

Hempstead, New York

July 2, 2019

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, Renfroe, Daniels; Mayor Ryan

Also Present:

Cherice Vanderhall, Village Attorney
Patricia Perez, Village Clerk

SALUTE THE FLAG

Mayor Ryan called the meeting to order and asked all 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 Ryan & Deputy Mayor Renfroe have approved miscellaneous Business licenses as reviewed

General Business License for approval

Enterprise Rent a Car (Renewal)
310 Main Street.

Genuine African Market (Renewal)
8 West Columbia Ave.

RKAD/Town Laundromat
397 Clinton St.

ESL One Stop Deli Corp. (Renewal)
462 Peninsula Blvd.

Metro General Mechanic (New)
319 Peninsula Blvd.

Taxi License for approval

Juan Carlos Segura
316 Main Street
Hempstead, NY 11550

Alex Alberto Morales
22 Maryland Ave.
Hempstead, NY 11550

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

Human Relations – Juanita Hargwood, Director

Personal Service Wireless Facilities Board – Zoning Officer Deloris Mc Queen

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 Charlene Thompson

Electrical Board – Ronald Margarie

**PUBLIC HEARING
SCHEDULING**

Clerks offers the following resolution for adoption

RESOLVED, by the recommendation of Cherice Vanderhall, Village Attorney request that the Board of Trustees hereby schedules a public hearing to consider amending **CHAPTER 9 (CODE OF ETHICS)** the Code of the Incorporated Village of Hempstead.

WHEREAS, The Village Board of Trustees desires to amend the Code of the Incorporated Village of Hempstead to foster an attentive and open government that works hand-in hand with community members, and to strive for ongoing progress in improving life and work in the Village.

**NOW THEREFORE
THE VILLAGE BOARD OF TRUSTEES**

HEREBY SCHEDULES a public hearing to be held on the 5th day of August 2019 at 6:15 pm at the Hempstead Village Hall 99 James A. Garner Way, Hempstead, New York to consider amending Chapter 9 (Code of Ethics)

Moved by Trustee Daniels
Seconded by Trustee Hobbs

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

**PUBLIC HEARING
APPROVAL**

Clerks offers the following resolution for adoption

RESOLVED, by the recommendation of Cherice Vanderhall, Village Attorney that the Board of Trustees hereby approves the amendment to Chapter 24 (Officers and Employees) of the code of the Incorporated Village of Hempstead, which public hearing was held on June 4, 2019.

Moved by Trustee Hobbs
Seconded by Trustee Daniels

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

EL TRIUNFADOR LLC.

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. 405916/2016, in the case entitled "In the Matter of El Triunfador, LLC, Petitioner, against 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 2013/14 through 2019/20 tax years, for real

property tax purposes, for the premises described as Section 34, Block 357, Lot 79, known as 151-157 Henry 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 El Triunfador, LLC, owner of 151-157 Henry Street, a total of \$13,000.00, to resolve the issue of the true tax assessment for the 2013/14 through 2019/20 tax years, payable in one lump sum within 90 days after service on the Village of a certified copy of the duly signed and entered Order and Judgment with Notice of Entry;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Trustees of the Incorporated Village of Hempstead, that the Village refund to El Triunfador, LLC, owner of 151-157 Henry Street, a total of \$13,000.00, to resolve the issue of the true tax assessment for the 2013/14 through 2019/20 tax years, payable in one lump sum within 90 days after service on the Village of a certified copy of the duly signed and entered Order and Judgment with Notice of Entry; and

BE IT FURTHER RESOLVED, that, upon payment of the total refund, the certiorari tax proceedings brought on behalf of El Triunfador, LLC, for property known as 151-157 Henry Street, Hempstead, New York 11550, for the tax years 2013/14 through 2019/20, 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 2020/21, 2021/22, and 2022/23 will be \$11,200.00 and that no protest will be filed by El Triunfador, LLC, owner of property known as 151-157 Henry Street, Hempstead, NY, for the tax years 2020/21, 2021/22, and 2022/23; 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 Renfroe

