

Hempstead, New York

March 16, 2022

**REGULAR MEETING**

A Regular Meeting of the Board of Trustees of the Incorporated Village of Hempstead was held at the Board Room, 99 James A. Garner Way, NY 11550 at 6:30 p.m.

**ROLL CALL**

Trustee Daniels, Williams, Griffith, Boone, Mayor Hobbs

**Also Present:**

Keisha Marshall, Village Attorney  
Stephany Braxton, Deputy Village Clerk

**ACCEPTANCE OF MINUTES**

Clerks offers the following resolution for adoption:

Moved by Trustee Boone that the reading of the minutes of the **Regular meeting of Regular meeting of March 1, 2022** be dispensed with and that they be accepted as reviewed.

Seconded by Mayor Hobbs

AYES: Trustee Williams, Griffith, Boone, Mayor Hobbs

NOES: None

ABSENT: Trustee Daniels

**APPROVAL OF  
MISCELLANEOUS LICENSE  
AND PERMIT APPLICATIONS**

Clerk wishes to report that Mayor Hobbs & Deputy Mayor Daniels have approved miscellaneous Business licenses as reviewed

**GENERAL BUSINESS:**

**New:**

Baldwin Road Deli Corp. (Change of Owner)  
Madelin Vargas  
193 Baldwin Road

**Renewals:**

El Rey del Pollo Corp. dba El Chicanito Mexican Restaurant (Business & Cabaret)  
Sergio Severo  
161 Main Street

Scorpion Hookah Lounge & Café  
Ajmal Syed  
723 Fulton Ave

Bethpage Federal Credit Union  
Bethpage Federal Credit Union  
170 Fulton Ave

Clinton Market LLC dba BP Gas Station  
Rajeev Mehta  
375 Clinton Street

Gamestop #1594  
Gamestop Inc.  
166 Fulton Ave

El Economico Corp.  
Agustin Ramirez  
131 E. Fulton Ave

Mi Tierra Deli Corp.  
Ana Espinosa  
270 Greenwich Street

Rosa Variedades  
Rosa Rivera  
14 James Burell Ave

**Landscaping:**

C. Escobar Landscaping  
Camilo Escobar  
148 Patterson Ave Hempstead 11550

Lopez Landscape Inc.  
Benancio Lopez  
115 Hewlett Street Hempstead 11550

Bautista Landscaping NY Corp.  
Samuel Bautista  
1104 William Street Hewlett

JJ Lawncare & Maintenance  
Jose DeJesus  
63 Southside Ave Freeport 11520

Elvis Lopez Landscape  
Elvis Lopez Morales  
481 South Franklin Street 2F Hempstead 11550

Mejia Landscaping  
Kelvin R. Mejia  
11 Bayview Ave Inwood 11096

Lakeview Cleaning Services  
Hector Camey  
456 Jefferson Ave Rockville Centre 11570

MM Bari Landscaping Inc.  
Michael Mastroserio  
1058 Lydia Dr. Franklin Square 11010

Hernandez Landscaping LLC  
Irving Hernandez  
22 Albermarle Ave Hempstead 11550

Elegante Landscaping  
Innoved Perez  
108 Princeton Street Hempstead 11550

M. Flores Landscaping  
Mauricio F. Mancía  
2104 Franklin Ave East Meadow 11554

Bolanos Landscaping Inc.  
Oscar S. Bolanos  
36 Lincoln Road Hempstead 11550

A Garcia Landscaping  
Juan A. Garcia  
18 Starks Place Lynbrook 11563

Robert Landscaping

Roberto Cubias  
36 E. Seaman Ave Freeport 11520

Mario & Aleydi Landscape  
Aleydi Vasquez  
21 South Lerisa St Bethpage 11714

HC Landscaping  
Hector Castro  
271 Washington Ave Roosevelt NY 11575

Joses Lawn Care Corp.  
Jose Alarco  
46 Hill Ave Elmont 11003

GS Landscaping  
Gilberto Sorto  
201 Ruxton Place Uniondale 11553

Mejia & Reyes Landscaping  
Leandro A. Mejia  
2170 Merrick Ave Merrick NY 11566

Albanes Landscaping  
Carlos Albanes  
66 Burnett Street Hempstead 11550

Vera & Zavala Landscaping  
Pablo Zavala  
46 Allers Blvd Roosevelt NY 11575

Acostas Landscaping Inc.  
Rebecca Escobar  
73 Evans Avenue Hempstead 11550

Jose Valle Landscaping  
Jose D. Valle Mancía  
563 Emerson Street Fl 2 Uniondale 11553

