

TOWN OF OYSTER BAY  
TOWN BOARD  
SPECIAL PRESENTATION  
JULY 12, 2016  
10:31 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 CHRIS COSCHIGNANO  
COUNCILMAN JOSEPH G. PINTO  
COUNCILWOMAN MICHELE M. JOHNSON

NOT PRESENT:

COUNCILWOMAN REBECCA M. ALESIA

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  
FRANK M. SCALERA, CHIEF DEPUTY TOWN ATTORNEY  
THOMAS SABELLICO, DEPUTY TOWN ATTORNEY  
DONNA B. SWANSON, DEPUTY TOWN ATTORNEY  
MATTHEW M. ROZEA, ASSISTANT TOWN ATTORNEY  
LINDA M. HERMAN, OFFICE OF THE TOWN CLERK  
DIANE SMITH, OFFICE OF THE TOWN CLERK  
CAROL FIORENZA, 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.

**ORIGINAL TRANSCRIPT**

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YVONNE ANGELES  
Official Reporter/Notary

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  
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VICKI SPINELLI, DEPUTY COMMISSIONER,  
DEPARTMENT OF HUMAN RESOURCES  
RICHARD LAMARCA, DIRECTOR,  
DEPARTMENT OF HUMAN RESOURCES

1 SUPERVISOR VENDITTO: Ladies and  
2 gentlemen, if everyone will find seats we, will  
3 begin and we will begin by asking our Town Clerk,  
4 Jim Altadonna, to kindly poll the Board.

5 MR. ALTADONNA: Supervisor Venditto?

6 SUPERVISOR VENDITTO: I am here.

7 MR. ALTADONNA: Councilman Muscarella?

8 COUNCILMAN MUSCARELLA: Here.

9 MR. ALTADONNA: Councilman Macagnone?

10 COUNCILMAN MACAGNONE: Here.

11 MR. ALTADONNA: Councilman Coschignano?

12 COUNCILMAN COSCHIGNANO: Here.

13 MR. ALTADONNA: Councilman Pinto?

14 COUNCILMAN PINTO: Here.

15 MR. ALTADONNA: Councilwoman Johnson?

16 COUNCILWOMAN JOHNSON: Here.

17 SUPERVISOR VENDITTO: Ladies and

18 gentlemen, if everyone will please rise and join  
19 in, in the Pledge of Allegiance to our flag led by  
20 Councilman Joe Muscarella.

21 (Pledge of Allegiance recited.)

22 SUPERVISOR VENDITTO: Let me start out  
23 with an apology.

24 We thought Councilwoman Alesia was on  
25 her way to Town Hall, but she took ill. I don't

1 think it's anything serious, but she is not going  
2 to be with us today, so we were delayed.

3 Also, Mike, before I call you up, I  
4 don't know how many employees -- I know June Mascia  
5 is one of them who is going to be retiring shortly  
6 along with a host of other employees. Diane is  
7 retiring, too. So I just thought -- anybody else  
8 in the audience who is going to be retiring? The  
9 window on the most recent retirement incentive  
10 closed on June 30th, I believe and within 30 days,  
11 31 days thereafter, whatever the rule is, those who  
12 put in -- I believe between resignations and  
13 retirees, I think there was 103 in total, the  
14 employees that are going to be leaving and two of  
15 them are in the room this morning.

16 Is anyone else in the room? I think it  
17 would be nice to acknowledge Diane and June.

18 (Applause.)

19 SUPERVISOR VENDITTO: On that note,  
20 Mike Polansky.

21 MR. POLANSY: Good morning,  
22 Mr. Supervisor, Members of the Town Board, I'm here  
23 for two reasons today.

24 Number one, the most important, to  
25 thank you. We are putting on, once again, the Town

1 of Oyster Bay triathlon. The triathlon itself will  
2 be Sunday, August 28th. It will be, once again,  
3 the biggest and I think the best multisport on  
4 Long Island and the day before, which is near and  
5 dear to my heart, August 27th, we will be putting  
6 on the Town of Oyster Bay Junior triathlon. The  
7 youngsters are between the ages of 8 and 13.

8 This is one of the few municipalities  
9 in the country that really recognizes the  
10 importance of athletics in children. You guys do a  
11 great job. You support us in everything we want to  
12 do.

13 I think, my second purpose here,  
14 obviously, is to invite you to come down, both  
15 Saturday and Sunday, especially Saturday. Those  
16 kids are fantastic. We will have over 200 kids.  
17 They'll do a short swim in Oyster Bay Harbor, a  
18 bike ride and a run, all within Roosevelt Park.  
19 It's really an inspiring day and you can really  
20 see, firsthand, what we, as partners, do for the  
21 kids in our town.

22 That being said, this Saturday, again  
23 thanks to the Town of Oyster Bay, we will be  
24 starting the junior triathlon training program.  
25 Every Saturday afternoon from 4:30 to 6:00 from now

1 until the end of August, the kids will be learning  
2 how to swim, bike, run, put it all together and  
3 transition. All of the kids in the program wind up  
4 doing the junior triathlon Saturday.

5 Again, thank you, thank you very much.  
6 We cannot do any of the stuff without the Town and  
7 please, if you can make it on the 27th, 28th of  
8 August, please do so.

9 SUPERVISOR VENDITTO: You know what,  
10 Mike? You are being a bit modest. We do our part,  
11 but the bulk of the work is done by you and Sue.

12 Why don't you introduce your entourage?

13 MR. POLANSY: Linda Fabiano who is our  
14 Executive Director and Allison Cook who is the real  
15 brains behind the Runner's Edge, even though her  
16 dad still owns the place.

17 Bob Cook and Allison Cook and the Cook  
18 family have been supplying shoes and everything  
19 else for runners and multisport athletes for thirty  
20 years now.

21 SUPERVISOR VENDITTO: And you, together  
22 with the people you work with, you just introduced,  
23 and your lovely wife, I might add --

24 MR. POLANSY: Who just came back from  
25 the Olympics trials.

1 SUPERVISOR VENDITTO: Is that right?

2 You really are the driving force. You  
3 make this happen. But we do our part and it's nice  
4 of you to thank us. We say you're welcome.

5 If you would have told us thirty years  
6 ago that you and I would be having this exchange, I  
7 would have never believed it. I don't know if  
8 anyone in the room knows what I'm talking about.  
9 We'll keep it our secret. But I really appreciate  
10 the fact that you would thank us. But we have to  
11 thank you because if you guys don't get on us, it's  
12 just not going to happen.

13 MR. POLANSY: The partnership works.

14 SUPERVISOR VENDITTO: It really does  
15 and it does very well.

16 Are we going to do the publicity  
17 photograph?

18 MR. POLANSY: Yes.

19 SUPERVISOR VENDITTO: Let's do that.

20 (Whereupon, a photograph was taken.)

21 SUPERVISOR VENDITTO: All right. I  
22 think we can do this in place.

23 I'm going to call for a moment of  
24 silence in memory of the -- we are all familiar  
25 with what's been going on across the length and

1 breadth of the nation over the past, I guess, it's  
2 been about a week now. Law enforcements and police  
3 officers -- I'm going to call for a moment of  
4 silence for all of those -- all of those who  
5 unjustifiably lost their lives, the chaos which has  
6 taken place in a number of cities across our nation  
7 over the past week.

8 Can I just have a moment of silence in  
9 place for that reason?

10 (Moment of silence.)

11 SUPERVISOR VENDITTO: Thank you very  
12 much.

13 I don't know where all this goes, but  
14 it's something to pay attention to and be involved  
15 in and speak up about.

16 (Time noted: 10:42 a.m.)

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TOWN OF OYSTER BAY  
TOWN BOARD  
REGULAR MEETING  
JULY 12, 2016  
10:43 A.M.

**HEARING - Local Law**

To consider a proposed Local Law to amend the Code of the Town of Oyster Bay, New York, Chapter 205, Streets and Sidewalks. (M.D. 6/7/16 #35).

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DEPARTMENT OF HUMAN RESOURCES  
RICHARD LAMARCA, DIRECTOR,  
DEPARTMENT OF HUMAN RESOURCES

1 SUPERVISOR VENDITTO: Mr. Altadonna, if  
2 you would kindly proceed with the call --

3 MR. ALTADONNA: We have one hearing.  
4 Local Law; to consider a proposed Local Law to  
5 amend the Code of the Town of Oyster Bay, New York,  
6 Chapter 205, Streets and Sidewalks.

7 SUPERVISOR VENDITTO: Mr. Sabellico  
8 you're going to be quarterbacking this?

9 By the way, I'll just remind everybody  
10 while Tom is making his way to the podium, tonight  
11 is at Burns Park -- I think we start at 7:30. The  
12 program starts at 7:30.

13 MR. SABELLICO: It's all over the  
14 radio.

15 SUPERVISOR VENDITTO: It's our annual  
16 Salute to America concert. I don't know who the  
17 performers are. Somebody help me out.

18 AUDIENCE SPEAKER: Six Guns.

19 SUPERVISOR VENDITTO: Six Guns will be  
20 there.

21 I know everybody loves the fireworks  
22 display, the fireworks display that takes place at  
23 the end of the program, at the end of the evening.  
24 Really, it's a salute to America, but as a subplot,  
25 we honor the men and women who are our veterans,

1 past and present.

2 Anybody that can make it out to Burns  
3 Park, it should be a lovely night and, hopefully,  
4 we will see you there at 7:30.

5 Tom?

6 MR. SABELLICO: Good morning,  
7 Supervisor, Board Members.

8 Here to present a proposed Local Law to  
9 amend Article 2 of Chapter 205, the Code of the  
10 Town of Oyster Bay, streets and sidewalks.

11 There are a number of minor gender and  
12 tense corrections within the law. The main thrust  
13 is Section 205-91.

14 Currently, there's a variability under  
15 the current Code where residents ask the Town of  
16 Oyster Bay to replace or repair defective or  
17 sidewalk flags that might not even be defective.  
18 This change in the law would remove that  
19 possibility and when the Town notices a homeowner  
20 or property owner for a defective sidewalk, the  
21 onus is on the property owner to correct the  
22 sidewalk defect at their cost and expense. They  
23 have a period of 90 days to correct it. If at the  
24 end of 90 days, they are unable to accomplish the  
25 correction, they can ask the Department of Highways

1 for an extension that is reasonable.

2 Within the purview of the Department of  
3 Highways is to give the extension or notice the  
4 property owner that the Town will perform the  
5 repair at the actual cost of the property owner.  
6 That's the main change in the law.

7 SUPERVISOR VENDITTO: Let's slow it  
8 down and hone in.

9 Right now, I assume we have a myriad of  
10 cases in the pipeline.

11 MR. SABELLICO: Those that are in the  
12 pipeline will now be requested to repair or a  
13 replacement will be done under the old law.

