

*John Canning*

COMMISSIONER OF HUMAN RESOURCES

APPROVED

Meeting of January 5, 2016

RESOLUTION P-2-16

WHEREAS, The 2016 Budget, adopted October 13, 2015 established the titles and salaries of officers and employees of the Town of Oyster Bay pursuant to Section 27 of Town Law, and other Local Laws relating to the establishment of Town Departments, and Rules and Regulations governing appointments, etc., of employees; and

WHEREAS, The adoption of said 2016 Budget, on October 13, 2015, was by a Resolution of the Town Board; and

WHEREAS, Resolution #P1063, dated December 12, 1972, provides a procedure for the amendment of the Resolution establishing grades, salaries and titles as required and requested by Department Heads,

NOW, THEREFORE, BE IT RESOLVED, That the Budget as adopted be and hereby is amended to reflect the approved additions and deletions as indicated by the attached.

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

Meeting of January 5, 2016

Resolution No. 1-2016

WHEREAS, David L. Waldo, Executive Director of the Waterfront Center, by letter dated November 3, 2015, has requested the Town provide winter storage slips for the Waterfront Center's three boats, Christeen, Ambiance, and Fortunato, at Theodore Roosevelt Marina, and that all associated fees be waived for such storage; and

WHEREAS, Frank A. Nocerino, Commissioner of the Department of Parks, and Brian A. Vander Veer, Assistant Superintendent of Beaches, by memorandum dated December 1, 2015, recommend Town Board approval be given for the occupation of winter storage slips by the Christeen, Ambiance, and Fortunato, at Theodore Roosevelt Marina, nunc pro tunc, from December 1, 2015 through March 31, 2016, and that all associated fees be waived for such storage;

NOW THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is accepted, and the Town Board approves the occupation of winter storage slips by the Christeen, Ambiance, and Fortunato, at Theodore Roosevelt Marina, nunc pro tunc, from December 1, 2015 through March 31, 2016, and that all associated fees be waived for such storage.

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor  
Town Attorney  
Comptroller (2)  
Parks

Reviewed By  
Office of Town Attorney

Meeting of January 5, 2016

Resolution No. 2-2016

WHEREAS, Frank A. Nocerino, Commissioner of the Department of Parks, and Donna Antetomaso, Recreation Specialist III, Department of Parks, by memorandum dated December 7, 2015, request and recommend Town Board authorization to collect administrative fees in Account No. PKS A 0001 02001 510 0000, of \$450.00 per team for the Department of Parks summer 2016 Softball League,

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is accepted, and the Department of Parks is hereby authorized to collect the above referenced fees, said monies to be deposited in Account No. PKS A 0001 02001 510 0000; and be it further

RESOLVED, That each team participating in the above referenced Softball League will submit a Certificate of Insurance and endorsement naming the Town of Oyster Bay as additional insured, in the amount of \$1,000,000 bodily injury and \$500,000 property damage per occurrence.

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor  
Town Attorney  
Comptroller (2)  
Parks

Reviewed By  
Office of Town Attorney

WHEREAS, Resolution No. 81-2013, adopted on February 5, 2013, authorized the Office of the Comptroller, Division of Information Technology, to obtain the professional services of the below mentioned firms under Contract No. PWC 072-12, On-Call Supply and Technical Assistance, from January 1, 2013 through December 31, 2013, with an option for four (4) one (1) year extensions at an aggregate cost not to exceed \$6,000,000:

- Cenosystems Inc., PO Box 311306, Jamaica, New York 11431
- Sharp Decisions, Inc., 1040 Avenue of the Americas, 17th Floor, New York, New York 10018
- Custom Computer Specialists, Inc., 70 Suffolk Court, Hauppauge, New York 11788
- Marcum Technologies, 10 Melville Park Road, Melville, New York 11747
- Kforce, 140 Broadway, 21st floor, New York, New York 10005
- SVAM International, 233 East Shore Road, Great Neck, New York 11023
- CSDNET, 874 Montauk Highway, Bayport, New York 11705
- Contemporary Computer Services, 200 Knickerbocker Avenue, Bohemia, New York 11716
- Network Outsource, 135 Denton Avenue, New Hyde Park, New York 11040
- IDP Consulting, LLC, 300 Jericho Quadrangle, Suite 120, Jericho, New York 11753
- Elite Technical Services, Inc., 75 Orville Drive, Suite 4, Bohemia, New York 11716
- Bowne Management Systems, Inc., 235 East Jericho Turnpike, Mineola, New York 11501

WHEREAS, Robert J. McEvoy, Comptroller and Christine M. Wiss, Deputy Comptroller, by memorandum dated December 8, 2015, request Town Board authorization to exercise the third one (1) year extension option, nunc pro tunc from January 1, 2016 through December 31, 2016, in an amount not to exceed \$3,000,000,

NOW, THEREFORE, BE IT RESOLVED, That upon the request as hereinabove set forth, is accepted and approved, and in connection with Contract No. PWC 072-12, the Comptroller, is hereby authorized to exercise the third one (1) year extension option to select the services of the abovementioned firms, nunc pro tunc from January 1, 2016 through December 31, 2016, in an amount not to exceed \$3,000,000,

RESOLVED, That the Comptroller is hereby authorized and directed to make payment for same, upon presentation of a duly certified claim, after audit, with the funds for said payment to be drawn from Account No. CMP A 1315 44800 000 0000, or any other appropriate account.

