

Reviewed By
Office of Town Attorney



RESOLVED, That the Comptroller be and he hereby is directed to Transfer Funds within the various Departments Accounts as indicated:

ITEM NO.	DEPT.	AMOUNT	FROM
015-16	CYS	\$ 4,000.00	CYS A 7020 44930 000 0000
			TO
		4,000.00	CYS A 7020 41800 000 0000
			FROM
		\$ 4,000.00	CYS A 7020 44930 000 0000
			TO
		4,000.00	CYS A 7020 41810 000 0000

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

WHEREAS, Diana S. Aquiar, Deputy Commissioner of the Department of Planning and Development, by memorandum dated February 23, 2016, requests Town Board authorization for the expenditure of \$3,000.00, for the following Planning Advisory Board members, with funds to be drawn from Account No. PAD B 8020 44800 000 0000:

- Michael Spinelli \$150.00 per meeting, with an amount not to exceed \$600.00 for the calendar year,
- Anthony DiLeonardo \$150.00 per meeting, with an amount not to exceed \$600.00 for the calendar year,
- Angelo Stanco \$150.00 per meeting, with an amount not to exceed \$600.00 for the calendar year,
- Clifford Chabina \$150.00 per meeting, with an amount not to exceed \$600.00 for the calendar year,
- Louis C. Warner \$150.00 per meeting, with an amount not to exceed \$600.00 for the calendar year,

NOW, THEREFORE, BE IT RESOLVED, Resolution No. 256-2015, adopted by the Town Board on May 12, 2015, appointing Louis C. Warner as a member of the Planning Advisory Board for the period of May 1, 2015 through April 30, 2020, is amended to reflect a fee of \$150.00 per meeting, with an amount not to exceed \$600.00 for the calendar year 2016; and be it further

RESOLVED, That the abovementioned request is hereby approved and ratified from January 1, 2016 through December 31, 2016, and the Department of Planning and Development is hereby authorized to expend the sum of \$3,000.00 for the aforementioned Planning Advisory Board members with funds to be drawn from Account No. PAD B 8020 44800 000 0000, or other appropriate account; and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to make payment 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)

Planning & Development

Reviewed by
Office of Town Attorney

WHEREAS, Diana S. Aquiar, Deputy Commissioner of the Department of Planning and Development, by memorandum dated March 10, 2016, has requested that the following reappointments be made to the Landmarks Preservation Commission for the term indicated, nunc pro tunc, from September 16, 2011, as follows:

Michael DiLeo (Attorney) Term: September 16, 2011-September 15, 2017
212 Downing Avenue
Sea Cliff, New York 11579

Michael W. Spinelli (Architect) Term: August 27, 2014 – August 26, 2017
22 Tanwood Drive
Massapequa, New York 11758

Karen Strom (Attorney) Term: June 22, 2013 – December 31, 2016
Shroder & Strom, LLP.
114 Old Country Road, Ste.218,
Mineola, N.Y. 11501

John Collins (Historian) Term: January 1, 2014 – December 31, 2016
20 Sampson Street
Oyster Bay, New York 11771

Clifford Chabina (Resident) Term: January 1, 2014 – December 31, 2016
1176 Cove Edge Road
Oyster Bay Cove, New York 11791

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is accepted, and the abovementioned members are hereby reappointed as members of the Landmarks Preservation Commission, nunc pro tunc from September 16, 2011.

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

Reviewed By
Office of Town Attorney

WHEREAS, Linda Tuminello, Deputy Village Clerk of the Incorporated Village of Massapequa Park, 151 Front Street, Massapequa Park, New York 11762, by letter dated December 21, 2015, has requested the use of one (1) roll-off container from April 15, 2016 through April 18, 2016, for its annual Earth Day Celebration; and

WHEREAS, Richard T. Betz, Commissioner of the Department of Public Works, and John T. Collins, Division Head of Sanitation, Department of Public Works, by memorandum dated March 15, 2016, have advised that the abovementioned equipment will not be required for use by the Town at that time, and that the Department of Public Works has no objection to providing the roll-off container to the Incorporated Village of Massapequa Park, without charge, as the event is not a profit making event as defined in the Code of the Town of Oyster Bay, Chapter 201, "Solid Waste", Section 17; and

WHEREAS, this Town Board deems this event to be an appropriate and worthwhile endeavor, and has determined that the approval of this request will benefit the residents of the Town of Oyster Bay,

NOW, THEREFORE, BE IT RESOLVED, That the abovementioned request is hereby approved, and Richard T. Betz, Commissioner of the Department of Public Works, and John T. Collins, Division Head of Sanitation, Department of Public Works, are hereby authorized to provide one (1) roll-off container to the Incorporated Village of Massapequa Park, from April 15, 2016 through April 18, 2016, without charge, subject to the following conditions:

1. The use of all Town equipment shall be in conformance with the direction of the Commissioner of the Department of Public Works, or his duly designated representative.
2. The said municipality shall comply with all ordinances of the Town of Oyster Bay, both in its use of Town equipment, and in the conduct of the aforesaid activities.
3. The said municipality shall file a Certificate of Insurance with the Office of the Town Clerk, indicating said municipality maintains general liability insurance in the amount of \$1,000,000 with a general aggregate of \$2,000,000 and naming the Town of Oyster Bay as an additional insured, in connection with the aforescribed activity.

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 Works

Reviewed By
Office of Town Attorney
Monte D. Alagona

WHEREAS, by Resolution No. 406-2014, adopted on June 3, 2014, this Town Board authorized Cashin, Spinelli & Ferretti, LLC, to proceed with Special Consultants Services from May 23, 2014 through December 31, 2016, in the amount of \$3,400,000.00; and

WHEREAS, Cashin, Spinelli & Ferretti, LLC, by letter dated March 7, 2016, has indicated that services and expenditures exceeded the original authorization of \$1,300,000.00 for the calendar year 2015, and requested a supplemental authorization to cover the period through December 2015; and

WHEREAS, Neil O. Bergin, Commissioner of the Department of Environmental Resources, by memorandum dated March 15, 2016, requests Town Board authorization for an increase for Cashin, Spinelli & Ferretti, LLC, under Contract No. PWC 32-14, in the amount of \$160,088.75, for calendar year 2015, due to additional responsibilities and expanded tasks to provide technical assistance in support of the Town's operations beyond what was contemplated in their original proposed scope of work, for a total amount of \$3,560,088.75,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove mentioned is accepted and approved and a supplemental increase in the amount of \$160,088.75 is authorized for Contract No. PWC 32-14, for a total amount of \$3,560,088.75; 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. DER A 8090 44500 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	Abstain
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor
Town Attorney
Comptroller (2)
Environmental Resources

Handwritten: Reviewed By Office of Town Attorney
Signature: [Handwritten Signature]

WHEREAS, Diana S. Aquiar, Deputy Commissioner of the Department of Planning and Development, by memorandum dated March 14, 2016, requests Town Board authorization to renew the membership of the Department of Planning and Development in the National Fire Protection Association, from April 8, 2016 through April 7, 2017, in an amount not to exceed \$175.00,

NOW, THEREFORE, BE IT RESOLVED, That the abovementioned request is hereby approved, and the Department of Planning and Development is hereby authorized to renew its membership in the National Fire Protection Association, from April 8, 2016 through April 7, 2017, in an amount not to exceed \$175.00, 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. PAD B 3620 47900 000 0000 or any other appropriate account.