14 SUPERVISOR VENDITTO: Under the prior  
15 law?

16 MR. SABELLICO: Correct.

17 SUPERVISOR VENDITTO: That work is  
18 being done pursuant to a requirements contract?

19 MR. GENOVA: All the old cases will be  
20 compiled and is being compiled by Public Works as  
21 we speak and a specific bid will go out for those  
22 locations.

23 SUPERVISOR VENDITTO: Site specific  
24 bid.

25 Going forward, then, there will be

1 another contract that would have to be -- how do  
2 you do that without a record of --

3 MR. GENOVA: Prospectively, there'll be  
4 a requirement contract in the event -- we worked  
5 with Councilman Macagnone on this.

6 Prospectively, in the event that a  
7 homeowner does not do the necessary work during the  
8 required period of the time, then the Town will go  
9 do it and charge the homeowner for the actual cost.

10 SUPERVISOR VENDITTO: Who would  
11 physically do the work?

12 MR. GENOVA: Whoever successfully won  
13 the bid.

14 MR. SABELLICO: The contractor.

15 SUPERVISOR VENDITTO: Any questions for  
16 Tom?

17 COUNCILMAN MACAGNONE: Tom, I want to  
18 thank you for the time you spent on this. I know  
19 it was not easy.

20 MR. SABELLICO: In case the Board  
21 decides to vote today, I'll just prepare a grant  
22 resolution, if you decided to vote.

23 SUPERVISOR VENDITTO: Is it on the  
24 calendar?

25 MR. SABELLICO: No.

1 SUPERVISOR VENDITTO: Where is the  
2 Resolution? It becomes a walk-on. What's the  
3 recommendation? Do we vote on it today?

4 MR. SABELLICO: If you decide to go  
5 with it, I will proceed with the site specific bid  
6 work and move ahead with this.

7 SUPERVISOR VENDITTO: We will call it  
8 at the end of the calendar.

9 MR. SABELLICO: Thank you.

10 SUPERVISOR VENDITTO: I have a speaker  
11 in connection with Hearing Number 1, Paul Molinari.

12 Paul?

13 MR. MOLINARI: Good morning,  
14 Mr. Supervisor, Board members.

15 SUPERVISOR VENDITTO: Good morning.

16 MR. MOLINARI: Paul Molinari from  
17 Hicksville.

18 I had the opportunity to review the  
19 draft revise code. To me, I was kind of shocked to  
20 learn, as homeowner, I was required to obtain a  
21 permit to do plantings between the curb and the  
22 sidewalk. I have to get a permit to repairing my  
23 sidewalk and I was responsible for the curb. I  
24 said, let me look at the existing law. The  
25 existing law is basically the same --

1 SUPERVISOR VENDITTO: Basically what?

2 MR. MOLINARI: The same, has the same  
3 requirements proposed on the homeowners.

4 SUPERVISOR VENDITTO: On those issues?

5 MR. MOLINARI: Yes. I just would like  
6 to ask you a question.

7 How many of your neighbors have  
8 replaced their sidewalks? How many of your  
9 neighbors put plantings, plants around trees that  
10 are in between the curb and sidewalk? Do they get  
11 permits on this? I doubt it.

12 SUPERVISOR VENDITTO: You're talking  
13 about on the patch of grass between the curb and  
14 the sidewalk?

15 MR. MOLINARI: Yes. I walk around my  
16 neighborhood, I see a lot of people that do  
17 plantings around their trees.

18 COUNCILMAN MACAGNONE: Paul, if I may,  
19 the intent of the permit is to make sure to put the  
20 proper tree in because what happens if you don't?

21 Eventually, that's going to lift up,  
22 you might not own it, but somebody else will be  
23 responsible for it.

24 MR. MOLINARI: I understand the tree  
25 issue. I had the Town put in trees that are



1 sidewalk friendly. Well --

2 COUNCILMAN MACAGNONE: Ten years later,  
3 it was --

4 MR. MOLINARI: Ten years later, it was  
5 uplifted and I had to replace them or I had the  
6 Town replace it at that time.

7 SUPERVISOR VENDITTO: You think we are  
8 over regulating?

9 MR. MOLINARI: Yes.

10 Basically, I'm saying that I object as  
11 a homeowner to being responsible for curb  
12 replacement. That's entirely within the Town's  
13 right-of-way.

14 As a homeowner, why should I be  
15 responsible to pay for curb replacement?

16 SUPERVISOR VENDITTO: I could be wrong,  
17 but I always thought -- aren't they resolved as a  
18 matter of law as to who is responsible --

19 MR. SABELLICO: The sidewalk has been  
20 the homeowner's responsibility --

21 SUPERVISOR VENDITTO: Commissioner  
22 Betz, do you have any input on that?

23 MR. BETZ: The sidewalk and the utility  
24 strip does come under the jurisdiction of the  
25 Department of Highways.

1           As far as the curb goes, the Town is  
2 responsible for the curb and apron.

3           SUPERVISOR VENDITTO: The Town?

4           MR. BETZ: Yes.

5           MR. SABELLICO: It's not common  
6 knowledge to most people that the Town has a  
7 10-foot right-of-way. That's why the Town has  
8 input on what's planted and why a permit is  
9 necessary. There is responsibility for us as the  
10 owners of right-of-way.

11           SUPERVISOR VENDITTO: That's a matter  
12 of law; it's not our policy?

13           MR. SABELLICO: Yes.

14           MR. MOLINARI: That the homeowner is  
15 responsible for curb replacement?

16           SUPERVISOR VENDITTO: No. I think --

17           MR. MOLINARI: Maybe I misread --

18           SUPERVISOR VENDITTO: I think they are  
19 telling you that because the Town being responsible  
20 for the areas that we discussed, has a basis for  
21 wanting to regulate what goes there because if  
22 something goes there and there's a problem, then we  
23 are going to be liable.

24           I think that's the underlying  
25 rationale.

1 Am I right, Commissioner, Counsel?

2 MR. BETZ: Yes.

3 MR. SABELLICO: Yes.

4 MR. MOLINARI: I do understand that.

5 Maybe I misread the law, but it seems to me, when I  
6 read it, as a homeowner, I'm responsible for the  
7 curb.

8 MR. SABELLICO: No, the sidewalk.

9 MR. MOLINARI: I know it's for the  
10 sidewalk. I've always have known that.

11 I stand corrected.

12 SUPERVISOR VENDITTO: You stand unhappy  
13 but corrected?

14 MR. MOLINARI: I'm happy that I'm not  
15 responsible for the curb. That's not the way I  
16 read it, but I misinterpreted it. But I still  
17 think you're over regulating when you it comes to  
18 plantings -- not for somebody planting flowers.

19 SUPERVISOR VENDITTO: We take what you  
20 say under advisement.

21 I just don't know that, because of  
22 potential liability and things of that nature, I  
23 don't want to mislead you, but we will talk about  
24 it.

25 MR. MOLINARI: Thank you.

1 SUPERVISOR VENDITTO: I have no other  
2 forms from persons who indicated they care to  
3 address the Board relative to this hearing.

4 Robert, come on up.

5 MR. RIPP: My name is Robert Ripp. I'm  
6 from Massapequa, New York.

7 I just have a question regarding the  
8 initial enforcement.

9 I pretty much believe that the Town  
10 Code Enforcement is reactionary, not coactive or  
11 reactive. It takes a complaint for them to go out  
12 and do something.

13 I'm just wondering, is it actually  
14 going to take a complaint about someone's sidewalk  
15 before we get involved here or our we going to have  
16 the sidewalk police that's going around looking for  
17 damaged sidewalks?

18 SUPERVISOR VENDITTO: I think it's  
19 administered under the DPW banner, right?

20 MR. SABELLICO: It's complaint driven.  
21 There's no sidewalk police.

22 SUPERVISOR VENDITTO: I think if our  
23 inspectors or -- I think it happens this way with  
24 the basketball hoops a lot. If we see it on our  
25 own -- maybe, I'm overstating it, but if we see it

1 on our own, we will react as well, right?

2 COMMISSIONER BETZ: We would get  
3 invited to your house to look at the house,  
4 sidewalk or do a tree property line inspection.  
5 But for the most part, we are not looking for  
6 sidewalk violations and things of that nature.

7 MR. RIPP: Did he say when we get  
8 invited --

9 SUPERVISOR VENDITTO: He didn't mean  
10 like birthday party invited.

11 COMMISSIONER BETZ: When somebody puts  
12 a letter in --

13 SUPERVISOR VENDITTO: Complaint.

14 COMMISSIONER BETZ: We come to a house  
15 and do a property or property line inspection.

16 MR. RIPP: The Town is writing the  
17 homeowner a letter saying we noticed a problem with  
18 your sidewalk?

19 SUPERVISOR VENDITTO: No. I thought --  
20 I think I may -- there are probably some that  
21 happened that way by observation. I think what  
22 happens is we get a complaint, then we react to the  
23 complaint.

24 MR. RIPP: Thank you.

25 SUPERVISOR VENDITTO: I have no other

1 form from persons who indicated they care to  
2 address the Board relative to this matter, but that  
3 would not preclude you if there's something of  
4 value that you have to tell us. I see no takers.

5 Mr. Altadonna, I come back to you.

6 MR. ALTADONNA: We have affidavits of  
7 postings and publications. There are no other  
8 correspondence.

9 SUPERVISOR VENDITTO: Mr. Muscarella?

10 COUNCILMAN MUSCARELLA: Supervisor,  
11 I'll make a motion that the public hearing is  
12 closed and the decision be voted on today.

13 COUNCILMAN MACAGNONE: Seconded.

14 SUPERVISOR VENDITTO: All in favor?

15 ALL: "Aye."

16 SUPERVISOR VENDITTO: Opposed?

17 (No response.)

18 SUPERVISOR VENDITTO: So moved.

19 We have no other hearings. Let's  
20 proceed with the regular Action Calendar.

21 (Time noted: 11:00 a.m.)

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TOWN OF OYSTER BAY  
TOWN BOARD  
ACTION CALENDAR  
JULY 12, 2016  
11:01 A.M.

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and accurate transcript.

