

Hempstead, New York

February 16, 2016

PUBLIC HEARING

A public hearing was held at Village Hall at 3:00 p.m. to complete the 2016/17 Assessment Roll and to hear and to make determinations on complaints in relation thereto on the application of any person considering themselves to be aggrieved thereby.

ROLL CALL

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

Also Present:

Stacey Hargraves, Village Assessor
Keisha Marshall, Deputy Village Attorney
Patricia Perez, Village Clerk

**LEGAL NOTICE
VILLAGE ASSESSMENT ROLLS
OPEN FOR PUBLIC INSPECTION
FEBRUARY 1, 2016
BY NOTICE OF MEETING OF THE BOARD OF TRUSTEES
OF THE INCORPORATED VILLAGE OF HEMPSTEAD**

PLEASE TAKE NOTICE that the Assessor of the Incorporated Village of Hempstead has prepared the Tentative Assessment Roll for the tax year 2016/17 and that it may be seen and examined by any person from February 1, 2016 to February 16, 2016, in the Office of Assessment located at 202 Jackson St., Hempstead, New York. Please take notice that on February 16, 2016, between the hours of 3:00 p.m. and 7:00 p.m., the Board of Trustees and Assessor of said Incorporated Village of Hempstead, New York, will meet in the Village Board Room located at 99 Nichols Court, Hempstead, New York for the purpose of completing such Assessment Roll and hearing complaints in relation thereto on the application of any person considering himself aggrieved thereby.

BY ORDER OF THE BOARD OF TRUSTEES
OF THE INCORPORATED VILLAGE OF HEMPSTEAD

WAYNE J. HALL, SR., Mayor
STACEY HARGRAVES, Assessor
PATRICIA PEREZ, Village Clerk

Dated: December 15, 2015
D/N: December 18, 2015

Being held for the Board of Assessment Review, comprised of Mayor, Trustees, and Village Assessor, to complete the 2016/17 Assessment Roll and to hear and to make determinations on complaints in relation thereto on the application of any person considering themselves to be aggrieved thereby.

Moved by Trustee Figueroa that this hearing be closed.
Seconded by Trustee Hobbs

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

Hempstead, New York

February 16, 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 7:00 p.m.

ROLL CALL

Trustees Pettus, Figueroa, Ryan, Hobbs, Mayor Hall

Also Present

Keisha Marshall, Deputy Village Attorney
Patricia Perez, 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.

EXECUTIVE SESSION

Moved by Trustee Hobbs to enter into executive session at 7:09 p.m. regarding settlement.

Seconded by Trustee Pettus.

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

Moved by Trustee Pettus to come out of executive session at 7:14 p.m.

Seconded by Trustee Hobbs.

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

SETTLEMENT

Moved by Trustee Pettus to approve the amount that was discussed in executive session for settlement.

Seconded by Trustee Figueroa

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

ACCEPTANCE OF MINUTES

Clerks offers the following resolution for adoption:

Move by Trustee Ryan that the reading of the minutes of the **Regular meeting of February 2, 2016** be dispensed with and that they be accepted as reviewed.

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

J & Y Barbershop
46-C Fulton Ave.

221 Gas Corp.
221 Baldwin Road

El Rancho Catracho
131 Jackson Street

Long Island Multiple Services
123 Main Street

Olivos Restaurant Corp.
12 Centre Street

A-Service Auto Repair
128 Linden Ave.

Steven F. Christiansen PLLC
141 Jackson St.

Bethpage Federal Credit Union
170 Fulton Ave.

Yolanis Multiservices Inc.
64 Wellington Street

Jimmy Dry Cleaners
9 Main Street

Dominican Barbershop
396 Clinton Street

Law Office of Rafael Penate
119 Jackson Street

Morning Star Beauty Salon
149 Baldwin Road

Community Brokerage of LI Inc.
82 North Franklin Street

Simela Medical Arts P.C.
680 Fulton Ave.

Peter's Barber Shop
147 Henry Street

Stella's Café
216 Fulton Ave.

Henry's Grocery
157 Henry Street

Labor Ready
110 Main Street Unit A

Main Street Billiard's Club Inc (Business & Coin-operated Amusement Machine)
157-159 Main Street.