Reviewed By
Office of Iowa 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

WHEREAS, Resolution No. 753-2015, adopted on December 15, 2015, authorized LiRo Engineers, Inc., to provide on-call engineering services, in connection with Contract No. PWC 07-16, On-Call Engineering Services Relative to Civil Engineering; and

WHEREAS, Richard T. Betz, Commissioner of the Department of Public Works and Elizabeth L. Maccarone, Deputy Commissioner of the Department of Public Works, by memorandum dated March 9, 2016, request Town Board approval that LiRo Engineers, Inc., be authorized to provide engineering services under Contract No. PWC 07-16, On-Call Engineering Services Relative to Civil Engineering, which includes planning and design service for road and drainage improvements to The Knolls and The Maples roads in Locust Valley, New York, Project Id No. 1503 HWYDB 03, and further request that the Comptroller issue an encumbrance order in an amount of \$136,665.63, with funds available in Account No. HWY H 5197 20000 000 1503 008. This amount reflects monies previously authorized in 2015 which is now being re-authorized under the current 2016 On-Call Contract,

NOW, THEREFORE, BE IT RESOLVED, That upon the request as hereinabove set forth, LiRo Engineers, Inc., is hereby authorized to proceed with the abovementioned Project, and the Comptroller is hereby authorized and directed to issue an encumbrance order in an amount of \$136,665.63 for Contract No. PWC 07-16, with funds to be drawn from Account No. HWY H 5197 20000 000 1503 008, or any other appropriate account.

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)
Public Works

Meeting of April 5, 2016

Resolution No. 161-2016

WHEREAS, Diana S. Aquiar, Deputy Commissioner of the Department of Planning and Development, by memorandum dated March 14, 2016, requests Town Board authorization to renew the membership of the Town's Building and Code Enforcement Inspectors, in the Building Inspectors Association of Nassau County, for the 2016 calendar year, in the amount of \$2,890.00,

NOW, THEREFORE, BE IT RESOLVED, That the abovementioned request is hereby accepted and approved, and the Department of Planning and Development is hereby authorized to renew the membership of the Town's Building and Code Enforcement Inspectors, in the Building Inspectors Association of Nassau County, for the 2016 calendar year, in the amount of \$2,890.00, 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

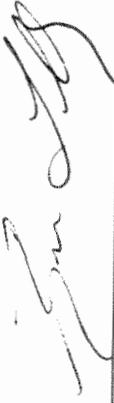
RESOLVED, That the funds for said payment are to be drawn from Account No. PAD B 3620 44800 000 0000, or any other appropriate account.

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)
Planning & Development

Reviewed By 
Office of Town Attorney



Reviewed By JWM
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 March 22, 2016, request Town Board authorization to conduct the Town of Oyster Bay Arts Council, Inc./Town of Oyster Bay Annual Awards Presentation and Reception, for the Talent and Scholarship Competitions, at 7:00 p.m. on Tuesday, April 12, 2016, at the Long Island High School for the Arts (LISHA), 239 Cold Spring Road, Syosset, New York 11791,

NOW, THEREFORE, BE IT RESOLVED, That the abovementioned request is hereby accepted and approved, and the Town Board hereby authorizes the Department of Community and Youth Services to conduct the Town of Oyster Bay Arts Council, Inc./Town of Oyster Bay Annual Awards Presentation and Reception, for the Talent and Scholarship Competitions, at 7:00 p.m. on Tuesday, April 12, 2016, at the Long Island High School for the Arts (LISHA), 239 Cold Spring Road, Syosset, New York 11791.

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 Administrator
[Signature]

WHEREAS, pursuant to Town Board Resolution 270-2012, the Town Board authorized the Supervisor to enter into a Master Services Agreement with CSC Holdings, LLC, to provide Optimum Online Services to the Town for a period of three (3) years; and

WHEREAS, pursuant to the terms of the Master Services Agreement, upon the expiration of the initial term of said Master Services Agreement, the parties agreed that said Master Services Agreement and its billing procedure may continue on a month-to-month basis; and

WHEREAS, Robert J. McEvoy, Comptroller, and Leonard G. Kunzig, Deputy Comptroller, by memorandum dated March 21, 2016 have advised that the Town is desirous of entering into a new Master Services Agreement with CSC Holdings, LLC, but that the Town has not yet formalized such agreement, and therefore request that the Town Board ratify and approve the extension of the existing Master Services Agreement and its billing procedure on a month-to-month basis from January 1, 2015 until such time as a new Master Services Agreement can be negotiated and executed, with funds to be made available from Account No. CMP A 1315 46410 000 0000,

NOW, THEREFORE, BE IT RESOLVED, That the abovementioned request is hereby ratified and approved, and the Office of the Comptroller is hereby authorized to extend the existing CSC Holdings, LLC Master Services Agreement and its billing procedure on a month-to-month basis from January 1, 2015 until such time as a new Master Services Agreement can be negotiated and executed, 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. CMP A 1315 46410 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)

WHEREAS, the Town Board of the Town of Oyster Bay, by Resolution No. 227-2013, adopted on March 19, 2013, granted the Petition of TRIANGLE EQUITIES 496 WEST JERICO TURNPIKE, LLC, contract vendee, OAK PARTNERS, LLC, contract vendee, and BIG DOUGS ENTERPRISES, LLC, fee owner, (the "applicants"), for a Change of Zone for a 2.85 acre parcel of land located on Plainview Road, Woodbury, Town of Oyster Bay, County of Nassau, State of New York and described as Section 13, Block D, Lot 115, from R1-1A Residence District to a split zone, with 1.38 acres to be placed in the R1-20 One-Family Residence District (hereinafter referred to as "Parcel I") and 1.47 acres in the RMF-10 Multifamily Residence District (hereinafter referred to as "Parcel II"), and a Change of Zone for a 2.24 acre parcel of land situated on the southerly side of Jericho Turnpike, on the southeast corner of Jericho Turnpike and Plainview Road, Woodbury, Town of Oyster Bay, County of Nassau, State of New York and described as Section 13, Block D, Lot 114, from R1-1A One-Family Residence to RMF-10 Multifamily Residence (hereinafter referred to as "Parcel III"), and for Site Plan Approval to allow construction of a housing development ("Kensington Estates"), which will include the development of three 20,000-square foot single-family housing lots on Parcel I, the development of 14 multi-family residential units on Parcel II, and the development of a 2,800 square foot club house (recreation building), swimming pool, tennis court, gate house, and associated site improvements part of the overall development of an 80-unit multi-family residential community which includes the aforementioned 14 units on Parcel II in the Town of Oyster Bay, and 66 units on 13.5 acres of adjacent property situated in the Town of Huntington; and