**ORIGINAL TRANSCRIPT**

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YVONNE ANGELES  
Official Reporter/Notary

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  
MARTA KANE, DIRECTOR OF COMMUNITY RELATIONS,  
PUBLIC INFORMATION  
BRIAN DEVINE, RESEARCH ASSISTANT,  
PUBLIC INFORMATION  
KURT LUDWIG, RESEARCH ASSISTANT,  
PUBLIC INFORMATION  
PATRICK O'MALLEY, PUBLIC INFORMATION  
RICHARD T. BETZ, COMMISSIONER,  
DEPARTMENT OF PUBLIC WORKS  
MATTHEW RUSSO, DIVISION OF ENGINEERING,  
DEPARTMENT OF PUBLIC WORKS  
FRANK A. NOCERINO, COMMISSIONER,  
DEPARTMENT OF PARKS  
TIMOTHY ZIKE, DEPUTY COMMISSIONER,  
DEPARTMENT OF PLANNING AND DEVELOPMENT  
ROBERT McEVOY, COMPTROLLER  
VICKI SPINELLI, DEPUTY COMMISSIONER,  
DEPARTMENT OF HUMAN RESOURCES  
RICHARD LAMARCA, DIRECTOR,  
DEPARTMENT OF HUMAN RESOURCES



1 MR. ALTADONNA: May I have a motion to  
2 adopt Resolution No. P-9-16 and TF 12-16?

3 Personnel Resolution Nos. P 9-16 to  
4 P -16 and PA -16 to PA -16; Resolutions related to  
5 personnel of various departments within the Town of  
6 Oyster Bay.

7 Transfer of Funds Resolution No.  
8 TF 12-16; Resolution relating to Transfer of Funds  
9 within various departments accounts for the Year  
10 2016.

11 On the motion?

12 COUNCILMAN MUSCARELLA: So moved.

13 COUNCILMAN MACAGNONE: Seconded.

14 MR. ALTADONNA: Motion made by  
15 Councilman Muscarella, seconded by Councilman  
16 Macagnone.

17 COUNCILMAN PINTO: Excuse me, can we  
18 get an explanation on that, on the two-year person?  
19 There's somebody on -- I guess, it's not a new  
20 hire, but it's really not a new hire.

21 Can we get an explanation on that?

22 SUPERVISOR VENDITTO: I know the  
23 explanation. I think this is someone who is a  
24 trainee and now we are compelled by Civil Service  
25 Law to move him up a grade.

1 MS. SPINELLI: Two years ago this  
2 person was put into --

3 SUPERVISOR VENDITTO: Because he's  
4 satisfactory?

5 MS. SPINELLI: Yes. His probation is  
6 over and Civil Service only allows us to leave  
7 that -- any person in a training position for two  
8 years, either they pass probation or they don't,  
9 and then we have to automatically make them  
10 whatever the one position is.

11 In this case, it's a Maintenance  
12 Mechanic Trainee going to Maintenance Mechanic I.

13 SUPERVISOR VENDITTO: What is the  
14 salary differential?

15 MS. SPINELLI: \$1,300.

16 SUPERVISOR VENDITTO: No change?

17 MS. SPINELLI: No change.

18 COUNCILMAN PINTO: Thank you.

19 SUPERVISOR VENDITTO: Mr. Altadonna?

20 MR. ALTADONNA: On the vote, Supervisor  
21 Venditto?

22 SUPERVISOR VENDITTO: I vote "Aye."

23 MR. ALTADONNA: Councilman Muscarella?

24 COUNCILMAN MUSCARELLA: "Aye."

25 MR. ALTADONNA: Councilman Macagnone?

1 COUNCILMAN MACAGNONE: No on P-16.

2 "Aye" on TF 12-16.

3 MR. ALTADONNA: Councilman Coschignano?

4 COUNCILMAN COSCHIGNANO: "Aye."

5 MR. ALTADONNA: Councilman Pinto?

6 COUNCILMAN PINTO: "Aye."

7 MR. ALTADONNA: Councilwoman Johnson?

8 COUNCILWOMAN JOHNSON: "Aye."

9 MR. ALTADONNA: Motion to adopt P 9-16  
10 passes with five "Ayes" and one no.

11 Motion to adopt TF 12-16 passes with  
12 six "Ayes."

13 May I have a motion to adopt Resolution  
14 Nos. 346-2016 through 369-2016?

15 Resolution No. 346-2016; Resolution  
16 authorizing the employment of the services of a  
17 performer to provide entertainment for GAP Program  
18 participants for a performance scheduled to be held  
19 July 19, 2016 at the Syosset-Woodbury Community  
20 Center. Account No. CYS A 7020 47660 000 0000.  
21 (M.D. 6/14/16 #4).

22 Resolution No. 347-2016; Resolution  
23 authorizing the Supervisor to enter into agreements  
24 for On-call Technical Assistance Services relating  
25 to Building Standards and Zoning Codes for the

1 period April 1, 2016 through December 31, 2016.  
2 Account No. PAD B 3620 44800 000 0000. (M.D.  
3 6/14/16 #10).

4 Resolution No. 348-2016; Resolution  
5 authorizing the property cleanup of 50 Virginia  
6 Avenue, Plainview, NY be referred to the County of  
7 Nassau for placement on the Nassau County Tax  
8 Assessment Rolls. (M.D. 6/14/16 #13).

9 Resolution No. 349-2016; Resolution  
10 authorizing the property cleanup of 43 Crestwood  
11 Boulevard, Farmingdale, NY, be referred to the  
12 County of Nassau for placement on the Nassau County  
13 Tax Assessment Rolls. (M.D. 6/14/16 #14).

14 Resolution No. 350-2016; Resolution  
15 authorizing the property cleanup of 50 Elizabeth  
16 Street, Massapequa, NY be referred to the County of  
17 Nassau for placement on the Nassau County Tax  
18 Assessment Rolls. (M.D. 6/14/16 #15).

19 Resolution No. 351-2016; Resolution  
20 authorizing the property cleanup of 889 Main  
21 Street, Farmingdale, NY be referred to the County  
22 of Nassau for placement on the Nassau County Tax  
23 Assessment Rolls. (M.D. 6/14/16 #16).

24 Resolution No. 352-2016; Resolution  
25 authorizing the property cleanup of 219 North

1 Hickory Street, Massapequa, NY, be referred to the  
2 County of Nassau for placement on the Nassau County  
3 Tax Assessment Rolls. (M.D. 6/14/16 #17).

4 Resolution No. 353-2016; Resolution  
5 pertaining to the Town Environmental Quality Review  
6 Division's "Review of Action and Recommended  
7 Determination of Significance" on the application  
8 of Hicksville Road, LLC, for a Special Use Permit  
9 and Site Plan Approval, to maintain and expand an  
10 existing accessory retail store, Massapequa, NY.  
11 Negative Declaration. (M.D. 6/14/16 #18).

12 Resolution No. 354-2016; Resolution  
13 amending Resolution No. 41-2016, in connection with  
14 an increase in membership dues for the Nassau  
15 Suffolk Town Clerks Association. Account No. OTC A  
16 1410 47900 000 0000. (M.D. 6/14/16 #20).

17 Resolution No. 355-2016; Resolution  
18 authorizing the acceptance and final payment for  
19 Contract No. DP13-098, Installation of Standby  
20 Generator at Town Hall North. (M.D. 6/14/16 #21).

21 Resolution No. 356-2016; Resolution  
22 authorizing the acceptance of donations from  
23 various individuals to the Town's Animal Shelter.  
24 (M.D. 6/14/16 #26).

25 Resolution No. 357-2016; Resolution

1 granting request from the Oyster Bay Main Street  
2 Association for Town assistance in conducting the  
3 6th season of "Dancing in the Street" event on  
4 Audrey Avenue in Oyster Bay on the evenings of  
5 July 1, 8, 15, 22 and 29, 2016 and to use various  
6 Town equipment from July 1 through August 1, 2016.  
7 (M.D. 6/14/16 #27).

8 Resolution No. 358-2016; Resolution  
9 pertaining to the Town Environmental Quality Review  
10 Division's "Review of Action and Recommended  
11 Determination of Significance" on the application  
12 of Bolla Operating L.I. Corp., for a Special Use  
13 Permit and Site Plan Approval, Hicksville, NY.  
14 Negative Declaration. (M.D. 6/14/16 #19).

15 Resolution No. 359-2016; Resolution  
16 authorizing the issuance of a refund of an  
17 overpayment of a sidewalk repair fee to B.  
18 Curatolo. Account No. TWN DB 0000 00380 000 0000.  
19 (M.D. 6/21/16 #9).

20 Resolution No. 360-2016; Resolution  
21 pertaining to Contract No. PWC20-16, On-call  
22 Engineering Services relative to Tank Management.  
23 Account No. DPW A 1640 46340 000 0000. (M.D.  
24 6/21/16 #13).

25 Resolution No. 361-2016; Resolution

1 authorizing the property board-up of 45 Club Drive,  
2 Massapequa, NY be referred to the County of Nassau  
3 for placement on the Nassau County Tax Assessment  
4 Rolls. (M.D. 6/21/16 #14).

5 Resolution No. 362-2016; Resolution  
6 authorizing the property cleanup of 2 Robin Court,  
7 Farmingdale, NY, be referred to the County of  
8 Nassau for placement on the Nassau County Tax  
9 Assessment Rolls. (M.D. 6/21/16 #15).

10 Resolution No. 363-2016; Resolution  
11 authorizing the property cleanup of 115 Roy Street,  
12 Massapequa, NY, be referred to the County of Nassau  
13 for placement on the Nassau County Tax Assessment  
14 Rolls. (M.D. 6/21/16 #16).

15 Resolution No. 364-2016; Resolution  
16 authorizing the property board-up of 889 Main  
17 Street, Farmingdale, NY, be referred to the County  
18 of Nassau for placement on the Nassau County Tax  
19 Assessment Rolls. (M.D. 6/21/16 #17).

20 Resolution No. 365-2016; Resolution  
21 authorizing the property cleanup of 27 Hart Street,  
22 Farmingdale, NY, be referred to the County of  
23 Nassau for placement on the Nassau County Tax  
24 Assessment Rolls. (M.D. 6/21/16 #18).

25 Resolution No. 366-2016; Resolution

1 authorizing the Supervisor and his designee, to  
2 execute all forms in connection with applying for  
3 grant funding administered by the Dormitory  
4 Authority for the State and Municipal Facilities  
5 Program: Renovations to Raynham Hall Museum  
6 Education Center: Exterior, located at 30 West Main  
7 Street, Oyster Bay, NY. (M.D. 6/28/16 #4).

8 Resolution No. 367-2016; Resolution  
9 authorizing authorization acceptance of a payment  
10 from New York American Water, and to authorize the  
11 Supervisor and his designee to execute all forms in  
12 connection with New York American Water's American  
13 Water Environmental Grant Program. Account No.  
14 TWN-H-0001-02706-000-1504-000. (M.D. 6/28/16 #5).

15 Resolution No. 368-2016; Resolution  
16 pertaining to Policies and Procedures for  
17 Disclosures Intended or Expected to Reach Investors  
18 be adopted by the Town Board. (M.D. 6/28/16 #12).