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor  
Town Attorney  
Comptroller (2)

MS  
Reviewed By  
Office of Town Attorney

Meeting of January 5, 2016

Resolution No. 4-2016

WHEREAS, pursuant to Section 135-54(B) of the Code of the Town of Oyster Bay, the Commissioner of the Department of Planning and Development, by memorandum dated August 27, 2015, authorized the Highway Department to clean up the premises located at 145 Greenwood Drive, Massapequa, New York 11758 also known as Section 52, Block 385, Lot 8 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Leonard Genova, Town Attorney, and Donna B. Swanson, Deputy Town Attorney, by memorandum dated November 25, 2015, pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, have requested that the cost of cleaning up the aforementioned premises on September 8, 2015, in the amount of \$899.80, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Leonard Genova, Town Attorney, and Donna B. Swanson, Deputy Town Attorney, as set forth in their memorandum dated November 25, 2015, is approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of the County of Nassau, so that the amount of \$899.80 may be assessed by the Legislature of the County of Nassau against the parcel known as 145 Greenwood Drive, Massapequa, New York 11758, also known as Section 52, Block 385, Lot 8 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

Reviewed By  
Office of Town Attorney

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor  
Town Attorney  
Comptroller (2)  
Planning & Development  
Highway

WHEREAS, pursuant to Section 135-54(B) of the Code of the Town of Oyster Bay, the Commissioner of the Department of Planning and Development, by memorandum dated June 10, 2015, authorized the Highway Department to clean up the premises located at 18 Sherman Avenue, Plainview, New York 11803 also known as Section 46, Block 554, Lot 28 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Leonard Genova, Town Attorney, and Donna B. Swanson, Deputy Town Attorney, by memorandum dated November 25, 2015, pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, have requested that the cost of cleaning up the aforementioned premises on June 17, 2015, in the amount of \$572.32, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Leonard Genova, Town Attorney, and Donna B. Swanson, Deputy Town Attorney, as set forth in their memorandum dated November 25, 2015, is approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of the County of Nassau, so that the amount of \$572.32 may be assessed by the Legislature of the County of Nassau against the parcel known as 18 Sherman Avenue, Plainview, New York 11803, also known as Section 46. Block 554, Lot 28 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

Reviewed By  
Office of Town Attorney  
*Donna B. Swanson*

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

- Supervisor Venditto Aye
- Councilman Muscarella Aye
- Councilman Macagnone Aye
- Councilman Coschignano Aye
- Councilman Pinto Aye
- Councilwoman Alesia Aye
- Councilwoman Johnson Aye

cc: Supervisor  
Town Attorney  
Comptroller (2)  
Planning & Development  
Highway

Meeting of January 5, 2016

Resolution No. 6-2016

WHEREAS, pursuant to Section 135-54(B) of the Code of the Town of Oyster Bay, the Commissioner of the Department of Planning and Development, by memorandum dated July 2, 2015, authorized the Highway Department to clean up the premises located at 123 Miller Road, Hicksville, New York 11801 also known as Section 12, Block 150, Lot 42 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Leonard Genova, Town Attorney, and Donna B. Swanson, Deputy Town Attorney, by memorandum dated November 25, 2015, pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, have requested that the cost of cleaning up the aforementioned premises on July 7, 2015, in the amount of \$855.74, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Leonard Genova, Town Attorney, and Donna B. Swanson, Deputy Town Attorney, as set forth in their memorandum dated November 25, 2015, is approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of the County of Nassau, so that the amount of \$855.74 may be assessed by the Legislature of the County of Nassau against the parcel known as 123 Miller Road, Hicksville, New York 11801, also known as Section 12, Block 150, Lot 42 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor  
Town Attorney  
Comptroller (2)  
Planning & Development  
Highway

*DMS*  
Reviewed By  
Office of Town Attorney  
*Donna B. Swanson*

WHEREAS, pursuant to Section 135-54(B) of the Code of the Town of Oyster Bay, the Commissioner of the Department of Planning and Development, by memorandum dated July 28, 2015, authorized the Highway Department to clean up the premises located at 91 Westbury Avenue, Plainview, New York 11803 also known as Section 12, Block 16, Lot 27 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Leonard Genova, Town Attorney, and Donna B. Swanson, Deputy Town Attorney, by memorandum dated November 25, 2015, pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, have requested that the cost of cleaning up the aforementioned premises on July 31, 2015, in the amount of \$1,757.57, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Leonard Genova, Town Attorney, and Donna B. Swanson, Deputy Town Attorney, as set forth in their memorandum dated November 25, 2015, is approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of the County of Nassau, so that the amount of \$1,757.57 may be assessed by the Legislature of the County of Nassau against the parcel known as 91 Westbury Avenue, Plainview, New York 11803, also known as Section 12, Block 16, Lot 27 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

Reviewed By  
Office of Town Attorney  
*[Signature]*

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor  
Town Attorney  
Comptroller (2)  
Planning & Development  
Highway



Meeting of January 5, 2016

Resolution No. 8-2016

WHEREAS, by Resolution No. 79-2013, adopted on February 5, 2013, this Town Board authorized the Supervisor to enter into contracts with S Photo East, Irwin Mendlinger, and BBA Photography Corporation, for photography and video services, for the period from January 1, 2013 through December 31, 2014, with an option for three one (1) year extensions; and

WHEREAS, Marta Kane, Director of Community Relations, Public Information Office, by memorandum dated December 7, 2015, requests Town Board authorization to exercise the second one (1) year extension option for photography and video services, nunc pro tunc from January 1, 2016 through December 31, 2016, at the cost, conditions and terms as provided for in the original agreement,

NOW, THEREFORE, BE IT RESOLVED, That the abovementioned request is hereby accepted and approved, and Marta Kane, Director of Community Relations, Public Information Office, is hereby authorized to exercise the second one (1) year extension option for photography and video services, nunc pro tunc from January 1, 2016 through December 31, 2016.

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor  
Town Attorney  
Comptroller (2)  
Public Information

Reviewed By  
Office of Town Attorney

*Marta Kane*

Meeting of January 5, 2016

Resolution No. 9-2016

WHEREAS, Frank V. Sammartano, Deputy Commissioner of the Department of Intergovernmental Affairs and Colin Bell, Program Coordinator, Department of Intergovernmental Affairs, request that the Santa Family, as property owners of 236 East Shore Drive, Massapequa, New York be reimbursed in the amount of \$200.29, as said amount represents monies in excess of those required for their twenty-five (25%) percent participation in the costs of the Hazard Mitigation Grant Program's structural elevation of the aforementioned private residence,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is accepted and approved, and the Comptroller is hereby authorized and directed to make a payment in the amount of \$200.29 to the Santa Family, as property owners of 236 East Shore Drive, Massapequa, New York, upon presentation of a duly certified claim, after audit.

