

Hempstead, New York

January 5, 2016

REGULAR MEETING

A regular meeting of the Board of Trustees of the Incorporated Village of Hempstead was held at the Board Room, 99 Nichols Court, Hempstead, NY 11551 at 6:30 p.m.

ROLL CALL

Trustees Figueroa, Pettus, Ryan, Hobbs; Mayor Hall.

Also Present

Debra Urbano-Disalvo, Village Attorney
Samantha Fountain, Deputy Village Clerk

SALUTE THE FLAG

Mayor Hall called the meeting to order and asked all present to rise and join in a salute to the flag of the United States of America.

Being held to consider amending **ARTICLE XXVII** the Hempstead Village Code.

Moved by Trustee Pettus

Seconded by Trustee Hobbs

AYES: Trustees Figueroa, Pettus, Ryan, Hobbs, Mayor Hall

NOES: None

EXECUTIVE SESSION

Clerk offers the following resolution for adoption:

Moved by Trustee Figueroa to enter into an executive session regarding pending litigations.
Seconded by Trustee Hobbs

Time in: 6:32 pm

AYES: Trustees Figueroa, Pettus, Ryan, Hobbs;
Mayor Hall
NOES: None

Moved by Trustee Pettus to come out of executive session.
Seconded by Trustee Hobbs

Time out: 6:53 pm

AYES: Trustees Figueroa, Pettus, Ryan, Hobbs;
Mayor Hall
NOES: None

SETTLEMENT APPROVED

Clerk offers the following resolution for adoption:

Moved by Trustee Hobbs to settle the matter discussed in Executive Session.

Seconded by Trustee Pettus

AYES: Trustees Figueroa, Pettus, Ryan, Hobbs,
Mayor Hall
NOES: None

**APPROVAL OF
MISCELLANEOUS LICENSE
AND PERMIT APPLICATIONS**

Clerk wishes to report that Mayor Hall has reviewed and approved the following miscellaneous license and permit applications:

Business License for approval

K AUTO REPAIRS
JOSE CANALES
445 PENINSULA BLVD

JER DELI CORP.
ROSA J. MARMOL
208 S. FRANKLIN STREET

EL SABOR DEL CHEF RESTAURANTE
HAROLDO OZCUALDO GONZALEZ
15 N. FRANKLIN STREET

YO CARLOS INC. (BUSINESS AND COIN-OPERATED)
YOLANY VELIZ
64 WELLINGTON STREET

BLUE LIQUOR STORE
BIJAN LAHIJANI
157BALDWIN ROAD

HEMPSTEAD DONUT SYSTEM LLC
ALAN JABLON
247 GREENWICH STREET

ZAEEM DELI CORP
NUMAN AHMED
352 FULTON AVE

POLO MINI MARKET CORP.
POLIVIO REYES
46 FULTON AVE

POLO FOOD & DELI
POLIVIO REYES
512-A FULTON AVE

FAMILY CLEANERS
LEON FINIK
34 HEMPSTEAD AVE

NEW BEGINNING GROCERY II CORP.
GERARDO PEREZ
118 N. FRANKLIN STREET

FICOHSA EXPRESS NEW YORK LLC
GLADYS Y. IRIAS
91 NORTH FRANKLIN STREET

CLINTON PANADERIA INC.
HERGHER SEGOVIA
429 CLINTON STREET

AW MOBILE OF HEMPSTEAD
RAVINDER KOHLI
391 PENINSULA BLVD

POLLOS MARIO RESTAURANT
IVAN CARMONA
75 NORTH FRANKLIN STREET

R & C AUTO SERVICE INC.
FREDY CASTRO GUERRA
266 MAIN STREET

FULTON FLORIST
XIOMARA ULLOA
393-B FULTON AVE

FAMILY DOLLAR STORES INC.
BRADLEY HUNTER
80 CLINTON STREET UNIT B

ACCEPTANCE OF MINUTES

Clerks offers the following resolution for adoption:

Moved by Trustee Ryan that the reading of the minutes of the **Regular meeting of December 15, 2015** be dispensed with and that they be accepted as reviewed.

