

TOWN BOARD  
TOWN OF OYSTER BAY  
SPECIAL PRESENTATION  
MAY 10, 2016  
11:13 a.m.

JOHN VENDITTO  
SUPERVISOR

JAMES ALTADONNA JR.  
TOWN CLERK

P R E S E N T:

SUPERVISOR JOHN VENDITTO  
COUNCILMAN JOSEPH D. MUSCARELLA  
COUNCILMAN ANTHONY D. MACAGNONE  
COUNCILMAN JOSEPH G. PINTO  
COUNCILWOMAN REBECCA M. ALESIA  
COUNCILWOMAN MICHELE M. JOHNSON

N O T P R E S E N T:

COUNCILMAN CHRIS COSCHIGNANO

A L S O P R E S E N T:

JAMES ALTADONNA JR., TOWN CLERK  
JAMES J. STEFANICH, RECEIVER OF TAXES  
LEONARD GENOVA, TOWN ATTORNEY  
THOMAS SABELLICO, DEPUTY TOWN ATTORNEY  
DONNA B. SWANSON, DEPUTY TOWN ATTORNEY  
MATTHEW M. ROZEA, ASSISTANT TOWN ATTORNEY  
LOUIS IMBROTO, ASSISTANT TOWN ATTORNEY  
LINDA M. HERMAN, OFFICE OF THE TOWN CLERK  
DIANE SMITH, OFFICE OF THE TOWN CLERK

(Appearances continued on following page.)

I certify this is a true  
and accurate transcript.



LAUREN TORRES  
Official Reporter/Notary

ORIGINAL TRANSCRIPT

ALSO PRESENT:

RALPH J. RAYMOND, DEPUTY TOWN CLERK  
RAYMOND T. SPAGNUOLO, DEPUTY TOWN CLERK  
ANDREW S. ROTHSTEIN, DIRECTOR OF OPERATIONS,  
OFFICE OF THE SUPERVISOR  
RONALD SCAGLIA, ASSISTANT TO THE SUPERVISOR,  
OFFICE OF THE SUPERVISOR  
CAROL STRAFFORD, DIRECTOR OF LEGISLATIVE AFFAIRS  
JUNE MASCIA, DEPUTY COMMISSIONER, DEPARTMENT OF  
GENERAL SERVICES  
BRIAN DEVINE, RESEARCH ASSISTANT,  
PUBLIC INFORMATION  
KURT LUDWIG, RESEARCH ASSISTANT, PUBLIC INFORMATION  
ESTER ALTER, PUBLIC INFORMATION  
JUSTIN McCaffrey, COMMISSIONER OF  
THE DEPARTMENT OF PUBLIC SAFETY  
BARRY BREE, DEPUTY COMMISSIONER OF  
THE DEPARTMENT OF PUBLIC SAFETY  
LESLIE MACCARONE, DEPUTY COMMISSIONER OF  
THE DEPARTMENT OF PUBLIC WORKS  
NEIL O. BERGIN, COMMISSIONER OF  
THE DEPARTMENT OF ENVIRONMENTAL RESOURCES  
FRANK A. NOCERINO, COMMISSIONER,  
DEPARTMENT OF PARKS  
FRANK V. SAMMARTANO, DEPUTY COMMISSIONER,  
DEPARTMENT OF INTERGOVERNMENTAL AFFAIRS  
JAMES McCaffrey, DEPUTY COMMISSIONER OF  
THE DEPARTMENT OF ECONOMIC DEVELOPMENT  
TIMOTHY ZIKE, DEPUTY COMMISSIONER,  
DEPARTMENT OF PLANNING AND DEVELOPMENT  
ROBERT McEVOY, COMPTROLLER  
ROBERT DARIENZO, DIRECTOR OF FINANCE  
VICKI SPINELLI, DEPUTY COMMISSIONER,  
DEPARTMENT OF HUMAN RESOURCES  
RICHARD LAMARCA, DIRECTOR, DEPARTMENT OF  
HUMAN RESOURCES  
FRANK GATTO, ASSISTANT TO THE COMMISSIONER,  
DEPARTMENT OF GENERAL SERVICES

1 SUPERVISOR VENDITTO: Ladies and  
2 gentleman, if everyone will find seats, we will  
3 finally begin.

4 We will begin by asking Mr. Altadonna,  
5 our Town Clerk, to poll the Board.

6 MR. ALTADONNA: Sure.

7 Supervisor Venditto?

8 SUPERVISOR VENDITTO: I am here.

9 MR. ALTADONNA: Councilman Muscarella?

10 COUNCILMAN MUSCARELLA: I am here.

11 MR. ALTADONNA: Councilman Macagnone?

12 COUNCILMAN MACAGNONE: Here.

13 MR. ALTADONNA: Councilman Pinto?

14 COUNCILMAN PINTO: Here.

15 MR. ALTADONNA: Councilwoman Alesia?

16 COUNCILWOMAN ALESIA: Here.

17 MR. ALTADONNA: Councilwoman Johnson?

18 COUNCILWOMAN JOHNSON: Here.

19 SUPERVISOR VENDITTO: Ladies and  
20 Gentleman, if everyone would please rise and join  
21 in the Pledge of Allegiance to our flag lead by  
22 Councilwoman Michele Johnson.

23 (Pledge of Allegiance recited.)

24 SUPERVISOR VENDITTO: Thank you,  
25 Councilwoman Johnson.

1 SUPERVISOR VENDITTO: All right.

2 Before we begin with the regular order  
3 of business, we have some, let's see, I would say  
4 some very pleasant things to talk about. I'm going  
5 to begin by, let me invite, I hope they're all  
6 still here, Ellen Ritz and Carol Ann Viccora.

7 Can you come forward up to the podium?  
8 I'm not going to embarrass you. Don't worry.

9 Incidentally, I will comment under your  
10 verification. Typically, we would be live  
11 streaming this meeting, but as a result of some  
12 irregularities that we found in the recording  
13 device of both audio and visual, the live stream  
14 has been shut down for today's meeting, so everyone  
15 should be aware of that.

16 The two ladies standing to my right are  
17 involved in the National Alliance on Mental  
18 Illness, which has a subjective to improve the  
19 lives of those suffering from mental illness.

20 I just want to read something quickly  
21 and then I'm going to turn it over to you to talk  
22 more about it and more graphically than I can for  
23 sure. There is some interesting facts here.

24 Mental illness is very common, as  
25 approximately one out of every five individuals

1 suffers from serious brain disorders such as  
2 schizophrenia, bipolar disorder, major depression  
3 and obsessive compulsive disorder, yet fewer than  
4 25 percent of individuals affected or afflicted  
5 with mental disorder seek help and the submission,  
6 of course, of the National Alliance on mental  
7 health to increase awareness, to make person's  
8 afflicted perhaps less inhibited about coming  
9 forward.

10 Look, it's no secret, folks. Let's not  
11 pretend. Mental illness has been a stigma, which  
12 has been attached to mental illness for over many,  
13 many years. Part of the problem is when you don't  
14 communicate or when you don't make people aware or  
15 they don't experience it firsthand, they tend not  
16 to take it seriously and try to hide it and sweep  
17 it under the rug and pretend it's not there.

18 It is there and it affects a lot of  
19 people in varying degrees and it is very, very  
20 disruptive of a person's quality of life on a  
21 day-to-day basis.

22 So I'm going to turn it over to Ellen  
23 and Carol Ann and you can use the podium and tell  
24 us about yourself.

25 MS. RITZ: Okay.

1                   We're Board members. I am a Vice  
2                   President of the Board. I am also an RN. Carol  
3                   Ann is also a Board member of NAMI, Queens. Nassau  
4                   Division. It's a grassroots operation or  
5                   organization.

6                   We bring support and education, not  
7                   only to people who have mental illness or brain  
8                   disorders and I love that you used the word, brain  
9                   disorder, because it is an imbalance in the  
10                  chemistry and the neurology of the brain and the  
11                  good news about that is it is treatable just like  
12                  diabetes and thyroid, and it is treatable with  
13                  medication.