*Reviewed By*  
**Office of Town Attorney**  
*Martin P. Alagona*

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor  
Town Attorney  
Comptroller (2)  
Intergovernmental Affairs

WHEREAS, pursuant to Section 135-54(B) of the Code of the Town of Oyster Bay, the Commissioner of the Department of Planning and Development, by memorandum dated August 19, 2015, authorized the Highway Department to clean up the premises located at 179 North Atlanta Avenue, Massapequa, New York 11758 also known as Section 48, Block 7, Lot 50-53 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Leonard Genova, Town Attorney, and Donna B. Swanson, Deputy Town Attorney, by memorandum dated December 8, 2015, pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, have requested that the cost of cleaning up the aforementioned premises on August 25, 2015, in the amount of \$450.86, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Leonard Genova, Town Attorney, and Donna B. Swanson, Deputy Town Attorney, as set forth in their memorandum dated December 8, 2015, is approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of the County of Nassau, so that the amount of \$450.86 may be assessed by the Legislature of the County of Nassau against the parcel known as 179 North Atlanta Avenue, Massapequa, New York 11758, also known as Section 48, Block 7, Lot 50-53 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor  
Town Attorney  
Comptroller (2)  
Planning & Development  
Highway

REVIEWED BY  
Office of Town Attorney

Meeting of January 5, 2016

Resolution No. 11-2016

WHEREAS, Kevin M. Hanifan, Commissioner of the Highway Department, by memorandum dated December 9, 2015, recommends that the parking restrictions in Municipal Parking Field S-2 located in Syosset be amended as follows:

- Repeal: Section 17-155 "No Stopping Anytime Except Taxis",  
Syosset Parking Field S-2 - northeast corner closest to the railroad  
tracks for a distance of 250 feet;
- Adopt: Section 17-155 "No Stopping Anytime Except Taxis"  
Syosset Parking Field S-2 - northeast corner closest to the railroad  
tracks for a distance of 150 feet; and
- Adopt: Section 17-152 "No Stopping Anytime"  
Syosset Parking Field S-2 - northeast corner closest to the railroad  
tracks for a distance of 100 feet,

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is accepted, and the parking restrictions in Municipal Parking Field S-2, located in Syosset, are hereby adopted in accordance with said recommendations.

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor  
Town Attorney  
Comptroller (2)  
Highway  
Traffic Safety

Reviewed By  
Office of Town Attorney

WHEREAS, Maureen A. Fitzgerald, Commissioner of the Department of Community and Youth Services, and Iris Williams, Accounting Assistant III, Department of Community and Youth Services, by memorandum dated December 16, 2015, request that the Town Board authorize the Supervisor to enter into a contract with EKO Productions, Inc., 360C Commack Road, Deer Park, New York 11729, for the taping, editing and purchase of DVDs of special events for the Department of Community and Youth Services, at a cost not to exceed \$3,100.00,

NOW, THEREFORE, BE IT RESOLVED, That the hereinabove request is approved, and the Town Board hereby authorizes the Supervisor to enter into an agreement, with EKO Productions, Inc., 360C Commack Road, Deer Park, New York 11729, for the taping, editing and purchase of DVDs of special events for the Department of Community and Youth Services, for the period January 1, 2016 through December 31, 2016, at a cost not to exceed \$3,100.00; and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to make payment for same, upon presentation of a duly certified claim, after audit, and that the funds for said payment are to be drawn from Account No. CYS A 7020 47660 000 0000, or any other appropriate account.

*MW*  
Reviewed By  
Office of Town Attorney  
*Maureen A. Fitzgerald*

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor  
Town Attorney  
Comptroller (2)  
Community & Youth Services

Meeting of January 5, 2016

Resolution No. 13-2016

WHEREAS, by Resolution No. 316-14, adopted May 20, 2014, the law firm Wendel, Rosen, Black, and Dean, LLP, 1111 Broadway, Oakland, California, was retained as an expert consultant to the Town of Oyster Bay in connection with ongoing litigation regarding a boundary disagreement between the Town of Oyster Bay and the State of New York; and

WHEREAS, Leonard Genova, Town Attorney, and Matthew M. Rozea, Assistant Town Attorney, by memorandum dated December 11, 2015, has requested that Resolution No. 316-14 be amended, to provide an additional amount not to exceed \$35,886.28, to satisfy the expert consultant fees,

NOW, THEREFORE, BE IT RESOLVED, That Town Board Resolution No. 316-14 be amended to increase the fees of Wendel, Rosen, Black, and Dean, LLP, in an amount not to exceed \$35,886.28, including expenses and disbursements; and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to make payment from Account No. OTA A 1420 44110 000 0000, or any other appropriate account, upon submission of a duly certified claim, after audit.

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor  
Town Attorney  
Comptroller (2)

*JMS*  
Reviewed By  
Office of Town Attorney  
*Matthew M. Rozea*

Meeting of January 5, 2016

Resolution No. 14-2016

WHEREAS, Maureen A. Fitzgerald, Commissioner of the Department of Community and Youth Services, and Iris Williams, Accounting Assistant III, Department of Community and Youth Services, by memorandum dated December 16, 2015, request authorization to renew a licensing agreement between the Town of Oyster Bay and Broadcast Music, Incorporated (BMI), in order to fulfill the requirement that all of the Town's music programs be licensed, at a cost not to exceed \$2,946.00, nunc pro tunc from December 1, 2015 through November 30, 2016,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is accepted, and the Town of Oyster Bay hereby renews its licensing agreement with Broadcast Music, Incorporated (BMI), nunc pro tunc from December 1, 2015 through November 30, 2016, in order to fulfill the requirement that all of the Town's music programs be licensed, said agreement to be at a cost of \$2,946.00, and the Comptroller is hereby authorized and directed to make payment for same upon presentation of a duly certified claim, after audit; and be it further

RESOLVED, That the funds for said payment are to be drawn from Account No. CYS A 7020 47660 000 0000, or any other appropriate account.

