

Hempstead, New York

APRIL 7, 2020

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, Hempstead, NY 11551 at 6:30 p.m.

ROLL CALL

Trustees Johnson, Hobbs and Mayor Ryan

VIDEO TELECONFERENCE

Trustee Daniels and Renfroe

Also Present:

Cherice P. Vanderhall, Village Attorney
Samantha Fountain, Deputy Village Clerk

ACCEPTANCE OF MINUTES

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of **Samantha Fountain, Deputy Village Clerk** the Board of Trustees hereby waives a reading of the minutes of the **Regular meeting of March 17, 2020** and accepts them as reviewed.

Moved by Trustee Hobbs that the reading of the minutes of the **Regular meeting of March 17, 2020** be dispensed with and that they be accepted as reviewed.

Seconded by Trustee Daniels

AYES: Johnson, Hobbs, Renfroe, Daniels and Mayor Ryan
NOES: None

APPROVAL OF MISCELLANEOUS LICENSE AND PERMIT APPLICATIONS

Clerk wishes to report that Mayor Ryan & Deputy Mayor Renfroe have approved miscellaneous Business licenses as reviewed

Business License for approval

Rosa Variedades Corp (Retail Store)
14 James LL Burrell Ave.

Home Depot #1274
172 Fulton Ave.

GameStop #1594
166 Fulton Ave.

El Rancho Catracho Restaurant
131 Jackson St.

Pada Food Corp. dba Key Food
386 Fulton Ave.

A&M Multiservices Inc.
169 Baldwin Rd.

Merchy Servicenter Inc.
313 Clinton St.

Clinton Market LLC
375 Clinton St.

Hempstead Family Deli

Mars Brokerage of LI Inc.

426 Clinton St.

24 Fulton Ave. Ste 200

Landscaping License for approval

Manuel P. Landscaping
39 W. Centennial Ave.
Roosevelt, NY 11575

Jose Landscaping
16 Dikeman St.
Hempstead, NY 11550

Mezzaucella Contractors Corp.
36 Barrymore Blvd.
Franklin Square, NY 11010

Reyes Landscaping
83 Mead St.
Hempstead, NY 11550

Nationwide Landservice
148 Patterson Ave.
Hempstead, NY 11550

Lopez Landscaping Inc.
115 Hewlett St.
Hempstead, NY 11550

Porfirio Landscaping
132 Washburn Ave.
Freeport, NY 11520

Jose H. Argueta Landscaping
11 Harrison Ave.
Hempstead, NY 11550

Alberto Tavaréz Landscaping
12 Ballard Ave. Apt G1
Valley Stream, NY 11580

Ari Landscaping
2 Andrews Ave.
Roosevelt, NY 11575

Campos Landscaping
36 Thorne Ave.
Hempstead, NY 11550

Pineda Valle Landscaping
18 Andrews Ave.
Roosevelt, NY 11575

Juan Rodriguez Landscaping
237 California Ave.
Uniondale, NY 11553

Lorenzo Zaino Landscaping
100 Hardy Lane
Westbury, NY 11590

Brother Landscaping & Design
302 Newport Rd.
Uniondale, NY 11553

Diaz Touch Landscaping
348 Mulberry Lane
W. Hempstead, NY 11552

Juan Landscaping
280 Rose St.
Freeport, NY 11520

Navarrete Landscaping
1039 Elizabeth St.
Baldwin, NY 11510

S. Carlos Landscaping
135 Clinton St.
Hempstead, NY 11550

Rivas Landscaping Services
19 Sammis Place
Hempstead, NY 11550

Roger Cruz Landscaping
67 Perry St.
Hempstead, NY 11550

General Landscaping Services
20 Long Dr.
Hempstead, NY 11550

MM Bari Landscaping
1058 Lydia Dr.
Franklin Square, NY 11010

Mejia & Reyes Landscaping
146 Woodfield Rd.
W. Hempstead, NY 11552

Mario & Aleydi Landscape Inc.
21 S. Lerisa St.
Bethpage, NY 11714

Peddler & Solicitor License

Mr. Softee (3 Trucks)
Nieves & Anthony Fortunado
15 Clarence St.
Copiague, NY 11726

JUSTICE COURT (Monthly Report submitted by Village Justice Paul R. Delle)