Seconded by Trustee Pettus

AYES: Trustees Figueroa, Pettus, Ryan, Hobbs, Mayor Hall
NOES: None

Presentation of activities report by the public bodies of the Incorporated Village of Hempstead:

Human Relations – Juanita Hargwood, Director

Personal Service Wireless Facilities Board – Zoning Officer Deloris Mc Queen

Hempstead Housing Authority – Executive Director Rosemary Olsen

Community Development Agency – Commissioner Danielle Oglesby

Electrical Board – Chairperson Raymond Polaski

VILLAGE JUSTICE REPORT Report of the Village Justice for the month of December
2015

Report of the Village Justice for the month of **December 2015**

Total number of cases before the court 1475

Total monies remitted to Village Comptroller \$192,038.00

(Copy of this report is on file in the Village Clerk's Office and may be viewed by the public during office hours.)

STANDARD MILEAGE RATE Clerks offers the following resolution for adoption:

Moved by Trustee Pettus that the standard mileage rate paid to those Village employee using their personal auto, van, pick or panel truck for official Village business is **54 cents** per mile that effective date of this standard mileage rate be **January 1, 2016** through **December 31, 2016**.

Moved by Trustee Pettus

Seconded by Trustee Figueroa

AYES: Trustees Figueroa, Pettus, Ryan, Hobbs, Mayor Hall

NOES: None

HOLD TAX SALE Clerks offers the following resolution for adoption:

Moved by Trustee Hobbs that Thursday, **May 5, 2016** be set aside as the date on which to hold a tax sale, pursuant to Section 1450 and 1452 of the Real Property Tax Law, and that publication of such sale regarding unpaid **2015/16** taxes and tax liens be made for three (3) consecutive weeks prior to the actual sale date.

Actual text of resolution to be published is as follow:

BE IT RESOLVED that pursuant to subdivisions 1 and 2 of Section 1450 of the Real Property Tax Law of the State of New York, the Board of Trustees of the Village of Hempstead, New York, hereby determines that the unpaid **2015/16** taxes

be collected by means of a Tax Sale and that the sale for unpaid taxes for the year **2015/16** provided for by said Section 1450 and Section 1452 shall be commenced and completed subsequent to the **1st** day of **April**, but not later than the **31st of July** in the year **2016**, and

BE IT FURTHER RESOLVED that such sale for said unpaid Village Taxes shall be held on the **5th** day of **May 2016**, and

BE IT FURTHER RESOLVED that the Board of Trustees of the Village of Hempstead, pursuant to the authority vested in them by the Real Property Tax Law of the State of New York, hereby determines to collect the amount of such unpaid tax lien and taxes so levied or assessed by a tax sale pursuant to Section 1450 and 1452 of the Real Property Tax Law of the State of New York; that a copy of this resolution certified by the Clerk shall be transmitted forthwith to the Treasurer of the Village with amount, affidavit, and certificate of such unpaid taxes and assessments and that the Village Treasurer upon receiving such amount of unpaid taxes and assessments and a certified copy of this resolution, be, and he hereby is authorized and directed to cause to be published in the Hempstead Beacon which is designated as the official newspaper of the Village of Hempstead, for such purpose and which newspaper is circulated in the Village of Hempstead, once each week for three successive weeks on **April 15, April 22** and **April 29, 2016**, a list or statement of real estate upon which such taxes and assessment are unpaid as shown on the tax list and account of the Village Clerk and Tax Collector, with the amount of taxes, fees, interest, and charges thereon and also a notice that said real estate will be on the **5th** day of **May 2016**, at ten o'clock in the forenoon of that day, in the Village Offices, 99 Nichols Court, Hempstead, New York sold at public auction to discharge such unpaid tax liens and taxes, fees, interest, and charges aforesaid which may be due thereon at the time of such sale, and that said Village Treasurer pursuant to the provisions of Section 1454 of the Real Property Tax Law at the time and place specified in said notice, shall proceed with the sale of said real estate upon notice which such unpaid tax liens and taxes are unpaid as set forth in the above account of the

Village Clerk and Tax Collector, excepting therefrom such unpaid tax liens and taxes as may have been paid to the Village of Hempstead with interest and penalties up to the time of such sale and continue such sale from day to day until such sale is completed.