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor  
Town Attorney  
Comptroller (2)  
Community & Youth Services

*MM*  
Reviewed By  
Office of Town Attorney  
*Maureen A. Fitzgerald*

Meeting of January 5, 2016

Resolution No. 15-2016

WHEREAS, by Resolution No. 283-2014, adopted on April 22, 2014, this Town Board authorized the Department of Community and Youth Services to enter into an agreement with Joseph V. Belesi, for On-call Services for Housing and Other Programs, from May 1, 2014 through December 31, 2014, with three (3) one (1) year extension options; and

WHEREAS, Patricia A. Beckerle, Deputy Commissioner of the Department of Community and Youth Services, and Iris Williams, Accounting Assistant III, Department of Community and Youth Services, by memorandum dated December 16, 2015, request Town Board authorization to exercise the second one (1) year extension option of said agreement, through December 31, 2016, for a total amount of \$20,000.00,

NOW, THEREFORE BE IT RESOLVED, That the abovementioned request is hereby accepted and approved, and the Department of Community and Youth Services is hereby authorized to exercise the second one (1) year extension option of the agreement with Joseph V. Belesi, for On-Call Services for Housing and Other Programs, through December 31, 2016, for a total amount of \$20,000.00, and the Comptroller is hereby authorized and directed to make payment for same, upon presentation of a duly certified claim, after audit; and be it further

RESOLVED, That funds for said payment are to be drawn from Account No. CYS A 7020 44800 000 0000, or any other appropriate account.

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor  
Town Attorney  
Comptroller (2)  
Community & Youth Services

Reviewed By  
Office of Town Attorney



Meeting of January 5, 2016

Resolution No. 16-2016

WHEREAS, by Resolution No. 31-2015, adopted on January 20, 2015, this Town Board authorized the Department of Community and Youth Services to enter into an agreement with Gregory Lettiere for On-call Registered Nursing services, from January 21, 2015 through December 31, 2015, with a one (1) year extension option; and

WHEREAS, Patricia A. Beckerle, Deputy Commissioner of the Department of Community and Youth Services, and Iris Williams, Accounting Assistant III, Department of Community and Youth Services, by memorandum dated December 16, 2015, request Town Board authorization to exercise the one (1) year extension option of said agreement through December 31, 2016, at a rate of \$35.00 per hour, for a total amount of \$30,000.00,

NOW, THEREFORE BE IT RESOLVED, That the abovementioned request is hereby accepted and approved, and the Department of Community and Youth Services is hereby authorized to exercise the one (1) year extension option of the agreement with Gregory Lettiere, for On-call Registered Nursing services, through December 31, 2016, at a rate of \$35.00 per hour, for a total amount of \$30,000.00, and the Comptroller is hereby authorized and directed to make payment for same, upon presentation of a duly certified claim, after audit; and be it further

RESOLVED, That funds for said payment are to be drawn from Account No. CYS A 7020 44800 000 0000, or any other appropriate account.

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor  
Town Attorney  
Comptroller (2)  
Community & Youth Services

Reviewed By  
Office of Town Attorney

Meeting of January 5, 2016

Resolution No. 17-2016

WHEREAS, this Town Board heretofore approved an agreement with the Society of European Stage Authors and Composers, Inc. to license music performed through the Town's programs; and

WHEREAS, Patricia A. Beckerle, Deputy Commissioner of the Department of Community and Youth Services, and Iris Williams, Accounting Assistant III, Department of Community and Youth Services, by memorandum dated December 22, 2015, request Town Board authorization to pay the Society of European Stage Authors and Composers, Inc. the annual 2016 licensing fee, in an amount of \$3,205.00,

NOW, THEREFORE, BE IT RESOLVED, That the abovementioned request is hereby approved, and the Department of Community and Youth Services is authorized to pay the Society of European Stage Authors and Composers, Inc. the annual 2016 licensing fee, in an amount of \$3,205.00; and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to make payment for same, upon presentation of a duly certified claim, after audit, and that the funds for said payment are to be drawn from Account No. A 7020 47660 000 0000, or any other appropriate account.

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor  
Town Attorney  
Comptroller (2)  
Community & Youth Services

Reviewed By  
Office of Town Attorney

Meeting of January 5, 2016

Resolution No. 18-2016

WHEREAS, Patricia A. Beckerle, Deputy Commissioner of the Department of Community and Youth Services, and Mary E. Hurst, Director of the Division of Handicapped Services for the GAP Program, Department of Community and Youth Services, by memorandum dated December 17, 2015, request Town Board authorization, to employ the services of a caterer to provide food, and the services of an entertainer to provide entertainment, for GAP Program participants, at a total cost of \$405.00, as follows:

The Pretzel Stop, Inc.  
106 S. Long Beach Road  
Rockville Centre, New York 11570  
Service Date: Friday, January 29, 2016  
Location: North Massapequa Community Center  
Fee: \$80.00

Brett Topel  
83 Rockhill Road  
East Hills, New York 11577  
Service Date: Friday, January 8, 2016  
Location: Syosset-Woodbury Community Center  
Fee: \$325.00

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is accepted and approved, and the Department of Community and Youth Services is hereby authorized to employ, for the purposes of providing food and entertainment, for GAP Program participants, the aforementioned caterer and entertainer, on the dates, locations and fees as abovementioned, for a total cost of \$405.00; and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to make payment for same, upon presentation of a duly certified claim, after audit, with the funds for said payment to be drawn from Account No. CYS A 7020 47660 000 0000, or any other appropriate account.