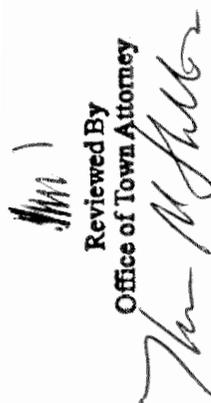
WHEREAS, the Code of the Town of Oyster Bay, Chapter 246, Section 6.8, Expiration, provides that the approval of a signed site plan shall expire in the event that an application has not been made for a building permit within one year after the date the site plan was signed, unless an extension of the time is granted; and

WHEREAS, pursuant to the request of the applicants and upon the recommendation of the Commissioner of the Department of Planning and Development, applicants' time to apply for a building permit has previously been extended by Resolution No. 296-14 and by Resolution No. 197-2015; and

WHEREAS, the applicants, through their attorneys, Berkman, Henoch, Peterson, Peddy & Fenchel, P.C., by letter dated January 6, 2016, requested an extension of time from the current expiration date of March 19, 2016, to apply for a building permit; and

WHEREAS, Timothy R. Zike, Deputy Commissioner of the Department of Planning and Development, by memorandum dated March 21, 2016, recommends that a one (1) year extension of time be granted, from the current expiration date of March 19, 2016, for applicants to apply for a building permit,

Reviewed By
Office of Town Attorney



NOW, THEREFORE, BE IT RESOLVED, That the request of Berkman, Henoch, Peterson, Peddy & Fenchel, P.C., attorneys for applicants, for a one (1) year extension of time, from the current expiration date of March 19, 2016, to apply for a building permit, is hereby GRANTED nunc pro tunc, and the same terms and conditions effective pursuant to Town Board Resolution No. 227-2013, adopted on March 19, 2013, shall prevail.

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
Environmental Resources

WHEREAS, Maureen A. Fitzgerald, 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 March 21, 2016, request Town Board authorization to employ a performer and caterer to provide entertainment and food for GAP Program participants at a total cost of \$800.00, as follows:

Timothy Aldridge
38 Constable Lane
Levittown, New York 11756
Performance Date: Friday, April 15, 2016
Location: Syosset-Woodbury Community Center
Performance Date: Tuesday, May 17, 2016
Location: Hicksville Community Center
Fee: \$300.00 per performance

The Pretzel Stop, Inc.
106 South Long Beach Road
Rockville Centre, New York 11570
Performance Date: Friday, May 6, 2016
Location: Stratford Road Elementary School
Performance Date: Friday, May 13, 2016
Location: Marjorie R. Post Community Park
Performance Date: Saturday, May 14, 2016
Location: Marjorie R. Post Community Park
Fee: \$200.00

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 the aforementioned performer and caterer, on the dates, locations and fees as abovementioned, at a total cost of \$800.00, for the purposes of providing entertainment and food to GAP Program participants; 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

MW
Reviewed By
Office of Town Attorney
Martin & Caloggero

Meeting of April 5, 2016

Resolution No. 166-2016

WHEREAS, Neil O. Bergin, Commissioner of the Department of Environmental Resources, by memorandum dated March 17, 2016, has recommended that a refund in the amount of \$84.00 be authorized for Mr. Mathew Lukas, 11 Hope Drive, Plainview, N.Y. 11803 for a kitten adoption fee, due to unforeseen circumstances which required the return of the kitten two days later,

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is accepted, and Mr. Mathew Lukas is hereby granted a refund in the amount of \$84.00, and payment of said refund is to be made upon presentation of a duly certified claim, therefore, after audit by the Comptroller; and be it further

RESOLVED, That funds for said payment are to be drawn from Account No. TWN TA 0000 00030 412, 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)
Environmental Resources

Reviewed By
Office of Town Attorney

WHEREAS, Resolution No. 753-2015, adopted on December 15, 2015, authorized Sidney B. Bowne, & Son, LLP, to provide on-call engineering services under Contract No. PWC 07-16, On-Call Engineering Services Relative to Civil Engineering; and

WHEREAS, Richard T. Betz, Commissioner of the Department of Public Works, and Elizabeth L. Maccarone, Deputy Commissioner of the Department of Public Works, by memorandum dated March 22, 2016, request that Sidney B. Bowne & Son, LLP, be authorized to provide engineering services under Contract No. PWC 07-16 in an amount not to exceed \$68,900.00, including road and drainage improvements to Seabreeze Road and a portion of Canal Road in Massapequa, New York under Project I.D. No. 1503 HWYDB-03, and that the Comptroller issue an encumbrance order in the amount of \$68,900.00, with funds to be drawn from Account No. HWY H 5197 20000 000 1503 008,

NOW, THEREFORE, BE IT RESOLVED, that upon the request as hereinabove set forth, Sidney B. Bowne & Son, LLP, is hereby authorized to proceed with the abovementioned Project, and the Comptroller is hereby authorized and directed to issue an encumbrance order in the amount of \$68,900.00 for Contract No. PWC 07-16, with funds to be drawn from Account No. HWY H 5197 20000 000 1503 008, or any other appropriate account.

Reviewed By
Office of Town Attorney
Marta d'Almeida

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 Works
Highway

WHEREAS, Rev. Stephen J. Brigandi, Pastor of St. Gertrude's Roman Catholic Church, 28 School Street, Bayville, New York, 11709, by letter dated March 3, 2016, has requested the use of one (1) roll-off container, for the church's annual feast, said roll-off to be delivered on June 14, 2016 and picked up on June 20, 2016; and

WHEREAS, Richard T. Betz, Commissioner of the Department of Public Works, and John T. Collins, Division Head, Division of Sanitation, Department of Public Works, by memorandum dated March 22, 2016, have advised that the abovementioned equipment will not be required for use by the Town at that time, and that they have no objection to providing St. Gertrude's Roman Catholic Church with the use of one (1) roll-off container for its annual feast, with a charge of \$250.00 per container load dumped, as the annual feast is a fundraising event as defined in the Code of the Town of Oyster Bay, Chapter 201, "Solid Waste", Section 17; and

WHEREAS, the Town Board deems this event to be an appropriate and worthwhile endeavor, and one which will benefit the residents of the Town of Oyster Bay,

NOW, THEREFORE IT BE RESOLVED, That the abovementioned request is hereby accepted and approved, and the Commissioner of the Department of Public Works is hereby authorized to provide St. Gertrude's Roman Catholic Church with the use of one (1) roll-off container, to be delivered at Centre Island Beach on Tuesday, June 14, 2016 and picked up on Monday, June 20, 2016, for its annual feast, with a charge of \$250.00 per container load dumped, subject to the following terms and conditions:

1. The use of all Town equipment shall be in conformance with the direction of the Commissioner of the Department of Public Works, or his duly designated representative.
2. The said organization shall comply with all ordinances of the Town of Oyster Bay, both in its use of Town property and equipment, and in the conduct of the aforescribed activity.
3. The said organization shall file a Certificate of Insurance with the Office of the Town Clerk, indicating said organization maintains general liability insurance in the amount of \$1,000,000 with a general aggregate of \$2,000,000 and naming the Town of Oyster Bay as an additional insured, and providing an Endorsement and a Hold Harmless Agreement in connection with the aforementioned activity.