Taxi License for approval

Robert Witherspoon
590 Fulton Ave. Apt. 3F
Hempstead, NY 11550

Osiris Lara Meza
7 Lent Avenue
Hempstead, NY 11550

Rafael A. Bisono
822 Cleveland St.
W. Hempstead, NY 11552

Garfield L. Williams
780 Park Place
Uniondale, NY 11553

Report of the Village Justice for the month of January 2016

Total number of cases before the court 1110

Total monies remitted to Village Comptroller \$182,352.00

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

BCB OIL PRODUCST INC.

Clerks offers the following resolution for adoption:

WHEREAS, litigation was instituted against the Incorporated Village of Hempstead in the Supreme Court, County of Nassau, State of New York, under Consolidated Index No. 2010400748, in case entitled "In the Matter of BCB OIL PRODUCTS INC., Petitioner, against The Assessor and The Board of Assessment Review of the Village of Hempstead, Respondents" to resolve the issue of the true assessment, both retroactively and prospectively, for the 2006/07 through 2015/16 tax years, for real

property tax purposes, for the premises described as Section 34, Block J, Lots 542, 543 known as 404 Clinton Street, Hempstead, New York 11550; and

WHEREAS, by proposed Stipulation of Settlement, subject to the approval of this Board, the Village has agreed to refund to BCB OIL PRODUCTS INC., owner of 404 Clinton Street, a total of \$57,000.00, to resolve the issue of the true tax assessment for the 2006/07 through 2015/16 tax years, payable in two (2) equal installments of \$28,500.00 within 90, and 180, days after receipt by the Village of a certified copy of the duly signed and entered Order and Judgment;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Trustees of the Incorporated Village of Hempstead, that the Village refund to BCB OIL PRODUCTS INC., owner of 404 Clinton Street a total of \$57,000.00, to resolve the issue of the true tax assessment for the 2006/07 through 2015/16 tax years, payable in two equal installments of \$28,500.00 within 90 and 180 days after receipt by the Village of a certified copy of the duly signed and entered Order and Judgment; and

BE IT FURTHER RESOLVED, that, upon payment of the total refund, the certiorari tax proceedings brought on behalf of BCB OIL PRODUCTS INC., for property known as 404 Clinton Street, Hempstead, New York 11550, for the tax years 2005/06 through 2015/16, shall be discontinued with prejudice and that no costs or disbursements shall be awarded to either party; and

BE IT FURTHER RESOLVED, that the issue of the prospective tax assessment for the tax years 2016/17, 2017/18, and 2018/19 will be \$15,000.00 and that no protest will be filed by BCB OIL PRODUCTS INC., owner of property known as 404 Clinton Street, Hempstead, NY, for the tax years 2016/17, 2017/18, and 2018/19; and

BE IT FURTHER RESOLVED, that refund interest is waived unless payment of the refund is delinquent; and

BE IT FURTHER RESOLVED, that the Office of the Village Attorney is authorized to execute a Stipulation of Settlement and any related documents consistent with this Resolution.

Moved by Trustee Pettus

Seconded by Trustee Hobbs

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

NOES: None

67 WHITSON STREET LLC

Clerks offers the following resolution for adoption:

WHEREAS, litigation was instituted against the Incorporated Village of Hempstead in the Supreme Court, County of Nassau, State of New York, under Consolidated Index No. 400302/13, in case entitled "In the Matter of 67 WHITSON STREET LLC, Petitioner, against The Assessor and The Board of Assessment Review of the Village of Hempstead, Respondents" to resolve the issue of the true assessment, both retroactively and prospectively, for

the 2009/10 through 2015/16 tax years, for real property tax purposes, for the premises described as Section 35, Block 638 Lots 79-83 known as 67 Whitson Street, Hempstead, New York 11550; and

WHEREAS, by proposed Stipulation of Settlement, subject to the approval of this Board, the Village has agreed to refund to 67 WHITSON STREET LLC, owner of 67 Whitson Street, a total of \$35,000.00, to resolve the issue of the true tax assessment for the 2009/10 through 2015/16 tax years, payable in one lump sum within 120 days after receipt by the Village of a certified copy of the duly signed and entered Order and Judgment;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Trustees of the Incorporated Village of Hempstead, that the Village refund to BCB OIL PRODUCTS INC., owner of 404 Clinton Street a total of \$35,000.00, to resolve the issue of the true tax assessment for the 2009/10 through 2015/16 tax years, payable in one lump sum within 120 days after receipt by the Village of a certified copy of the duly signed and entered Order and Judgment; and