19 Resolution No. 369-2016; Resolution  
20 authorizing the property cleanup of 4699 Merrick  
21 Road, Massapequa, NY, be referred to the County of  
22 Nassau for placement on the Nassau County Tax  
23 Assessment Rolls. (M.D. 6/28/16 #14).

24 On the motion?

25 COUNCILMAN MUSCARELLA: So moved.



1 COUNCILMAN MACAGNONE: Seconded.

2 MR. ALTADONNA: Motion made by  
3 Councilman Muscarella, seconded by Councilman  
4 Macagnone.

5 We have various speakers on 346, 348,  
6 349, 350, 351, 352.

7 SUPERVISOR VENDITTO: I got Robert  
8 Ripp --

9 COUNCILMAN PINTO: Can we vote on the  
10 amendment on 347 first?

11 SUPERVISOR VENDITTO: No, I think --  
12 You know what? All these forms and all these  
13 resolutions -- did you call the whole calendar?

14 MR. ALTADONNA: I can't because you are  
15 tabling some. You are tabling 370.

16 SUPERVISOR VENDITTO: What did we go up  
17 to?

18 MR. ALTADONNA: We went from 346 to  
19 369.

20 SUPERVISOR VENDITTO: Somebody help me  
21 out.

22 Can we -- it will be a lot easier if we  
23 presented the whole calendar and we wouldn't have  
24 to have speakers shuffling up and down, back and  
25 forth.

1 Can we table -- can we take -- how many  
2 tables are there?

3 MR. ALTADONNA: There's two tables.

4 SUPERVISOR VENDITTO: Can we take the  
5 two tables out of order and then present the whole  
6 calendar; can we do that?

7 MR. SABELLICO: Yes.

8 SUPERVISOR VENDITTO: Let's do that.

9 Let's call the two matters which the  
10 Board wants to table and go back and call the  
11 entire calendar -- well, the remaining entire  
12 calendar.

13 MR. ALTADONNA: May I have a motion to  
14 table Resolution No. 370-2016?

15 Resolution No. 370-2016; Resolution  
16 pertaining to legal services in connection with  
17 various matters. (M.D. 6/28/16 #28).

18 On the motion?

19 COUNCILMAN MUSCARELLA: So moved.

20 COUNCILMAN MACAGNONE: Seconded.

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

24 On the vote, Supervisor Venditto?

25 SUPERVISOR VENDITTO: I vote "Aye."

1 MR. ALTADONNA: Councilman Muscarella?

2 COUNCILMAN MUSCARELLA: "Aye."

3 MR. ALTADONNA: Councilman Macagnone?

4 COUNCILMAN MACAGNONE: "Aye."

5 MR. ALTADONNA: Councilman Coschignano?

6 COUNCILMAN COSCHIGNANO: "Aye."

7 MR. ALTADONNA: Councilman Pinto?

8 COUNCILMAN PINTO: "Aye."

9 MR. ALTADONNA: Councilwoman Johnson?

10 COUNCILWOMAN JOHNSON: "Aye."

11 MR. ALTADONNA: May I have a motion to  
12 table Resolution No. 389-2016?

13 Resolution No. 389-2016; Resolution  
14 pertaining to restrictive covenants for the Old  
15 Bethpage Landfill. (M.D. 6/28/16 #30 & 7/5/16 #14).

16 On the motion?

17 COUNCILMAN MUSCARELLA: So moved.

18 COUNCILMAN MACAGNONE: Seconded.

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

22 On the vote, Supervisor Venditto?

23 SUPERVISOR VENDITTO: I vote "Aye."

24 MR. ALTADONNA: Councilman Muscarella?

25 COUNCILMAN MUSCARELLA: "Aye."

1 MR. ALTADONNA: Councilman Macagnone?

2 COUNCILMAN MACAGNONE: "Aye."

3 MR. ALTADONNA: Councilman Coschignano?

4 COUNCILMAN COSCHIGNANO: "Aye."

5 MR. ALTADONNA: Councilman Pinto?

6 COUNCILMAN PINTO: "Aye."

7 MR. ALTADONNA: Councilwoman Johnson?

8 COUNCILWOMAN JOHNSON: "Aye."

9 MR. ALTADONNA: Now, we will go for the  
10 whole calendar.

11 SUPERVISOR VENDITTO: Now, I will put  
12 the whole calendar before the assembly.

13 MR. ALTADONNA: Let's go back.

14 May I have a motion to adopt Resolution  
15 Nos. 346 through 392?

16 Resolution No. 346-2016; Resolution  
17 authorizing the employment of the services of a  
18 performer to provide entertainment for GAP Program  
19 participants for a performance scheduled to be held  
20 July 19, 2016 at the Syosset-Woodbury Community  
21 Center. Account No. CYS A 7020 47660 000 0000.  
22 (M.D. 6/14/16 #4).

23 Resolution No. 347-2016; Resolution  
24 authorizing the Supervisor to enter into agreements  
25 for On-call Technical Assistance Services relating

1 to Building Standards and Zoning Codes for the  
2 period April 1, 2016 through December 31, 2016.  
3 Account No. PAD B 3620 44800 000 0000. (M.D.  
4 6/14/16 #10).

5 Resolution No. 348-2016; Resolution  
6 authorizing the property cleanup of 50 Virginia  
7 Avenue, Plainview, NY be referred to the County of  
8 Nassau for placement on the Nassau County Tax  
9 Assessment Rolls. (M.D. 6/14/16 #13).

10 Resolution No. 349-2016; Resolution  
11 authorizing the property cleanup of 43 Crestwood  
12 Boulevard, Farmingdale, NY, be referred to the  
13 County of Nassau for placement on the Nassau County  
14 Tax Assessment Rolls. (M.D. 6/14/16 #14).

15 Resolution No. 350-2016; Resolution  
16 authorizing the property cleanup of 50 Elizabeth  
17 Street, Massapequa, NY be referred to the County of  
18 Nassau for placement on the Nassau County Tax  
19 Assessment Rolls. (M.D. 6/14/16 #15).

20 Resolution No. 351-2016; Resolution  
21 authorizing the property cleanup of 889 Main  
22 Street, Farmingdale, NY be referred to the County  
23 of Nassau for placement on the Nassau County Tax  
24 Assessment Rolls. (M.D. 6/14/16 #16).

25 Resolution No. 352-2016; Resolution

1 authorizing the property cleanup of 219 North  
2 Hickory Street, Massapequa, NY, be referred to the  
3 County of Nassau for placement on the Nassau County  
4 Tax Assessment Rolls. (M.D. 6/14/16 #17).

5 Resolution No. 353-2016; Resolution  
6 pertaining to the Town Environmental Quality Review  
7 Division's "Review of Action and Recommended  
8 Determination of Significance" on the application  
9 of Hicksville Road, LLC, for a Special Use Permit  
10 and Site Plan Approval, to maintain and expand an  
11 existing accessory retail store, Massapequa, NY.  
12 Negative Declaration. (M.D. 6/14/16 #18).

13 Resolution No. 354-2016; Resolution  
14 amending Resolution No. 41-2016, in connection with  
15 an increase in membership dues for the Nassau  
16 Suffolk Town Clerks Association. Account No. OTC A  
17 1410 47900 000 0000. (M.D. 6/14/16 #20).

18 Resolution No. 355-2016; Resolution  
19 authorizing the acceptance and final payment for  
20 Contract No. DP13-098, Installation of Standby  
21 Generator at Town Hall North. (M.D. 6/14/16 #21).

22 Resolution No. 356-2016; Resolution  
23 authorizing the acceptance of donations from  
24 various individuals to the Town's Animal Shelter.  
25 (M.D. 6/14/16 #26).

1 Resolution No. 357-2016; Resolution  
2 granting request from the Oyster Bay Main Street  
3 Association for Town assistance in conducting the  
4 6th season of "Dancing in the Street" event on  
5 Audrey Avenue in Oyster Bay on the evenings of  
6 July 1, 8, 15, 22 and 29, 2016 and to use various  
7 Town equipment from July 1 through August 1, 2016.  
8 (M.D. 6/14/16 #27).

9 Resolution No. 358-2016; Resolution  
10 pertaining to the Town Environmental Quality Review  
11 Division's "Review of Action and Recommended  
12 Determination of Significance" on the application  
13 of Bolla Operating L.I. Corp., for a Special Use  
14 Permit and Site Plan Approval, Hicksville, NY.  
15 Negative Declaration. (M.D. 6/14/16 #19).

16 Resolution No. 359-2016; Resolution  
17 authorizing the issuance of a refund of an  
18 overpayment of a sidewalk repair fee to B.  
19 Curatolo. Account No. TWN DB 0000 00380 000 0000.  
20 (M.D. 6/21/16 #9).

21 Resolution No. 360-2016; Resolution  
22 pertaining to Contract No. PWC20-16, On-call  
23 Engineering Services relative to Tank Management.  
24 Account No. DPW A 1640 46340 000 0000. (M.D.  
25 6/21/16 #13).

1                   Resolution No. 361-2016; Resolution  
2           authorizing the property board-up of 45 Club Drive,  
3           Massapequa, NY be referred to the County of Nassau  
4           for placement on the Nassau County Tax Assessment  
5           Rolls.   (M.D. 6/21/16 #14).

6                   Resolution No. 362-2016; Resolution  
7           authorizing the property cleanup of 2 Robin Court,  
8           Farmingdale, NY, be referred to the County of  
9           Nassau for placement on the Nassau County Tax  
10          Assessment Rolls.   (M.D. 6/21/16 #15).

11                  Resolution No. 363-2016; Resolution  
12          authorizing the property cleanup of 115 Roy Street,  
13          Massapequa, NY, be referred to the County of Nassau  
14          for placement on the Nassau County Tax Assessment  
15          Rolls.   (M.D. 6/21/16 #16).

16                  Resolution No. 364-2016; Resolution  
17          authorizing the property board-up of 889 Main  
18          Street, Farmingdale, NY, be referred to the County  
19          of Nassau for placement on the Nassau County Tax  
20          Assessment Rolls.   (M.D. 6/21/16 #17).

21                  Resolution No. 365-2016; Resolution  
22          authorizing the property cleanup of 27 Hart Street,  
23          Farmingdale, NY, be referred to the County of  
24          Nassau for placement on the Nassau County Tax  
25          Assessment Rolls.   (M.D. 6/21/16 #18).



1                   Resolution No. 366-2016; Resolution  
2                   authorizing the Supervisor and his designee, to  
3                   execute all forms in connection with applying for  
4                   grant funding administered by the Dormitory  
5                   Authority for the State and Municipal Facilities  
6                   Program: Renovations to Raynham Hall Museum  
7                   Education Center: Exterior, located at 30 West Main  
8                   Street, Oyster Bay, NY. (M.D. 6/28/16 #4).