Chris's Lawn Service LLC  
Christian Lynch  
26 Ferndale Dr. Hicksville NY 11801

**JRS TRIANGLE LLC  
(OSWEGO OIL SERVICE CORP.)  
45 INTERSECTION ST**

Clerks offers the following resolution for adoption

**RESOLVED**, that upon the recommendation of **Jacqueline Zore-Smrek, Deputy Village Attorney** the Board of Trustees hereby approves the settlement of Tax Certiorari matter with **JRS Triangle LLC (Formerly know Oswego Oil Service Corp.)**, for the property known as **45 Intersection Street**, Hempstead, New York in a total of \$7,500.00 for the tax years 2015/16 through 2021/22.

**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. 400030/19, in case entitled "In the Matter of The Application of JRS Triangle LLC (formerly Oswego Oil Service Corp.), Petitioner, against The Board of the Assessors, and/or the Assessor of the Village of Hempstead and The Board

of Assessment Review, Respondents” to resolve the issue of the true assessment, both retroactively and prospectively, for the 2015/16 through 2021/22 tax years, for real property tax purposes, for the premises described as Section 34, Block 174, Lots 11-12, known as Intersection Street and 45 Intersection 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 JRS Triangle LLC (formerly Oswego Oil Service Corp.), owner of the property known as Intersection Street and 45 Intersection Street, Hempstead, NY a total of \$7,500.00, to resolve the issue of the true tax assessment for the 2015/16 through 2021/22 tax years, payable in one lump sum payment within 90 days of receipt by the Village of the certified Order and Judgment that effectuates this settlement with verified claim form and proof of payment of taxes for all tax years;

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Trustees of the Incorporated Village of Hempstead, that the Village refund to JRS Triangle LLC (formerly Oswego Oil Service Corp.), owner of the property known as Intersection Street and 45 Intersection Street, Hempstead, NY, a total of \$7,500.00 to resolve the issue of the true tax assessment for the 2015/16 through 2021/22 tax years, payable in one lump payment within 90 days of receipt by the Village of the certified Order and Judgment that effectuates this settlement with verified claim form and proof of payment of taxes for all tax years; and

**BE IT FURTHER RESOLVED**, that the issue of the prospective tax assessment for the tax years 2022/23, 2023/24 and 2024/25 for Section 34, Block 174, Lot 11, known as Intersection Street, will be \$2,905.00 and that no protest will be filed by JRS Triangle LLC (formerly Oswego Oil Service Corp.), for the tax years 2022/23, 2023/24 and 2024/25; and

**BE IT FURTHER RESOLVED**, that the issue of the prospective tax assessment for the tax years 2022/23, 2023/24 and 2024/25 for Section 34, Block 174, Lot 12, known as 45 Intersection Street, will be \$5,170.00 and that no protest will be filed by JRS Triangle LLC (formerly Oswego Oil Service Corp.), for the tax years 2022/23, 2023/24 and 2024/25; and

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

**BE IT FURTHER RESOLVED**, that, upon payment of the total refund, the certiorari tax proceedings brought on behalf of JRS Triangle LLC (formerly Oswego Oil Service Corp.), owner of the property known as Intersection Street and 45 Intersection Street, Hempstead, New York 11550, for

the tax years 2015/16 through 2021/22, shall be discontinued with prejudice and that no costs or disbursements shall be awarded to either party; 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 Boone  
Seconded by Trustee Williams

AYES: Trustee Williams, Griffith, Boone, Mayor  
Hobbs

NOES: None

ABSENT: Trustee Daniels

**MMC 5, INC  
1 VAN COTT AVE**

Clerks offers the following resolution for adoption

**RESOLVED**, that upon the recommendation of **Jacqueline Zore-Smrek, Deputy Village Attorney** the Board of Trustees hereby approves the settlement of Tax Certiorari matter with **MMC 5, Inc.** for the property known as **1 Van Cott Ave.** Hempstead, New York in a total of \$12,000.00 for the tax years 2017/18 through 2021/22.