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 Works
Town Clerk

Reviewed By
Office of Towns Attorney

WHEREAS, Dan Fishkind, Autocross Chairman, Metro New York Region Porsche Club of America, 31 Inverness Road, Holbrook, New York 11741, by letter dated January 29, 2016, has requested the use of the parking lot at TOBAY Beach, for its Autocross Program, to be held on Saturday, March 12, 2016, Sunday, March 13, 2016, Sunday, March 20, 2016, Sunday, April 3, 2016 and Sunday, April 17, 2016; and

WHEREAS, Frank A. Nocerino, Commissioner of the Department of Parks, and Brian A. Vander Veer, Assistant Superintendent of Beaches, Department of Parks, by memorandum dated March 15, 2016, have advised that the abovementioned property will not be required for use by the Town at that time, and that the Department of Parks has no objection to providing the use of the parking lot at TOBAY Beach to the Metro New York Region Porsche Club of America, for its Autocross Program, to be held on Saturday, March 12, 2016, Sunday, March 13, 2016, Sunday, March 20, 2016, Sunday, April 3, 2016 and Sunday, April 17, 2016; and

WHEREAS, the Town Board deems this event to be an appropriate and worthwhile endeavor, and one which will benefit the residents of the Town of Oyster Bay,

NOW, THEREFORE, BE IT RESOLVED, That the abovementioned request is hereby accepted and approved, and the Department of Parks is hereby authorized nunc pro tunc from March 12, 2016, to provide the Metro New York Region Porsche Club of America the use of the parking lot at TOBAY Beach, for its Autocross Program, to be held on Saturday, March 12, 2016, Sunday, March 13, 2016, Sunday, March 20, 2016, Sunday, April 3, 2016 and Sunday, April 17, 2016 subject to the following terms and conditions:

1. The said organization shall comply with all ordinances, rules and regulations established by either the Town Board or the Commissioner of the Department of Parks, or his duly authorized representative, both in its use of Town property and equipment, and in the conduct of the abovementioned activity.

2. The said organization shall file a Certificate of Insurance with the Office of the Town Clerk, indicating said organization maintains general liability insurance in the amount of \$1,000,000, with a general aggregate of \$2,000,000 and naming the Town of Oyster Bay as an additional insured, and providing an Endorsement and a Hold Harmless Agreement in connection with the abovementioned activity.

3. The said organization shall not impede access to or egress from the boat basin, by residents or guests, during their events.

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
Town Clerk

MM
Reviewed By
Office of Town Attorney
Marta Caloggero

WHEREAS, Resolution No. 738-2015, adopted on December 15, 2015, authorized Holzmacher, McLendon & Murrell, P.C., to provide on-call engineering services under Contract No. PWC 23-16, On-Call Engineering Services Relative to Environmental Engineering; and

WHEREAS, Richard T. Betz, Commissioner of the Department of Public Works, and Elizabeth L. Maccarone, Deputy Commissioner of the Department of Public Works, by memorandum dated March 18, 2016, request that Holzmacher, McLendon & Murrell, P.C., be authorized to provide engineering services for Contract No. PWC 23-16 in an amount not to exceed \$90,196.34 as these funds represent the unused portion of funds authorized under the previous on-call contract, which included continued services for the remedial investigation report for Bethpage Community Park, under Project I.D. No. 1209TWNA-23, and that the Comptroller issue an encumbrance order in the amount of \$90,196.34, with funds to be drawn from Account No. PKS H 7197 20000 000 1209 001,

NOW, THEREFORE, BE IT RESOLVED, that upon the request as hereinabove set forth, Holzmacher, McLendon & Murrell, P.C., is hereby authorized to proceed with the abovementioned Project, and the Comptroller is hereby authorized and directed to issue an encumbrance order in the amount of \$90,196.34 for Contract No. PWC 23-16, with funds to be drawn from Account No. PKS H 7197 20000 000 1209 001, 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)
Public Works
Parks
Environmental Resources

MM
Reviewed By
Office of Town Attorney
Mark A. Calzone

WHEREAS, Debbie Loeb, Administrative Assistant, Woodbury Jewish Center, Vivien Grossman Early Childhood Education Program, 200 South Woods Road, Woodbury, New York, 11797, by letter dated March 14, 2016, requests two vehicles and operators for the Woodbury Jewish Center's Annual Truck Day, scheduled to take place on Monday, May 16, 2016, from 10:00 a.m. until 1:00 p.m., with a rain date scheduled for May 23, 2016, with said vehicles to arrive at 9:45 a.m.; and

WHEREAS, Kevin M. Hanifan, Commissioner of the Highway Department, by memorandum dated March 16, 2016, requests Town Board approval to provide two vehicles and operators for the Woodbury Jewish Center's Annual Truck Day, scheduled to take place on Monday, May 16, 2016, from 10:00 a.m. until 1:00 p.m., with a rain date scheduled for May 23, 2016,

NOW, THEREFORE IT BE RESOLVED, That the abovementioned request is hereby accepted and approved, and the Highway Department, is hereby authorized to provide two vehicles and operators for the Woodbury Jewish Center's Annual Truck Day, scheduled to take place on Monday, May 16, 2016, from 10:00 a.m. until 1:00 p.m., with a rain date scheduled for May 23, 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)
 Highway
 Public Safety

Reviewed By
 Office of Town Attorney

WHEREAS, by Resolution No. 514-96, adopted on July 23, 1996, the Town Board authorized Lockwood, Kessler & Bartlett, Inc., Consulting Engineers, to proceed with the engineering services relative to the Construction Phase of Contract No. DPW 91-560A, Syosset Landfill Remediation; and

WHEREAS, Richard T. Betz, Commissioner of the Department of Public Works, and Elizabeth L. Maccarone, Deputy Commissioner of the Department of Public Works, by memorandum dated March 22, 2016 and Lockwood, Kessler & Bartlett, Inc., by letter dated February 29, 2016, request in connection with Project I.D. No. 1503 HWYDB-03, that authorization be granted for the continuation of engineering services by Lockwood, Kessler & Bartlett, Inc. under Contract No. DPW 91-560A, in an amount of \$190,000 for services performed in the 2016 calendar year including gas monitoring, groundwater monitoring, inspection of the landfill cap and drainage system and reporting to the United States Environmental Protection Agency as necessary and oversight of any repairs and improvements necessary on or near the site, as per the Town's Consent Decree No. CV-90-4183,

NOW, THEREFORE, BE IT RESOLVED, That the abovementioned request is hereby accepted and approved, and Lockwood, Kessler, & Bartlett, Inc., Consulting Engineers, are hereby authorized to continue engineering services, pursuant to Project I.D. No. 1503 HWYDB-03 of Contract No. DPW 91-560A, in an amount of \$190,000 for services performed in the 2016 calendar year; 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. HWY H 5197 20000 000 1503 008, 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)
Public Works
Highway

Mail
Reviewed By
Office of Town Attorney
Matthew V. Caloggero

WHEREAS, Resolution No. 754-2015, adopted on December 15, 2015, authorized Schneider Engineering, PLLC, to provide on-call engineering services under Contract No. PWC 06-16, On-Call Engineering Services Relative to Contract Administration; and

WHEREAS, Richard T. Betz, Commissioner of the Department of Public Works, and Elizabeth L. Maccarone, Deputy Commissioner of the Department of Public Works, by memorandum dated March 16, 2016, request that Schneider Engineering, PLLC, be authorized to provide engineering services under Contract No. PWC 06-16 in an amount not to exceed \$100,000 including construction oversight and inspection for the Department of Parks and the Highway Department, Project ID No. 1503 HWYDB-03, and that the Comptroller issue an encumbrance order in the amount of \$100,000, with funds to be drawn from Account No. HWY H 5197 20000 000 1503 008,

NOW, THEREFORE, BE IT RESOLVED, That upon the request as hereinabove set forth, Schneider Engineering, PLLC, is hereby authorized to proceed with the abovementioned Project, and the Comptroller is hereby authorized and directed to issue an encumbrance order in the amount of \$100,000 for Contract No. PWC 06-16, with funds to be drawn from Account No. HWY H 5197 20000 000 1503 008, or any other appropriate account.

