

Hempstead, New York

May 17, 2022

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 6:15 p.m.

ROLL CALL

Trustee Daniels, Burroughs, Griffith, Boone; Mayor Hobbs

Also Present:

Keisha Marshall, Village Attorney
Patricia Perez, Village Clerk

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, May 17, 2022 at 6:15 p.m.** to consider entering into an agreement with the Village of Hempstead Fire Department to provide Fire protection and emergency services for the Incorporated Village of Hempstead.

The proposed agreement is on file in the Office of the Village Clerk, Village Hall, 99 James A. Garner Way, Hempstead, New York, where the same may be inspected during office hours.

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: April 20, 2022
D/P: May 6, 2022

To consider entering into an agreement with the Village of Hempstead Fire Department to provide Fire protection and emergency services for the Incorporated Village of Hempstead.

Moved by Trustee Boone
Seconded by Trustee Burroughs

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

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, Burroughs, Griffith, Boone; Mayor Hobbs

Also Present:

Keisha Marshall, Village Attorney
Patricia Perez, Village Clerk

ACCEPTANCE OF MINUTES

Clerks offers the following resolution for adoption:

Moved by Trustee Daniels that the reading of the minutes of the **Regular meeting of May 3, 2022** be dispensed with and that they be accepted as reviewed.

Seconded by Trustee Boone

AYES: Trustees Daniels, Burroughs, Griffith, Boone; Mayor Hobbs

NOES: None

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

General Business

Miraj Pharmacy Corporation (Change of owner)
360 Fulton Ave.

Dominican Finest Barber Shop Corp.
396 Clinton St.

Randy Style Barber Shop Corp.
238 Front St.

JMJ Partners Inc.
215 Henry St.

Mundo Express Inc.
656 Fulton Ave.

Lidias Salon
244 Main St.

Bibi Professionally African Hair Braiding
139 Jackson St. Unit B

Randy Style Barbershop Inc.
238 Front St.

Keyla Deli Inc.
113 N. Franklin St.

Jav Tiger Mart Inc.
710 Fulton Ave.

Satkar Mini Mart Inc.
567 Greenwich St.

Hofstra Petroleum Inc.
699 Fulton Ave.

Pavon Deli Restaurant Corp.
131B Fulton Ave.

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. 400816/2019, in case entitled "In the Matter of the Application of Leroy L. Brown and Lula M. Smalls, Petitioner, against The Assessor, the Board of Assessors and the Board of Assessment Review of the Village Hempstead and the Village of Hempstead, 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 436, Lots 146, known as 678 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 Leroy L. Brown and Lula M. Smalls, owners of 678 Fulton Avenue, a total of \$15,000.00, to resolve the issue of the true tax assessment for the 2015/16 through 2021/22 tax years, payable in one lump sum within 90 days after receipt of one certified copy of an Order and Judgment upon the Treasurer of the Village of Hempstead;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Trustees of the Incorporated Village of Hempstead, that the Village refund to Leroy L. Brown and Lula M. Smalls, owners of 678 Fulton Avenue, a total of \$15,000.00, to resolve the issue of the true tax assessment for the 2015/16 through 2021/22 tax years, payable in one lump sum within 90 days after receipt of one certified copy of an Order and Judgment upon the Treasurer of the Village of Hempstead; and

BE IT FURTHER RESOLVED, that, upon payment of the total refund, the certiorari tax proceedings brought on behalf of Leroy L. Brown and Lula M. Smalls, for property known as 678 Fulton Avenue, 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 issue of the prospective tax assessment for the tax years 2022/23, 2023/24 and 2024/25 will be \$8,500.00 and that no protest will be filed by Leroy L. Brown and Lula M. Smalls, owners of property known as 678 Fulton Avenue, Hempstead, NY, for the tax years 2022/23, 2023/24 and 2024/25; 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 2022/23 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 Griffith
AYES: Trustees Daniels, Burroughs, Griffith, Boone;
Mayor Hobbs
NOES: None

**RXR FUND II DOWNTOWN
HOLDINGS LLC**

Clerks offers the following resolution for adoption:

RESOLVED, that Board of Trustees hereby authorizes Mayor Waylyn Hobbs, Jr., to execute the annexed Acknowledgement recognizing the acquisition, of parcels known as Section 34, Block 330, Lot 129 on the Nassau County Land and Tax Map and Section 34, Block 522, Lots 2, 304 and 326 on the Nassau County Land and Tax Map by RXR Fund II LI Downtowns Holdings LLC.

Moved by Trustee Daniels
Seconded by Trustee Boone

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

**2 FIRE TRUCKS BOND
\$1,750,000,**

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 acquisition of two fire trucks, stating the estimated maximum cost thereof is \$1,750,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$1,750,000, to finance said appropriation.

