

Hempstead, New York

April 4, 2023

PUBLIC HEARING

A Public Hearing 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 3:00 p.m.

ROLL CALL

Trustee Daniels, Burroughs, Griffith, Boone; Mayor Hobbs

**NOTICE OF PUBLIC HEARING
VILLAGE OF HEMPSTEAD**

PLEASE TAKE NOTICE that a public hearing will be held in the Village Hall, 99 James A. Garner Way, Hempstead, New York, on **Tuesday, April 4, 2023**, at **6:00 p.m.** to consider revoking the Business License to **722 Mulligans Restaurant Inc.**, 722 Fulton Ave, Hempstead, NY 11550. Pursuant to Section 86-5 of the Village of Hempstead Code.

ALL PERSONS INTERESTED shall have an opportunity to be heard on said proposal at the time and place aforesaid.

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

WAYLYN HOBBS JR, MAYOR
PATRICIA PEREZ, VILLAGE CLERK

Dated: March 8, 2023
D/P: March 24, 2023

Being held to consider revoking the Business License to 722 Mulligans Restaurant Inc., by the Inc. Village of Hempstead

Moved by Trustee Boone that this hearing be closed.
Seconded by Trustee Boone

AYES: Trustees Daniels, Burroughs, Boone; Mayor Hobbs

NOES: None

ABSENT: Trustee Griffith

Hempstead, New York

April 4, 2023

ROLL CALL

Trustee Daniels, Burroughs, Griffith, Boone; Mayor Hobbs

Also Present:

Keisha Marshall, Village Attorney
Patricia Perez, Village Clerk

SALUTE TO THE FLAG

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

EXECUTIVE SESSION

Clerks offers the following resolution for adoption:

Moved by Trustee Boone to enter an executive session regarding pending litigation.

Seconded by Trustee Burroughs

Time 6:42 pm

AYES: Trustees Daniels, Burroughs, Boone; Mayor Hobbs

NOES: None

ABSENT: Trustee Griffith

Moved by Boone to come out of executive session.

Seconded by Trustee Burroughs

Time 6:54 pm

AYES: Trustees Daniels, Burroughs, Boone; Mayor Hobbs

NOES: None

ABSENT: Trustee Griffith

**EXECUTIVE SESSION
MATTER APPROVAL**

Clerks offers the following resolution for adoption:

The Board wish to approve matter that was discussed in Executive Session

Moved by Trustee Daniels

Seconded by Trustee Boone

AYES: Trustees Daniels, Burroughs, Boone; Mayor Hobbs

NOES: None

ABSENT: Trustee Griffith

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

Recreation and Parks Commission – Chairperson Vanessa Henry
Human Relations – Juanita Hargwood, Director

Personal Service Wireless Facilities Board – Zoning Officer Deloris Mc Queen

Hempstead Library Board – Irene Duskiewicz, Library Director

Traffic Safety Board – Lt. Kirichenko / Chairperson Mary Burns

Board of Zoning Appeals – Chairman Danny Leo

Planning Board – Chairperson Kennetha Pettus

Hempstead Housing Authority – Chairman Shereen Goodson

Community Development Agency – Commissioner Danielle Oglesby

Electrical Board – Ronald Magarie

Plumbing Board – Chairperson Kelly Magee

Historian - Reine Bethany

Hempstead Chamber of Commerce – Belinda Watkins

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

GENERAL BUSINESS:

Gusto Latino Bar & Restaurant (Business & Cabaret) Hrs: 12pm to 2am 7 days of week (Renewal)

Nieves Ortega
387 Fulton Ave

Jalapeno Grill Inc. (Business & Cabaret) Hrs: Sun-Thurs 10am-11pm; Fri-Sat 10am-12am (Renewal)

Alicia Maldonado
114 North Franklin Street

LANDSCAPING:

Navarrete Landscaping
Fredy Campos & Luis Navarrete
1039 Elizabeth Street Baldwin 11510

B & D Landscaping
Josue David Lozano
264 Morris Ave Inwood 11096

Y K Landscaping
Carlos Quezada
52 Russell Place Freeport 11520

Roberto's Lawn Care & Landscaping
Roberto Alarco
257 Covert Ave Floral Park 11001