BE IT FURTHER RESOLVED, that, upon payment of the total refund, the certiorari tax proceedings brought on behalf of 67 WHITSON STREET LLC, for property known as 467 Whitson Street, Hempstead, New York 11550, for the tax years 2009/10 through 2015/16, shall be discontinued with prejudice and that no costs or disbursements shall be awarded to either party; and

BE IT FURTHER RESOLVED, that the issue of the prospective tax assessment for the tax years 2016/17, 2017/18, and 2018/19 will be \$14,877.00 and that no protest will be filed by 67 WHITSON STREET LLC, owner of property known as 67 Whitson Street, Hempstead, NY, for the tax years 2016/17, 2017/18, and 2018/19; and

BE IT FURTHER RESOLVED, that refund interest is waived unless payment of the refund is delinquent; and

BE IT FURTHER RESOLVED, that the Office of the Village Attorney is authorized to execute a Stipulation of Settlement and any related documents consistent with this Resolution.

Moved by Trustee Pettus

Seconded by Trustee Figueroa

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

NOES: None

786 HEMPSTEAD MNGMT

Clerks offers the following resolution for adoption:

WHEREAS, litigation was instituted against the Incorporated Village of Hempstead in the Supreme Court, County of Nassau, State of New York, under Consolidated Index No. 413889/07, in case entitled "In the Matter of 786 HEMPSTEAD MANAGEMENT, LLC f/k/a GP FRONT ASSOCIATES, Petitioner, against The Assessor and The Board of Assessment

Review of the Village of Hempstead, Respondents” to resolve the issue of the true assessment, both retroactively and prospectively, for the 2004/05 through 2015/16 tax years, for real property tax purposes, for the premises described as Section 34, Block 340 Lots 001 known as 297-307 Front Street and 2 Main Street and Section 34, Block 340, Lot 2 known as 6 Main Street, Hempstead, New York 11550; and

WHEREAS, by proposed Stipulation of Settlement, subject to the approval of this Board, the Village has agreed to refund to 786 HEMPSTEAD MANAGEMENT, LLC f/k/a GP FRONT ASSOCIATES, owner of 297-307 Front Street, 2 Main Street and 6 Main Street, a total of \$120,000.00, to resolve the issue of the true tax assessment for the 2004/05 through 2015/16 tax years, payable in three equal installments of \$40,000.00 within 90, 180 and 270 days after receipt by the Village of a certified copy of the duly signed and entered Order and Judgment;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Trustees of the Incorporated Village of Hempstead, that the Village refund to 786 HEMPSTEAD MANAGEMENT, LLC f/k/a GP FRONT ASSOCIATES, owner of 297-307 Front Street, 2 Main Street and 6 Main Street a total of \$120,000.00, to resolve the issue of the true tax assessment for the 2004/05 through 2015/16 tax years, payable in three equal installments of \$40,000.00 within 90, 180 and 270 days after receipt by the Village of a certified copy of the duly signed and entered Order and Judgment; and

BE IT FURTHER RESOLVED, that, upon payment of the total refund, the certiorari tax proceedings brought on behalf of 786 HEMPSTEAD MANAGEMENT, LLC f/k/a GP FRONT ASSOCIATES, for property known as 297-307 Front Street, 2 Main Street and 6 Main Street, Hempstead, New York 11550, for the tax years 2004/05 through 2015/16, shall be discontinued with prejudice and that no costs or disbursements shall be awarded to either party; and

BE IT FURTHER RESOLVED, that the issue of the prospective tax assessment for the tax years 2016/17, 2017/18, and 2018/19 will be \$46,500.00 and that no protest will be filed by 786 HEMPSTEAD MANAGEMENT, LLC f/k/a GP FRONT ASSOCIATES, owner of property known as 297-307 Front Street, 2 Main Street and 6 Main Street, Hempstead, NY, for the tax years 2016/17, 2017/18, and 2018/19; and

BE IT FURTHER RESOLVED, that refund interest is waived unless payment of the refund is delinquent; and

BE IT FURTHER RESOLVED, that the Office of the Village Attorney is authorized to execute a Stipulation of Settlement and any related documents consistent with this Resolution.