9                   Resolution No. 367-2016; Resolution  
10                  authorizing authorization acceptance of a payment  
11                  from New York American Water, and to authorize the  
12                  Supervisor and his designee to execute all forms in  
13                  connection with New York American Water's American  
14                  Water Environmental Grant Program. Account No.  
15                  TWN-H-0001-02706-000-1504-000. (M.D. 6/28/16 #5).

16                  Resolution No. 368-2016; Resolution  
17                  pertaining to Policies and Procedures for  
18                  Disclosures Intended or Expected to Reach Investors  
19                  be adopted by the Town Board. (M.D. 6/28/16 #12).

20                  Resolution No. 369-2016; Resolution  
21                  authorizing the property cleanup of 4699 Merrick  
22                  Road, Massapequa, NY, be referred to the County of  
23                  Nassau for placement on the Nassau County Tax  
24                  Assessment Rolls. (M.D. 6/28/16 #14).

25                  Resolution No. 371-2016; Resolution

1 authorizing the property board-up of 27 Hart  
2 Street, Farmingdale, NY, be referred to the County  
3 of Nassau for placement on the Nassau County Tax  
4 Assessment Rolls. (M.D. 6/28/16 #16).

5 Resolution No. 372-2016; Resolution  
6 authorizing the property board-up of 210 Haypath  
7 Road, Old Bethpage, NY, be referred to the County  
8 of Nassau for placement on the Nassau County Tax  
9 Assessment Rolls. (M.D. 6/28/16 #17).

10 Resolution No. 373-2016; Resolution  
11 authorizing the property board-up of 19 Nevada  
12 Street, Hicksville, NY, be referred to the County  
13 of Nassau for placement on the Nassau County Tax  
14 Assessment Rolls. (M.D. 6/28/16 #18).

15 Resolution No. 374-2016; Resolution  
16 authorizing the acceptance of the design and  
17 entrance into the bid and construction phases for  
18 Contract No. DP16-141, John J. Burns Town Park  
19 Soccer Field Turf replacement. (M.D. 6/28/16 #19).

20 Resolution No. 375-2016; Resolution  
21 authorizing Change Order No. 1 in connection with  
22 Contract No. H15-130, Highway Improvements to the  
23 Elderberry Road Area. (M.D. 6/28/16 #23).

24 Resolution No. 376-2016; Resolution  
25 pertaining to special counsel to the Town in

1 connection with maritime and admiralty matters.  
2 Account No. OTA A 1420 44110 000 0000. (M.D.  
3 6/28/16 #13).

4 Resolution No. 377-2016; Resolution  
5 authorizing the award of Contract No. DER16-139,  
6 engineering services, traffic consultant for  
7 Syosset Park development. (M.D. 6/28/16 #32).

8 Resolution No. 378-2016; Resolution  
9 authorizing the use of a sub-consultant for  
10 concrete cylinder testing, Contract No. PWC10-16,  
11 On-Call Engineering Services relative to  
12 Construction Management. (M.D. 6/28/16 #24).

13 Resolution No. 379-2016; Resolution  
14 granting request from Syosset Fire Department for  
15 Town assistance in conducting their Wet Down  
16 Ceremony on July 30, 2016, to utilize Municipal  
17 Parking Field S-1 on July 29 and 30, 2016 and use  
18 various Town equipment for the event. (M.D.  
19 6/28/16 #25).

20 Resolution No. 380-2016; Resolution  
21 granting request from St. Edward the Confessor  
22 Church, for Town assistance in conducting their  
23 annual festival from August 18-21, 2016, to use a  
24 portion of Municipal Parking Field S-1 from  
25 August 17-21, Municipal Parking Field S-2 on

1 August 20, 2016, to have a waiver of parking  
2 restrictions on various streets in the area  
3 August 18 & 19, 2016 and have Town Ordinance  
4 Chapter 82-3, 168-22, 168-24 and 168-20 waived from  
5 August 18-21, 2016 for the event. (M.D. 6/28/16  
6 #27).

7 Resolution No. 381-2016; Resolution  
8 authorizing the issuance of a refund of an  
9 overpayment of a sidewalk repair fee to B. H.  
10 Lederman. Account No. TWN DB 0000 00380 000 0000.  
11 (M.D. 6/21/16 #10).

12 Resolution No. 382-2016; Resolution  
13 pertaining to settlement of negligence claim; Sean  
14 Scarisbrick, and infant by f/n/g J.P. Scarisbrick  
15 and J.P. Scarisbrick individually v Town of Oyster  
16 Bay et al. Account No. TWN AMS 1910 43010 602 0000  
17 000. (M.D. 6/21/16 #12).

18 Resolution No. 383-2016; Resolution  
19 granting request from Arcadis of New York, Inc., on  
20 behalf of Northrop Grumman Corp., NGC, to access  
21 five Town of Oyster Bay properties and  
22 rights-of-way in Bethpage in connection with  
23 installation of remedial wells and test wells.  
24 (M.D. 6/28/16 #31 & 7/5/16 #17).

25 Resolution No. 384-2016; Resolution

1       pertaining to Standard Work Day and Reporting  
2       Resolution for Elected and Appointed Officials.  
3       (M.D. 6/28/16 #8 & 7/5/16 #19).

4                 Resolution No. 385-2016; Resolution  
5       pertaining to On-Call Consultant service request in  
6       connection with Contract No. PWC 07-16, Highway  
7       Improvement for Sea Breeze Road and a portion of  
8       Canal Road, Massapequa, NY. (M.D. 6/28/16 #20 &  
9       7/5/16 #11).

10                Resolution No. 386-2016; Resolution  
11       pertaining to On-Call Consultant service request in  
12       connection with Contract No. PWC 22-16, North  
13       Massapequa Community Center Restoration of Fire  
14       Damage. (M.D. 6/28/16 #21 & 7/5/16 #12).

15                Resolution No. 387-2016; Resolution  
16       pertaining to extension of time, quantity  
17       increase/decrease, resident reimbursement, Change  
18       Order No. 1, increase in funding, and final  
19       acceptance for Contract No. H12-076, Highway  
20       Improvements for the Stillwater Avenue Area,  
21       Massapequa, NY. (M.D. 6/28/16 #22 & 7/5/16 #15).

22                Resolution No. 388-2016; Resolution  
23       pertaining to On-call consultant services for  
24       Contract No. PWC09-16, site development, John J.  
25       Burns Town Park Soccer Field Turf Replacement.

1 (M.D. 6/28/16 #29 & 7/5/16 #13).

2 Resolution No. 390-2016; Resolution  
3 pertaining to Hicksville Chamber of Commerce 14th  
4 Annual Summer Street Fair to be held July 17, 2016.  
5 (M.D. 6/28/16 #26 & 7/5/16 #16).

6 Resolution No. 391-2016; Resolution  
7 pertaining to the decision on the application of  
8 Rosemarie Padavan, 145 Ocean Court, Massapequa, NY  
9 to erect, maintain, improve, alter or repair a dock  
10 float, bulkhead or other Moorings. (M.D. 6/28/16 #9).

11 Resolution No. 392-2016; Resolution  
12 pertaining to the decision on the application of  
13 Julie Yim 27 Ocean Avenue, Massapequa, NY to erect,  
14 maintain, improve, alter or repair a dock float,  
15 bulkhead or other Moorings. (M.D. 6/28/16 #10).

16 On the motion?

17 COUNCILMAN MUSCARELLA: So moved.

18 COUNCILMAN MACAGNONE: Seconded.

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

22 SUPERVISOR VENDITTO: Now, the entire  
23 calendar is before the assembly.

24 MR. ALTADONNA: Yes.

25 SUPERVISOR VENDITTO: Robert Ripp,

1 you're free to speak on 347, 368, 370, 374, 387,  
2 388 and 389.

3 MR. RIPP: Thank you.

4 My name is Robert Ripp. I'm from  
5 Massapequa, New York.

6 On 347, this is a contract to renew or,  
7 rather, authorization to renew a contract with  
8 Francis Corva & Associates.

9 SUPERVISOR VENDITTO: Before you do  
10 that, Robert, my recollection is that -- was it  
11 Councilman Coschignano or was it Councilman Pinto  
12 who wanted to make a clarification on this?

13 COUNCILMAN COSCHIGNANO: I think  
14 Councilman Pinto can explain it.

15 SUPERVISOR VENDITTO: I think we wanted  
16 this noted --

17 COUNCILMAN PINTO: We want to amend the  
18 resolution to take out the two future extension  
19 options.

20 MR. SABELLICO: After public comment,  
21 you can make a motion to amend that.

22 COUNCILMAN COSCHIGNANO: I think the  
23 goal of the Resolution is to pay outstanding monies  
24 and just deal with that issue. So that's the  
25 amendment.

1 SUPERVISOR VENDITTO: Correct.

2 MR. RIPP: So you are going to remove  
3 the mutually-agreed upon annual extensions?

4 COUNCILMAN PINTO: Yes.

5 MR. RIPP: What is the purpose of the  
6 Resolution?

7 SUPERVISOR VENDITTO: The purpose of  
8 the Resolution is to pay, within monies already  
9 budgeted, for services already rendered by the  
10 entities involved. There were two, I think.

11 MR. RIPP: Thank you.

12 COUNCILMAN COSCHIGNANO: If you look at  
13 the resolution in the third paragraph and the fifth  
14 paragraph, there's a reference to extensions and  
15 those will be deleted.

16 MR. RIPP: Thank you.

17 68, I wanted to ask you about the  
18 policies and procedures for disclosures intended or  
19 expected to reach investors. I noticed in some of  
20 the backups that the background -- Paragraph 2.2,  
21 the Federal Security Law.

22 It reads, "The Town must exercise due  
23 care in preparing the disclosure documents that are  
24 used to settle intended for securities to avoid  
25 material statements or omissions and may not



1 knowingly or recklessly include materials,  
2 statements or misleading statements and other  
3 disclosure documents while its securities are  
4 outstanding. Bond counsel (unintelligible)  
5 establish care of a known defense to an action of  
6 failure of disclosure a known material."

7 We have such a procedure in place prior  
8 to this and is this procedure being enacted now  
9 with regard to some issues that we maybe be having  
10 or some responsibilities that the Town may not have  
11 been adhered to up to now.

12 SUPERVISOR VENDITTO: Bob, go ahead.

13 MR. MCEVOY: This is something that  
14 came about by the most recent bonding transaction.  
15 The underwriters requested this. Bond counsel  
16 would have never given his opinion on any of our  
17 previous indebted jurors. If it wasn't, they just  
18 wanted belt and suspenders with the new  
19 underwriter. So it's nothing -- these things were  
20 being followed all along. They just wanted a  
21 formal policy put forth with the Town Board.