14                  The other good news is it's not  
15                  anything that anybody did to them or it's not a  
16                  character flaw of a person with a brain disorder.  
17                  So that's very exciting and what our mission is  
18                  really is several fold. Certainly, to bust the  
19                  stigma, to say that mental illness is not this  
20                  stark thing that you have.

21                  Unfortunately, it is a brain disorder,  
22                  but we want to educate and offer programs to  
23                  support the family and the person, the loved one  
24                  with the mental illness. How else -- well, who are  
25                  the most important people in our lives? Our

1 families, and so when we educate the family and  
2 bring them knowledge of medication, of resources,  
3 what that person is feeling bringing them empathy,  
4 good communication, workshop, that's our family-to-  
5 family program and what can we do? You can't  
6 change or control anybody else, but you can change  
7 and control yourself, and by changing yourself in  
8 the family, the family member, you can change  
9 everybody around you, and when you approach your  
10 loved one, who has a mental illness and it could be  
11 a sibling, it could be a child, it could be a  
12 husband and it could even be a parent, but when you  
13 approach them differently, and that you see the  
14 best of them, because they're not just mental  
15 illness. They're creative. They're generally  
16 smart. There is a tremendous amount of a person in  
17 there other than this one thing. You don't call  
18 somebody just a thyroid or a diabetic or a  
19 hypertensive. You call them a person and you see  
20 all the other great qualities in them, and you  
21 start putting them back together because mental  
22 illness begins usually after someone has been  
23 fairly successful at school. It's usually teenage  
24 years --

25 SUPERVISOR VENDITTO: Excuse me, Ellen.

1 Maybe it's my hearing, but is someone engaged in  
2 dialogue? Let's keep it quiet. Go ahead.

3 MS. RITZ: So why it's so difficult,  
4 it's not something like autism that you get young.  
5 It's something that happens in the teen, late  
6 teens, twenties, thirties, and this person, you had  
7 seen the person who looks successful; successful,  
8 meaning that they have gotten through school;  
9 sometimes creative, sometimes they're a great  
10 athlete, and a switch goes on in the brain, the  
11 maturation of the brain and there is mental  
12 illness, whether it be bipolar, schizophrenia,  
13 depression, anxiety, but that prevents them from  
14 moving forward.

15 So, therefore, it's a journey for the  
16 person, as well as the family to see the best in  
17 this other person that has problems dealing with  
18 moving forward in life because of the mental  
19 illness or the brain disorder.

20 That's what our programs are about,  
21 giving support to the mentally challenged with a  
22 brain disorder, as well as to the family and also  
23 advocating so that we get more research for the  
24 brain.

25 We have medications. The medications



1 are fairly good. They're not 100 percent good  
2 because of the side effects. They hit the brain  
3 and if we could have some more research and hit  
4 right where it needs to be hit, instead of having  
5 side effects of weight gain of, what else is there,  
6 sexual side effects. There are many other side  
7 effects and they're sometimes very intolerable for  
8 the person with the brain disorder to move forward  
9 with these side effects with the medication.

10 So we really want to advocate for the  
11 government to give more money for research, brain  
12 research, more housing, better psychiatrists or  
13 more psychiatrist, more hospital beds. These are  
14 all things that are needed for our loved ones who  
15 are suffering and for helping families.

16 So that's what we're about in a  
17 nutshell and I hope you learned a little bit and  
18 will now, I hope, feel better about someone with a  
19 brain disorder, and the other one thing I say is  
20 that we all have stuff, a little anxiety,  
21 depression, a little OCD, who knows? We all have  
22 stuff.

23 When you get diagnosed is when it stops  
24 you from moving forward and sometimes it's severe  
25 and sometimes it's not severe, so I just want you

1 to keep that in mind.

2 SUPERVISOR VENDITTO: Okay.

3 Carol Ann, did you want to add anything  
4 to it or you're good?

5 MS. VICCORA: I'm good.

6 SUPERVISOR VENDITTO: I guess, you're  
7 right we all have stuff. Some of us have lots of  
8 stuff, but I'll tell you, just really quick because  
9 I think you made two points that really bear  
10 underscoring.

11 The first one I think is the obvious  
12 one, everybody tends to think that if someone  
13 suffers, even if it's yourself, if someone suffers  
14 from mental illness that they did something wrong  
15 to bring it on and it's their fault, very  
16 frequently it affects, maybe always, but I'm not a  
17 doctor or a psychiatrist, but I think we're finding  
18 out more and more that that's not the case and that  
19 many people simply can't, it's just life, a disease  
20 that you cannot, you do not have control over.

21 I remember, I think it permits good  
22 analogy on the second quote of awareness. I  
23 remember growing up in the '60s, I'm not going to  
24 get graphic about this, but I lived with a member  
25 of my family for about an eight-year period

1 suffering from cancer, terrible, terrible cancer,  
2 and it was like you had a black cloud over your  
3 head. People thought you were contagious. I'm not  
4 kidding. Nobody ever said the word cancer. Oh, my  
5 goodness, it was the "C word" they called it.

6 Now, fast forward thirty years or  
7 whatever, forty years, it has been and because of  
8 awareness and because of the runs in the park,  
9 moments like this, you're right and creating the  
10 awareness and easing up, tearing down the barriers.

11 You know, now we say the word cancer  
12 freely. We understand it now and I'd like to see  
13 more strides made in finding a cure, but, you know,  
14 whatever the case may be, it's very important to  
15 the person inflicted and their family that society  
16 now understands what they're going through and  
17 doesn't treat them as if they were a lepra.

18 I mean, I'll just say it straight out  
19 and I think that's where we're at here with mental  
20 illness is try to get through that dark cloud and  
21 make people understand that not only is it not the  
22 person who is afflicted fault, but it can happen to  
23 them too in a moment's notice.

24 MS. RITZ: I apologize. I would  
25 really like to thank the Town for supporting this

1 -- May is Mental Health Month -- and for hanging  
2 our ribbon. We're leaving our brochures for NAMI  
3 if anybody who knows anybody that needs help would  
4 please reach out, and please call the office and  
5 they have a lot of other support groups and all  
6 different types of things and thank you to the  
7 Town, particularly, who have been so gracious and  
8 kind to have us.

9 SUPERVISOR VENDITTO: We'd like you to  
10 know, Ellen and Carol Ann, that the door is now  
11 open and we've met you.

12 We've had -- you know, every battle  
13 like this is another win in the overall war on  
14 mental illness and we'll get there some day, but in  
15 the meantime, our doors are open.

16 If you want to do other events with us,  
17 if you want to come to one of our beautiful parks  
18 or have a run or a walk or whatever you want to do,  
19 we would be more than happy to accommodate you and  
20 work with you, but for now, thank you very much and  
21 let's get a nice photo and you'll have the  
22 officials. Let's go.

23 MS. RITZ: And again, thank you for  
24 your generosity.

25 SUPERVISOR VENDITTO: Not only that, I

1 have here a beautiful proclamation. It's from the  
2 Oyster Bay Town Board and it recognizes the month  
3 of May 2016. We're ten days in already, but it is  
4 National Mental Health Awareness month in the Town  
5 of Oyster Bay.

6 MS. RITZ: Thank you so much.

7 (Applause.)

8 (Whereupon, a photograph was taken.)

9 SUPERVISOR VENDITTO: Carol Meschkow,  
10 would you come up to the podium, young lady?

11 I know how much you all love to hear my  
12 malonic voice, but I'm going to give you a little  
13 break from my drumming voice, we are also declaring  
14 today, I believe it's May 8th through May 14th?

15 MS. MESCHKOW: Yes.

16 SUPERVISOR VENDITTO: Women's Lung  
17 Health Week in the Town of Oyster Bay. So you know  
18 what, Carol, rather than me drum it on anymore,  
19 I'll let you be the spokesperson for the cause.