Section 1. The Village of Hempstead, in the County of Nassau, New York (herein called the "Village"), is hereby authorized to acquire two fire trucks, including related apparatus and equipment. The aggregate estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,750,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds in the principal amount not to exceed \$1,750,000 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Village to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. The aggregate estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,750,000 and said amount is hereby appropriated for such purpose.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness of the object or purpose for which said bonds are authorized to be

issued, within the limitations of Section 11.00 a. 27 of the Law, is twenty (20) years.

(b) The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the Village for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the Village, payable as to both principal and interest by general tax upon all the taxable real property within the Village. The faith and credit of the Village are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the Village by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Board of Trustees relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Village is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Village Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to publish or cause to be published, in full, in the official newspaper of the Village, having a general circulation within said Village, and posted in at least six (6) public places and in each polling place in the Village, a Notice in substantially the form appearing in Exhibit A hereto.

Section 8. The Village Clerk is hereby authorized and directed, after said bond resolution shall take effect, to cause said bond resolution to be published, in summary, in the official newspaper of the Village, having a general circulation within said Village, together with a Notice in substantially the form as provided by Section 81.00 of the Law.

Moved by Trustee Boone
Seconded by Trustee Burroughs

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

**FIREMATIC SUPPLY CO.
2 NEW FIRE APPARATUS**

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of **Joe Gill, Village Treasurer** the Board of Trustees hereby approves to enter into an agreement with Firematic Supply Company, Inc. for the purchase of 2 new fire apparatus for the Hempstead Fire Department not to exceeded in the amount of \$1,750,000

Moved by Trustee Boone
Seconded by Trustee Burroughs

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

BID#1 HEMV 2022/2023

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of Larry Lutz, Purchasing Agent and Steve Giardino, Director of Water Plant, that **Bid # 1 HEMV 2022/2023** Furnish and Deliver 10,000 Lbs. Sodium Hexametaphosphate in the Inc. Village of Hempstead be in this fiscal year, be awarded to the lowest bidder: **Coyne Chemical**, 3015 State Road, Croydon, PA, 19021-6997 in the amount of \$24,948.00

Moved by Trustee Boone
Seconded by Trustee Griffith

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

BID#2 HEMV 2022/2023

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of Larry Lutz, Purchasing Agent and Steve Giardino, Director of Water Plant, that **Bid # 2 HEMV 2022/2023** Furnish and Deliver 40,000 gallons Liquid Caustic Soda in the Inc. Village of Hempstead, be awarded to the lowest bidder: **Univar USA**, 3075 Highland Parkway, Suite 200, Downers Grove, IL 60515 in the amount of \$153,792.00

Moved by Trustee Burroughs
Seconded by Trustee Griffith

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

BID#3 HEMV 2022/2023

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of Larry Lutz, Purchasing Agent and Steve Giardino, Director of Water Plant, that **Bid # 3 HEMV 2022/2023** Furnish and Deliver 40,000 gallons Sodium Hypochlorite, 15% Bleach in the Inc. Village of Hempstead, be awarded to the lowest bidder: **Twin County Swimming Pools**, 797 Conklin Street, Farmingdale, NY 11735-2045 in the amount of \$57,600.00

Moved by Trustee Boone
Seconded by Trustee Burroughs

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

**CAMERON ENGINEERING
SEWER MODEL UPGRADE**

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of **Keisha Marshall**, Village Attorney and the Department of Public Works, that the Village adopts Cameron Engineering & Associates' proposal for Sewer Model Upgrade and Master Plan Services – Water transmission and Distribution System Planning CP6713a1

Moved by Trustee Griffith
Seconded by Trustee Burroughs

AYES: Trustees Daniels, Burroughs, Griffith, Boone;
Mayor Hobbs

NOES: None

**CAMERON ENGINEERING
PHASE 1 SEWER & WATER**

Clerks offers the following resolution for adoption:

RESOLVED that upon the recommendation of **Keisha Marshall**, Village Attorney and the Department of Public Works, that the Village adopts Cameron Engineering & Associates' proposal for Phase 1 Sewer and Water Infrastructure Improvements

Moved by Trustee Burroughs
Seconded by Trustee Daniels

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

**CAMERON ENGINEERING
SEWER SYSTEM EVALUATION**

Clerks offers the following resolution for adoption:

RESOLVED that upon the recommendation of **Keisha Marshall**, Village Attorney and the Department of Public Works, that the Village adopts Cameron Engineering & Associates' proposal for Sewer System Evaluation – Strategic Improvements, CP10562r1

Moved by Trustee Burroughs
Seconded by Trustee Boone

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

**CAMERON ENGINEERING
SEWER SYSTEM CCTV**

Clerks offers the following resolution for adoption:

RESOLVED that upon the recommendation of **Keisha Marshall**, Village Attorney and the Department of Public Works, that the Village adopts Cameron Engineering & Associates' proposal for Sewer System CCTV Inspections Proposal for Engineering Services CP10559r1