22 SUPERVISOR VENDITTO: I think what  
23 Mr. Ripp is asking is, are these policies that were  
24 in place before.

25 MR. MCEVOY: Not in a written form.

1 The current underwriter requested that the Town  
2 Board adopt the policies that we have been  
3 following all along.

4 MR. RIPP: Thank you.

5 370 was tabled, right?

6 SUPERVISOR VENDITTO: Yes.

7 MR. RIPP: 374 is a Resolution proving  
8 plans, specifications and construction cost  
9 estimates for John Burns Park for a soccer field  
10 and I'm just really concerned with the state of the  
11 financial condition of the Town -- to me, this is  
12 something that should be discussed by the financial  
13 task force that you created. I don't know with  
14 everything that's going on, if we should be doing  
15 another replacement soccer field.

16 COUNCILMAN MACAGNONE: We are replacing  
17 the existing field. It's worn out. It's over ten  
18 years old. We are putting a new turf down.

19 MR. RIPP: Can you tell me, did the  
20 financial board meet to discuss this at all?

21 SUPERVISOR VENDITTO: I think -- you  
22 know what?

23 I think we are getting -- what started  
24 out as a task force, I think that's the name that  
25 was used when we were scurrying to react when the

1 bond rating agencies downgraded the Town. I think  
2 Joe Pinto and I -- it had just exploded, exploded  
3 into input from, obviously, Board members.

4 Councilman Pinto and I have been the  
5 intake source, but Board members have become very  
6 deeply involved in the process. Town department  
7 heads, deputies and mid management personnel and  
8 quite frankly, a very significant number of Town  
9 employees of all levels have really been inputting  
10 us and we have been getting so much input from  
11 outside agencies as well.

12 COUNCILMAN PINTO: We have our ABC is  
13 going --

14 SUPERVISOR VENDITTO: The old five-man,  
15 seven-man Board just transcended all of that. I've  
16 indicated to the media over the past week or so --  
17 happily, I am to say, that we are getting so much  
18 input and good input that in the near future --  
19 shortly, because I have to go first as the Town  
20 supervisor, just like I propose the budget, I come  
21 forward and present it to the Board and they do  
22 what they will with it. I have to come forward  
23 with the bottom line here, what is the result of  
24 all of these -- all this input and all of these  
25 recommendations. And not only that, but my

1 position has always been, I got us into this mess  
2 and I got to get us out of this mess. So, it has  
3 really come together in my mind, some of it in my  
4 notes, it has really come together, a pretty  
5 comprehensive plan on how to attack the problem.

6 There are no problems that the Town is  
7 facing that are not fixable. All of the medicine  
8 that we need to take is already in our medicine  
9 cabinet. We have the authority and the power to  
10 take all the steps that are necessary to correct  
11 the current financial circumstances that we are in.  
12 We really don't need help from anybody, not that  
13 anyone has scoffed to help us, but we really don't  
14 need anybody's help at this point. We don't need  
15 bills from other levels of government or what have  
16 you. We are readily capable of getting ourselves  
17 out of this.

18 I made the effort, I guess, it was in  
19 '11 and '12, I thought I did enough to avert the  
20 problem and came up short. This is not the first  
21 trip around the block. We've had financial  
22 difficulties when I was Councilman, when I first  
23 became Supervisor and '11 and '12 we were in a  
24 pretty serious condition, yellow lights were  
25 flashing. I thought -- I thought I took enough

1 steps or strong enough steps to avert the problem,  
2 but I came up short. I have no other way to say  
3 it. If I could go back and do it again, I'd do it  
4 differently, but, unfortunately, I can't. So now I  
5 need to do it now. I need to do it in the form of  
6 a proposal.

7 Obviously, ultimately, the Board and  
8 the public will pass upon that plan. That plan,  
9 actually, a week or two ago, I was thinking might  
10 be revealed as early as this week. But I still  
11 need to know that before I pull the trigger, that I  
12 hit the target.

13 This isn't being charged to your time,  
14 by the way. I don't want a repeat of what happened  
15 in '11 and '12 when I missed. This time I want to  
16 get it right. I'm relying on a lot of information,  
17 a lot of input and verifying it all. But I think  
18 it's fairly, relatively short order, over the next  
19 few weeks, maybe sooner, I will come forward with  
20 what I think would be a good start for this Board  
21 to work with, for the public to see a comment on it  
22 and we will see where it goes from there.

23 MR. RIPP: When you first enacted the  
24 Board, I believe, you gave Councilman Pinto the  
25 chairman or the head of the Board.

1                   Mr. Pinto, can you tell me how many  
2 times has the Board met to date?

3                   COUNCILMAN PINTO: We don't have a task  
4 force.

5                   SUPERVISOR VENDITTO: I don't mean to  
6 cut you off. If I didn't make it clear, we thought  
7 it was going be as simple as getting five- to  
8 seven-, nine-person panel. It just went way beyond  
9 that. I'm sorry, Joe.

10                  COUNCILMAN PINTO: I'm just saying we  
11 don't have a task force. It's become more of a  
12 budgetary expense in revenue generating type of  
13 committee. I know I have been involved with three  
14 or four meetings, but I know that our finance  
15 department has been meeting regularly. The  
16 meetings that I have been focusing on with the  
17 department heads is trying to get suggestions from  
18 as to what we can do to cut expenses off.

19                  MR. RIPP: Did you ever meet, the  
20 original five before you decided --

21                  COUNCILMAN PINTO: I don't think there  
22 was an original five. I think the way it worked  
23 out, it's been members of the Comptroller's Office,  
24 the Finance Department -- I was at three or four  
25 meetings -- and the department heads and I know the

1 Finance Department and the Comptroller's Office  
2 have been meeting with department heads regularly.  
3 I have been told that we are expecting some sort of  
4 a report from Chris Wiss shortly. I spoke to her  
5 last week. She has been asked by Lenny Genova to  
6 come up with some sort of a report -- I can't wait  
7 to see that report -- for the Town Board.

8 MR. RIPP: Thank you.

9 SUPERVISOR VENDITTO: Robert, the  
10 concept of the task force just blossomed into what  
11 I thought I explained clearly before. If I didn't,  
12 I'll restate it. It just blossomed into everybody  
13 having something to say in a helpful way, in a good  
14 way, surprisingly good. And so the idea here is  
15 not form, it's substance. All the input that we've  
16 received, which I call the substance, regardless of  
17 the form, it came to us in, whether it was a  
18 three-person or a 300-person community, that's  
19 what's going to implore the basis of what  
20 ultimately will be my proposals and then everybody  
21 can work off of those, add to those, subtract from  
22 it.

23 MR. RIPP: Thank you.

24 377 is the proposal for traffic survey  
25 in relation to Syosset Park. I'm just curious why

1 the Town is footing the bill and not the proposed  
2 developers?

3 COUNCILMAN COSCHIGNANO: It's actually  
4 being passed along. It's a question I had earlier  
5 and it's being passed along to the developer.

6 MR. RIPP: Thank you very much.

7 SUPERVISOR VENDITTO: There's a fund  
8 that's set up and it's the developer's obligation  
9 on many of these -- I guess the resolution -- you  
10 know, let me direct, I guess, the Town Attorney.

11 MR. SABELLICO: What is the Resolution  
12 Number?

13 SUPERVISOR VENDITTO: 377.

14 On many of these resolutions where  
15 there is a -- as Councilman indicated -- a pass  
16 along. It really isn't a pass along in the sense  
17 that here's the bill.

18 They actually set up a fund; do they  
19 not?

20 MR. SABELLICO: Yes, and the Resolution  
21 reflects that.

22 SUPERVISOR VENDITTO: It says that?

23 MR. SABELLICO: The funds are available  
24 to satisfy the encumbrance in the amount of 50,000  
25 and the account number and it says this account has



1       been established by the office of the Director of  
2       Finance utilizing the funds provided by the  
3       applicant for the proposed Syosset Park developer,  
4       Section 1108 of the Town code which is the trust  
5       fund.

6                   SUPERVISOR VENDITTO: Do you know how  
7       you just embarrassed the Town Supervisor?

8                   MR. SABELLICO: I apologize.

9                   COUNCILMAN COSCHIGNANO: In any event,  
10       I had the same exact question, so I needed  
11       clarification.

12                   SUPERVISOR VENDITTO: You know, you're  
13       right. I got it. But not everybody who reads that  
14       is a lawyer.

15                   COUNCILMAN COSCHIGNANO: I'm a lawyer  
16       and I still --

17                   SUPERVISOR VENDITTO: And I missed it  
18       too. There probably should be a bolder statement  
19       on these things that simply says "cost to be  
20       incurred by the developer."

21                   MR. RIPP: Thank you very much.

22                               387, I'd like to bring to your  
23       attention to the fifth paragraph. This is the  
24       street restoration on Stillwater Avenue.

25                               This restoration reads, "Whereas

1 Richard D. Betz, Commissioner of Department of  
2 Public Works, by memorandum, dated July 1, 2016,  
3 has recommended that the Town Board authorize the  
4 reimbursement of \$32,400.44 to Mr. Santi Greco to  
5 135 Stillwater Avenue, Massapequa, New York due to  
6 the (unintelligible) using his own contractor."

7 In the backup information, there are a  
8 couple of letters. One of them is from Frank  
9 Antetomaso. I think he is here today. He, I  
10 believe, is involved with Sidney Bowne, and he  
11 writes a letter to Commissioner Betz that says,  
12 "The contract plans for the referred contract  
13 requires significant property restoration on House  
14 Number 135."

15 SUPERVISOR VENDITTO: That's all right.

16 You get injury time.

17 MR. RIPP: Prior to construction, the  
18 homeowner attended a home notification meeting held  
19 in (unintelligible) Park where the homeowners  
20 expresses concerns of proper restoration on his  
21 driveway and entry consisting of decorative pavers,  
22 asphalt pavers, stone block retaining walls and  
23 on-site lighting.

24 When the project commenced, we met with  
25 the Town's contractor, LandTek and the homeowner to

1 discuss restoration on 135. LandTek felt that  
2 their crews did not have the expertise to complete  
3 the work to the satisfaction of the homeowner.

4 We estimate the value of the work that  
5 was contractually required by LandTek utilizing the  
6 contract bid items. Attached is summary  
7 (unintelligible) which totaled \$32,400.44.