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor  
Town Attorney  
Comptroller (2)  
Community & Youth Services

Reviewed By  
Office of Town Attorney

WHEREAS, Maureen A. Fitzgerald, Commissioner of the Department of Community and Youth Services, and Sharon A. Betz, Assistant Director of Community Relations, Department of Community and Youth Services, by memorandum dated December 18, 2015, have requested Town Board authorization to host an Art Gallery and Reception, to welcome the Town's 2016 Rotational Artists and to present the winning artists with their awards, said event to be paid for by The Friends of Community and Youth Services, and to be held at the Syosset-Woodbury Community Center, on Tuesday, January 12, 2016, between the hours of 7:30 p.m. and 9:30 p.m.,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is hereby accepted and approved, and authorization is hereby granted to hold the abovementioned Art Gallery and Reception, at the abovementioned location, date and time, with payment for said event being made by The Friends of Community and Youth Services.

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor  
 Town Attorney  
 Comptroller (2)  
 Community & Youth Services

Reviewed By  
 Office of Town Attorney

Meeting of January 5, 2016

Resolution No. 20-2016

WHEREAS, Maureen A. Fitzgerald, Commissioner of the Department of Community and Youth Services, and Sharon A. Betz, Assistant Director of Community Relations, Department of Community and Youth Services, by memorandum dated December 18, 2015, recommend that the Town Board authorize the Town of Oyster Bay Arts Council, Inc., to hold a talent competition on Saturday, March 5, 2016 from 9:00 a.m. to 5:00 p.m., at the Nassau BOCES Long Island High School for the Arts, 239 Cold Spring Road, Syosset, New York; and

WHEREAS, the aforementioned talent competition will be open to all students who reside in or attend school in the Town of Oyster Bay, from kindergarten through grade twelve, at an entry fee of \$20.00 per individual, or a group entry fee of \$10.00 per person, with fees to be deposited in the Town of Oyster Bay Arts Council, Inc. bank account; and

WHEREAS, each contestant in the abovementioned talent competition will receive a souvenir gift and a Certificate of Participation, one (1) First Place Trophy and seven (7) Winner Trophies will be awarded to the contestants with the highest scores,

NOW, THEREFORE, BE IT RESOLVED, That the abovementioned recommendation is hereby accepted and approved, and the Town Board hereby authorizes the Town of Oyster Bay Arts Council, Inc., to hold its Annual Talent Competition on March 5, 2016, from 9:00 a.m. to 5:00 p.m., at the Nassau BOCES Long Island High School for the Arts, 239 Cold Spring Road, Syosset, New York; and be it further

RESOLVED, That the aforementioned talent competition will be open to all students who reside in or attend school in the Town of Oyster Bay, from kindergarten through grade twelve, at an entry fee of \$20.00 per individual, or a group entry fee of \$10.00 per person; and be it further

RESOLVED, That each contestant in the abovementioned talent competition will receive a souvenir gift and a Certificate of Participation, one (1) First Place Trophy and seven (7) Winner Trophies will be awarded to the contestants with the highest score.

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor  
Town Attorney  
Comptroller (2)  
Community & Youth Services

Reviewed By  
Office of Town Attorney

Meeting of January 5, 2016

Resolution No. 21-2016

WHEREAS, Jonathan Wexler has offered to donate a tree and plaque to the Town of Oyster Bay, to be placed at Town of Oyster Bay Marjorie R. Post Community Park, Massapequa, New York, in memory of his mother Lillian Wexler; and

WHEREAS, Frank A. Nocerino, Commissioner of the Department of Parks, by memorandum dated December 15, 2015, recommends that the Town accept said donation; and

WHEREAS, the value of the tree and plaque is estimated to be \$525.00,

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is accepted, and the Town hereby accepts the donation of a tree and plaque, to be placed at Town of Oyster Bay Marjorie R. Post Community Park, Massapequa, New York, in memory of Lillian Wexler.

Reviewed By  
Office of Town Attorney

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor  
Town Attorney  
Comptroller (2)  
Parks

WHEREAS, the Dormitory Authority of the State of New York has made up to \$400,000 in grant funding through the State and Municipal Facilities Capital Program available to the Town of Oyster Bay, with said funding to be applied to the Massapequa Bulkhead Replacement Project; and

WHEREAS, Frank V. Sammartano, Deputy Commissioner of the Department of Intergovernmental Affairs and Colin Bell, Program Coordinator, Department of Intergovernmental Affairs, by memorandum dated December 21, 2015, request that the Town Board authorize the Supervisor, the Town Attorney, and Colin Bell, as the Supervisor's authorized designee, to execute any and all documents in pursuit of the abovementioned State and Municipal Facilities Capital Program funding,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is accepted and approved, and the Supervisor, the Town Attorney, and Colin Bell, as the Supervisor's authorized designee, are hereby authorized to execute any and all documents in connection with the pursuit of grant funding, up to the amount of \$400,000, from the Dormitory Authority of the State of New York under the State and Municipal Facilities Capital Program, in order to fund the Massapequa Bulkhead Replacement Project.

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor  
Town Attorney  
Comptroller (2)  
Intergovernmental Affairs

*MML*  
Reviewed By  
Office of Town Attorney  
*Mark V. Caluso*

WHEREAS, the Dormitory Authority of the State of New York has made up to \$200,000 in grant funding through the State and Municipal Facilities Capital Program available to the Town of Oyster Bay, with said funding to be applied to the Marjorie R. Post Community Park Community Center Renovation Project; and

WHEREAS, Frank V. Sammartano, Deputy Commissioner of the Department of Intergovernmental Affairs and Colin Bell, Program Coordinator, Department of Intergovernmental Affairs, by memorandum dated December 21, 2015, request that the Town Board authorize the Supervisor, the Town Attorney, and Colin Bell, as the Supervisor's authorized designee, to execute any and all documents in pursuit of the abovementioned State and Municipal Facilities Capital Program funding,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is accepted and approved, and the Supervisor, the Town Attorney, and Colin Bell, as the Supervisor's authorized designee, are hereby authorized to execute any and all documents in connection with the pursuit of the grant funding up to the amount of \$200,000, from the Dormitory Authority of the State of New York under the State and Municipal Facilities Capital Program, in order to fund the Marjorie R. Post Community Park Community Center Renovation Project.