MW
Reviewed By
Office of Town Attorney
Walter Alesia

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 Works
Highway
Parks

WHEREAS, Frank A. Nocerino, Commissioner of the Department of Parks, and John Raymond, Superintendent of the Department of Parks, by memorandum dated March 8, 2016, request Town Board authorization to retain the professional services of the instructors on the attached table, for the services and at the fees listed therein, for the Town of Oyster Bay Fitness Workshops, to be held at the Hicksville Athletic Center, from January 1, 2016 through December 31, 2016,

NOW, THEREFORE, BE IT RESOLVED, That the abovementioned request is hereby accepted and approved, and the Department of Parks is hereby authorized to retain the professional services of the instructors on the attached chart, for the services and at the fees listed therein, for the Town of Oyster Bay Fitness Workshops, to be held at the Hicksville Athletic Center, nunc pro tunc from January 1, 2016 through December 31, 2016; 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 funds to be drawn from Account No. PKS A 7110 47660 000 0000 or any other appropriate account, for the 2016 budget year, and monies collected from workshop registrations will be deposited in Account PKS A 0001 02001 510 0000.

MW
Reviewed By
Office of Town Attorney
Walter D. Caloggero

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

January 1, 2016- December 31, 2016

Instructional Services	Checks Payable to:	Total Classes/Total Hrs	Community Center	Fee	Amt. Not to Exceed
Adult Zumba Fitness Instructor	Cathy Cromer 146 Myers Ave. Hicksville, NY, 11801	2 workshops for a total of 144 hours	Hicksville Athletic Center	\$50.00 per hour	\$7200.00
Adult Cardio Kickboxing Instructor	Kathryn L. Quaranto 12 Meridian Road Levittown, NY, 11756	1 workshop for a total of 72 hours	Hicksville Athletic Center	\$50.00 per hour	\$3600.00
Adult Yoga Instructor	Jenny Lu 8 Whitman Ave Syosset, NY, 11791	3 workshops for a total of 198 hours	Hicksville Athletic Center	\$75.00 per hour	\$14,850

Cathy Cromer:

2 classes per week x 1.5 hrs each = 3 hrs weekly
 12 weeks x 3 hrs weekly = 36 hrs total
 36 hrs x 4 sessions a yr. = 144 hrs total yearly

Kathryn Quaranto:

1 class per week x 1.5 hrs = 1.5 hrs weekly
 12 weeks x 1.5 hrs weekly = 18 hrs total
 18 hrs x 4 sessions a yr. = 72 hrs total yearly

Jenny Lu:

3 classes per week x 1.5hrs each = 4.5 hrs weekly
 12 weeks x 4.5 hrs weekly = 54 hrs total
 54 hrs x 3 sessions a yr. = 162 hrs total yearly
 (Winter, spring, and fall)

2 classes per week x 1.5 hrs each = 3 hrs weekly
 12 weeks x 3 hrs weekly = 36 hrs total
 (summer)

WHEREAS, the Town of Oyster Bay is a subrecipient receiving New York State Community Development Block Grant-Disaster Recovery (CDBG-DR) funds, as administered by the New York Rising Community Reconstruction Program (NYRCRP). This CDBG-DR funding is to be applied to the Permanent Generators for Critical Facilities Project (Project) in which the Town proposes to install permanent generators and associated equipment at various locations throughout the Town; and

WHEREAS, upon the award of CDBG-DR funding to be applied to the Construction Phase of this Project, the Town will be responsible for facilitating this Project on Incorporated Village of Massapequa Park-owned and Massapequa Fire District-owned properties, and for this reason, the Town must enter into a Memorandum of Understanding (MOU) with the Incorporated Village of Massapequa Park and a separate MOU with the Massapequa Fire District allowing for the Town to complete work on these properties under the conditions set forth through the MOU's; and

WHEREAS, Frank V. Sammartano, Deputy Commissioner, Intergovernmental Affairs, and Colin Bell, Intergovernmental Affairs, by memoranda dated March 22, 2016 and March 29, 2016, request Town Board authorization for the Supervisor to execute two separate Memorandum of Understandings; one with the Incorporated Village of Massapequa Park and one with the Massapequa Fire District, thereby allowing for the Town to complete work on these properties relevant to the Community Development Block Grant-Disaster Recovery (CDBG-DR) funded Permanent Generators for Critical Facilities Project,

NOW, THEREFORE, BE IT RESOLVED, That the abovementioned request is hereby accepted and approved, and the Supervisor is hereby authorized to execute two separate Memorandum of Understandings; one with the Incorporated Village of Massapequa Park and one with the Massapequa Fire District, thereby allowing for the Town to complete work on these properties relevant to the Community Development Block Grant-Disaster Recovery (CDBG-DR) funded Permanent Generators for Critical Facilities 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

Referred By
Office of Town Attorney

Reviewed By
Office of Town Attorney
[Signature]

WHEREAS, Quinn, Emanuel, Urquhart and Sullivan by Resolution No. 517-2015, adopted September 1, 2015, was retained as special counsel to represent the Town of Oyster Bay and protect its interest in connection with potential litigation; and

WHEREAS, Leonard Genova, Town Attorney, and Thomas M. Sabellico, Special Counsel, by memorandum dated April 4 2016, have requested an authorization to pay Quinn, Emanuel, Urquhart and Sullivan in an amount not to exceed \$350,000, including expenses and disbursements; and

WHEREAS, funds will be available in Account No. OTA A 1420 44110 000 0000, or any other appropriate account,

NOW, THEREFORE, BE IT RESOLVED, That the Town Board hereby approves the authorization of an amount not to exceed \$350,000 for purposes of payment to Quinn, Emanuel, Urquhart and Sullivan, for legal fees, costs and disbursements as outside counsel, which sum is to be paid at the predetermined rate; and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to pay said outside counsel for legal fees, costs and disbursements rendered, upon the submission of a duly certified claim, after approval by the Town Attorney, and after audit, with funds available in Account No. OTA A 1420 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	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye

cc: Supervisor
Town Attorney
Comptroller (2)

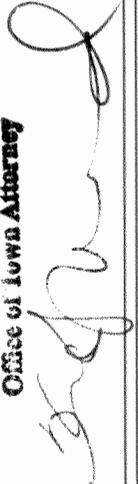
WHEREAS, a fire occurred on January 17, 2016, at the North Massapequa Community Center, located at 214 North Albany Avenue, North Massapequa, New York 11758, requiring immediate action to mitigate damages and repairs to stabilize the building; and