8 Now, there's also a letter from the  
9 homeowner. This happens to be in my neighborhood.  
10 I walk by this house every day. I have some  
11 documents and pictures here. I'm really confused  
12 because when you read the letter from the  
13 homeowner, allegedly, there's some sort of grade  
14 issue with the new street and this gentleman's  
15 driveway. He felt his driveway would have to be  
16 regraded and somehow the Town agreed that LandTek  
17 couldn't do the work and now we are giving him  
18 \$32,000 to do the work.

19 The first thing I would like to submit  
20 to the Board is, this a picture from the Nassau  
21 County website that shows the -- 135 Stillwater,  
22 the property -- Mr. Coschignano, I believe that's  
23 your expertise. You can see the real estate -- the  
24 property.

25 COUNCILMAN COSCHIGNANO: That's not my

1 expertise.

2 MR. RIPP: I have some photographs  
3 here. These are from Google Earth. These  
4 photographs were taken prior to the roadwork being  
5 done. You can see the initial grade, the existing  
6 driveway. I have photographs I took this morning  
7 that show the same area and quite frankly;  
8 although, there's been a lot of work, the grade has  
9 not been changed, the grade that's been done to  
10 this gentleman's driveway. The grade hasn't been  
11 changed. The grade of the road doesn't look like  
12 it was changed and it's not affecting anybody  
13 else's house. So what I'd like to know is, how  
14 many other people -- homes in the project were  
15 affected --

16 SUPERVISOR VENDITTO: Rob, hold on.  
17 What is going on? Go ahead.

18 MR. RIPP: I wanted to know --  
19 actually, I have one more document. I would like  
20 to know for this work that we are now paying for,  
21 were there permits -- if you look at one of the  
22 photographs, there's a wall built across the road.  
23 That's not the gentleman's property. I would  
24 assume that if you want to build something on the  
25 road, you would need some sort of a variance or --

1 it certainly is the road. It's not his property.  
2 I'm really -- I don't know what to make of this.  
3 It looks like this gentleman wrote a letter to  
4 Mr. Antetomaso. Mr. Antetomaso -- they got  
5 together and agreed that somehow the Town should be  
6 reimbursing this guy \$32,000.

7 SUPERVISOR VENDITTO: Commissioner --  
8 former Commissioner --

9 MR. ANTETOMASO: My name is Frank  
10 Antetomaso. I'm a partner with Sidney Bowne.

11 Supervisor, Board Members, you all know  
12 me. I used to be the Commissioner of Public Works  
13 here. This road job, Stillwater Avenue, was the  
14 last of the Nassau Shores road raising job that the  
15 Town of Oyster Bay did. This was the only area  
16 that was not raised back in the early '70s. The  
17 roads were raised approximately two feet and the --  
18 many of the property owners, properties included in  
19 the contract, had to be improved because as a  
20 result of raising the roads to prevent water from  
21 running back into the driveways and into the homes,  
22 we had to work on private property. This was all  
23 authorized by the Town Board.

24 There was one incidence where the  
25 homeowner wanted to do the work himself. He did

1 take off on one of the properties that would have  
2 been done under our contract. He agreed to the  
3 numbers and he did do the work himself and contrary  
4 to Mr. Ripp, he raised the driveway at least  
5 12 inches, if not more. So the work was properly  
6 done. My construction inspector was there to  
7 verify it and the Commissioner authorized it.

8 I'll be happy to answer any questions.

9 SUPERVISOR VENDITTO: Stand by.

10 Tom, did you want to add anything to  
11 that?

12 MR. SABELLICO: I believe under the  
13 Resolution, it's clear that the Town is not paying  
14 for it. The \$32,000 is being reimbursed from  
15 LandTek. It's a Zero cost to the Town.

16 SUPERVISOR VENDITTO: Rob, does that  
17 help?

18 MR. RIPP: I just put a FOIL request  
19 in. I'd love to see the Building file and the Town  
20 applications.

21 While I agree that the money might be  
22 backed out of this particular deal, we are paying  
23 LandTek for the work, for the Stillwater Road  
24 project, right?

25 Thank you.

1 SUPERVISOR VENDITTO: I would assume  
2 so.

3 MR. ANTETOMASO: The answer is yes.

4 However, all of the work that was done  
5 for the roads and on the private property did not  
6 and does not require permits from the Town. It's  
7 authorized by the Town.

8 SUPERVISOR VENDITTO: We know that.

9 I also want to point out -- I'm not an  
10 engineer, I don't pretend to be -- but keep in  
11 mind, we are -- those of us who are familiar with  
12 Nassau Shores and Massapequa generally, are aware  
13 of the difficulties down in Nassau Shores on some  
14 of these roads.

15 This is a particularly difficult  
16 project and you would expect that there would be  
17 bumps in the road, no pun intended.

18 MR. RIPP: I can tell you my own  
19 personal experience.

20 I had the road redone in front of my  
21 house and I actually have my 2014 535i in the shop  
22 right now being repaired because when I drive out  
23 of my driveway now, there's a two-inch drop and the  
24 front of my car got smashed.

25 Had I known that, I could have asked to

1 repair my road myself and be reimbursed for it, I  
2 probably would have done that.

3 I'm sorry, but I disagree with  
4 Mr. Antetomaso. If there's work done on a  
5 residence in the Town of Oyster Bay, that needs  
6 permits. I don't believe there's any waiver  
7 process that the Town can authorize work without  
8 permits.

9 Thank you.

10 SUPERVISOR VENDITTO: Was work done  
11 here that needed to be permitted but was not  
12 permitted?

13 MR. ANTETOMASO: Absolutely not.

14 MR. RIPP: I thought he just said that  
15 all the work done to the property didn't need  
16 permits.

17 MR. ANTETOMASO: I said that is  
18 correct. It does not require.

19 MR. RIPP: This gentleman did not need  
20 permits because the Town authorized it?

21 MR. ANTETOMASO: That is correct.

22 MR. RIPP: I think 389 was tabled,  
23 right?

24 SUPERVISOR VENDITTO: Yes.

25 MR. RIPP: Thank you very much.



1 SUPERVISOR VENDITTO: Paul Molinari.

2 Paul, you are up here on 375 and 377.

3 MR. MOLINARI: Yes.

4 Good morning once again.

5 I'm addressing 377 first because my  
6 question was already answered. I do agree with you  
7 when I read the Resolution, it seems like the Town  
8 is paying for the traffic study.

9 SUPERVISOR VENDITTO: I think we got  
10 it. I think I got it and the Town Attorney's  
11 office got it.

12 I don't know what is going on.

13 MR. MOLINARI: On 375, this is a  
14 Resolution to award change orders to allow  
15 reconstruction of the roadway.

16 My question is, when you read the  
17 Resolutions and the backup materials, it says the  
18 alternative method results in construction period  
19 being reduced by six weeks.

20 Why isn't there any cost savings being  
21 passed on to the Town because the contract was  
22 originally bid on a certain length of time?

23 Now, this alternative method, the  
24 contractor is finishing six weeks earlier. I would  
25 suggest in the future that this alternative method

1 of roadway repair, it should be incorporated into  
2 any road bids as an option that the contractor can  
3 bid on, so you can get that -- a basis of comparing  
4 the reconstruction versus this alternative method.

5 That was my recommendation for the  
6 future, but I would still like to know, why isn't  
7 the Town seeing any cost savings?

8 SUPERVISOR VENDITTO: I don't think I  
9 got my arms around the question.

10 MR. MOLINARI: The question is, the  
11 contractor bid for certain length of time.

12 SUPERVISOR VENDITTO: Right.

13 MR. MOLINARI: The proposed alternate  
14 method to redo the road. This alternative method  
15 will result in the contract period being reduced by  
16 six weeks.

17 So, in my opinion, as an engineer, that  
18 there would be some cost saving associated in the  
19 reduction of time.

20 SUPERVISOR VENDITTO: We have some  
21 engineering people out there.

22 Can anybody help us?

23 In other words, Mike, can you help out.

24 MR. KWASCHYN: On this particular  
25 project, this was Phase II. The first phase was

1 Pickwick which is an adjacent area to that.

2 At that time, it was a different  
3 consultant than us that did the design. They took  
4 soil borings and indicated that there were no  
5 problems in the area. That particular project did  
6 use this method.

7 When the contractor was out there,  
8 unfortunately, they encountered soil cement which  
9 did not show up on the borings and that created an  
10 extra because they couldn't use that method. They  
11 had to dig it out.

12 When we designed the project, we went  
13 out to another lab, took soil borings and it showed  
14 the same thing with the other one, that there was  
15 no problem with soil cement. We did not want to  
16 get into a position where we would have to do a  
17 change order and it was going to cost the Town  
18 money, so we changed the method to removing  
19 everything which is if you encounter the soil  
20 cement -- as part of the bid without paying the  
21 extra.

22 The contractor in this case wanted to  
23 speed up the project because the area does get a  
24 lot of use and wanted to get it done before school  
25 started.

1           The original schedule was to  
2           September 19th, and by reducing the timeframe by  
3           using this method -- what we stipulated is, we do  
4           not have a problem using the method and changing it  
5           from what we had designed because they are both  
6           complimentary in performing the same thing.

7           We then took the items in the change  
8           order out that we would have paid him for the work  
9           to remove everything and then we paid him because  
10          it was no cost.

11          But what we did stipulate is, in the  
12          event that you go out and use this method and you  
13          do encounter soil cement, not our problem. You  
14          can't come back and ask for an extra.

15          That being said, the Town did save in  
16          the -- by the residents not being inconvenienced  
17          for a longer time, but the Town would have paid to  
18          replace that road at the cost that was bid and he  
19          was the low bidder in this case and the Town was  
20          getting an equitable job.

21          MR. MOLINARI: Okay, thank you.

22          SUPERVISOR VENDITTO: I hope that makes  
23          sense to you.

24          MR. MOLINARI: Yes.

25          SUPERVISOR VENDITTO: Mike, thank you.

1 I have four speaker forms, but two  
2 topics. Actually, three speaker forms and one  
3 topic.

4 I have John Kenna, Patricia Kivo and  
5 Theresa Buck.

6 You are all on the same topic, on 383,  
7 so why don't we have the three of you come forward  
8 and you can go one at a time, speak together,  
9 whatever you like, whatever order you like?

10 MR. KENNA: I don't know if you are  
11 familiar with this Resolution.

12 We live at the intersection of Broadway  
13 and William Street. We are just concerned -- and I  
14 looked at the draft and it shows a RW-21, it's the  
15 well behind -- in the Town of Oyster Bay behind  
16 St. --

17 SUPERVISOR VENDITTO: Are there five  
18 wells total?

19 MR. KENNA: Five wells, one remedial  
20 well, four or five boring wells in different  
21 locations.

22 SUPERVISOR VENDITTO: I'm going to  
23 guess that your question is the place of these  
24 wells --

25 MR. KENNA: Well, when we were at the

1 meeting -- at the June 21st meeting at the  
2 community center -- I don't know if anyone from  
3 Grumman Aracadis is here.