Mauricio Garcia Landscaping
Mauricio Garcia
21 Hamilton Pl Hempstead 11550

Climaco Landscaping
Juan Hernandez
12 Watkins St Lynbrook 11563

LRM Landscaping
Luis R. Martinez
523 Jerusalem Ave Uniondale 11553

Felix Landscaping
Felix Cubias
21 Russell Pl Freeport 11520
Lakeview Cleaning Services
Hector Camey
456 Jefferson Ave Rockville Centre 11570

Mancia Bros Landscaping
Juan P. Mancia
557 Paff Ave Uniondale 11553

Leal Landscaping
Edwin Leal
91 Marvin Ave Uniondale 11553

JNJ Landscaping
Luis A. Ortiz
161 Broadway Freeport 11520

Speed Landscaping
Agustin Hernandez
237 California Ave Uniondale 11553
Pena Landscaping
Jose Pena
50 Harrison Ave Freeport 11520

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

M. Flores Landscaping
M. Flores Mancia
1124 Long Beach Rd South Hempstead 11550

Taxi Hack License for Approval

Anita Escobar Ventura
3756 Mallard Rd.
Levittown, NY 11756

Mukhlis Abdur-Rashid
210 W. 146th St.
Apt 1G
New York, NY 10039

JUSTICE COURT (Monthly Report submitted by Village Justice Brianna A. Vaughan)

Report of the Village Justice for the month of **February 2023**

Total number of cases before the court 3,449

Total monies remitted to Village Comptroller \$310,528.00

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

25-27 PENINSULA BLVD.

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. 403050/2020, in case entitled "In the Matter of 25 Peninsula LLC, Petitioner, against The Board of 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, retroactively, for the 2017/18 through 2022/23 tax years, for real property tax purposes, for the premises described as Section 34,

Block 392, Lot(s) 13-14, known as 25-27 Peninsula Boulevard, 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 25 Peninsula LLC, owner of 25-27 Peninsula Boulevard, a total of \$3,000.00, to resolve the issue of the true tax assessment for the 2017/18 through 2022/23 tax years, payable in one lump sum within 120 days after receipt by the Village of one certified copy of an Order and Judgment 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 has agreed to refund 25 Peninsula LLC, owner of 25-27 Peninsula Boulevard, a total of \$3,000.00, to resolve the issue of the true tax assessment for the 2017/18 through 2022/23 tax years, payable in one lump sum of \$3,000.00 within 120 days after receipt by the Village of one certified copy of an Order and Judgment 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 25 Peninsula LLC, owner of the property known as 25-27 Peninsula Boulevard, Hempstead, New York 11550, for the tax years 2017/18 through 2022/23, 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 Daniels

Seconded by Trustee Boone

AYES: Trustees Daniels, Burroughs, Boone; Mayor Hobbs

NOES: None

ABSENT: Trustee Griffith

50 & 46 FULTON AVE.

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 Nos. 400956-2010 and 400753-2014, in cases entitled "In the Matter of 50 Fulton Co, LLC, Petitioner, against The Board of Assessors 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 2022/23 tax years, for real property tax purposes, for the premises described as Section 34, Block 295, Lot(s) 49, 51, known respectively as 50 Fulton Avenue and 46 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 50 Fulton Co, LLC, owner of as 50 Fulton Avenue and 46 Fulton Avenue, a total of \$93,000.00, to resolve the issue of the true tax assessment for the 2006/07 through 2022/23 tax years, payable in three equal installments of \$31,000.00 within 90 days, 1 year and 90 days, and 2 years and 90 days after receipt by the Village of the Judgment or Order implementing the stipulation with proof of payment by petitioner or taxpayer's affidavit in the usual form, and claim voucher; and