20 MS. MESCHKOW: Okay.

21 Well, I'm not going to speak as  
22 impassionately as the ladies before. It was a  
23 wonderful education, but I would like to say a few  
24 things absolutely, and I definitely appreciated  
25 their presentation. I learned a lot.

1                   With a new woman being diagnosed with  
2                   lung disease every five minutes, we don't have a  
3                   second to waste. I'm so grateful to the Town of  
4                   Oyster Bay, Supervisor Venditto and the Council  
5                   Members who have demonstrated a longstanding record  
6                   as advocate for lung health, for partnering with  
7                   the lung associations, National Turquoise Takeover  
8                   Event and this is the second year that the Town has  
9                   worked with us in helping us spread the message  
10                  widely throughout the Town.

11                  Several years ago, the Lung  
12                  Association, when they became aware of these  
13                  startling facts, started a whole new campaign and  
14                  they wanted woman and they picked beautiful logos,  
15                  a turquoise blue swirl.

16                  They came up with this National  
17                  Turquoise Takeover Event Week, where they reached  
18                  out to municipals and businesses and, as I say,  
19                  this is our second year with the Town of Oyster Bay  
20                  to raise awareness by declaring this week, which  
21                  actually follows Mother's Day, as Woman's Lung  
22                  Health Week, but they also are asking  
23                  municipalities to go above and beyond, which the  
24                  Town is doing, eliminating the buildings so that  
25                  the awareness goes on the entire week, and it goes

1 on not for only those individuals who attend the  
2 meeting; it is cause for question. If anybody  
3 asked why the Town would make a building and they  
4 weren't here, they understand why.

5 But it is the number one killer of  
6 women, lung disease. There has been two fold  
7 increase in incidents over the last 37 years. So  
8 we really need to educate broadly and raise funding  
9 dollars to find a cure and this also is a stigma,  
10 too.

11 Very often a person will say if  
12 somebody comes down with lung disease, oh, you're a  
13 smoker. You caused it yourself. Well, we have  
14 women that work for the lung association that never  
15 lifted a cigarette in their lives who are  
16 struggling with lung disease.

17 With our emerging knowledge, we need to  
18 get ahead of the curve. We know that not only is  
19 the primary smoker at risk, but they and those  
20 around them are also being assaulted by the second  
21 and thirdhand smoke. More and more foods that are  
22 prepared are loaded with chemicals.

23 As a society, we're grappling with  
24 environmental fluids from industry, diesel engines,  
25 more lower flying air traffic construction debris,

1 asbestos and chemicals seeping into our water,  
2 lower and impervial surfaces. So we must rush to  
3 find a cure and simultaneously advocate what policy  
4 changes to minimize these environmental hazards.

5 Just think of the alternatives. Every  
6 five minutes, that's approximately how long I've  
7 been up here, one of our mothers, grandmothers,  
8 aunts, friends and even daughters, can be diagnosed  
9 with lung disease.

10 So I thank you again and again for your  
11 enormous efforts to help keep us on the cutting  
12 edge and raise awareness for the women we love.

13 On a personal note, I know the  
14 Supervisor's family has been touched by  
15 environmental hazards and lungs. My father's  
16 sister had lung cancer. So, as I say, it's touched  
17 my family on many personal levels as well, but it's  
18 really critical if you don't raise awareness. We  
19 can't raise funding dollars, and we have so many,  
20 so many researches going on. The problem is we  
21 need to do it faster and quicker and we have to get  
22 through the curves and raise awareness and we need  
23 to really raise the dollars, and by having this  
24 meeting here today, and by you dealing with this,  
25 we can't thank you enough because you just slowed



1 down the tide for us by doing this today.

2 So this was an enormous gesture and we  
3 thank you and we thank you for doing it two years  
4 in a row and this is a part of the body of work.  
5 You've worked so much with us, you know, on smoking  
6 issues, hazard issues, environmental issues.

7 So we would like to applaud the Town of  
8 Oyster Bay and we hope that if there is someone in  
9 the room that is suffering with lung disease, that  
10 they will reach out to the Lung Association. For  
11 more information, you can check out their website.

12 If you're a smoker, reach out to  
13 New York State Quit Line to get some help and  
14 definitely speak up for those you love.

15 So I thank you so very, very much.

16 SUPERVISOR VENDITTO: Listen, you know  
17 what, we never want to turn away from a compliment.  
18 That was very nice of you to compliment the Town,  
19 but the fact of the matter is we basically rath to  
20 the direction that you, you, in particular Carol,  
21 but those involved in all of this, as well as  
22 mental health, you pave the direction for us.

23 Without you there guiding us, I don't  
24 think we would know what to do, but over the years,  
25 I'd like to think we made an impact. One of the

1 things -- you said every five minutes a woman is  
2 told she has lung cancer, I think you said.

3 What is really an amazing statistic  
4 here is that in the last thirty years, in the last  
5 thirty years -- let me make sure I get it right --  
6 yes, it is the lung cancer rate -- in the last  
7 thirty years, the lung cancer rate amongst women  
8 has doubled in only a thirty-year period. That is  
9 really disturbing and I don't think it's because of  
10 smoking -- I'm not defending smoking by any means.  
11 I think that smoking has been on the decline and  
12 the lung cancer rate has doubled. That is really  
13 wrong.

14 So there is a lot more going on and a  
15 lot more work to do, again, another battle. So  
16 thank you for being here.

17 Once again a proclamation declaring May  
18 8th through May 14, 2016 to be Women's Lung Health  
19 Week in the Town of Oyster Bay.

20 Thank you.

21 MS. MESCHKOW: Thank you very much.

22 (Applause.)

23 SUPERVISOR VENDITTO: Okay.

24 Let's take a photo.

25 (Whereupon, a photograph was taken.)

1 SUPERVISOR VENDITTO: Carol, before you  
2 go, shame on me, Councilman Muscarella just  
3 reminded me, I think that what you did here this  
4 morning is evidence of the fact that you are a  
5 Woman of Distinction in the Town of Oyster Bay.

6 Thank you very much.

7 MS. MESCHKOW: Thank you.

8 (Applause.)

9 MS. MESCHKOW: More than anything else,  
10 thank you.

11 SUPERVISOR VENDITTO: Okay. Let's see  
12 how we're going to do this.

13 Commissioner McCaffrey, where are you,  
14 sir? Justin McCaffrey? The Commissioner of the  
15 Department of Public Safety and Constables, Plank  
16 and Ciccio? Come forward, Gentleman. If any one  
17 of their buddies are and want to come up here and  
18 stand with them, they are certainly welcome to.

19 Good morning, guys.

20 CONSTABLES: Good morning.

21 SUPERVISOR VENDITTO: Nice work and  
22 we're going to share what you did with the entire  
23 audience.

24 Commissioner, if you want to let us  
25 know what is going on here.

1 MR. MCCAFFREY: Good morning,  
2 everybody.

3 Supervisor, I know you're already aware  
4 of the story and most of the Town Board is, but  
5 before we get into that, what their actions were,  
6 just as a reminder, in the next week or two will be  
7 celebrating Safe Boating Week and with Memorial Day  
8 approaching, it is the start for our boating  
9 season, so we thought this was a good opportunity  
10 to bring up this story with the Bay Constables.

11 So, basically, last year, it was around  
12 August 8th of last year over in the Cold Spring  
13 Harbor area, a woman was out on a boat with a  
14 couple of other people. She jumped off the side of  
15 the boat to retrieve her raft, and unbeknownst to  
16 the boat operator, he backed up and the propeller  
17 actually took the woman and actually wedged her  
18 between the boat's motor and the boat, causing a  
19 very severe injury. Ultimately, this woman wound  
20 up getting her right leg amputated.

