esposito did an
9 initiative with Camp Anchor and great company, I
10 am complete in love with Crazy Socks Company.

11 I know you know what I am talking about,
12 you were there.

13 SUPERVISOR GILLEN: Did you put something
14 in for Crazy Socks that wasn't put on?

15 VALERIE LAMPE: No, no, that is not what I
16 am saying.

17 SUPERVISOR GILLEN: Crazy Socks there - -

18 VALERIE LAMPE: I didn't ask the question.
19 I am giving an example of a great initiate that he
20 was relatively not mentioned on and carved out
21 even with the pictures that were taken and prior
22 to that, I believe this precipitated from a lot of
23 outcry from the public because prior to that,
24 since January, those pages, Instagram, Facebook,
25 Twitters were a replica of your pages.

1 And, it didn't include a lot of the other
2 Council people's initiative, their press releases,
3 their press conferences, anything good that they
4 do, so, I am just here to voice, I am not asking a Page | 233
5 question.

6 I am not asking a question.

7 I am here to say I think this is a
8 fantastic idea.

9 I believe that every Council person should
10 have equal access to these pages, as well as to
11 the website.

12 Like you like to say, you only have one
13 vote.

14 They all have one vote, also.

15 They should have access to these pages in
16 terms of fair, equitable posting.

17 And, you know what, just in all fairness, I
18 decided to do a little research and due diligence.

19 I went backwards on those timelines and out
20 of curiosity, I admit I stalked the prior
21 administration's postings and I have to give
22 credit where credit is due.

23 In the past, the prior administration's
24 postings from every Council person, multiple
25 pictures with bipartisan pictures, photos and

1 comments and Senior Councilwoman Goosby you were
2 on there with your postings, Councilwoman Goosby,
3 the entire Board, the guy before my time, whether
4 they all had their stuff up and it seems fair and

5 I think that this is an important amendment and it
6 pertains to communication, all these people
7 represent tens of thousands of taxpayers and
8 residents and we want to hear from them too.

9 It is a Town of Hempstead Page.

10 It is a Town of Hempstead website. It is
11 not the Laura Gillen Page.

12 SUPERVISOR GILLEN: I am looking at Press
13 Releases, the first one on here is talking about
14 air, the next one - -

15 VALERIE LAMPE: That is recent. That is
16 recent.

17 I will go back. I use to handle your
18 Instagram and Facebook pages.

19 I know exactly what I am talking about,
20 from January, February. Go to February. Go to
21 March. Go to April before the public started
22 basically calling you out on the fact these pages
23 were identical to your personal pages, that is
24 what was happening.

25 Now, it is different and I am in favor

1 of it.

2 Thank you.

3 (Whereupon, the five-minute bell rang.

4 After, the following ensued.)

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5 SUPERVISOR GILLEN: Okay, is there anybody

6 else that would like to be heard on the

7 Administrative Calendar?

8 I am sorry, there is one more person that

9 wants to be heard.

10 (Whereupon, "They have a hand-up" was heard

11 calling out from the audience. After, the

12 following ensued.)

13 ELIZABETH STARKE: Elizabeth Starke,

14 Rockville Centre, New York.

15 I would like to speak to Item 103, um,

16 Resolution for certain procedures to the Town

17 Board, um - -

18 SENIOR COUNCILWOMAN GOOSBY: 103?

19 ELIZABETH STARKE: Yes, I would like to

20 speak specifically about problems with tabling,

21 for example, we need special elections to fill

22 vacancies and elect the positions instead of

23 appointments, the Republican controlled Town Board

24 continues to delay this legislation and continues

25 to delay it.

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1 And, I would like to know why?

2 COUNCILMAN BLAKEMAN: Let's move the
3 calendar. This item was tabled.

4 ELIZABETH STARKE: Republican Board Members ^{Page | 236}
5 were appointed to their seats giving them
6 incumbent advantage in the - -

7 COUNCILMAN BLAKEMAN: Supervisor, move it.

8 SUPERVISOR GILLEN: You are speaking about
9 special elections, you can speak about that at
10 Public Comment.

11 ELIZABETH STARKE: Absolutely,
12 unacceptable, despicable, disrespectful to the
13 residents that have been here, some of them all
14 day, we need a voice in our government and
15 elections, not appointments are the way to do
16 that, that is the best way to represent your
17 constituents in the Town of Hempstead.

18 Thank you.

19 SENIOR COUNCILWOMAN GOOSBY: I move the
20 calendar, Administrative Calendar 18 through - -

21 (Whereupon, "speak into the microphone,"
22 was heard. After, the following ensued.)