NOW, THEREFORE, BE IT RESOLVED, by the Board of Trustees of the Incorporated Village of Hempstead, that the Village refund to 50 Fulton Co., LLC, owner of as 50 Fulton Avenue and 46 Fulton Avenue, a total of \$93,000.00, to resolve the issue of the true tax assessment for the 2006/07 through 2022/23 tax years, payable in three equal installments of \$31,000.00 to be paid within 90 days, 1 year and 90 days, and 2 years and 90 days after receipt by the Village of the Judgment or Order implementing the stipulation with proof of payment by petitioner or taxpayer's affidavit in the usual form, and claim voucher; and

BE IT FURTHER RESOLVED, that, upon payment of the total refund, the certiorari tax proceedings brought on behalf of 50 Fulton Co, LLC, for property known as 50 Fulton Avenue and 46 Fulton Avenue, for the tax years 2006/07 through 2022/23, 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 will be \$26,000.00 for Section 34, Block 295, Lot 49 known as 50 Fulton Avenue, and that no protest will be filed by 50 Fulton Co, LLC, owner of property known as 50 Fulton Avenue, for the tax years 2023/24, 2024/25, and 2025/26; and

BE IT FURTHER RESOLVED, that the issue of the prospective tax assessment for the tax years 2023/24, 2024/25, and 2025/26 will be \$33,000.00 for Section 34, Block 295, Lot 51, known as 46 Fulton Avenue, and that no protest will be filed by 50 Fulton Co, LLC, owner of property known as 46 Fulton Avenue, for the tax years 2023/24, 2024/25, and 2025/26; and

BE IT FURTHER RESOLVED that the Superintendent of Tax & Water is directed to issue an amended tax bill to reflect the reduction in assessed value in the 2023/24 year's taxes; and

BE IT FURTHER RESOLVED, that any penalties accrued prior to the issuance of the amended tax bill will be waived; 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 Burroughs

AYES: Trustees Daniels, Burroughs, Boone; Mayor Hobbs
NOES: None
ABSENT: Trustee Griffith

**40 BYRD ST. &
118 TERRACE AVE.**

Clerks offers the following resolution for adoption:

WHEREAS, the Incorporated Village of Hempstead Community Development Agency (hereinafter referred to as CDA) was established in 1964 under Title 15, Section 585 of the Consolidated Laws of the State of New York and as revised in Section 585-a in 1980; and

WHEREAS, the CDA is a public benefit corporation and mandated to re-develop blighted and decaying areas and has sponsored affordable housing programs; and,

WHEREAS, the CDA has acquired Hempstead properties for said programs located at the following site:

- 40 Byrd Street - Section 34, Block 224, Lot 21, to which CDA took possession by deed on January 24, 2020, and
- 118 Terrace Avenue – Section 34, Block 289, Lot 158, to which CDA took possession by deed on June 26, 2020;

NOW, THEREFORE BE IT RESOLVED, that the aforementioned CDA properties are exempt from sanitation charges and that the Department of Tax and Water is hereby directed to vacate any outstanding sanitation bills.

Moved by Trustee Boone
Seconded by Trustee Burroughs

AYES: Trustees Daniels, Burroughs, Boone; Mayor Hobbs
NOES: None
ABSENT: Trustee Griffith

**VOLUNTEER FIREGHTER
SERVICE AWARD PROGRAM**

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of **Joe Gill, Village Treasurer** the Board of Trustees hereby approves the Volunteer Firefighter Service Award Program List of all 2022 of the Incorporated Village of Hempstead Fire Department.

Moved by Trustee Boone
Seconded by Trustee Daniels

AYES: Trustees Daniels, Burroughs, Mayor Hobbs
NOES: None
ABSTAINED: Trustee Boone
ABSENT: Trustee Griffith

**NEW MEMBERS
FIRE DEPT.**

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of **Mayor Hobbs, and the Fire Department Board of Fire Commissioners** that Oscar Hernandez, Gerry T. Stevens & Moses Surgrim were accepted as members of the Hempstead Fire Department at their March Meeting.

Moved by Trustee Boone
Seconded by Trustee Daniels

AYES: Trustees Daniels, Burroughs, Boone; Mayor Hobbs
NOES: None
ABSENT: Trustee Griffith

**LISA CANTELLI
RESIDENCY WAIVER**

Clerks offers the following resolution for adoption:

Moved by Trustee Boone 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 **Discovery Expediter** for the Incorporated Village of Hempstead:

Lisa Cantelli

Seconded by Trustee Burroughs

AYES: Trustees Daniels, Burroughs, Boone; Mayor Hobbs
NOES: None
ABSENT: Trustee Griffith.