21 A couple of boaters in the area saw  
22 what was going on. They went on the distress  
23 channel, Channel 16, the Boating Distress Channel.  
24 Our Bay Constables, Ciccica and Plank, they  
25 responded to the scene. They were able to jump in

1 the water, start providing first aid. They  
2 actually had to help with getting her -- she was  
3 kind of upset about getting treated in the boat.  
4 After that, they had to stop the flow of bleeding.  
5 Some other Bay Constables from the Town of  
6 Huntington arrived and helped, as well as the  
7 Suffolk County Police also showed up.

8 While all of that was going on, they  
9 also coordinated response from the Nassau County  
10 Air Bureau, who actually landed a helicopter right  
11 on the beach and got that woman from the boat and  
12 stopped the flow of bleeding. Talking to the  
13 doctor's later on, they said it was certainly their  
14 actions that saved the woman's life.

15 Unfortunately, she lost her leg. It  
16 was amputated because of the accident. They were  
17 able to save her life through their first aid  
18 training and it was really a perfect example of how  
19 well the emergency first responders came together  
20 and really for a very successful outcome due to the  
21 actions of Bay Constables, Ciccio and Plank.

22 I just thought that it was important  
23 that you and the Board be aware of what their  
24 actions were that day.

25 SUPERVISOR VENDITTO: Yes, and more

1       importantly that the public be aware of it. You  
2       know, hearing about the loss of a leg is  
3       horrifying, but, obviously, I don't think there is  
4       any question based on the account of the facts that  
5       you do have a pretty account of it.

6                 There is no question that they saved  
7       this woman's life and, John and Sam, thank you  
8       very, very much on behalf of all of us.

9                 (Applause.)

10                SUPERVISOR VENDITTO: Are we presenting  
11       these gentleman with anything?

12                COUNCILWOMAN JOHNSON: I have two  
13       citations.

14                SUPERVISOR VENDITTO: Oh, you have the  
15       citations. Councilwoman Johnson actually asked to  
16       do this. She was kind of on top of this and I  
17       think the lady was from Bayville, as I recall, so  
18       anything you want to add and then you can present  
19       the proclamations.

20                COUNCILWOMAN JOHNSON: Well, I'd like  
21       to say thank you also, but all of our Bay  
22       Constables work under tremendous pressure often and  
23       really serious things happen, and to work under  
24       pressure is a testament to their work and we thank  
25       you so much, and I want everyone to understand that

1 boating is a very serious thing.

2 Don't just hop in a boat. Don't think  
3 like driving a car, take a boat and safety course  
4 and make sure that you know what you're doing.  
5 Make sure you have the proper communication, you  
6 know, be it cell phones or CB radios. However it  
7 is, you know, having a way to get in touch with the  
8 Nassau County Police Department. Be aware. Be  
9 aware of your surroundings. Make sure your motor  
10 is turned off before someone is jumping in the  
11 water or whoever it made be, be educated. But we  
12 thank you so much and congratulations.

13 Thank you.

14 CONSTABLE PLANK: Thank you.

15 CONSTABLES CICCIO: Thank you.

16 (Applause.)

17 SUPERVISOR VENDITTO: You know,  
18 Constables Plank and Ciccio, I'm going to give them  
19 an opportunity to say something if they care to.

20 I happen to know about them. They  
21 think I don't know about them. I know about them  
22 and they're not assuming kind of guys. They're  
23 probably a little uncomfortable right now, but just  
24 think about, I don't know exactly what they saw  
25 when they arrived at the scene, but I suspect it

1 wasn't pretty. Chances are they were blood  
2 infested waters or whatever the right word is.

3 Obviously, someone in horrible agony.  
4 Obviously, the loss of a leg is always a pretty  
5 serious injury. They didn't turn away. They  
6 didn't hesitate. They did what was necessary to  
7 save the woman's life. So that is very, very  
8 commendable, guys. So, you know, it's only words.  
9 That's really all we have.

10 Thank you very, very much and if you  
11 would join the Councilmen and take a photo with  
12 your Commissioner.

13 Why don't you get a shot with the  
14 Councilmen, Commissioner and the two Constables and  
15 then we'll bring up anyone else who wants to join  
16 in?

17 (Whereupon, a photograph was taken.)

18 SUPERVISOR VENDITTO: How about a nice  
19 round of applause for our heros?

20 (Applause.)

21 SUPERVISOR VENDITTO: Job well done.

22 (Time noted: 11:43 a.m.)  
23  
24  
25



TOWN BOARD  
TOWN OF OYSTER BAY  
ACTION CALENDAR  
MAY 10, 2016  
11:44 a.m.

JOHN VENDITTO  
SUPERVISOR

JAMES ALTADONNA JR.  
TOWN CLERK

P R E S E N T:

SUPERVISOR JOHN VENDITTO  
COUNCILMAN JOSEPH D. MUSCARELLA  
COUNCILMAN ANTHONY D. MACAGNONE  
COUNCILMAN JOSEPH G. PINTO  
COUNCILWOMAN REBECCA M. ALESIA  
COUNCILWOMAN MICHELE M. JOHNSON

N O T P R E S E N T:

COUNCILMAN CHRIS COSCHIGNANO

A L S O P R E S E N T:

JAMES ALTADONNA JR., TOWN CLERK  
JAMES J. STEFANICH, RECEIVER OF TAXES  
LEONARD GENOVA, TOWN ATTORNEY  
THOMAS SABELLICO, DEPUTY TOWN ATTORNEY  
DONNA B. SWANSON, DEPUTY TOWN ATTORNEY  
MATTHEW M. ROZEA, ASSISTANT TOWN ATTORNEY  
LOUIS IMBROTO, ASSISTANT TOWN ATTORNEY  
LINDA M. HERMAN, OFFICE OF THE TOWN CLERK  
DIANE SMITH, OFFICE OF THE TOWN CLERK  
RALPH J. RAYMOND, DEPUTY TOWN CLERK

(Appearances continued on following page.)

I certify this is a true  
and accurate transcript.



LAUREN TORRES  
Official Reporter/Notary

ORIGINAL TRANSCRIPT

ALSO PRESENT:

RAYMOND T. SPAGNUOLO, DEPUTY TOWN CLERK  
ANDREW S. ROTHSTEIN, DIRECTOR OF OPERATIONS,  
OFFICE OF THE SUPERVISOR  
RONALD SCAGLIA, ASSISTANT TO THE SUPERVISOR,  
OFFICE OF THE SUPERVISOR  
CAROL STRAFFORD, DIRECTOR OF LEGISLATIVE AFFAIRS  
JUNE MASCIA, DEPUTY COMMISSIONER, DEPARTMENT OF  
GENERAL SERVICES  
BRIAN DEVINE, RESEARCH ASSISTANT,  
PUBLIC INFORMATION  
KURT LUDWIG, RESEARCH ASSISTANT, PUBLIC INFORMATION  
ESTER ALTER, PUBLIC INFORMATION  
JUSTIN McCAFFREY, COMMISSIONER OF  
THE DEPARTMENT OF PUBLIC SAFETY  
BARRY BREE, DEPUTY COMMISSIONER OF  
THE DEPARTMENT OF PUBLIC SAFETY  
LESLIE MACCARONE, DEPUTY COMMISSIONER OF  
THE DEPARTMENT OF PUBLIC WORKS  
NEIL O. BERGIN, COMMISSIONER OF  
THE DEPARTMENT OF ENVIRONMENTAL RESOURCES  
FRANK A. NOCERINO, COMMISSIONER,  
DEPARTMENT OF PARKS  
FRANK V. SAMMARTANO, DEPUTY COMMISSIONER,  
DEPARTMENT OF INTERGOVERNMENTAL AFFAIRS  
JAMES McCAFFREY, DEPUTY COMMISSIONER OF  
THE DEPARTMENT OF ECONOMIC DEVELOPMENT  
TIMOTHY ZIKE, DEPUTY COMMISSIONER,  
DEPARTMENT OF PLANNING AND DEVELOPMENT  
ROBERT McEVOY, COMPTROLLER  
ROBERT DARIENZO, DIRECTOR OF FINANCE  
VICKI SPINELLI, DEPUTY COMMISSIONER,  
DEPARTMENT OF HUMAN RESOURCES  
RICHARD LAMARCA, DIRECTOR, DEPARTMENT OF  
HUMAN RESOURCES  
FRANK GATTO, ASSISTANT TO THE COMMISSIONER,  
DEPARTMENT OF GENERAL SERVICES

1 SUPERVISOR VENDITTO: All right, Ladies  
2 and Gentleman. We are ready to proceed with the  
3 call of our regular Action Calendar and for that  
4 purpose, I will turn it over to our Town Clerk, Jim  
5 Altadonna.