23 SENIOR COUNCILWOMAN GOOSBY: Here we go.

24 I move the Administrative Calendar 18
25 through - -

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1 COUNCILMAN BLAKEMAN: There is a motion on
2 the floor.

3 SUPERVISOR GILLEN: We are going to take a
4 vote. Page | 237

5 Madam Clerk, please, call the roll on Items
6 18 through 132 except the items that were
7 postponed indefinitely.

8 COUNCILMAN D'ESPOSITO: The hand-ups on
9 this vote?

10 SUPERVISOR GILLEN: Yes.

11 CLERK CABANA: Councilman Ambrosino?

12 COUNCILMAN AMBROSINO: Aye on every item
13 except 23 which I recuse myself.

14 CLERK CABANA: Councilman Blakeman?

15 COUNCILMAN BLAKEMAN: Aye on every item
16 except 105 which I vote no.

17 CLERK CABANA: Councilman D'Esposito?

18 COUNCILMAN D'ESPOSITO: Aye.

19 CLERK CABANA: Councilman Dunne?

20 COUNCILMAN DUNNE: Aye.

21 CLERK CABANA: Councilwoman King-Sweeney?

22 COUNCILWOMAN KING-SWEENEY: Aye.

23 CLERK CABANA: Senior Councilwoman Goosby?

24 SENIOR COUNCILWOMAN GOOSBY: Yes, on
25 everyone except 105 which I vote no.

HEMPSTEAD TOWN BOARD 8/7/18

1 CLERK CABANA: Supervisor Gillen?

2 SUPERVISOR GILLEN: I vote aye on all items
3 except Resolution 100, this item is absolutely
4 unnecessary and changes prior policy called for
5 the Town's Communications responsible for all
6 items contained on the Town's website, opening up
7 our website to multiple people, inviting so many
8 things, viruses and hacking into our site
9 potential, unsecure information from being
10 possibly compromised.

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11 It also allows posting inaccurate and
12 misleading and political content without any
13 safeguards whatsoever.

14 This is clearly a shot at my office for one
15 particular instance, an item was posted that had
16 nothing to do with the original duties as a Town
17 of Hempstead Officer.

18 When it was challenged, because there were
19 no written protocol put in place, it was placed
20 back on the website although it didn't have
21 anything to do with that person's official
22 functions as an officer of the Town of Hempstead.

23 I put an RFP out to find a consultant to
24 guide the Town in creating a policy which is
25 appropriate for our website and our social

1 media pages.

2 I hoped that the Council would support the
3 creation of that policy.

4 With respect to the acquisition to the
5 Town's social media accounts, there is no issue.

6 Access has never been taken away.

7 Our password for all the social media
8 accounts was given to my communications team by
9 Ms. Franco, who is Communications Director to the
10 Board.

11 None of the passwords have been changed.

12 So, everybody has access to those
13 passwords, um, once - - this is just a blatant
14 grab for power control.

15 And, it should be contained with our
16 Communications Officer.

17 I vote no.

18 On Resolution 103, the rules, the rules
19 that govern how this Board conducts its business
20 has been in place for decades.

21 There has never been issue, never been an
22 issue until now when there is a Democratic
23 Supervisor sitting on the Town Board.

24 It is part of the troubling trend forming,
25 here in Hempstead where the majority seems to

1 think the only way to continue with business as
2 usual approach, that they have enjoyed for over a
3 Century is to keep as much as possible in the
4 shadows.

5 This blatant attempt to silence my office
6 and the public is shocking and undemocratic, which
7 establishes hard borough politics in the Town of
8 Hempstead.

9 The Americans were warned the Tierney by
10 the majority by our Founding Fathers in the
11 Federalist Papers.

12 The road map to guiding how our Nation
13 would be run.

14 I never thought I would see it coming true,
15 here in our Township.

16 Generally, items are tabled for further
17 clarity to provide to the Board Members or
18 language to be adjusted to clarify a concern.

19 Tabling was never intended to bury an item
20 forever, so, the public never gets to comment and
21 Board Members never have to expose their position
22 on an issue that they are too cowardly to vote on.

23 The second part of the proposed rule
24 changes is to allow for items to be presented the
25 day before the agenda gets posted publicly.