WHEREAS, Leonard Genova, Town Attorney, and Donna B. Swanson, Deputy Town Attorney, by memoranda dated March 22, 2016 and March 29, 2016, request authorization from this Town Board to declare that the fire damages to the North Albany Community Center have resulted in an emergency situation, in accordance with the provisions of New York State General Municipal Law Section 103; and

WHEREAS, Leonard Genova, Town Attorney, and Donna B. Swanson, Deputy Town Attorney in the aforementioned memoranda, further request that the Supervisor or his designated appointee be authorized to execute Proof of Loss Statements and any other necessary documents, to effectuate reimbursement from the Town of Oyster Bay's insurance carrier for the fire damages associated therewith,

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as set forth above is hereby accepted, and this Town Board hereby declares that the fire damages to the North Albany Community Center have resulted in an emergency situation, in accordance with the provisions of New York State General Municipal Law Section 103; and be it further

RESOLVED, That the Supervisor or his designated appointee is hereby authorized to execute Proof of Loss Statements, and any other necessary documents, to effectuate reimbursement from the Town of Oyster Bay's insurance carrier for the fire damages associated therewith.

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)

WHEREAS, Frank V. Sammartano, Deputy Commissioner, and Gail Parainfo, Director of Employment and Training of the Department of Intergovernmental Affairs, by memorandum dated March 17, 2016, request that the Town Board authorize and direct the Town Clerk to publish a Public Notice in a newspaper of general circulation no later than March 28, 2016 with regard to a Request for Proposals for the delivery of youth employment and training services for in-school youth aged 17-21 for the period from June 1, 2016 through June 30, 2017 under the Workforce Innovation and Opportunity Act, which is an eligible cost and, therefore, of no cost to the Town of Oyster Bay,

NOW, THEREFORE, BE IT RESOLVED, That the Town Clerk is hereby authorized and directed to publish a Public Notice of a Request for Proposals under the Workforce Innovation and Opportunity Act, for the above period and purpose, in a newspaper of general circulation no later than March 28, 2016 and same is hereby ratified and approved; 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. IGA CD 6293 48240 000 CW15, or any other appropriate account.


Reviewed By
Office of Town Attorney
Frank V. Sammartano

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
Town Clerk

WHEREAS, pursuant to public notice, a public hearing was held on April 5, 2016, at 10:00 o'clock a.m., prevailing time, in the Hearing Room, Town Hall, East Building, Oyster Bay, New York, at which hearing parties interested were given an opportunity to be heard upon the question of the proposed contract between the Town of Oyster Bay, acting on behalf of the Oyster Bay Fire Protection District and the Oyster Bay Water District, for the period January 1, 2016 through December 31, 2016, for the rental of two hundred twenty-five (225) hydrants located within the Town's boundaries, which hydrants are owned and maintained by the Water District, at a rental of Ninety (\$90.00) Dollars per hydrant, not to exceed \$20,250.00; and

WHEREAS, following due deliberation, it was determined to be in the best interests of the residents of the Oyster Bay Fire Protection District to enter into an Agreement with the Oyster Bay Water District, for the rental of fire hydrants for the year 2016,

NOW, THEREFORE, BE IT RESOLVED, That the Supervisor is authorized to enter into an Agreement with the Oyster Bay Water District for the rental of fire hydrants for the year 2016, and payments pursuant to the terms and conditions thereof are hereby authorized upon presentation of a duly certified claim therefor, after audit by the Comptroller, said Agreement to be approved and ratified 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)

JMS
Reviewed By
Office of Town Attorney

MAC
Reviewed By
Office of Town Attorney

WHEREAS, pursuant to public notice, a public hearing was held on April 5, 2016, at 10:00 o'clock a.m., prevailing time, in the Hearing Room, Town Hall, East Building, Oyster Bay, New York, at which hearing parties interested were given an opportunity to be heard upon the question of the proposed contract between the Town of Oyster Bay and the Plainview Water District, for the period January 1, 2016 through December 31, 2016, for the rental of one thousand two hundred forty (1,240) hydrants located within the Town's boundaries, which hydrants are owned and maintained by the Water District, at a rental of Ninety (\$90.00) Dollars per hydrant, not to exceed \$111,600; and

WHEREAS, following due deliberation, it was determined to be in the best interests of the residents of the Town of Oyster Bay to enter into an Agreement with the Plainview Water District, for the rental of fire hydrants for the year 2016,

NOW, THEREFORE, BE IT RESOLVED, That the Supervisor is authorized to enter into an Agreement with the Plainview Water District for the rental of fire hydrants for the year 2016, and payments pursuant to the terms and conditions thereof are hereby authorized upon presentation of a duly certified claim therefor, after audit by the Comptroller, said Agreement to be approved and ratified 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)

WHEREAS, pursuant to public notice, a public hearing was held on April 5, 2016, at 10:00 o'clock a.m., prevailing time, in the Hearing Room, Town Hall, East Building, Oyster Bay, New York, at which hearing parties interested were given an opportunity to be heard upon on the proposed exemption of Town real estate taxes, special ad valorem levies and special assessments for all veterans organizations within the Town of Oyster Bay, as defined in Real Property Tax Law Section 452(1), the purpose of which is to exempt these veterans organizations from Town real estate taxes, special ad valorem levies and special assessments they would normally be subject to when renting a portion of their premises to an entity that is not exempt from Town real estate taxes, special ad valorem levies and special assessments, pursuant to Section 452 of the Real Property Tax Law of the State of New York.; and

WHEREAS, following due deliberation, it was determined to be in the best interests of the residents of the Town of Oyster Bay to authorize the exemption of Town real estate taxes, special ad valorem levies and special assessments for all veterans organizations that rent a portion of their premises to an entity not exempt from Town real estate taxes, special ad valorem levies and special assessments within the Town of Oyster Bay,

NOW, THEREFORE, BE IT RESOLVED, that all veterans organizations located within the Town of Oyster Bay are exempt from Town real estate taxes, special ad valorem levies and special assessments they would normally be subject to when renting a portion of their premises to an entity that is not exempt from Town real estate taxes, special ad valorem levies and special assessments, pursuant to Section 452 of the Real Property Tax Law of the State of New York.