6 MR. ALTADONNA: Sure, Supervisor.

7 May I have a motion to adopt Resolution  
8 Nos. P 7-16, TF 8-16?

9 Personnel Resolution Nos. P 7-16 to  
10 P -16 and PA -16 to PA -16; Resolutions related to  
11 personnel of various departments within the Town of  
12 Oyster Bay.

13 Transfer Of Funds Resolution No.  
14 TF 8-16; Resolution relating to Transfer of Funds  
15 within various departments accounts for the Year  
16 2016.

17 On the motion?

18 COUNCILMAN MUSCARELLA: So moved.

19 COUNCILMAN MACAGNONE: Seconded.

20 MR. ALTADONNA: Motion made by  
21 Councilman Muscarella, seconded by Councilman  
22 Macagnone.

23 On the vote, Supervisor Venditto?

24 SUPERVISOR VENDITTO: "Aye."

25 MR. ALTADONNA: Councilman Muscarella?

1 COUNCILMAN MUSCARELLA: "Aye."

2 MR. ALTADONNA: Councilman Macagnone?

3 COUNCILMAN MACAGNONE: "Aye."

4 MR. ALTADONNA: Councilman Pinto?

5 COUNCILMAN PINTO: "Aye."

6 MR. ALTADONNA: Councilwoman Alesia?

7 COUNCILMAN MUSCARELLA: She stepped out  
8 for a moment.

9 MR. ALTADONNA: Councilwoman Johnson?

10 COUNCILWOMAN JOHNSON: "Aye."

11 MR. ALTADONNA: Motion to adopt  
12 Resolution P 7-16 and TF 8-16 passes with five  
13 "Ayes."

14 May I have a motion to adopt Resolution  
15 Nos. 213-2016 through 249-2016?

16 Resolution No. 213-2016; Resolution  
17 authorizing the Supervisor to enter into a Network  
18 Services Agreement to procure a subscriber license  
19 relative to the Electric Vehicle Charging Stations  
20 at the Town of Oyster Bay Parking Facility. (M.D.  
21 4/12/16 #19).

22 Resolution No. 214-2016; Resolution  
23 authorizing the employment of the services of an  
24 adjudicator for the "Suburban Art League Annual  
25 Open Show" for the Town of Oyster Bay Awards

1 scheduled to be held June 17 through June 25, 2016  
2 at the Syosset-Woodbury Community Park. (M.D.  
3 4/19/16 #4).

4 Resolution No. 215-2016; Resolution  
5 authorizing the Comptroller to process payments to  
6 the New York State Department of Homeland Security  
7 and Emergency Services in connection with the FEMA  
8 Public Assistance Program: Return of Payment  
9 Overages relative to Superstorm Sandy. (M.D.  
10 4/26/16 #8 & 5/3/16 #19).

11 Resolution No. 216-2016; Resolution  
12 pertaining to parking restrictions at Municipal  
13 Parking Lot H-15, Hicksville, NY. (M.D. 4/26/16  
14 #42 & 5/3/16 #17).

15 Resolution No. 217-2016; Resolution  
16 authorizing the renewal of membership in the  
17 New York State Association of Tax Receivers and  
18 Collectors for the year 2016. (M.D. 4/19/16 #14).

19 Resolution No. 218-2016; Resolution  
20 authorizing support of the Town of Oyster Bay Arts  
21 Council, Inc., in the creation, planning and  
22 implementation of an Art Exhibition and Fine Arts  
23 and Crafts Sale fundraising event scheduled to be  
24 held on May 15, 2016 at the Woodbury Jewish Center.  
25 (M.D. 4/19/16 #5).

1 Resolution No. 219-2016; Resolution  
2 pertaining to litigation, S.P.R.C. Realty Corp., et  
3 al v Town of Oyster Bay et al, and Other Garbage  
4 Tax Related Cases. (M.D. 4/19/16 #15).

5 Resolution No. 220-2016; Resolution  
6 authorizing the award of Contract No. DP15-129,  
7 Installation of Syosset Fire Department Traffic  
8 Signals. (M.D. 4/26/16 #38).

9 Resolution No. 221-2016; Resolution  
10 granting request from the New York Naval Militia to  
11 dock their 25' vessel at John J. Burns Town Park  
12 ramp during the 2016 boating season. (M.D. 4/26/16  
13 #7).

14 Resolution no. 222-2016; Resolution  
15 pertaining to Contract No. PWC07-16, On-Call  
16 Engineering Services relative to Civil Engineering,  
17 planning & design services for Ships Point Lane  
18 Bulkhead, Oyster Bay, NY. (M.D. 4/26/16 #36 &  
19 5/3/16 #13).

20 Resolution No. 223-2016; Resolution  
21 authorizing a waiver of fees at Town Beaches for  
22 Diplomats of the Permanent Mission of the Russian  
23 Federation to the United Nations for the 2016  
24 summer season. (M.D. 4/19/16 #6).

25 Resolution No. 224-2016; Resolution

1 granting request from the Bethpage Fire Department  
2 for Town assistance in hosting the 2016 Nassau  
3 County Fireman parade & Drill on July 7, 8 & 9,  
4 2016, to use Municipal parking Fields B-1, B-4, B-5  
5 and B-6, and to have Town Ordinance Chapters 82-3,  
6 168-22, 168-24 and 168-20 as well as various Town  
7 equipment for the event. (M.D. 4/19/16 #24).

8 Resolution No. 225-2016; Resolution  
9 granting request from the Oyster Bay-East Norwich  
10 Chamber of Commerce for Town assistance in hosting  
11 the Classic Cruise Nights every Tuesday evening on  
12 Audrey Avenue in Oyster Bay from May 31, 2016  
13 through September 27, 2016, to use Municipal  
14 Parking Field O-8 and to use various Town equipment  
15 for the event. (M.D. 4/19/16 #25).

16 Resolution No. 226-2016; Resolution  
17 granting request from the Brooke Jackman Foundation  
18 for Town assistance in conducting their annual  
19 Brooke Jackman Race for Literacy scheduled to be  
20 held May 14, 2016 and to use various Town equipment  
21 for the event. (M.D. 4/19/16 #26).

22 Resolution No. 227-2016; Resolution  
23 authorizing for the Department of Community & Youth  
24 Services to provide a grant to support  
25 entertainment services for the 2016 Massapequa

1 Chamber of Commerce Street Fair scheduled to be  
2 held June 5, 2016. (M.D. 4/26/16 #4).

3 Resolution No. 228-2016; Resolution  
4 authorizing the Comptroller to make payment for  
5 credit owed to participating resident in connection  
6 with the Hazard Mitigation Grant Program  
7 51 Leewater Avenue, Massapequa, NY. (M.D. 4/26/16  
8 #10).

9 Resolution No. 229-2016; Resolution  
10 designating the employees required to file an  
11 Annual Statement of Financial Disclosure. (M.D.  
12 4/26/16 #24).

13 Resolution No. 230-2016; Resolution  
14 pertaining to Contract No. PWC07-16, On-Call  
15 Engineering Services relative to Civil Engineering,  
16 design and permitting phases of South Oyster Bay  
17 Canal Mouths Dredging. (M.D. 4/26/16 #32).

18 Resolution No. 231-2016; Resolution  
19 authorizing the issuance of a refund of a parking  
20 permit fee to J. Cherpock. (M.D. 4/26/16 #28).