**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. 403116/20, in case entitled "In the Matter of MMC 5, Inc., Petitioner, against The Board of Assessors and/or the Assessor of the Village Hempstead and the Board of Assessment Review, Respondents" to resolve the issue of the true assessment, both retroactively and prospectively, for the 2017/18 through 2021/22 tax years, for real property tax purposes, for the premises described as Section 34, Block 200, Lots 445-447, known as 1 Van Cott 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 MMC 5, Inc., owner of property known as 1 Van Cott Avenue, Hempstead, NY, a total of \$12,000.00, to resolve the issue of the true tax assessment for the 2017/18 through 2021/22 tax years, payable within 90 days of receipt by the Village of the certified Order and Judgment that effectuates this settlement with verified claim form and proof of payment of taxes for all tax years;

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Trustees of the Incorporated Village of Hempstead, that the Village refund to MMC 5, Inc., owner of property known as 1 Van Cott Avenue, Hempstead, NY, a total of \$12,000.00, to resolve the issue of the true tax assessment for the 2017/18 through 2021/22 tax years, payable within 90 days of receipt by the Village of the certified Order and Judgment that effectuates this settlement with verified

claim form and proof of payment of taxes for all tax years; and

**BE IT FURTHER RESOLVED**, that, upon payment of the total refund, the certiorari tax proceedings brought on behalf of MMC 5, Inc., owner of property known as 1 Van Cott Avenue, Hempstead, New York 11550, for the tax years 2017/18 through 2021/22, 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 2022/23, 2023/24, and 2024/25 will be \$10,830.00 and that no protest will be filed by MMC 5, Inc., owner of property known as 1 Van Cott Avenue, Hempstead, NY, for the tax years 2022/23, 2023/24, and 2024/25; 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 Boone  
Seconded by Trustee Griffith

AYES: Trustee Williams, Griffith, Boone, Mayor Hobbs  
NOES: None  
ABSENT: Trustee Daniels

## **BOND RESOLUTION**

Clerks offers the following resolution for adoption

**RESOLVED**, that upon the recommendation of **Joe Gill, Village Treasurer** the Board of Trustees hereby approves the bond resolution authorizing the construction of improvements to various roads in the Village, stating the estimating maximum cost thereof is \$7,000,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$7,000,000 to finance said appropriation.

Moved by Trustee Boone  
Seconded by Trustee Griffith

AYES: Trustee Daniels, Williams, Griffith, Boone, Mayor Hobbs  
NOES: None

## **VILLAGE OF OLD WESTBURY**

Clerks offers the following resolution for adoption

**RESOLVED**, that upon the recommendation of **Keisha Marshall, Village Attorney** that the Board of Trustees hereby approves to enter into an agreement with the Village of Old Westbury, 1 Store Hill Road., Westbury, New York 11568 to utilize the Village of Hempstead Police Department Outdoor Firing Range commencing January 1, 2022 and expiring on December 31, 2023.

Moved by Trustee Boone  
Seconded by Trustee Daniels

AYES: Trustee Daniels, Williams, Griffith, Boone,  
Mayor Hobbs  
NOES: None

#### **FRONTIER COLLISION**

Clerks offers the following resolution for adoption

**RESOLVED** that upon the recommendation of **Keisha Marshall, Village Attorney** that the Mayor and Board of Trustees hereby approves to enter into an agreement with Frontier Collision, 174 N. Franklin St., Hempstead, New York, 11550, to utilize thirteen (13) parking spaces, located in Parking Field #9 from June 1, 2022, through May 31, 2024.

