

Hempstead, New York

June 20, 2023

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 Burroughs, Griffith, Boone; Mayor Hobbs
Via Zoom: Trustee Daniels

Also Present:

Keisha Marshall, Village Attorney
Stephany Braxton, Deputy 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.

**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:

Vybez on the Main LLC- New
Natalie Brown
24 Main Street

Safety Force NYC Corp. -New
Derick Mendoza
136 North Franklin Street

Bryanna's Panaderia y Pupuseria Corp. -New
Silvia Guadalupe Gonzalez De Platero
429 Clinton Street

Miranda River Café 221 Mamma Mia Enterprises – Change of Owner (Hrs: 11am to 2am 7 days)
Luis A. Marquez
221 Fulton Ave

Premier Social Adult Day Services Inc. -Renewal
Rajat Mehta
115 Fulton Ave

Rockaway Deli Mart Mi Casa Deli Mart – Change of Owner
Pedro Escobar
139 Jackson Street

Taxi Hack License for Approval

Horace Stevens
390 Greengrove Ave.
Uniondale, NY, 11563

**JABLON BROS. REALTY 1, LLC
247 GREENWICH 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 **Jablon Bros. Realty I, LLC**, for the property known as **247 Greenwich Street**,

Hempstead, New York in a total of \$3,000.00 for the tax years 2015/16 through 2022/23

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. 400031/19, in case entitled “In the Matter of Jablon Bros. Realty I, 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 2015/16 through 2022/23 tax years, for real property tax purposes, for the premises described as Section 34, Block 369, Lot(s) 161-162, known as 247 Greenwich 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 Jablon Bros. Realty I, LLC, owner of 247 Greenwich Street, a total of \$3,000.00, to resolve the issue of the true tax assessment for the 2015/16 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 taxes paid 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 Jablon Bros. Realty I, LLC, owner of 247 Greenwich Street, a total of \$3,000.00, to resolve the issue of the true tax assessment for the 2015/16 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 taxes paid for all tax years; and

BE IT FURTHER RESOLVED, that, upon payment of the total refund, the certiorari tax proceedings brought on behalf of Jablon Bros. Realty I, LLC, owner of the property known as 247 Greenwich Street, Hempstead, New York 11550, for the tax years 2015/16 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 Boone

Seconded by Trustee Burroughs

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

**ROBEN PLAZA LLC
10 WASHINGTON 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 **Roben Plaza LLC**, for the property known as **10 Washington St.**, Hempstead, New York in a total of \$5,300.00 for the tax years 2019/20 through 2022/23

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. 400494/22, in case entitled “In the Matter of Roben Plaza 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 2019/20 through 2022/23 tax years, for real property tax purposes, for the premises described as Section 34, Block 355, Lot(s) 32, known as 10 Washington 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 Roben Plaza LLC, owner of 10 Washington Street, a total of \$5,300.00, to resolve the issue of the true tax assessment for the 2019/20 through 2022/23 tax years, payable in one lump sum within 90 days after the Village’s receipt by of an Order and Judgment with proof of payment for all tax years being settled and payment voucher and;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Trustees of the Incorporated Village of Hempstead, that the Village has agreed to refund Roben Plaza LLC, owner of 10 Washington Street, a total of \$5,300.00, to resolve the issue of the true tax assessment for the 2019/20 through 2022/23 tax years, payable in one lump sum of \$5,300.00 within 90 days after the Village’s receipt by of an Order and Judgment with proof of payment for all tax years being settled and payment voucher; and

BE IT FURTHER RESOLVED, that, upon payment of the total refund, the certiorari tax proceedings brought on behalf of Roben Plaza LLC, owner of the property known as 10 Washington Street, Hempstead, New York 11550, for the tax years 2019/20 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 Boone
Seconded by Trustee Griffith

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

125 LINDEN AVE

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of **Grace Lawrence**, Senior Accountant, the Mayor and the Board of Trustees authorize a refund of tax bill for 125 Linden Ave of \$23,703.44 due to incorrect water meter reading. The erroneous bill was subsequently transferred to the 2022 tax bill which was paid.

Moved by Trustee Boone
Seconded by Trustee Burroughs

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

WORKER'S COMPENSATION

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of **Joe Gill, Village Treasurer**, the Board of Trustees approve to settle the Worker's Compensation claim for Matthew Martin, to be funded by June 8, 2023, to avoid any penalties **be ratified**.