21 Resolution No. 232-2016; Resolution  
22 granting request from Our Lady of Mercy Church,  
23 Hicksville, to use two roll-off containers for  
24 their Summer Fair from July 25 through August 2,  
25 2016. (M.D. 4/26/16 #39).



1 Resolution No. 233-2016; Resolution  
2 authorizing the employment of the services of  
3 various musicians for events to be held on various  
4 dates and locations. (M.D. 4/26/16 #5).

5 Resolution No. 234-2016; Resolution  
6 amending Resolution No. 620-2015 to reflect the  
7 revised 2016 Town Board meeting schedule. (M.D.  
8 4/26/16 #18).

9 Resolution No. 235-2016; Resolution  
10 authorizing the issuance of a refund of a parking  
11 permit fee to R. Edelson. (M.D. 4/26/16 #29).

12 Resolution No. 236-2016; Resolution  
13 directing the Town Clerk to publish a Notice of  
14 Hearing on the proposed amendments to the Code of  
15 the Town of Oyster Bay, New York, amending Chapter  
16 233 of the said Code pertaining to parking,  
17 stopping, crossing, loading zones, thru traffic,  
18 trucking operations and other traffic regulations.  
19 Hearing date: May 24, 2016. (M.D. 4/26/16 #17).

20 Resolution No. 237-2016; Resolution  
21 granting request from The Broadway Mall in  
22 Hicksville for Town assistance with their  
23 Touch-A-Truck event scheduled to be held on  
24 June 25, 2016 and to use various equipment for the  
25 event. (M.D. 4/26/16 #41).

1                   Resolution No. 238-2016; Resolution  
2           directing the Town Clerk to advertise a Notice of  
3           Hearing in connection with the application of C & B  
4           Realty #3 LLC, fee owner, for a Special Use Permit  
5           to permit the construction of a restaurant with a  
6           seating capacity in excess of 76 seats within the  
7           shopping center located in a Neighborhood Business  
8           (NB) Zone at the southeast corner of Woodbury Road  
9           and South Oyster Bay Road, Plainview, New York.  
10          Hearing Date: June 7, 2016. (M.D. 4/12/16 #13).

11                   Resolution No. 239-2016; Resolution  
12          authorizing the Department of Community & Youth  
13          Services to provide aquatic classes for senior  
14          citizens from July 5, 2016 through September 2,  
15          2016 at various Town Community Park pools. (M.D.  
16          4/26/16 #6).

17                   Resolution No. 240-2016; Resolution  
18          authorizing the Comptroller to make payment for a  
19          credit owed to participating resident in connection  
20          with the Hazard Mitigation Grant Program,  
21          20 Pirates Cove, Massapequa, NY. (M.D. 4/26/16  
22          #11).

23                   Resolution No. 241-2016; Resolution  
24          directing the Town Clerk to publish a Notice of  
25          Application in connection with the application of

1 Rosemarie Padavan, to erect, maintain, improve  
2 and/or repair a dock, float, bulkhead or other  
3 mooring at 145 Ocean Court, Massapequa, NY. (M.D.  
4 4/26/16 #19).

5 Resolution No. 242-2016; Resolution  
6 directing the Town Clerk to publish a Notice of  
7 Application in connection with the application of  
8 Julie Yim, to erect, maintain, improve and/or  
9 repair a dock, float, bulkhead or other mooring at  
10 27 Ocean Avenue, Massapequa, NY. (M.D. 4/26/16  
11 #20).

12 Resolution no. 243-2016; Resolution  
13 directing the Town Clerk to publish a Notice of  
14 Application in connection with the application of  
15 Jeffrey Tanen, to erect, maintain, improve and/or  
16 repair a dock, float, bulkhead or other mooring at  
17 22 Brockmeyer Drive, Massapequa, NY. (M.D. 4/26/16  
18 #21).

19 Resolution No. 244-2016; Resolution  
20 pertaining to settlement of litigation with the  
21 County of Nassau to recover moneys paid by the Town  
22 to various utility entities. (M.D. 4/26/16 #22 &  
23 5/3/16 #20).

24 Resolution No. 245-2016; Resolution  
25 pertaining to the Town's Excess General and

1 Automobile Liability Insurance. (M.D. 4/26/16  
2 #43).

3 Resolution No. 246-2016; Resolution  
4 directing the Town Clerk to publish a Notice a  
5 Hearing on the proposed Local Law entitled "A Local  
6 Law Creating a Building Permit Amnesty Program for  
7 Residential Homeowners within the Town of Oyster  
8 Bay". Hearing date: June 7, 2016. (M.D. 4/26/16  
9 #25).

10 Resolution No. 247-2016; Resolution  
11 directing the Town Clerk to publish a Notice of  
12 Hearing on the application of Steven Baker, fee  
13 owner, and 388 Realty Ltd., tenant, for a Change of  
14 Zone from a Residential R1-7 to R-0 Residence  
15 Office District Zone for premises located at  
16 388 South Oyster Bay Road, Hicksville, NY. Hearing  
17 date: June 7, 2016. (M.D. 4/26/16 #26).

18 Resolution No. 248-2016; Resolution  
19 pertaining to Contract No. PWC06-16, On-Call  
20 Engineering Services relative to Contract  
21 Administration for electrical services for the  
22 Parks Department. (M.D. 4/26/16 #35 & 5/3/16 #12).

23 Resolution No. 249-2016; Resolution  
24 authorizing standard consultant agreements for  
25 several firms for on-call services. (M.D. 4/19/16

1 #20).

2 On the motion?

3 COUNCILMAN MUSCARELLA: So moved.

4 COUNCILMAN MACAGNONE: Seconded.

5 MR. ALTADONNA: Supervisor, you have  
6 speakers on 213, 215, 219, 220, 229 and 249.

7 SUPERVISOR VENDITTO: Okay. So let's  
8 start with 213. 213, Bob Freier.

9 MR. FREIER: Good morning.

10 SUPERVISOR VENDITTO: Good morning.

11 MR. FREIER: Do you want me to go  
12 through all the ones that I put in for or just.

13 SUPERVISOR VENDITTO: Whatever you're  
14 comfortable with.

15 MR. FREIER: Okay. On 213, which  
16 parking facility is it referring to and how many  
17 electric chargers and how much is it costing the  
18 Town.

19 SUPERVISOR VENDITTO: Oh, is this with  
20 the Hicksville, charging electrical vehicles?

21 MR. FREIER: Yes.

22 SUPERVISOR VENDITTO: I'm sorry.

23 What is your question?

24 MR. FREIER: Which parking facility.

25 SUPERVISOR VENDITTO: I believe it's in

1 Hicksville. I'm doing it from memory.

2 MR. ALTADONNA: It's the parking  
3 garage.

4 SUPERVISOR VENDITTO: I believe it's  
5 the Hicksville parking garage.

6 SUPERVISOR VENDITTO: And the next  
7 question was what?

8 MR. FREIER: And how many of these  
9 chargers are being installed.

10 SUPERVISOR VENDITTO: Not many, but  
11 does anyone have a number for me?

12 MR. McEVOY: I believe it's three, Bob.  
13 They're already there. They have already been  
14 installed. This is now a viable way for the Town  
15 to make money back on this. They're all ready to  
16 be used, but this license has to come back.

17 MR. FREIER: So they're for residents.  
18 So anyone with a business space  
19 available, so what do you take a credit card or  
20 something?

21 SUPERVISOR VENDITTO: You pull up and  
22 use one of your credit cards and you use it.

23 That's the way it works.

24 MR. FREIER: But there's a charge for  
25 it.

1 SUPERVISOR VENDITTO: Yeah, I think now  
2 we're going to make money back on. We did up until  
3 this point.

4 MR. McEVOY: We haven't been using them  
5 up until this point. They're on and off and I  
6 think they're inside the garage. So I imagine you  
7 have to have a parking sticker to get into the  
8 garage.