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor  
Town Attorney  
Comptroller (2)  
Intergovernmental Affairs

*AMW*  
Reviewed By  
Office of Town Attorney  
*Frank V. Sammartano*



WHEREAS, the Town of Oyster Bay has completed the structural elevation of a private residence located at 7 South Bay Avenue, Massapequa (Project), and the Project was funded in part with the Hazard Mitigation Grant Program (HMGP) funding awarded to the Town by the New York State Division of Homeland Security and Emergency Services; and

WHEREAS, the Design/Construction associated with this Project was funded in full between a 75% HMGP grant award to the Town and a 25% contribution of \$49,695.01 previously made by the property owner, the Rohan family, to the Town, and as a result of cost underruns during the facilitation of this Project this contribution exceeds the Rohan Family's required 25% share by \$895.26; and must be reimbursed; and

WHEREAS, the Rohan Family has incurred 100% of the fees incurred in recording an amendment to the deed of their home as required per HMGP conditions, and these expenses, totaling \$600.00, are eligible for a 75% reimbursement through HMGP in an amount of \$450.00, and the Town has pursued and received a \$450.00 HMGP reimbursement relative to these expenses on the Rohan Family's behalf; and

WHEREAS, Frank V. Sammartano, Deputy Commissioner of the Department of Intergovernmental Affairs, and Colin Bell, Department of Intergovernmental Affairs, by memorandum dated December 17, 2015, request that the Town reimburse the Rohan Family for their \$895.26 over-contribution to the Projects Design/Construction and their \$450.00 in additional expenses, for a total amount of \$1,345.26;

NOW, THEREFORE, BE IT RESOLVED, That the above request is hereby accepted and approved, and reimbursement in the amount of \$1,345.26 is authorized for the Rohan Family, for their over-contribution to the Projects Design/Construction and their additional expense incurred; and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to make payment for same, upon presentation of a duly certified claim, after audit.

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor  
Town Attorney  
Comptroller (2)  
Intergovernmental Affairs

*MLL*  
Reviewed By  
Office of Town Attorney

WHEREAS, the United States Congress passed the Disaster Relief Appropriations Act, 2013 (Public Law 113-2, approved January 29, 2013), appropriating \$15.18 billion, to the U.S. Department of Housing and Urban Development (HUD) for Community Development Block Grant Disaster Recovery (CDBG-DR); and

WHEREAS, by Resolution No. 836-2014, adopted on December 16, 2014, this Town Board authorized the Supervisor to enter into a Community Development Block Grant Disaster Recovery Subrecipient Agreement (SRA) with the Housing Trust Fund Corporation, thereby making the Town of Oyster Bay an eligible Subrecipient of Community Development Block Grant Disaster Recovery funding,

WHEREAS, Frank V. Sammartano, Deputy Commissioner of the Department of Intergovernmental Affairs, and Colin Bell, Department of Intergovernmental Affairs, by memorandum dated December 22, 2015, requests that the Town Board authorize the Supervisor to execute an amendment to the Community Development Block Grant Disaster Recovery Subrecipient Agreement (SRA) with the Housing Trust Fund Corporation, thereby making \$324,247.36 in Community Development Block Grant Disaster Recovery funding available to the Town of Oyster Bay to be applied to the Permanent Generators for Critical Facilities Project.

NOW, THEREFORE, BE IT RESOLVED, That the above request is hereby accepted and approved, and the Town Board hereby authorizes and directs the Supervisor to execute an amendment to the Community Development Block Grant Disaster Recovery Subrecipient Agreement (SRA) with the Housing Trust Fund Corporation, thereby making \$324,247.36 in Community Development Block Grant Disaster Recovery funding available to the Town of Oyster Bay to be applied to the Permanent Generators for Critical Facilities Project.

Reviewed By  
Office of Town Attorney

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor  
Town Attorney  
Comptroller (2)  
Intergovernmental Affairs

Meeting of January 5, 2016

Resolution No. 26-2016

WHEREAS, by Resolution No. 1045-2009, adopted on December 1, 2009, this Town Board authorized James J. Stefanich, Receiver of Taxes, to purchase replacement, customized tax payment processing system application software from RP Solutions, Inc., 2415 North Triphammer Road, Ithaca, New York; and

WHEREAS, James J. Stefanich, Receiver of Taxes, by memorandum dated December 21, 2015, requests Town Board authorization to renew the annual software maintenance provided by RP Solutions, Inc. for the existing tax payment processing system through December 31, 2016 in the sum of \$12,090.00,

NOW, THEREFORE BE IT RESOLVED, That the abovementioned request is hereby accepted and approved, and James J. Stefanich, Receiver of Taxes, is hereby authorized to renew the annual software maintenance provided by RP Solutions, Inc. for the existing tax payment processing system through December 31, 2016 in the sum of \$12,090.00; and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to make payment for same, upon presentation of a duly certified claim, after audit, and that the funds for said payment shall be drawn from Account No. ROT A 1330 46100 000 0000, or any other appropriate account.

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor  
Town Attorney  
Comptroller (2)  
Receiver of Taxes

Reviewed By  
Office of Town Attorney

WHEREAS, Robert J. McEvoy, Comptroller, by memorandum dated December 21, 2015, has recommended that AKA Enterprise Solutions, Inc. provide the necessary enhancements, customizations, and training for the Microsoft AX Dynamics System from January 1, 2016 through December 31, 2016, with three (3) one (1) year extension options, in an amount not to exceed \$600,000 per year,

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is hereby accepted and approved and AKA Enterprise Solutions, Inc. will provide the necessary enhancements, customizations, and training for the Microsoft AX Dynamics System from January 1, 2016 through December 31, 2016, with three (3) one (1) year extension options, in an amount not to exceed \$600,000 per year; and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to make payment, with funds to be drawn from Project ID No. 1508TWNTWN-02, or any other appropriate account, upon submission of a duly certified claim, after audit.

*M.V.*  
Reviewed By  
Office of Town Attorney  
*[Signature]*

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor  
Town Attorney  
Comptroller (2)

At a regular meeting of the Town Board of the Town of Oyster Bay, Nassau County, New York, held at the Town Hall, Audrey Avenue, in Oyster Bay, New York, in said Town, on January 5, 2016, at 10:00 o'clock A.M., Prevailing Time.