1 This leaves no time for review by my office
2 or any other office.

3 It puts a tremendous burden on the Town
4 Clerk's Office and her staff. Page | 241

5 Once, again, the intent is clear. There
6 must be things no one wants us to see until it is
7 too late.

8 What a shame it has come to this.

9 There is no functional or rational reason
10 for either of these rule changes and I vote no.

11 Resolution Number 105, Attorney's fees.

12 Back in December, 2017, a decision was made
13 after the election was lost by the former
14 Supervisor to protect the lead and certain
15 employees moving on which is traditionally done
16 when there is a change in administration, this
17 decision not only cost taxpayers 2.4 million
18 dollars in unbudgeted salaries but took away the
19 ability of my office and Town Board to address the
20 situation by doing an amendment with the Town's
21 Collective Bargaining Agreement.

22 It made it very clear from the outset.
23 This is an attack on the authority of the Office
24 of the Supervisor and on the Town Board, itself.

25 And, I would not let it be unchallenged.

1 I filed suit to undo these actions and to
2 protect the authority of my office and to protect
3 the authority of the Town Board to have this item
4 on the agenda, shows the members that are against ^{Page | 242}
5 the measures less than a year ago, maybe had
6 changed their minds.

7 What is more disappointing, they are
8 forcing me to go to Court to have this resolution,
9 if it is passed, overturned because this is
10 politically motivated and is nothing more than a
11 litigation strategy and does nothing for
12 taxpayers.

13 It is a complete waste of time.

14 I vote no.

15 Number 131, a resolution regarding
16 retention of Steven Leventhal, I maintain my
17 objection.

18 There is a conflict of interest and this
19 should be voted no upon and I vote no.

20 Um, Resolution 132, I firmly support
21 helping residents.

22 I had no time to review any of the
23 documentation relating to this Resolution.

24 So, I abstain from voting on it.

25 (Whereupon, applause from the audience

1 was heard. After, the following ensued.)

2 COUNCILMAN D'ESPOSITO: If I may, I would
3 like to point out one thing before we adjourn, I
4 cast my vote a few minutes ago with regard to the
5 social media and it wasn't - - I have to correct a
6 statement, it was not because of one particular
7 incident evolving the Receiver of Taxes, whatever
8 his issue was, why it was on there, why it was not
9 taken off, I, myself and Susan Stranco have
10 submitted Press Releases, perhaps it didn't have
11 direct association, of a law here in the Town of
12 Hempstead, when I put out a release about a former
13 New York City Detective about myself being against
14 the parole of someone who murdered an NYPD
15 Officer, not only a Town of Hempstead resident but
16 a Member of the Elmont Fire Department and that
17 was submitted and I was told it was under review,
18 I am pretty confident until this day it is still
19 not on the website.

20 It is still not part of our Press release.

21 I am fine with that. I have no problem. I
22 wouldn't have said a word but I am not going to
23 sit here and be told we are only putting this
24 forth because of one particular specific instance.

25 There have been other instances and I

1 hope moving forward we can work together and make
2 sure everybody on this Board, all the interests
3 that we have are put on the website for everyone
4 to see.

5 Thank you.

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

8 SUPERVISOR GILLEN: A motion to adjourn.

9 SENIOR COUNCILWOMAN GOOSBYZ: I will state,
10 too, the Press Releases that were very, very
11 important to me to go out to my community, they
12 never hit the papers.

13 They never went out. I am very concerned
14 about that.

15 I certainly will go along with this
16 Resolution that we passed.

17 Okay, I make a Motion to adjourn.

18 COUNCILMAN BLAKEMAN: I second the Motion.

19 SUPERVISOR GILLEN: Madam Clerk, please,
20 call the roll.

21 CLERK CABANA: Councilman Ambrosino?

22 COUNCILMAN AMBROSINO: Aye.

23 CLERK CABANA: Councilman Blakeman?

24 COUNCILMAN BLAKEMAN: Aye.

25 CLERK CABANA: Councilman D'Esposito?

HEMPSTEAD TOWN BOARD 8/7/18

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COUNCILMAN D'ESPOSITO: Aye.

CLERK CABANA: Councilman Dunne?

COUNCILMAN DUNNE: Aye.

CLERK CABANA: Councilwoman King-Sweeney?

COUNCILWOMAN KING-SWEENEY: Aye.

CLERK CABANA: Senior Councilwoman Goosby?

SENIOR COUNCILWOMAN GOOSBY: Aye.

CLERK CABANA: Supervisor Gillen?

SUPERVISOR GILLEN: Aye.

(Whereupon, the official meeting of the
Hempstead Town Board held on August 7, 2018 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 August 7, 2018, consisting
of pages 1 through 245 inclusive is an accurate
transcription of my cryptic notes.

IN WITNESS WHEREOF, I SET MY HAND THIS DAY.



MDW

CERTIFIED COURT REPORTER

NORTH SHORE COURT REPORTERS

NOTARY PUBLIC - STATE OF NEW YORK