9 MR. FREIER: How much do you charge to  
10 use them.

11 MR. McEVOY: Again, this is something  
12 that came through Highway, I believe. Whatever the  
13 agreement was, whatever they're being used, is a  
14 way to get the Town back. So they haven't been  
15 used. It's just a matter of recouping the  
16 electrical chargers.

17 MR. FREIER: How much did the Town pay  
18 or is the Town paying for the license for these  
19 chargers.

20 SUPERVISOR VENDITTO: I seem to  
21 remember we got -- I thought we had originally  
22 grant monies, but I'm not really positive. I have  
23 to go back and look at the history. I don't  
24 believe we paid for them ourselves. That's not my  
25 recollection anyway.

1 COUNCILMAN MACAGNONE: Supervisor, it  
2 was grant money. It's going to be based on the  
3 cost of the electric. So I imagine you can use a  
4 charge card and you will be charged.

5 MR. FREIER: Just something to  
6 consider. I know with the ascent now of electric  
7 cars, I personally drive an electric car --

8 SUPERVISOR VENDITTO: How do you like  
9 it?

10 MR. FREIER: I love it and would the  
11 Town be looking into putting this in other parking  
12 lots.

13 COUNCILMAN MACAGNONE: I believe we  
14 will be looking at other parking lots. Also any  
15 new buildings that are being proposed, we will of  
16 course be asking the developer to set aside some  
17 spots for electric also.

18 MR. FREIER: Okay. Great. Thank you.

19 On 215, how much is the Town returning  
20 and, you know, why were there overages --

21 SUPERVISOR VENDITTO: I don't know why  
22 but I am remembering a \$30,000 figure, but was it  
23 \$30,000?

24 MR. FREIER: So was that just the work  
25 came in a cheaper than originally anticipated.



1 SUPERVISOR VENDITTO: So whatever the  
2 reason is, it came in below budget.

3 MR. McEVOY: Right. It's various  
4 Public Works and in order to get more payments from  
5 FEMA, they want these refunds done first. They  
6 don't want to net them against the future payments.

7 So it's a total of \$30,000 for about  
8 five or six different, what they call PWs, which  
9 are the authorizations and they've given us --  
10 they're estimates were higher. The work came in  
11 lower. So we had to make these five or six --

12 SUPERVISOR VENDITTO: Overall the gross  
13 amount paid to the Town residents was really huge.  
14 I remember --

15 MR. McEVOY: 30 million.

16 SUPERVISOR VENDITTO: It was  
17 30 million, right?

18 MR. McEVOY: Yes.

19 MR. FREIER: On 219, could you give us  
20 a specific detail about this garbage-related cases?

21 SUPERVISOR VENDITTO: This is your  
22 lucky day.

23 Yes, I can, but I think it might be  
24 better served if Counsel, Anthony LaMarca, Anthony,  
25 I think if I turn you over to Anthony and have him

1 explain. I guess, Anthony, tell me a brief history  
2 of what this is all about, and the fact that  
3 utility poles don't generate garbage and all that  
4 good stuff. If you could come up.

5 MR. LaMARCA: This resolution,  
6 Supervisor, pertains only to the payments of the  
7 fees involved.

8 SUPERVISOR VENDITTO: Okay. I'm sorry.  
9 I got the two confused.

10 Bob Freier, did you also want to talk  
11 about the I guess, related resolution?

12 MR. FREIER: Sure.

13 SUPERVISOR VENDITTO: I don't know  
14 about the numbers, but can somebody give me the  
15 numbers.

16 UNIDENTIFIED SPEAKER: 244.

17 SUPERVISOR VENDITTO: Well, Bob, you  
18 didn't note it, but I would assume that would make  
19 sense you would want that.

20 MR. FREIER: Yes, thank you.

21 I appreciate that.

22 SUPERVISOR VENDITTO: So Tony, what  
23 I'll ask you to do is in the interest of putting it  
24 altogether in one package, between the two  
25 resolutions, just tell everybody what is happening

1 here. I would start with the history and how this  
2 came about.

3 MR. LaMARCA: About twenty years ago,  
4 several utility brought actions against the Town --

5 SUPERVISOR VENDITTO: I'm sorry, Tony.

6 Mr. LaMarca is our outside counsel who  
7 has been handling this matter all through that  
8 twenty-year period. I'm sorry, Tony.

9 MR. LaMARCA: Several years ago,  
10 several utilities, telephone companies, gas  
11 companies and some water companies commenced  
12 litigation against the Town seeking refunds of  
13 levies for garbage collection services.

14 The Courts ruled in their favor  
15 ultimately on the proposition that the facilities,  
16 the distribution facilities of utilities are of  
17 such a nature that they can't possibly benefit from  
18 garbage collection services.

19 So the taxes for those services were  
20 ruled illegal and refunds were required. The Town,  
21 all three towns were involved in that litigation,  
22 North Hempstead, Hempstead and Oyster Bay.

23 The towns upon getting those judgments  
24 against them, decided to bring the cases against  
25 the County and the County guaranteed which provides

1 for Nassau County to refund taxes, which have been  
2 definitely declared improper.

3 We have thus far been successful. We  
4 have been paying a number of judgments. However  
5 the litigation is still ongoing. The County is not  
6 giving up easily and the Town Board has under  
7 consideration today a settlement of those claims  
8 for reimbursement by the County.

9 SUPERVISOR VENDITTO: The judgments to  
10 which counsel is referring to are the judgments on  
11 the guarantor.

12 MR. LaMARCA: Yes, that is correct.

13 SUPERVISOR VENDITTO: The plaintiffs in  
14 the main action, utility companies, I guess  
15 (inaudible) --

16 MR. FREIER: So this has to do with the  
17 KeySpan and Verizon and stuff.

18 MR. LaMARCA: Yes.

19 MR. FREIER: So I thought there was a  
20 settlement already that was written out.

21 MR. LaMARCA: It hasn't been finalized  
22 yet.

23 MR. FREIER: But that's the settlement  
24 that you're talking about.

25 MR. LaMARCA: That's correct.

1 MR. FREIER: All right. Thank you.

2 SUPERVISOR VENDITTO: Thank you,  
3 Anthony.

4 MR. FREIER: All right, Number 229,  
5 designating the employees to require to file  
6 financial disclosures, does that include the Town  
7 Board, Supervisor, everyone and will those -- and  
8 also past disclosures specifically from  
9 Mr. Ippolito, will those then be FOILable by the  
10 general public.

11 SUPERVISOR VENDITTO: Unless I haven't  
12 seen the new list -- oh, I have seen the new list,  
13 yeah, all elected officials are included and what  
14 were you requesting on Mr. Ippolito?

15 MR. FREIER: Well, his financial  
16 disclosures.

17 SUPERVISOR VENDITTO: They'll all be  
18 FOILable, and I believe now something has changed.  
19 Somebody help me with -- Tom, the State rules have  
20 changed now on some of the items that are and are  
21 not FOILable?

22 MR. SABELLICO: Well, it's not just  
23 that law has changed. There is no more Commission.  
24 Originally, there was a temporary Commission.  
25 Unfortunately, that temporary

1 Commission has been abandoned and they only had a  
2 suggestive rule, but we have outside counsel, who  
3 is an expert on ethics for the State bar also.

4 So, so far, what we got is taking with  
5 the annual bar and it make it a little more  
6 readable and try not to make many changes. There  
7 is a proposed entire new code of ethics that is up  
8 for a hearing in June, which should also be  
9 advised.

10 SUPERVISOR VENDITTO: I also, which  
11 reminds me that I just read today, that I think it  
12 was the Town of North Hempstead, extended their  
13 date for receiving the forms. I think we're going  
14 to be doing that --

15 MR. SABELLICO: No, because the form  
16 has changed. So we're asking for a Code of Ethics  
17 extension, but it's in their power to do so.