That such real estate shall be sold subject to any unpaid tax lien and taxes purchased or held by the said Village of Hempstead, and

BE IT FURTHER RESOLVED that in addition to the unpaid tax items hereinbefore mentioned there shall also be included the following unpaid items covering assessment levied for

(WHATEVER MAY BE OPEN AT THE TIME)

BE IT FURTHER RESOLVED that in all cases where a bid shall be made on a lot or parcel of land so offered for sale, it shall be accompanied by a forfeitable deposit in the amount of ten per centum of the unpaid tax, penalties, and interest, etc. accrued on said parcel at the time of tax sale, and

BE IT FURTHER RESOLVED that in all cases where no bid shall be made on a lot or parcel of land so offered for sale for an amount sufficient to pay such unpaid tax lien and taxes shall be deemed to have been sold to and purchased by the Village of Hempstead, and

BE IT FURTHER RESOLVED that the Clerk shall receive, from the newspaper, proof of due publication of such list and notice and shall cause said newspaper to file the same in the Office of the Clerk of said Village within three days after the last publication thereof and the Clerk shall cause the same to be properly indexed and numbered.

(Publication Dates: **April 15, April 22 and April 29, 2016**, in the Hempstead Beacon.)

Seconded by Trustee Figueroa

AYES: Trustees Figueroa, Pettus, Ryan, Hobbs, Mayor Hall

NOES: None

2016/2017 TAX ROLL

Clerks offers the following resolution for adoption:

Moved by Trustee Hobbs that authorization is hereby granted for the transfer of the following delinquent items to the **2016/2017** Tax Roll as of **May 1, 2016**:

- All unpaid special assessments for lot cleaning, water leak charges, securing of hazardous buildings and demolitions, sidewalks, curbs and gutters, and ETPA assessments;
- All unpaid arrears, water exceeding \$10.00 incurred prior to **April 1, 2016**, plus penalties, and transfer charges of \$10.00 or 10 percent, whichever is greater;

- All unpaid omitted taxes.

Seconded by Trustee Figueroa

AYES: Trustees Figueroa, Pettus, Ryan, Hobbs,
Mayor Hall

NOES: None

TAX SALE NOTICE

Clerks offers the following resolution for adoption:

Moved by Trustee Figueroa that a charge of \$15 per item be made against each parcel of property listed in the tax sale notice advertising taxes which remain open and unpaid as of **January 31, 2016**.

Seconded by Mayor Hall

AYES: Trustees Figueroa, Pettus, Ryan, Hobbs,
Mayor Hall

NOES: None

ARTICLE XXVII

Clerks offers the following resolution for adoption:

Moved by Trustee Hobbs s the Board of Trustees wish to take any action at this time for the rezoning of the establishments for medical marijuana use for **ARTICLE XXVII** of the Code of the Incorporated Village of Hempstead, on which public hearing was held earlier today.

Seconded by Trustee Figueroa

AYES: Trustees Figueroa, Pettus, Ryan, Hobbs,
Mayor Hall

NOES: None

CHECK WARRANT

Clerks offers the following resolution for adoption:

Moved by Trustee Hobbs that all meeting bills, including self-insurance funds, audited by the Board of Trustees on check warrant dated **January 5, 2016** be approved as previously reviewed.

Seconded by Trustee Figueroa

AYES: Trustees Figueroa, Pettus, Ryan, Hobbs,
Mayor Hall

NOES: None

MEETING ADJOURNED

There being no other business to come before the Board, Trustee Figueroa moved to adjourn.

Seconded by Trustee Pettus

AYES: Trustees Figueroa, Pettus, Ryan, Hobbs;
Mayor Hall

NOES: None

Deputy Village Clerk