Moved by Trustee Boone  
Seconded by Trustee Griffith

AYES: Trustee Daniels, Williams, Griffith, Boone,  
Mayor Hobbs  
NOES: None

#### **OUR LADY OF LORETTO**

Clerks offers the following resolution for adoption

**RESOLVED**, that upon the recommendation of **Patricia Perez, Village Clerk** the Board of Trustees hereby approves for **Our Lady of Loretto** to hold its annual Stations of the Cross on Good Friday, **April 15, 2022**, from 12:00 noon to 3:00 p.m. The procession will leave the Church parking lot and proceed onto Henry Street, along Thorne Avenue, onto William Street, Gladys Avenue, back to Henry Street to Church parking lot. Said permission is contingent upon compliance with the rules and regulations of the Hempstead Police Department and all liability in connection with these activities and observance of the Code of the Village of Hempstead; the filing 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.

Moved by Trustee Boone

Seconded by Trustee Daniels

AYES: Trustee Daniels, Williams, Griffith, Boone,  
Mayor Hobbs

NOES: None

**LOS AMIGOS DELI BODEGA  
HISPANA CORP.**

Clerks offers the following resolution for adoption

**WHEREAS**, The Village Clerk denied the business License for business known as Los Amigos Deli Bodega Hispana Corp., 156-158 Main St., Hempstead, N.Y. 11550, pursuant to Section 86-5 of the Village Code.

**WHEREAS**, it has come to the Village's attention that Los Amigos Deli Bodega Hispana Corp. conducting business at 156-158 Main St., Hempstead, N.Y. 11550, appeals the Village Clerk's denial pursuant section 86-10 of the Village of Hempstead Code.

**THE VILLAGE CLERK**

**HEREBY SCHEDULES** a public hearing to be held on the **5th** day of **April 2022** at **6:15 p.m.** at Hempstead Village Hall, 99 James A. Garner Way, Hempstead, New York, to consider denial of the Business License application to Los Amigos Deli Bodega Hispana Corp. by the Incorporated Village of Hempstead.

Moved by Trustee Boone

Seconded by Trustee Daniels

AYES: Trustee Daniels, Williams, Griffith, Boone,  
Mayor Hobbs

NOES: None

**TENTATIVE BUDGET  
2022/2023**

Clerks offers the following resolution for adoption

**RESOLVED**, that upon the recommendation of **Joe Gill, Village Treasurer**, that the Board of Trustees hereby authorizes pursuant to Section 5-508 of the Village Law that on **Monday, April 11, 2022, at 5:30 pm.** a Public Hearing shall be held at Village Hall, 99 James A. Garner Way, Hempstead, NY 11550 on the Tentative Budget for the **2022/2023** fiscal year.

Moved by Trustee Boone

Seconded by Trustee Daniels

AYES: Trustee Daniels, Williams, Griffith, Boone,  
Mayor Hobbs

NOES: None

**WORKER'S COMPENSATION**

Clerks offers the following resolution for adoption



**CLAIM**

**RESOLVED**, that upon the recommendation of **Gary Woo**, Deputy Village Treasurer, the Board of Trustees approves to settle the Worker’s Compensation claim in a total amount of \$11,690.84 **be ratified**

Moved by Trustee Boone  
Seconded by Trustee Williams

AYES: Trustee Daniels, Williams, Griffith, Boone,  
Mayor Hobbs  
NOES: None

**WAIVING OF RESIDENCY  
REQUIREMENTS - MOTOR  
EQUIPMENT OPERATOR TRAINEE**

Clerks offers the following resolution for adoption:

Moved by Trustee Williams that the provisions of Local Law #1-1980, entitled Residency Requirements for certain Village employees are hereby waived for the following employee due to the special requirements needed to fill the position of **Motor Equipment Operator Trainee** for the Incorporated Village of Hempstead:

Darrell Howell

Seconded by Trustee Griffith

AYES: Trustee Daniels, Williams, Griffith, Boone,  
Mayor Hobbs  
NOES: None

**DARRELL HOWELL**

Clerks offers the following resolution for adoption:

**RESOLVED**, that upon the recommendation Frank Germinaro, Director of Public Works, the Mayor hereby appoint and/or approve the following to the position of Motor Equipment Operator Trainee for the Incorporated Village of Hempstead.

| <b>Name</b>                         | <b>Department/Title/Grade</b>   | <b>Base Salary</b>               |
|-------------------------------------|---|----------------------------------|
| Darrell Howell<br><i>(New Hire)</i> | DPW – Street Department<br>Motor Equipment Operator Trainee<br><i>Grade 107/0 N</i> | \$55,559, yr<br>upon CS approval |

Moved by Trustee Boone  
Seconded by Trustee Daniels

AYES: Trustee Daniels, Williams, Griffith, Boone,  
Mayor Hobbs  
NOES: None

**BRANDON JOHNSON**

Clerks offers the following resolution for adoption:

**RESOLVED**, that upon the recommendation Frank Germinaro, Director of Public Works, the Mayor hereby appoint and/or approve the following to the

position of Motor Equipment Operator Trainee for the Incorporated Village of Hempstead.

| <b>Name</b>                          | <b>Department/Title/Grade</b>   | <b>Base Salary</b>                  |
|--------------------------------------|---|-------------------------------------|
| Brandon Johnson<br><i>(New Hire)</i> | DPW – Street Department<br>Motor Equipment Operator Trainee<br><i>Grade 107/0 N</i> | \$55,559, yr<br>upon CS<br>approval |

Moved by Trustee Boone  
Seconded by Trustee Griffith

AYES: Trustee Daniels, Williams, Griffith, Boone,  
Mayor Hobbs  
NOES: None

#### **GREGORY BUMPASS**

Clerks offers the following resolution for adoption:

**RESOLVED**, that upon the recommendation George Sandas, Supt. Of Recreation, the Mayor hereby appoint and/or approve the following to the position of Recreation Attendant for the Incorporated Village of Hempstead.

| <b>Name</b>                       | <b>Department/Title/Grade</b>                              | <b>Base Salary</b>                 |
|-----------------------------------|--|------------------------------------|
| Gregory Bumpass<br><i>(PT-FT)</i> | Recreation<br>Recreation Attendant<br><i>Grade 105/0 N</i> | \$53,129 yr<br>upon CS<br>approval |

Moved by Trustee Boone  
Seconded by Trustee Griffith

AYES: Trustee Daniels, Williams, Griffith, Boone,  
Mayor Hobbs  
NOES: None

#### **CHAPTER 65-5, COLOR CODING OF SIAMESE CONNECTIONS**

Clerks offers the following resolution for adoption:

**RESOLVED**, that upon the recommendation of **Keisha Marshall, Village Attorney**, the Board of Trustees hereby approve amending **Chapter 65-5, Color coding of Siamese connections** to the Hempstead Village Code for which a public hearing was held on **March 1, 2022**

Moved by Trustee Boone  
Seconded by Trustee Daniels

AYES: Trustee Daniels, Williams, Griffith, Boone,  
Mayor Hobbs  
NOES: None

#### **CHECK WARRANT**

Clerks offers the following resolution for adoption:

**RESOLVED**, that upon the recommendation of **Joe Gill, Village Treasurer** all meeting bills, audited by the Board of Trustees on check warrant dated **March 16, 2022** be approved as previously reviewed.

Moved by Trustee Williams  
Seconded by Trustee Griffith

AYES: Trustee Daniels, Williams, Griffith, Boone,  
Mayor Hobbs  
NOES: None

**MEETING ADJOURNED**

Clerks offers the following resolution for adoption

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

Seconded by Trustee Griffith

AYES: Trustee Daniels, Williams, Griffith, Boone,  
Mayor Hobbs  
NOES: None

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Deputy Village Clerk