LISA CANTELLI

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of **Richard Holland**, Assistant Chief of Police, the Mayor hereby appoints and/or approves the following to the position of Discovery Expediter for the Incorporated Village of Hempstead.

Name	Department/Title/Grade	Base Salary
Lisa Cantelli <i>(New Hire)</i>	Police Discovery Expediter Grade 6/0 N	\$ 52,563 yr Upon approval

Moved by Trustee Boone
Seconded by Trustee Burroughs

AYES: Trustees Daniels, Burroughs, Boone; Mayor
Hobbs
NOES: None
ABSENT: Trustee Griffith

**ANDREW MATALONE
RESIDENCY WAIVER**

Clerks offers the following resolution for adoption:

Moved by Trustee Burroughs 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 **Line
Maintainer, 1st Class** for the Incorporated Village of
Hempstead:

Andrew Matalone

Seconded by Trustee Boone

AYES: Trustees Daniels, Burroughs, Boone; Mayor
Hobbs
NOES: None
ABSENT: Trustee Griffith

ANDREW MATALONE

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of **Lael
VonElm**, Superintendent of Alarms, the Mayor hereby
appoints and/or approves the following to the position
of Line Maintainer, 1st Class, for the Incorporated
Village of Hempstead.

Name	Department/Title/Grade	Base Salary
Andrew Matalone <i>(New Hire)</i>	Fire Alarm Line Maintainer, 1 st Class Grade 109/0 N	\$ 59,457 yr Upon CS Approval

Moved by Trustee Boone
Seconded by Trustee Burroughs

AYES: Trustees Daniels, Burroughs, Boone; Mayor
Hobbs
NOES: None
ABSENT: Trustee Griffith

GERARDO HERNANDEZ

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of **Grace
Lawrence**, Senior Accountant, the Mayor hereby
appoints and/or approves the following to the position
of Clerk-Laborer, Bilingual, for the Incorporated
Village of Hempstead.

Name	Department/Title/Grade	Base Salary
Gerardo Hernandez <i>(Title Change)</i>	Tax & Water Clerk-Laborer, Bilingual Grade 7/2 N	\$ 57,067 yr Upon Approval

Moved by Trustee Boone
Seconded by Trustee Burroughs

AYES: Trustees Daniels, Burroughs, Boone; Mayor Hobbs
NOES: None
ABSENT: Trustee Griffith

**DEYBID VANEGAS YUTAN
RESIDENCY WAIVER**

Clerks offers the following resolution for adoption:

Moved by Trustee Boone 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 **Laborer-PT** for the Incorporated Village of Hempstead:

Deybid Vanegas-Yutan

Seconded by Trustee Burroughs

AYES: Trustees Daniels, Burroughs, Boone; Mayor Hobbs
NOES: None
ABSENT: Trustee Griffith

DEYBID VANEGAS YUTAN

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of **Frank Germinaro**, Director of Public Works, the Mayor hereby appoints and/or approves the following to the position of Laborer-PT for the Incorporated Village of Hempstead.

Name	Department/Title/Grade	Base Salary
Deybid Vanegas-Yutan <i>(New Hire)</i>	DPW-Sanitation Laborer-PT	\$17.00 hr upon approval

Moved by Trustee Boone
Seconded by Trustee Burroughs

AYES: Trustees Daniels, Burroughs, Boone; Mayor Hobbs
NOES: None
ABSENT: Trustee Griffith

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 **April 4, 2023**, be approved as previously reviewed.

Moved by Trustee Boone
Seconded by Trustee Burroughs

AYES: Trustees Daniels, Burroughs, Boone; Mayor Hobbs
NOES: None
ABSENT: Trustee Griffith

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 Daniels

AYES: Trustees Daniels, Burroughs, Boone; Mayor Hobbs

NOES: None

ABSENT: Trustee Griffith

Village Clerk