Report of the Village Justice for the month of **February 2020**

Total number of cases before the court 1,949

Total monies remitted to Village Comptroller \$181,226.00

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

16 MAIN STREET

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of **Cherice Vanderhall, Village Attorney**, the Board of Trustees approve for Mental Health Association of Nassau County, having an office at 16 Main Street, Hempstead, NY to utilize sixty-eight (68) parking spaces in parking field #4 in the Inc. Village of Hempstead from October 1, 2019 through December 31 2021. The Mayor be and he hereby is authorized to execute said agreement on behalf of the Village of Hempstead on such terms and conditions as are acceptable to the Village Attorney.

Moved by Trustee Hobbs

Seconded by Trustee Daniels

NOES, Johnson, Hobbs, Daniels and Renfroe

AYES: Mayor Ryan

MOTION FAILED

LERNER, ARNOLD & WINSTON LLP Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of **Cherice Vanderhall, Village Attorney**, the Board of Trustees hereby approves for Lerner, Arnold & Winston, LLP, 475 Park Avenue South, 28th Floor, New York, NY to provide representation in a matter seeking a declaratory judgment.

Moved by Trustee Johnson

Seconded by Trustee Hobbs

AYES: Johnson, Hobbs, Renfroe and Mayor Ryan

NOES: Daniels

SACRED HEART ACADEMY

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of **Patricia Perez, Village Clerk**, that the Board of Trustees hereby approves for Sacred Heart Academy, 47 Cathedral Ave., Hempstead, NY to host a 5K Run/Walk on Saturday, September 19, 2020 from 9:00 am to 11:00 am with a total cost of \$9,000.00 and after calculations of 80%, the cost will be **\$7,200.00** to be paid on or before **August 19, 2020**. 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 as determined by the Board herein; and indemnification and the execution of a hold harmless agreement on such terms and conditions and may be acceptable to the Village attorney.

Moved by Trustee Johnson

Seconded by Trustee Renfroe

AYES: Johnson, Hobbs, Renfroe, Daniels and Mayor Ryan

NOES: None

COVID 19

Clerks offers the following resolution for adoption:

WHEREAS, on or about March 13, 2020, President Trump declared a national emergency regarding the outbreak of the COVID-19 virus: and

WHEREAS, on or about March 18, 2020, the Families First Corona virus response Act ("Act"), which included a temporary expansion of the FMLA and emergency paid leave provisions, was signed into federal law, and

WHEREAS, the Act is due to take effect no later than April 2, 2020; and

WHEREAS, the Act permits covered employees, including public employers, to exclude emergency responders and health care providers from the applicable FMLA and emergency paid leave provisions of the Act: and

WHEREAS, the Inc. Village of Hempstead ("Village") recognizes that its emergency responders and/or healthcare providers deliver critical public health and safety emergency services to the Village's residents and business,

NOW, THEREFORE, BE IT RESOLVED:

1. Effective immediately and to the extent it may be required by federal law or regulation, the Village hereby exempts and excludes its emergency responders, including but not limited to, all members of its Police and Fire and Ambulance Departments as may exist, from any applicable FMLA and emergency paid leave provisions of the Act.
2. The Village reserves the right to modify or terminate this Resolution at any time in order to meet the needs of the Village and its employees.

Moved by Trustee Hobbs
Seconded by Trustee Daniels

AYES: Johnson, Hobbs, Renfroe, Daniels and Mayor Ryan
NOES: None

HFD MINUTES

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of **Mayor Ryan**, that the Board of Trustees hereby approves the Hempstead Fire Department Fire Council minutes as reviewed dated February 26, 2020. .

Moved by Trustee Johnson
Seconded by Trustee Hobbs

AYES: Johnson, Hobbs, Renfroe, Daniels and Mayor Ryan
NOES: None

LOSAP AWARDS PROGRAM

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of **Joe Gill, Village Treasurer** that the Board of Trustees hereby approves the volunteer firefighter Service Award Program list of all 2019 of the Incorporated Village of Hempstead Fire Department.