Moved by Trustee Pettus
Seconded by Trustee Figueroa

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

RUMAISA AHMED

Clerks offers the following resolution for adoption:

WHEREAS, litigation was instituted against the Incorporated Village of Hempstead in the Supreme Court, County of Nassau, State of New York, under Consolidated Index No. 2011/400230, in case entitled "In the Matter of RUMAISA AHMED, Petitioner, against The Assessor and The Board of Assessment Review of the Village of Hempstead, Respondents" to resolve the issue of the true assessment, both retroactively and prospectively, for the 2008/09 through 2015/16 tax years, for real property tax purposes, for the premises described as Section 34, Block 435 Lots 47-48, 52 known as 650-654 and 658 Fulton Avenue, Hempstead, New York 11550; and

WHEREAS, by proposed Stipulation of Settlement, subject to the approval of this Board, the Village has agreed to refund to RUMAISA AHMED, owner of 650-654 and 658 Fulton Avenue, a total of \$50,000.00, to resolve the issue of the true tax assessment for the 2008/09 through 2015/16 tax years, payable in two equal installments of \$25,000.00 within 90, and 180 days after receipt by the Village of a certified copy of the duly signed and entered Order and Judgment;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Trustees of the Incorporated Village of Hempstead, that the Village refund to RUMAISA AHMED, owner of 650-654 and 658 Fulton Avenue a total of \$50,000.00, to resolve the issue of the true tax assessment for the 2008/09 through 2015/16 tax years, payable in two equal installments of \$25,000.00 within 90, and 180 days after receipt by the Village of a certified copy of the duly signed and entered Order and Judgment; and

BE IT FURTHER RESOLVED, that, upon payment of the total refund, the certiorari tax proceedings brought on behalf of RUMAISA AHMED, for property known as 650-654 and 658 Fulton Avenue, Hempstead, New York 11550, for the tax years 2008/09 through 2015/16, shall be discontinued with prejudice and that no costs or disbursements shall be awarded to either party; and

BE IT FURTHER RESOLVED, that the issue of the prospective tax assessment for the tax years 2016/17, 2017/18, and 2018/19 will be \$26,000.00 and that no protest will be filed by RUMAISA AHMED, owner of property known as 650-654 and 658 Fulton Avenue, Hempstead, NY, for the tax years 2016/17, 2017/18, and 2018/19; and

BE IT FURTHER RESOLVED, that refund interest is waived unless payment of the refund is delinquent; and

BE IT FURTHER RESOLVED, that the Office of the Village Attorney is authorized to execute a Stipulation of Settlement and any related documents consistent with this Resolution.

Moved by Trustee Pettus

Seconded by Trustee Hobbs

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

MONTE CARLO LLC

Clerks offers the following resolution for adoption:

WHEREAS, litigation was instituted against the Incorporated Village of Hempstead in the Supreme Court, County of Nassau, State of New York, under Consolidated Index No. 400269/20213, in case entitled “In the Matter of MONTE CARLO, LLC, Petitioner, against The Assessor and The Board of Assessment Review of the Village of Hempstead, Respondents” to resolve the issue of the true assessment, both retroactively and prospectively, for the 2009/10 through 2015/16 tax years, for real property tax purposes, for the premises described as Section 34, Block 285 Lot 165 known as 30 Hilton Avenue, Hempstead, New York 11550; and

WHEREAS, by proposed Stipulation of Settlement, subject to the approval of this Board, the Village has agreed to refund to MONTE CARLO LLC, owner of 30 Hilton Avenue, a total of \$14,000.00, to resolve the issue of the true tax assessment for the 2009/10 through 2015/16 tax years, payable in one lump sum within 90 days after receipt by the Village of a certified copy of the duly signed and entered Order and Judgment;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Trustees of the Incorporated Village of Hempstead, that the Village refund to MONTE CARLO LLC, owner of 30 Hilton Avenue a total of \$14,000.00, to resolve the issue of the true tax assessment for the 2009/10 through 2015/16 tax years, payable in one lump sum within 90 days after receipt by the Village of a certified copy of the duly signed and entered Order and Judgment; and

BE IT FURTHER RESOLVED, that, upon payment of the total refund, the certiorari tax proceedings brought on behalf of MONTE CARLO LLC, for property known as 30 Hilton Avenue, Hempstead, New York 11550, for the tax years 2009/10 through 2015/16, shall be discontinued with prejudice and that no costs or disbursements shall be awarded to either party; and

BE IT FURTHER RESOLVED, that refund interest is waived unless payment of the refund is delinquent; and

BE IT FURTHER RESOLVED, that the Office of the Village Attorney is authorized to execute a Stipulation of Settlement and any related documents consistent with this Resolution.