18 SUPERVISOR VENDITTO: Okay.

19 Are we doing that in today's calendar?

20 MR. SABELLICO: No, the Board of Ethics  
21 is on their own.

22 SUPERVISOR VENDITTO: Okay.

23 So what date are we extending it to?

24 MR. SABELLICO: I believe until

25 July 15th. Once you adopt the names today, who is

1 going to and necessary to complete the forms.

2 They'll be mailed out with the date.

3 SUPERVISOR VENDITTO: And then you will  
4 have roughly sixty days. I think that's fair  
5 enough.

6 MR. FREIER: Thank you.

7 And then just on 249, there is a  
8 Resolution authorizing standard consultant  
9 agreement for several firms for on-call services.

10 SUPERVISOR VENDITTO: Right.

11 MR. FREIER: What are the several firms  
12 and how much money are we talking about.

13 SUPERVISOR VENDITTO: They're all  
14 listed here. I don't think it's 249 --

15 COUNCILMAN MUSCARELLA: It's --

16 SUPERVISOR VENDITTO: FST -- I'm  
17 sorry -- I got the resolution. Everybody stop.

18 Right now, you want to know the name of  
19 the entities involved; am I correct?

20 MR. FREIER: Right.

21 SUPERVISOR VENDITTO: If I'm doing it  
22 wrong, someone please stop me.

23 Pace Analytical Services, BBS  
24 Architects, Landscape Architects and Engineers, PC,  
25 FST Engineers, Inc. and Gayron de Bruin Land

1 Surveying and Engineering, P.C.

2 Those are the four involved. So it's  
3 Pace, BBS, FST and Gayron de Bruin.

4 MR. FREIER: Thank you, and are they  
5 expenditures associated with these agreements.

6 SUPERVISOR VENDITTO: No, I don't  
7 believe so.

8 Leslie?

9 MS. MACCARONE: No.

10 SUPERVISOR VENDITTO: I believe a  
11 couple of these have changed the names of the  
12 companies.

13 So, Leslie, I think that's accurate,  
14 right?

15 MS. MACCARONE: These were before there  
16 were any changes.

17 MR. FREIER: Thank you.

18 SUPERVISOR VENDITTO: Thank you.

19 Laura Schultz?

20 MS. SCHULTZ: Hi. Good morning,  
21 Supervisor and members of the Town Board.

22 SUPERVISOR VENDITTO: Good morning.

23 MS. SCHULTZ: Questions on this  
24 Resolution that awards of Contract for installation  
25 of Fire Department traffic signals.



1                   What does this project entail? Does it  
2 include the Long Island Railroad parking lot exit  
3 and the CVS parking lot exit and entrance, when  
4 will the construction start?

5                   SUPERVISOR VENDITTO: That's a very  
6 good question.

7                   Leslie, do you want to do it?

8                   MS. MACCARONE: Yes, it is to award the  
9 contract to Welsbach Electric and it is at the  
10 intersection of the Town of Oyster Bay railroad  
11 parking lot, Orchid Street, CVS and we worked in  
12 conjunction with the fire department and Nassau  
13 County.

14                  MS. SCHULTZ: Okay.

15                  So that will make it all safer for  
16 people who cross?

17                  MS. MACCARONE: Yes, and once the Board  
18 approves the Resolution, the contractor will work  
19 with the Town Attorney's office to expedite the  
20 contracts and they will begin shortly thereafter  
21 within the next month or two.

22                  MS. SCHULTZ: Great.

23                  MS. MACCARONE: And it's well-needed as  
24 we all know.

25                  SUPERVISOR VENDITTO: Thank you,

1 Deputy.

2 MS. SCHULTZ: Thank you, Leslie.

3 We hope that this is the first step  
4 toward making Syosset, Downtown Syosset safer and  
5 more beautiful as we worked so long at it at the  
6 Syosset committee.

7 SUPERVISOR VENDITTO: How about the  
8 tents? Come on. We've done a lot of good stuff  
9 now, be fair.

10 MS. SCHULTZ: There is -- it's really  
11 bad. There is so many -- I know --

12 SUPERVISOR VENDITTO: It's a tough no.  
13 Listen, I'm not going to --

14 MS. SCHULTZ: Compare north versus  
15 south, we get all -- I'll give you all the  
16 compliments south. It's amazing. People walk to  
17 the train station and the property owners,  
18 everybody fixed up, you know. It looks beautiful.

19 SUPERVISOR VENDITTO: I wasn't fishing  
20 for that. I really wasn't, but if you recall going  
21 back a few years before we got involved in -- I  
22 forget which company did it, but before we got  
23 involved in the road work and taking it off the  
24 County's hands and the Federal Government and all  
25 that, there was a time when I used to say, that you

1 do take your life into your hands. You know,  
2 should it be on foot or by vehicle negotiating  
3 some of the crossings there. We've come a long  
4 way, but we still have a way to go.

5 MS. SCHULTZ: We've got the whole north  
6 part and hopefully this is the first step.

7 Thank you.

8 SUPERVISOR VENDITTO: I agree. Thank  
9 you. Okay.

10 Mr. Altadonna, I believe we are back to  
11 you.

12 MR. ALTADONNA: Motion made by  
13 Councilman Muscarella, seconded by Councilman  
14 Macagnone.

15 On the vote, Supervisor Venditto?

16 SUPERVISOR VENDITTO: I vote "Aye."

17 MR. ALTADONNA: Councilman Muscarella?

18 COUNCILMAN MUSCARELLA: "Aye."

19 MR. ALTADONNA: Councilman, Macagnone?

20 COUNCILMAN MACAGNONE: "Aye."

21 MR. ALTADONNA: Councilman Pinto?

22 COUNCILMAN PINTO: Abstain on 228.

23 "Aye."

24 MR. ALTADONNA: Councilwoman Alesia?

25 COUNCILWOMAN ALESIA: "Aye."

1 MR. ALTADONNA: Councilwoman Johnson?

2 COUNCILWOMAN JOHNSON: "Aye."

3 MR. ALTADONNA: Motion to adopt  
4 Resolutions 213 through 227 passes with six "Ayes."

5 Motion to adopt Resolution No. 228  
6 passes with five "Ayes" and one abstention.

7 Motion to adopt Resolution Nos. 229  
8 through 249 passes with six "Ayes."

9 The calendar is complete.

10 SUPERVISOR VENDITTO: Before we close  
11 the Action Calendar and proceed with the public  
12 comment hearing, I just wanted to give an update on  
13 a matter that I think I last spoke on publicly back  
14 in April.

15 As of the close of business yesterday,  
16 the Town of Oyster Bay, through its outside  
17 counsel, and in this case, Quinn Emmanuel Law Firm,  
18 received a proposal from the new investment group  
19 of the SRB Entity.

20 The Board will be reviewing the  
21 proposal in the coming days, but I have been  
22 assured by counsel that it addresses several of the  
23 critical points raised in the statement I made back  
24 in April, which included among other things,  
25 removing the disputed amendments that purport to

1 create financial obligation to the Town of Oyster  
2 Bay and the removal of all Singh family members  
3 from the business.

4 The proposal, obviously, would be  
5 subject to the successful negotiation of an amended  
6 license agreement. I believe that process is not  
7 only well under way, but I think it's well under  
8 way of completion, and the Board after, as I have  
9 assured everybody back in April, the Board after  
10 passing on the merits of the proposal, will bring  
11 the matter on for a decision at the next Town Board  
12 meeting on May 24th and approve any necessary  
13 related Town Board resolutions at that time.

14 So having said that, Mr. Muscarella, I  
15 will take motion.

16 COUNCILMAN MUSCARELLA: Supervisor, I  
17 will make a motion to adjourn the meeting.

18 COUNCILMAN MACAGNONE: Seconded.

19 SUPERVISOR VENDITTO: All in favor?

20 ALL: "Aye."

21 SUPERVISOR VENDITTO: Opposed?

22 (No response.)

23 SUPERVISOR VENDITTO: So moved.

24 We stand adjourned. We will take a  
25 very brief recess and will proceed with the public

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comment period.

(Time noted: 12:03 p.m.)