Moved by Trustee Johnson
Seconded by Trustee Daniels

AYES: Johnson, Daniels and Mayor Ryan
NOES: None
ABSTAINED: Hobbs and Renfroe

PLANNING BOARD

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of **Cherice Vanderhall, Village Attorney**, that the Board of Trustees hereby approves and adopts the change to Chapter 8 entitled "Planning Board: of the Village Code of ordinances as proposed at the March 3, 2020 public hearing.

Moved by Trustee Hobbs
Seconded by Trustee Renfroe

AYES: Johnson, Hobbs, Renfroe, Daniels and Mayor Ryan

NOES: None

TENTATIVE BUDGET

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 **Tuesday, April 28, 2020** at 12:00 Noon Public Hearing shall be held at Village Hall, 99 James A. Garner Way, Hempstead, NY 11550 on the Tentative Budget for the 2020/2021 fiscal year on live stream with no public participation..

Moved by Trustee Hobbs

Seconded by Trustee Daniels

AYES: Johnson, Hobbs, Renfroe, Daniels and Mayor Ryan

NOES: None

WATER RATE 20/21

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 **Tuesday, April 28, 2020** immediately following the tentative Budget Public Hearing there will be new water rates billing structure hearing to be considered to become effective, August 1, 2020 for the Incorporated Village of Hempstead on live stream with no public participation.

Moved by Trustee Daniels

Seconded by Trustee Renfroe

AYES: Johnson, Hobbs, Renfroe, Daniels and Mayor Ryan

NOES: None

MICHAEL WILKINSON

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of **Frank Germinaro, Director Public Work**, that the Board of Trustees hereby appoints and/or approves the following salary changes for a part-time Laborer of the Incorporated Village of Hempstead.

Name	Department/Title/Grade	Salary
Michael Wilkinson <i>(New Hire)</i>	DPW-Streets Laborer-PT	\$14.91 hr upon Approval

Moved by Trustee Renfroe

Seconded by Trustee Johnson

AYES: Johnson, Hobbs, Renfroe, Daniels and Mayor Ryan
NOES: None

MICHAEL FISCHER

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of **Frank Germinaro, Director Public Work**, that the Board of Trustees hereby appoints and/or approves the following salary changes for Asst. Motor Repair Supervisor of the Incorporated Village of Hempstead.

Name	Department/Title/Grade	Salary
Michael Fischer <i>(Promotion)</i>	DPW-Garage Asst. Motor Repair Supervisor <i>Grade 14/6 Old</i>	\$82,599 yr upon CS Approval

Moved by Trustee Hobbs

Seconded by Trustee Renfroe

AYES: Johnson, Hobbs, Renfroe, Daniels and Mayor Ryan
NOES: None

SEDGWICK EASLEY

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of **Mayor Ryan**, that the Board of Trustees hereby appoints and/or approves the following title change for Publicity Director of the Incorporated Village of Hempstead.

Name	Department/Title/Grade	Salary
Sedgwick Easley <i>(Title Change)</i>	Mayor's Office Publicity Director	\$68,979 yr upon CS Approval

Moved by Trustee Hobbs

Seconded by Trustee Renfroe

AYES: Johnson, Hobbs, Renfroe, Daniels and Mayor Ryan

NOES: None

HUMAN RELATIONS

Clerks offers the following resolution for adoption:

RESOLVED, that Mayor Ryan and the Board of Trustees would like to approve Alec Jones Jr. to be on the Human Relations Council Board effective Tuesday, April 7, 2020 through Monday, April 5, 2021

Moved by Trustee Hobbs

Seconded by Trustee Johnson

AYES: Johnson, Hobbs, Renfroe, Daniels and Mayor Ryan

NOES: None

EXECUTIVE SESSION

Clerks offers the following resolution for adoption:

Does the Board wish to approve the matter that was discussed in Executive Session

Moved by Trustees Hobbs

Seconded by Trustee Renfroe

WARRANTS

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 7, 2020** be approved as previously reviewed.

Moved by Trustee Hobbs

Seconded by Trustee Daniels

AYES: Johnson, Hobbs, Renfroe, Daniels and Mayor Ryan

NOES: None

MEETING CLOSED

Clerks offers the following resolution for adoption:

Moved by Trustee Renfroe

Seconded by Trustee Hobbs

AYES: Renfroe, Daniels and Mayor Ryan

NOES: Johnson and Hobbs

Deputy Village Clerk