The meeting was called to order by Supervisor Venditto, and upon roll being called, the following were

**PRESENT:** Supervisor Venditto

Councilman Muscarella

Councilman Macagnone

Councilman Coschignano

Councilman Pinto

Councilwoman Alesia

Councilwoman Johnson

**ABSENT:** no one

The following resolution was offered by Councilman Muscarella, who moved its adoption, seconded by Councilman Macagnone, to-wit:

BOND RESOLUTION DATED JANUARY 5, 2016.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$350,000 BONDS OF THE TOWN OF OYSTER BAY, NASSAU COUNTY, NEW YORK, TO PAY THE COST OF THE ACQUISITION AND INSTALLATION OF VARIOUS EQUIPMENT FOR NETWORK AND DATA SECURITY PURPOSES AT VARIOUS TOWN FACILITIES, IN AND FOR SAID TOWN OR, ALTERNATIVELY, AUTHORIZING LEASE PURCHASE OR INSTALLMENT PURCHASE CONTRACT FINANCING THEREFOR.

RESOLVED, by the Town Board of the Town of Oyster Bay, Nassau County, New York, as

follows:

Section 1. For paying the cost of the acquisition and installation of various equipment for network and data security purposes at various Town facilities, in and for the Town of Oyster Bay, Nassau County, New York, including incidental expenses in connection therewith, a class of objects or purposes, there are hereby authorized to be issued \$350,000 bonds of said Town pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the estimated maximum cost of the aforesaid class of objects or purposes is \$350,000, and that the plan for financing thereof shall be by the issuance of the \$350,000 bonds authorized pursuant to this bond resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is five years under subdivision thirty-two of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Reviewed By  
Office of Town Attorney  
*[Signature]*

Section 5. The Supervisor is hereby authorized to elect to contract with a lessor or vendor for the acquisition and installation of the aforesaid class of objects or purposes in lieu of issuing obligations under the authority hereof, as authorized under Section 109-b of the General Municipal Law. Such election may be made whenever, in the judgment of the Supervisor, the interest of the Town will be served thereby. Any lease or installment sale agreement entered into shall comply with Section 109-b of the General Municipal Law, and shall be subject to public bidding to the extent, if any, required by subdivision 3 of Section 109-b of the General Municipal Law.

Section 6. The faith and credit of said Town of Oyster Bay, Nassau County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property in said Town a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 7. Such bonds shall be in fully registered form and shall be signed in the name of the Town of Oyster Bay, Nassau County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted thereon and may be attested by the manual or facsimile signature of the Town Clerk.

Section 8. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full

acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 9. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by Section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

(1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or

(2) The provisions of law which should be complied with at the date of publication of this 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



(3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 11. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 12. This resolution, which takes effect immediately, shall be published in summary in Newsday, a newspaper having general circulation in said Town, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

\_\_\_ Supervisor Venditto \_\_\_\_\_ VOTING \_\_\_ AYE \_\_\_  
\_\_\_ Councilman Muscarella \_\_\_\_\_ VOTING \_\_\_ AYE \_\_\_  
\_\_\_ Councilman Macagnone \_\_\_\_\_ VOTING \_\_\_ AYE \_\_\_  
\_\_\_ Councilman Coschignano \_\_\_\_\_ VOTING \_\_\_ AYE \_\_\_  
\_\_\_ Councilman Pinto \_\_\_\_\_ VOTING \_\_\_ AYE \_\_\_  
\_\_\_ Councilwoman Alesia \_\_\_\_\_ VOTING \_\_\_ AYE \_\_\_  
\_\_\_ Councilwoman Johnson \_\_\_\_\_ VOTING \_\_\_ AYE \_\_\_

The resolution was thereupon declared duly adopted.

\* \* \*

Cc: Supervisor

Town Attorney

Comptroller (2)

Finance

WHEREAS, UNDERHILL SENIOR HOUSING, LLC, and ENGEL BURMAN AT UNDERHILL, LLC, contract vendees, JOHN C. DOREMUS and WILLIAM J. DOREMUS, as Co-Administrators of the Estate of WILLIAM H. DOREMUS, fee owner, and ELLEN DOREMUS, fee owner, have petitioned the Town Board of the Town of Oyster Bay ("Town Board") for a Change of Zone from the present zoning of R1-1A (One Family Residence) to a General Business (GB) and for a Special Use Permit to permit an Assisted Living Community on a portion of two parcels of land located at Jericho Turnpike, Jericho, Town of Oyster Bay, County of Nassau, State of New York and described as Section 17, Block 11, Lots 26 and 27 on the Land and Tax Map of Nassau County; and

WHEREAS, the proposed action is classified as a Type I Action pursuant to the New York State Environmental Quality Review Act ("SEQRA"); and

WHEREAS, a coordinated review was conducted pursuant to SEQRA, whereby the Full Environmental Assessment Form and application was circulated to other potentially involved agencies via correspondence dated August 24, 2015 which, among other things, requested if any involved agency wished to assume the responsibilities of lead Agency for the proposed action under SEQRA; and

WHEREAS, no other involved agency expressed an interest in acting as the lead agency for the proposed action pursuant to SEQRA within the time period specified in the aforementioned August 24, 2015 correspondence and, accordingly, the Town Board assumed the role of lead agency in this matter; and

WHEREAS, the Town of Oyster Bay Department of Environmental Resources, Town Environmental Quality Review Division, has reviewed and submitted its "Review of Action and Determination of Significance," regarding the environmental impacts contemplated by said Petition; and

WHEREAS, the "Review of Action and Determination of Significance" was duly made in the Town Environmental Quality Review Division's report dated January 5, 2016, with said report rendering the Division's assessment of the relevant environmental factors affected by the uses proposed in the subject Petition and recommending that the conclusions contained therein be accepted, and that same be deemed to constitute a Negative Declaration, indicating that the proposed actions would not cause significant impacts upon the environment and recommended, accordingly, that the Town Board issue a Negative Declaration,