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)

M.C.
Reviewed By
Office of Town Attorney

WHEREAS, by letter dated March 16, 2016, Craig Snyder, President of the Jericho Athletic Association, advised the Town that on March 15, 2016 the New York State Department of Environmental Conservation (DEC) conducted a public meeting to discuss the remedy proposed for the Solvent Finishers State Superfund Site located at 601 Cantiague Rock Road, Jericho, New York. He advised that members of the public at the DEC meeting voiced dissatisfaction with the DEC's lack of effective prior notification regarding the presence of a Superfund Site in the community and expressed concerns regarding potential impacts associated with volatile organic compound vapors at Cantiague Elementary School and Chenango Park, a Town of Oyster Bay parklet, which respectively are located across Cantiague Rock Road to the southeast and east of the Superfund Site; and

WHEREAS, based upon said notification, Chenango Park was closed by the Town on March 16, 2016; and

WHEREAS, by letter dated March 25, 2016, Cashin Spinelli & Ferretti, LLC advised the Town that the Jericho School District had retained J.C. Broderick & Associates, Inc. to undertake testing in the building and on the grounds at Cantiague Elementary School, and recommended that the Town authorize J.C. Broderick & Associates, Inc. to undertake an investigation of the grounds of Chenango Park, so that a determination may be made as to whether the park may be re-opened to allow activities to proceed for the upcoming sports season or whether further action is necessary; and

WHEREAS, by memorandum dated March 25, 2016, Neil Bergin, Commissioner of the Department of Environmental Resources, requested that emergency approval be issued for the Town to accept the proposal of J.C. Broderick & Associates, Inc. to undertake soil vapor testing at Chenango Park at an estimated cost of \$4,875.00; and

WHEREAS, based upon the recommendation of Commissioner Bergin, on March 28, 2016, Leonard Genova, Deputy Supervisor, agreed to and accepted the proposal of J.C. Broderick & Associates, Inc.; and

WHEREAS, by memorandum dated March 29, 2016, Frank Nocerino, Commissioner of the Department of Parks, requested that the Town Board ratify and approve the Town retaining the services of J.C. Broderick & Associates, Inc. to undertake soil vapor testing at Chenango Park,

NOW, THEREFORE, BE IT RESOLVED, That the Town Board acknowledges the emergency situation which exists with the possible contamination of Chenango Park, Jericho,

7/18/16
Reviewed By
Office of Town Attorney

Resolution No. 182-2016

New York, and ratifies and approves the agreement and acceptance of the proposal of J.C. Broderick & Associates, Inc. to undertake soil vapor testing at Chenango Park, Jericho, New York, so that the necessary data may be obtained to determine whether the park may be re-opened to allow activities to proceed for the upcoming sports season or whether further action is necessary.

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
Environmental Resources

WHEREAS, Neil O. Bergin, Commissioner of the Department of Environmental Resources, by memorandum dated March 29, 2016, has requested Town Board approval to hold an emergency rabies vaccination clinic on Saturday, April 9, 2016, from 10:00 a.m. until 2:00 p.m. at the Town of Oyster Bay Animal Shelter, due to the recent confirmation by the Nassau County Department of Health of a case of rabies in a raccoon found in Hicksville,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is accepted and approved, and the Town Board hereby authorizes the Department of Environmental Resources to hold an emergency rabies vaccination clinic at the Town of Oyster Bay Animal Shelter on Saturday, April 9, 2016 from 10:00 a.m. until 2:00 p.m.

Bill
Reviewed By
Office of Town Attorney
Martin H. Alvarez

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

FMS
Reviewed By
Office of Town Attorney
Thomas M. Johnson

WHEREAS, it is desirable to enact procedures for conducting meetings and hearings of the Town Board,

NOW, THEREFORE, BE IT RESOLVED, That the Town Board of the Town of Oyster Bay does hereby designate the following Official Rules of Procedure Pursuant to New York Town Law §63; and, subject to the other provisions of New York Law and the Town Code of the Town of Oyster Bay, the following rules of procedure are adopted and shall govern the meetings of the Town Board of the Town of Oyster Bay:

PART A: INTERACTION WITH LAW

SECTION 1. These procedures are to be interpreted as supplementing, and not replacing, prior legislative enactments applicable to town operations and the conduct of Town Board meetings. Such legislative enactments include statutes, rules and regulations of the State of New York, and the Town Code of the Town of Oyster Bay.

SECTION 2. Nothing in these procedures shall be construed as expanding, reducing or limiting the powers or rights specifically granted by law to any Member nor shall these procedures be construed as altering the number of votes specifically required by law for the taking of official action.

PART B: TOWN ATTORNEY AS PARLIAMENTARIAN

SECTION 1. Questions regarding the interpretation of these procedures which arise during a meeting of the Board shall be decided by the Town Attorney who shall act as Parliamentarian.

SECTION 2. Decisions of the Town Attorney made pursuant to Part B Section 1 hereof may be appealed to the full Board by motion of any Member.

SECTION 3. Robert's Rules of Order shall control the procedure of all meetings of the Board to the extent that Robert's Rules of Order are not inconsistent with these procedures.

PART C: MEETINGS

SECTION 1 - Regular Meetings. The Town Board generally will hold regular meetings on two Tuesdays each month, with the exception of the months of August, October and December, when only one regular meeting will be scheduled. Such regular meetings shall

commence at 10:00 AM, except for the second meeting of the month of March and the second meeting of the month of June, which meetings shall commence at 8:00 PM, and all meetings shall be conducted in the Boardroom at the Town Hall. The regular meeting scheduled for the month of October shall commence at 10:00 AM and that meeting shall be continued until 7:00 PM that evening to allow for maximum public participation. At the discretion of the Town Board, the location of regular meetings may be changed to accommodate anticipated larger audiences than the Boardroom can accommodate. Any deviation from this schedule shall be determined by the Town Board.

SECTION 2 - Special Meetings. Special Meetings of the Town Board are all those Board meetings other than regular meetings. A special meeting may be called by the Supervisor or by the written request of two (2) members of the Town Board, by giving at least two days' notice in writing to members of the Town Board of the time when and the place where the meeting is to be held in accordance with New York State Town Law §62.

SECTION 3 - Executive Sessions. Executive Sessions shall be held in accordance with the New York State Public Officers Law §105. All executive sessions shall be commenced during a public meeting.

PART D: POLICIES

SECTION 1 – Quorum. A quorum of the Town Board shall be required to conduct business. A quorum of the seven (7) member Board shall be four (4).

SECTION 2 – Agendas. The agenda shall be prepared by the Office of the Town Attorney, Division of Legislative Affairs, in cooperation with the Town Clerk, by Friday preceding the Tuesday meeting. An item may be placed on the agenda at any time, including during the meeting, by consent of a majority of the Town Board.

SECTION 3 – Voting. Pursuant to New York State Town Law each member of the Town Board shall have one vote. The Supervisor may vote on any matter. The vote upon every question shall be taken by the Supervisor voting first and then by each Councilperson voting in order of seniority. Each Board Member may vote “aye,” “no,” “abstain,” pass his or her vote, or recuse himself or herself.

SECTION 4 - Order of Business. The order of business shall be:

- Call to order
- Roll Call
- Pledge of Allegiance
- Citations and Public Service Announcements

Public Hearings
Resolutions

Opportunity for the Public to Address the Board on Agenda Items Only

Adjournment

Opportunity for the Public to Address the Board

The order of business need not be followed if the Supervisor, as Presiding Officer, determines that it is appropriate to deviate.

SECTION 5 – Minutes. Minutes at all Town Board meetings shall be the responsibility of the Town Clerk who, pursuant to approval from the Town Board, may employ the services of a person to take minutes. Minutes of an open meeting shall consist of a record or summary of all motions, proposals, resolutions and any other matter formally voted upon and the vote thereon. Minutes of an executive session shall be taken of any action that is taken by formal vote and shall consist of a record or summary of the final determination of such action and the vote thereon; provided, however, that such summary need not include any matter which is not required to be made public by the New York State Freedom of Information Law. Minutes need not contain a summary of the discussion leading to action taken or include verbatim comments unless a majority of the Board resolves to have the Clerk do so.