Moved by Trustee Daniels
Seconded by Trustee Burroughs

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

**JEAN C. REIS
434 BALDWIN RD.**

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of **Keisha Marshall, Village Attorney**, the Board of Trustees hereby approves/accepts late filing of renewal applications or partial tax exemption for real property of senior citizens for homeowner Jean C. Reis and 434 Baldwin Rd. Hempstead, NY, 11550

WHEREAS, Jean C. Reis, an eighty (80) year old resident and the property owner of the premises located at and known as 434 Baldwin Road, lying situate within the Incorporated Village of Hempstead,

failed to timely file the required forms (RP-467-Rnw) to properly receive partial real property tax exemptions for seniors and;

WHEREAS with the assistance of relatives, Ms. Reis has appealed to the Mayor and Board of Trustees to retroactively accept the Senior Citizens' Exemption on said property and;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Trustees of the Village of Hempstead, that the Village assessor is directed to accept and apply retroactively, form RP-467-Rnw, the renewal application renewal application for partial tax exemption for Real Property of Senior Citizens and;

BE IT FURTHER RESOLVED, that the Superintendent of Tax and Water is directed to issue an amended tax bill to Ms. Jean C Reis for premises located at 434 Baldwin Road.

Moved by Trustee Burroughs
Seconded by Trustee Boone

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

ELECTRICIAN LICENSES

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of **Joe Simone, Superintendent of Building Department**, the Board of Trustees hereby approves the following licenses:

Master Electrician

Joseu Herin
123 Bridge Road
Hauppauge, NY, 11787

Jonathan Smith
15 Okleigh Place
Northport, NY 11768

Moved by Trustee Boone
Seconded by Trustee Burroughs

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

UNIQUE STYLE 167 PUBLIC HEARING

Clerks offers the following resolution for adoption:

WHEREAS, The Village Clerk desires to revoke the business license for business known as **Unique Style 167**, 167-A Henry St., Hempstead, NY 11550. Pursuant to Section 86-5 of the Village of Hempstead Code.

WHEREAS, it has come to the Village's attention that **Unique Style 167.**, conducting business at 167-A Henry St., Hempstead, NY 11550, has engaged in the

following illegal activities: Sale of counterfeit trademark merchandise, sale of prescription pills, possession of gambling machines and gambling promoting, illegal partition wall and no building permits.

THE VILLAGE CLERK

HEREBY SCHEDULES a public hearing to be held on the **21st** day of **June 2022** at **6:15 p.m.** at the Hempstead Village Hall, 99 James A. Garner Way, Hempstead, New York, to consider revoking the Business License to **Unique Style 167**, by the Incorporated Village of Hempstead.

Moved by Trustee Boone
Seconded by Trustee Burroughs

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

EDWARD CHERUBIN

Clerks offers the following resolution for adoption:

The appointment of **Edward Cherubin** as **Special Counsel** in the Village Court at a fee of **\$40.00** per hour and **\$60.00** per hour for Village Tax liens matters, said term will expire on **April 3, 2023**.

Moved by Trustee Boone
Seconded by Trustee Burroughs

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

FELIPE VENTURA

Clerks offers the following resolution for adoption:

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

<u>Name</u>	<u>Department/Title/Grade</u>	<u>Base Salary</u>
Felipe Ventura <i>(Title change)</i>	DPW- Parks & Shade Tree Pruner Grade 112/6 New	\$69,647 yr upon CS approval

Moved by Trustee Boone
Seconded by Trustee Burroughs

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

SHAWNA DAVIS

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of Lisa Barrington, Director of Human Resources, the Mayor hereby appoint and/or approve the following to a

seasonal position for the Incorporated Village of Hempstead.

<u>Name</u>	<u>Department/Title/Grade</u>	<u>Base Salary</u>
Shawna Davis (<i>Seasonal</i>)	Human Resources Clerk, Seasonal	\$15.00 hr upon CS approval

Moved by Trustee Boone
Seconded by Trustee Burroughs

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

PAUL JOHNSON

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of **Mayor Hobbs**, the Board of Trustees hereby approves the attached memorandum of agreement for Chief of Police, Paul Johnson, for the period of **June 1, 2022 to May 31, 2023**

Moved by Trustee Boone
Seconded by Trustee Burroughs

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

KEVIN COLGAN

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of **Mayor Hobbs**, the Board of Trustees hereby approves the attached memorandum of agreement for Assistant Chief of Police, Kevin Colgan, for the period of **June 1, 2022 to May 31, 2023**

Moved by Trustee Boone
Seconded by Trustee Burroughs

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

RICHARD HOLLAND

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of **Mayor Hobbs**, the Board of Trustees hereby approves the attached memorandum of agreement for Deputy Chief of Police, Richard Holland, for the period of **June 1, 2022 to May 31, 2023**

Moved by Trustee Boone
Seconded by Trustee Burroughs

AYES: Trustees Daniels, Burroughs, 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 **May 17, 2022** be approved as previously reviewed.

Moved by Trustee Boone
Seconded by Trustee Burroughs

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

Village Clerk