NOW, THEREFORE, BE IT RESOLVED, That the Town Board of the Town of Oyster Bay does hereby adopt a Negative Declaration with respect to the Petition of UNDERHILL SENIOR HOUSING, LLC and ENGEL BURMAN AT UNDERHILL, LLC, contract vendees, JOHN C. DOREMUS and WILLIAM J. DOREMUS, as Co-Administrators of the Estate of WILLIAM H. DOREMUS, fee owner, and ELLEN DOREMUS, fee owner, for a Change of Zone from the present zoning of R1-1A (One Family Residence) to a General Business (GB) and for a Special Use Permit to permit an Assisted Living Community on a portion of two parcels of land located at Jericho Turnpike, Jericho, Town of Oyster Bay, County of Nassau, State of New York and described as Section 17, Block 11, Lots 26 and 27 on the Land and Tax Map of Nassau County; and be it further

Reviewed By  
Office of Town Attorney  
*John M. Falter*

RESOLUTION NO. 29-2016

RESOLVED, That the Department of Environmental Resources is hereby directed to circulate and file the Negative Declarations in accordance with the requirements of the New York State Environmental Quality Review Act ("SEQRA").

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Abstain
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor  
Town Attorney  
Comptroller (2)  
DER  
P & D

WHEREAS, there are presently ad valorem tax assessment cases against the Town of Oyster Bay pending in Supreme Court, Nassau County; and

WHEREAS, by Resolution No. 124-2000, adopted on March 7, 2000, the law firm of Anthony J. LaMarca, P.C., was authorized to succeed Marino, Bernstein & LaMarca, Esqs., as special counsel; and

WHEREAS, Leonard Genova, Town Attorney, and Donna B. Swanson, Deputy Town Attorney, by memorandum dated October 10, 2015, have requested that an amount not to exceed \$50,000.00 be authorized for continuing the special counsel services of Anthony J. LaMarca, P.C., in the defense of the Town of Oyster Bay, in the ad valorem tax assessment cases,

NOW, THEREFORE, BE IT RESOLVED, That Resolution No. 124-2000, as amended, is further amended to provide for an additional amount, not to exceed \$50,000.00, to be utilized for the abovementioned special counsel services, and payment for said services, together with disbursements and expenses, is hereby authorized to be made in accordance with the previously submitted schedules provided, upon submission of a duly certified claim therefor, after approval by the Office of the Town Attorney, and audit by the Comptroller; and be it further

RESOLVED, That funds for said increase are available from Account No. OTA A1420 44110 000 0000, or any other appropriate account.

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Abstain
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor  
Town Attorney  
Comptroller (2)

Reviewed By  
Office of Town Attorney  
*[Signature]*

Meeting of January 5, 2016

Resolution No. 31-2016

WHEREAS, Resolution No. 79-12 adopted on January 17, 2012, authorized the Town to enter into Contract No. SE 004-12, Pick-up, Transfer, Haul and Recycling Tires, with Casings, Inc., P.O. Box 731, Catskill, New York 12414, from January 1, 2012 through December 31, 2013; and

WHEREAS, Eric Tuman, Commissioner of the Department of General Services, by memorandum dated December 22, 2015, requests Town Board authorization for the third one-year extension of Contract No. SE 004-12, Pick-up, Transfer, Haul and Recycling Tires, nunc pro tunc from January 1, 2016 through December 31, 2016, with Casings, Inc., at the same prices, conditions and terms as the original contract,

NOW, THEREFORE, BE IT RESOLVED, That the request is hereinabove set forth is accepted and approved, and Contract No. SE 004-12 is hereby extended, nunc pro tunc from January 1, 2016 through December 31, 2016, with Casings, Inc., at the same prices, conditions, and terms as the original contract.

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor  
 Town Attorney  
 Comptroller (2)  
 Environmental Resources  
 General Services

Reviewed By  
 Office of Town Attorney  
*Matthew D. Allyn*

Meeting of January 5, 2016

Resolution No. 32-2016

*[Signature]*  
Reviewed By  
Office of Town Attorney  
*[Signature]*

WHEREAS, Plainedge Alumni Association, by letter dated December 22, 2015, has offered to donate the sum of \$12,828.00 collected by the Association to the Town of Oyster Bay, to help defray the cost of the memorial being built by the Town of Oyster Bay, in memory of Detective First Rank Brian Moore; and

WHEREAS, Leonard Genova, Town Attorney and Thomas M. Sabellico, Special Counsel, by memorandum dated December 23, 2015, recommend that the Town accept said donation, to partially fund the costs associated with the development and production of a bronze memorial statue to honor Detective First Rank Brian Moore to be erected at Plainedge Park in North Massapequa,

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is accepted, and the Town hereby accepts the donation of \$12,828.00 from the Plainedge Alumni Association to help defray the cost of the statue to be placed at Plainedge Park in memory of Detective First Rank Brian Moore.

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor  
Town Attorney  
Comptroller (2)

Meeting of January 5, 2016

Resolution No. 33-2016

RESOLVED, That a public hearing will be held in the Hearing Room, Town Hall, Audrey Avenue, Oyster Bay, New York on the 2<sup>nd</sup> day of February, 2016, at 10:00 o'clock, a.m. prevailing time on that day, or as soon thereafter as practicable, to consider the application of BOLLA EM REALTY, LLC, fee owner, and BOLLA OPERATING L.I. CORP., lessee, for Site Plan Approval and a Special Use Permit for permission to operate a convenience store at an existing gasoline station on premises located at 620 Old Country Road, Hicksville, Town of Oyster Bay, County of Nassau, State of New York and described as Section 11, Block 484, Lot 39, on the Land and Tax Map of Nassau County; and be it further

RESOLVED, That the Town Clerk shall publish notice of such hearing in

Mid Island Times and Hicksville Illustrated News newspapers of general circulation within the Town of Oyster Bay.

*John M. B...*  
Reviewed By  
Office of Town Attorney

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor  
Town Attorney  
Comptroller (2)  
Town Clerk