PART E: RULES AND PROCEDURES

SECTION 1 - General Rules of Procedure. The Supervisor shall preside at meetings of the Town Board. In the Supervisor's absence the Senior Councilperson shall preside. There is no limit to the number of times a Town Board member may speak on a question. Motion to close or limit debate may be entertained but shall require the affirmative vote of four (4) members of the Board.

SECTION 2 - Guidelines for Public Comment. The public shall be allowed to speak only during Public Hearings and Public Comment periods.

General Requirements. Each speaker will submit his/her name and address upon a form to be provided by the Town Clerk or his/her designee. On such form, the speaker shall also provide the resolution(s) he/she wishes to comment on, or a brief description of what he/she will comment upon prior to speaking. Speakers must be recognized by the presiding officer, and shall be called to speak in the order determined by the presiding officer. Speakers must step to the front of the room and speak into the microphone at the lectern. Speakers are not to approach the dais without invitation and are directed to make their remarks from the lectern. No items or documents may be placed on the dais or presented to the Board unless either authorization is requested and granted by the presiding officer or a Board member specifically requests to see an item. All items for presentation that are granted authorization or requested by a Board member

shall be presented to the Town Clerk who shall pass it the Board. Speakers' remarks shall be addressed to the Board as a body and not to any specific member thereof. Speakers shall observe the commonly accepted rules of courtesy, decorum, dignity and good taste and shall not use foul language, display unacceptable behavior, or be disruptive of the proceedings. Members of the public and Board members shall be allowed to state their positions in an atmosphere free of slander, threats of violence or the use of the Board meeting as a forum for politics. Sufficient warnings may be given by the Board at any time during a speaker's remarks and, in the event that any individual shall violate the rules of decorum heretofore set forth, the presiding officer may then cut off comment or debate. Any person making offensive, insulting, threatening, insolent, slanderous or obscene remarks, or who becomes boisterous, or who makes threats against any person or against public order, and security while in the Board Room shall be forthwith removed at the direction of the presiding officer, unless permission to continue is granted by the majority vote of the Board members present.

Public Hearings. Speakers, other than the applicant or its attorneys or experts, shall have five (5) minutes to address the Board on the specific matter that is the subject of the Public Hearing before yielding to the next speaker. Speakers may once again address the Board during the Public Hearing period for one additional five (5) minute period, but only to rebut statements made by the Board or other speakers in regards to the matter that is the subject of the Public Hearing.

Resolutions. During the period identified as "Opportunity for the public to address the board on agenda items only," speakers shall identify all resolutions they wish to speak on. Speakers shall have three (3) minutes to address the Board on a given resolution, a total of six (6) minutes if the speaker is addressing two resolutions; and a total of ten (10) minutes if the speaker is addressing three or more resolutions. A timer shall be utilized that will beep or produce another sound to indicate that a speaker's time limit for addressing agenda items has been reached. Upon being notified that his or her time limit has been reached, a speaker shall cease speaking, leave the lectern, and return to his or her seat. The presiding officer may modify these guidelines if warranted.

Public Comment. During the period identified as "Opportunity for the public to address the board," speakers shall have five (5) minutes to address the Board before yielding to the next speaker. Board members may interrupt a speaker during the speaker's remarks, but only for the purpose of asking questions of the speaker for purposes of clarification, information or to ask follow-up questions. All remarks shall be addressed to the Supervisor and Town Board. Board members may respond to questions or comments at their discretion. A timer shall be utilized that will beep or produce another sound to indicate that a speaker's five (5) minute time limit for Public Comment has been reached. Upon being notified that his or her time limit has been reached, a

speaker shall cease speaking, leave the lectern, and return to his or her seat. The presiding officer may modify these guidelines if warranted.

SECTION 3 - Use of Recording Equipment. All members of the public and all public officials are allowed to photograph and tape or video record public meetings so long as the photography or recording is done in a manner which does not interfere with the meeting. The presiding officer may make the determination that the photography or recording is being done in a manner that interferes with the meeting after taking into consideration attendant movement and activity, distance from the deliberations of the Board, noise, size of equipment, ability of the public to participate in the meeting notwithstanding the photography or recording, and any other pertinent factor. If the presiding officer makes the determination that the photography or recording is interfering with the meeting, the presiding officer may request an accommodation to avoid the interference and if not sufficient or complied with, order the photography or recording to be stopped.

SECTION 4 - Executive Session Policy. It is the policy of the Town Board to conduct Town business in an open fashion and to make available as much information as may legally and practically be disseminated. The New York Open Meetings Law authorizes the Board to conduct business in executive session in a number of areas. These include: 1. Matters which will imperil the public safety if disclosed; 2. Matters which may disclose the identity of a law enforcement agent or informer; 3. Information relating to criminal investigations which would imperil effective law enforcement if disclosed; 4. Discussions relating to proposed, pending or current litigation; 5. Collective bargaining negotiations; 6. Personnel matters relating to particular individuals; and 7. The proposed acquisition, sale, or lease of real property or securities when disclosure would substantially affect the value. The Board recognizes that it is authorized to use executive sessions in these and other situations, but will do so with restraint. To maintain confidentiality and to encourage the uninhibited discussion of the subject matter in executive session, all statements made and positions taken by all participants must remain confidential and may not be disclosed by any participant unless and until disclosure of such information as may be legally disseminated is authorized by affirmative vote of four (4) members of the Board. It has been and continues to be the practice of the Board that all members of the Board, acting together, come to agreement by consensus on the specific information which is to be released to the public in accordance with the New York Open Meetings Law, the suitable vehicle for reporting that information, and the timing of the reporting.

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

Supervisor Venditto	Nay
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 Board
Town Clerk
Public Information

Meeting of April 5, 2016

Resolution No. 120-2016

WHEREAS, by Resolution No. 193-2015, adopted on April 14, 2015, this Town Board authorized the Supervisor to enter into Contract No. PWC 060-14, On-Call Planning Services, with Cashin, Spinelli & Ferretti, LLC, 801 Motor Parkway, Suite 103, Hauppauge, New York 11788, for a period from January 1, 2015 through December 31, 2015; and

WHEREAS, Diana S. Aquiar, Deputy Commissioner of the Department of Planning and Development, by memorandum dated February 18, 2016, advises that due to extraordinary circumstances, the services provided by Cashin, Spinelli & Ferretti, LLC, exceeded the previously authorized sum, and requests an additional sum not to exceed \$127,000; and

WHEREAS, funds will be available in Account No. PAD B 3620 44800 000 0000,

NOW, THEREFORE, BE IT RESOLVED, That the request as set forth above is hereby accepted and approved, and this Town Board hereby authorizes an additional sum of \$127,000 for purposes of payment to Cashin, Spinelli & Ferretti, LLC, for services provided; 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. PAD B 3620 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)
Planning & Development

Reviewed By
Office of Town Attorney
[Handwritten signature]