Moved by Trustee Pettus

Seconded by Trustee Hobbs

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

**PILOT PAYMENT
PSEG**

Clerks offers the following resolution for adoption:

WHEREAS, there is a statutory cap imposed upon Special Franchise Assessments;

NOW THEREFORE, BE IT RESOLVED BY that the Mayor of Inc. Village of Hempstead be authorized to acknowledge the receipt of payment pursuant to Special Franchise Assessments.

Moved by Trustee Hobbs
Seconded by Trustee Figueroa

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

NORTHWELL HEALTH

Clerks offers the following resolution for adoption:

Moved by Trustee Hobbs that authorization be granted for NorthWell Health, 175 Community Drive, Great Neck, NY to provide outreach on March 1, 2016 between the hours of 6:00 pm to 10:00 p.m. in front of the Workplace Project located at 91 N. Franklin St., Hempstead, NY. Said permission is contingent upon: compliance with the rules and regulations of the Hempstead Police Department and all liability in connection with the holding of this event and observance of the Code of the Village of Hempstead as it applies to group gatherings of this type; the filling of all appropriate insurance as determined by the Board herein; and indemnification and the execution of a hold harmless agreement on such terms and conditions as may be acceptable to the Village Attorney.

Seconded by Trustee Figueroa

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

FIDELIS CARE NY

Clerks offers the following resolution for adoption:

Moved by Trustee Hobbs that authorization be granted for Fidelis Care NY, 95-25 Queens Blvd., Rego Park, NY to provide outreach from January 1, **2016** through **December 31, 2016**. Every Monday, between the hours of 8:30 A.M. to 4:30 p.m. at various locations in the Village of Hempstead. Said permission is contingent upon: compliance with the rules and regulations of the Hempstead Police Department and all liability in connection with the holding of this event and observance of the Code of the Village of Hempstead as it applies to group gatherings of this type; the filling of all appropriate insurance as determined by the Board herein; and indemnification and the execution of a hold harmless agreement on such terms and conditions as may be acceptable to the Village Attorney.

Seconded by Trustee Figueroa

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

FIDELIS CARE NY

Clerks offers the following resolution for adoption:

Moved by Trustee Hobbs that authorization be granted for Fidelis Care NY, 95-25 Queens Blvd., Rego Park, NY to hold a back to School Health Fair on Saturday, August 27, 2016 from 11 A.M. to 2:00 p.m. at Denton Green Park in the Village of Hempstead. Said permission is contingent upon: compliance with the rules and regulations of the Hempstead Police Department and all liability in connection with the holding of this event and observance of the Code of the Village of Hempstead as it applies to group gatherings of this type; the filling of all appropriate insurance as determined by the Board herein; and indemnification and the execution of a hold harmless agreement on such terms and conditions as may be acceptable to the Village Attorney.

Seconded by Trustee Figueroa

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

PERSONNEL

Clerk offers the following resolution for adoption:

Moved by Trustee Pettus authorizing the appointment of and/or salary changes for certain full-time and part-time employees of the Incorporated Village of Hempstead as reviewed as follows:

Name	Department/Title/Grade	Salary
Steven Kern 99 Nichols Court Hempstead, NY	Fire Alarm Fire Alarm Dispatcher Grade 12/0 N	\$53,256 upon CS approval
Marybelle Santiago 99 Nichols Court Hempstead, NY	Police Neighborhood Aide Grade 5/0 New	\$44,319 upon CS approval
Alonzo Weir 99 Nichols Court Hempstead, NY	DPW-Sanitation Laborer-PT	\$14.91 per hr upon CS approval
Terrell McGuire 99 Nichols Court Hempstead, NY	DPW-Sanitation Laborer-PT	\$14.91 per hr upon CS approval

Seconded by Trustee Hobbs

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

CHECK WARRANT

Clerk 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 **February 16, 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 Hobbs moved to adjourn.

Seconded by Trustee Figueroa

Village Clerk