Moved by Trustee Boone
Seconded by Trustee Griffith

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

WORKER'S COMPENSATION

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of **Joe Gill, Village Treasurer**, the Board of Trustees approve to settle the Worker's Compensation claim for Gregory Bumpass & Devontae King, to be funded by June 15, 2023, to avoid any penalties **be ratified**.

Moved by Trustee Boone
Seconded by Trustee Burroughs

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

CHAPTER 139 ZONING

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of **Keisha Marshall, Village Attorney**, the Board of Trustees hereby approve the amendment of Chapter 139 Zoning: Article I Title; Definitions; Zones and Boundaries Section 139-2 Definitions and word usage; Article III, Provisions Relating to All Districts Sections 139-28 and 139-29; Article IV Residence AAA Districts, Section 139-46; Habitable Floor Area; Article V Residence AA Districts, Section 139-56, Habitable Floor Area; to the Hempstead Village Code, for which a public hearing was held on **June 6, 2023**.

Moved by Trustee Boone
Seconded by Trustee Burroughs

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

CHAPTER 13 SECTION 13-3

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 13 Section 13-3 of the Hempstead Village Code, for which a public hearing was held on **June 6, 2023**.

Moved by Trustee Boone
Seconded by Trustee Burroughs

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

HUMAN RELATIONS COUNCIL

Clerks offers the following resolution for adoption:

The appointment of **Dion Harris, Valerie Anthony, Angela Stanley, Tonya Herring, Essie Toney, LaShawn Carpenter, Delilah Rashard, Marilyn Vallejo, Burnette Willet, Kristen Reynolds**, and **Terry Banks**, as Board members of the Human Relations Council.

Moved by Trustee Boone
Seconded by Trustee Burroughs

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

Human Relations Council shall now be comprised of:

	<u>Term Expires</u>
Dion Harris	April 7, 2025
Valerie Anthony	April 6, 2026
Angela Stanley	April 7, 2025
Tonya Herring	April 7, 2025
Essie Toney	April 7, 2025
LaShawn Carpenter	April 7, 2024
Delilah Rashard	April 7, 2025
Marilyn Vallejo	April 6, 2026
Bernette Houston-Willet	April 6, 2026
Kristen Reynolds	April 6, 2026
Terri A. Banks	April 6, 2026

Human Relations Council meets every 3rd Thursday of each month except July and August at Village Hall

**RESCHEDULING
OF BOARD MEETING**

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of **Patricia Perez, Village Clerk** that authorization by Board of Trustees is hereby granted for the regularly scheduled meeting of the Board of Trustees Village Board meeting on **Tuesday, July 4, 2023, at 6:30 p.m., be rescheduled to Friday, July 7, 2023, at 6:30 p.m.**, in view of the July 4th Holiday.

Moved by Trustee Boone
Seconded by Trustee Burroughs

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

**ASSURANCE WIRELESS
BY T-MOBILE**

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of **Patricia Perez, Village Clerk**, the Board of Trustees hereby approves for **Assurance Wireless by T-Mobile**, to provide free phones and services, every **Tuesday, and Thursday from April 2023 to August 2023**, from 10:00 am to 3:00 p.m. at Municipal Parking field # 6 at no cost. 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 Burroughs

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

**ALL THE WAY 100
PERCENT INC**

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of **Patricia Perez, Village Clerk**, the Board of Trustees hereby approves for **All the Way 100 Percent Inc**, to have a Community Event, on Monday, July 17, 2023, from 10:00 am to 4:00 p.m. at Margaret Court, with a total cost of \$198.00 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 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 agreement for Assistant Chief of Police, **Richard Holland**, for the period of **September 22, 2022 to May 31, 2024**.

Moved by Trustee Boone
Seconded by Trustee Burroughs

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

DEREK WARNER

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of **Mayor Hobbs**, the Board of Trustees hereby approves the attached agreement for Deputy Chief of Police, **Derek Warner**, for the period of **September 22, 2022 to May 31, 2024**.

Moved by Trustee Boone

Seconded by Trustee Griffith

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

SEASONAL EMPLOYEES

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of **Mayor Hobbs**, the Board of Trustees hereby approve the following for seasonal employees as reviewed.

Keyshon Cobbs
Raniya Williams
Charles Moss
Kaia Peterson

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 **June 20, 2023**, be approved as previously reviewed.

Moved by Trustee Boone
Seconded by Trustee Griffith

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 Burroughs

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

Deputy Village Clerk