

PROPOSED RESOLUTION NO. 99 - 2022

MAKING CERTAIN DETERMINATIONS PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT AND AUTHORIZING THE COUNTY EXECUTIVE ON BEHALF OF THE COUNTY OF NASSAU TO EXECUTE A SECOND AMENDMENT TO LEASE BETWEEN THE COUNTY OF NASSAU, AS TENANT, AND 89th JAMAICA REALTY COMPANY, LLC, AS LANDLORD, OF PROPERTY OWNED BY 89th JAMAICA REALTY COMPANY, LLC LOCATED AT 89th AVENUE AND MERRICK BOULEVARD IN JAMAICA, BOROUGH OF QUEENS, CITY OF NEW YORK, STATE OF NEW YORK FOR USE BY THE NASSAU INTER-COUNTY EXPRESS BUS SERVICE (NICE).

WHEREAS, the County of Nassau has leased certain Premises known as a portion of the Jamaica Bus Terminal consisting of six (6) bus parking bays pursuant to a Lease dated July 1, 2012, a copy of which is on file with the Clerk of the Nassau County Legislature, as amended by that certain letter agreement dated March, 2017 and by the First Amendment To Lease dated April 1, 2021 (collectively the “Lease”) between the County of Nassau as Tenant (hereafter the “County”), and 89th Jamaica Realty Company, LLC as Landlord, and

WHEREAS, the Lease will expire on March 31, 2022 and the Landlord and the County both desire to amend the Lease to extend the term thereof for a period of eighteen (18) months from April 1, 2022 through September 30, 2023, and

WHEREAS, the Landlord and the County desire to execute the Second Amendment to Lease reflecting the agreed upon terms of the extended term of the Lease;

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF NASSAU AS FOLLOWS:

RESOLVED, that the County Executive be and he is hereby authorized to execute on behalf of the County of Nassau, the Second Amendment to Lease between the County of Nassau, as Tenant, and 89th Jamaica Realty Company, LLC, as Landlord, and any ancillary documents and instruments necessary to carry out the purposes of the

Second Amendment to Lease, subject to all the terms and conditions as contained in said Second Amendment to Lease; and it is further

RESOLVED, that it is hereby determined pursuant to the provisions of the New York State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that the proposed Second Amendment to Lease has been determined to be a Type II action that does not have a significant effect on the environment and that no further review is required; and be it further

RESOLVED, that this Resolution shall take effect immediately.