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

**SPANISH CHURCH OF
GOD PROPHECY**

Clerks offers the following resolution for adoption

Moved by Trustee Hobbs that authorization be granted for Spanish Church of God of Prophecy of Westbury, 458 Peninsula Blvd, Hempstead, New York

11550, to hold an outdoor Church Service on August 30, 2019 through September 1, 2019 from 5:00pm to 9:00 pm at a total cost of \$2,455.00 and after calculations, 80% would be a total cost \$1964.00 to be paid. 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 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.

Seconded by Trustee Renfroe

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

NOES: None

ALL THE WAY 100PERCENT

Clerks offers the following resolution for adoption

Moved by Trustee Renfroe that authorization be granted for All the Way 100 Percent Inc. PO Box 18, Hempstead, New York 11550 to hold a Community Outreach & Health Awareness on August 10, 2019 from 12:00pm to 7:00pm at a total cost of \$581.00 and the after calculations, 80% would be a total cost \$464.80 to be paid. 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 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.

Seconded by Trustee Hobbs

AYES: Hobbs, Daniels, Renfroe and Mayor Ryan

NOES: None

ABSTAINED: Trustee Johnson

**CHOICE FOR ALL FARMERS
MARKETS**

Clerks offers the following resolution for adoption

Moved by Trustee Hobbs that authorization be granted for Choice for All Farmers Market to be held on July 13, 2019 through October 26, 2019 (Saturdays Only) from 9:00am to 4:00 pm at parking field # 14 with no cost. 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 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.

Seconded by Trustee Renfroe

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

NOES: None

CATHERINE JONES HANKINS Clerks offers the following resolution for adoption

RESOLVED, upon the recommendation of Cherice Vanderhall, Village Attorney to appoint Catherine Jones-Hankins as a Special Prosecutor at the per diem rate of \$40 per hour.

Moved by Trustee Hobbs

Seconded by Trustee Renfroe

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

NOES: None

**TODD SHAPIRO ASSOC.
PUBLIC RELATIONS.**

Clerks offers the following resolution for adoption

RESOLVED, by the recommendation of Cherice Vanderhall, Village Attorney, that the Board of Trustees hereby approves to the contractual agreement with the with the Public Relations Firm Todd Shapiro commencing July 2, 2019 through May 31, 2020?

Moved by Trustee Hobbs

Seconded by Trustee Daniels

AYES: Johnson, Hobbs, Daniels, Renfroe

NOES: Mayor Ryan

SEASONAL

Clerks offers the following resolution for adoption:

RESOLVED, that upon the recommendation of **Samantha Fountain, Deputy Village Clerk**, that the Board of Trustees hereby approves the appointment of seasonal employees of the Incorporated Village of Hempstead as reviewed:

Jessica Ward
99 James A. Garner Way
Hempstead, NY

Kyle Hoahing
99 James A. Garner Way
Hempstead, NY

Allahzia Howe
99 James A. Garner Way
Hempstead, NY

Michael James
99 James A. Garner Way
Hempstead, NY

Ayanna Higgins
99 James A. Garner Way
Hempstead, NY 11550

Terrence Thomas
99 James A. Garner Way
Hempstead, NY 11550

Tayvon Young
99 James A. Garner Way
Hempstead NY 11550

Taleik Tucker
99 James A. Garner Way
Hempstead NY 11550

Moved by Trustee Hobbs

Seconded by Trustee Johnson

AYES: Johnson, Hobbs, Daniels, Renfroe and Mayor Ryan
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 **July 2, 2019** be approved as previously reviewed.

Moved by Trustee Hobbs
Seconded by Trustee Daniels

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

MEETING ADJOURNED

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

Seconded by Trustee Daniels

AYES: Trustees Johnson, Pettus, Renfroe, Daniels;
Mayor Ryan
NOES: None

Village Clerk