4 SUPERVISOR VENDITTO: Anybody from  
5 Aracadis here?

6 (No verbal response.)

7 MR. KENNA: They explained that they  
8 wanted to put in three remedial wells. I'm trying  
9 to clarify that this Resolution is just pertaining  
10 to the one remedial well that they are looking at.

11 SUPERVISOR VENDITTO: My recollection  
12 of the Resolution is it pertained to the placement  
13 of five wells.

14 MR. KENNA: There's four test wells and  
15 one remedial well. That remedial well is an issue.  
16 If that's the one at the parking lot, we are not  
17 concerned with that one. That's why we are here.

18 SUPERVISOR VENDITTO: Len? Is John  
19 Ellsworth here? John Ellsworth, typically, is very  
20 knowledgeable.

21 MR. KENNA: I've been in contact with  
22 John Ellsworth.

23 MR. ELLSWORTH: What's before the  
24 Board -- the original application was for six  
25 locations.

1           The five that are on today's Resolution  
2           and the additional recovery well at the  
3           intersection of William Street and Broadway, that  
4           is of concern to these folks here, because that  
5           location is at issue. It was removed and put aside  
6           so the Board is not voting on that today. It  
7           doesn't mean they're done with it.

8           My understanding is Northrop Grumman  
9           with their consultants in consultation with the DEC  
10          is looking at alternatives, alternative locations,  
11          alternatives to configure it so they don't have to  
12          close the intersection.

13          I'm still waiting for them to get back  
14          to me to tell us what their alternative proposal  
15          is.

16          SUPERVISOR VENDITTO: Does that help  
17          you?

18          MR. KENNA: Yes, because, without going  
19          into the particulars, they weren't putting wells  
20          right in the intersection where we live. They had  
21          a remedial well there back in 2015. It took them  
22          two months just to do a boring well.

23          At the meeting, they conveyed to us  
24          this is a much more complex situation, much more  
25          complex operation, bigger well, taller derrick,

1 60-foot derrick, bigger pipes that they need, the  
2 trenching that they have to do from that well to  
3 the right-of-way.

4 We just -- they are talking two months,  
5 we feel two months is a very conservative -- and  
6 they want to shut the whole road down. Broadway is  
7 main thoroughfare up and down.

8 SUPERVISOR VENDITTO: I know.

9 MR. KENNA: I'm sure you're aware of it  
10 and to shut that road down, to shut that  
11 intersection down for three or five months, they're  
12 talking the end of December, possibly completion of  
13 this operation. Plus, it's -- there so much going  
14 on. The other two wells are in a commercial area.  
15 It doesn't affect residents. The other one is in a  
16 local right-of-way. It doesn't affect residents.  
17 This one is smack dab right in the middle of  
18 residential area.

19 SUPERVISOR VENDITTO: He's resolved  
20 that to you?

21 MR. KENNA: The representative from  
22 Northrop Grumman -- we were just concerned it was  
23 not a walk-on --

24 SUPERVISOR VENDITTO: No.

25 MR. KENNA: If it comes up again, they



1 are going to respond back to us and you.

2 MR. ELLSWORTH: I certainly will make  
3 sure you're in the loop.

4 SUPERVISOR VENDITTO: What I was going  
5 to ask you to do, John, and Patricia, you will have  
6 a chance to address the Board, if you would -- do  
7 you want to be the point person and leave --

8 MR. KENNA: We have been in contact.

9 SUPERVISOR VENDITTO: Mr. Ellsworth  
10 will alert you if there's any activity so you don't  
11 have to --

12 MR. KENNA: Thank you.

13 SUPERVISOR VENDITTO: Pat, did you want  
14 to add anything to what John said?

15 MS. KIVO: The only thing I would like  
16 to ask is whether or not our engineers or DPW or  
17 anyone who would be involved in this is looking at  
18 what they are submitting.

19 MR. ELLSWORTH: We are looking at it,  
20 but we're not looking at it like a technical  
21 critique because it's being -- the project is being  
22 done under the jurisdiction of the DEC. They have  
23 final word on it as to whether that is the exact  
24 location. We don't have the technical expertise to  
25 rebut their proposal in terms of that's exactly

1 where the well has to go, but we certainly can ask  
2 the questions of how about two blocks away, why  
3 isn't that a good location.

4 MS. KIVO: There is a right-of-way two  
5 blocks east.

6 SUPERVISOR VENDITTO: I think it's fair  
7 to say, and John, correct me if I'm wrong, it's  
8 their ball game, but it does not mean we turn a  
9 blind eye to it.

10 I think it's safe to say that if  
11 anything inordinate were to occur, we certainly a  
12 have standing, we go to them and say can you tell  
13 us what is going on. We will be, no pun intended,  
14 but monitoring it.

15 MS. KIVO: Thank you.

16 SUPERVISOR VENDITTO: Theresa, did you  
17 want to add to that?

18 MS. BUCK: No, not at this time.

19 SUPERVISOR VENDITTO: Okay.

20 Anything you want to say at all?

21 MS. BUCK: No.

22 At the next meeting, I'll probably have  
23 something to say.

24 SUPERVISOR VENDITTO: Very good. I  
25 hope that helps.

1 MR. KENNA: That letter that  
2 communicated with them, with the people from  
3 Northrop, can I forward that letter to you?

4 SUPERVISOR VENDITTO: Sure.

5 MR. ELLSWORTH: Can you forward that to  
6 me?

7 SUPERVISOR VENDITTO: John is our guy.  
8 Keep us posted.

9 Bob Freier, Bob?

10 MR. FREIER: Most of the questions you  
11 answered when Robert was up here. But quickly on  
12 347, you said that that was monies that were  
13 already paid. It says it's April 1, 2016 through  
14 the end of this year.

15 So that's done for the year?

16 SUPERVISOR VENDITTO: I think what we  
17 means is that we budgeted an amount for this year.  
18 There's still some money laying there which is  
19 going to be spent today and that's it.

20 Am I right?

21 MR. SABELLICO: Yes.

22 MR. FREIER: Rather than call out the  
23 individual resolutions, there are a ton of property  
24 cleanups and it seems like the last several  
25 meetings, those take up the majority of the things

1 that you vote on.

2 In going through the backup, it looks  
3 like almost -- I don't think there is a single one  
4 that doesn't -- in the supporting documentation  
5 that have memos from 2015, many over a year old  
6 from Mr. Ippolito's office about these.

7 My question is why -- what's take --  
8 what took so long based on those memos coming out?  
9 Many of them are over a year ago.

10 Secondly, how is -- what's being done  
11 with these property cleanups or boarding up of  
12 certain homes work with the new zombie house law  
13 that, I guess, Governor Cuomo signed.

14 SUPERVISOR VENDITTO: I can handle the  
15 latter question.

16 Deputy Tim Zike is here, maybe he can  
17 handle the former.

18 On the latter question, I'll be as  
19 brief as I can, prior to the bill that the Governor  
20 proposed, the practice in this Town -- I think the  
21 only practice, really available unless a judgment  
22 or foreclosure was entered against the subject  
23 property forces the Town to go in, use its own work  
24 force, no third parties involved, no third parties  
25 were paid to do it.

1           Town workers did it on Town time and  
2           the cost of that was assessed -- was identified,  
3           rather, by the Town and sent to the County and  
4           placed on the assessment roll for collection. And  
5           I think Bob McEvoy has answered that a number of  
6           times.

7           Keep in mind that prior to the  
8           Governor's announcement, the only way it would  
9           involve the bank is to compel the banks or a lender  
10          or a mortgage holder or whatever to get involved  
11          was if a judgment or foreclosure was in -- and  
12          titled that passed.

13          Notwithstanding that, I believe what  
14          Department of Planning and Development used to do  
15          is contact the banks anyway and some of them  
16          cooperated and some of them didn't. I would say  
17          probably most didn't or -- most didn't, but once  
18          and a while a bank stepped up and did the right  
19          thing.

20          Now, under the Governor's bill, the  
21          State is getting involved to the extent that  
22          they're creating something in the nature of a  
23          registry where if a Town identifies all the zombie  
24          houses -- Tom, I believe we did.

25                   MR. SABELLICO: Yes.

1 SUPERVISOR VENDITTO: We've identified  
2 all our zombie houses.

3 MR. SABELLICO: We identified all  
4 the --

5 SUPERVISOR VENDITTO: What happens now?  
6 We're on this registry. Where do we go from here?  
7 What's going to happen?

8 MR. SABELLICO: The registry is for any  
9 houses that are in a non-maintained condition. The  
10 zombie houses are those that are in foreclosure.

11 SUPERVISOR VENDITTO: In foreclosure or  
12 vacated?

13 MR. SABELLICO: Vacant and foreclosed.

14 SUPERVISOR VENDITTO: My understanding  
15 was that they just had to be vacated.

16 MR. SABELLICO: No.

17 SUPERVISOR VENDITTO: So you need to  
18 start foreclosure, but you don't need a judgment  
19 like you did on the prior one?

20 MR. SABELLICO: Right.

21 SUPERVISOR VENDITTO: What happens? We  
22 are now on this list.

23 MR. SABELLICO: The State registry was  
24 set up so that anyone can -- who sees a home or a  
25 residence or a property that is not maintained

1       could call it into this one 800 number and then the  
2       Department of Financial Services will investigate  
3       that property to determine if it is, in fact, a  
4       zombie home or not. The State will take action  
5       with respect to that property.

6               Once the registry has been determined,  
7       we can also avail ourselves of that by calling the  
8       Department of Financial Services to department that  
9       the property that needs to be maintained is a  
10      zombie house. So it allows some inter-municipal  
11      cooperation between us and the State. The State  
12      will also provide for the fines that the State can  
13      pursue against the banks.

14              SUPERVISOR VENDITTO: How does the  
15      property gets cleaned up or boarded up?

16              MR. SABELLICO: Once it is on that  
17      registry, the banks become liable.

18              SUPERVISOR VENDITTO: Liable to do it  
19      or --

20              MR. SABELLICO: You can pursue them,  
21      but the problem is when we do -- the answer to  
22      Mr. Freier's first question, when a complaint, like  
23      Mr. Ripp indicated, it's all complaint driven.

24              When a complaint is put in on a  
25      property, there's going to be a delay because the

1 first the property has to be inspected and then the  
2 homeowner or the property owner is given several  
3 opportunities to clean it up themselves. We don't  
4 just go in and clean it. They are given oral  
5 notice. The inspector shows up at the property.  
6 There's a certified letter sent asking them to  
7 clean it up.

8 After all those procedures don't work,  
9 they're served with a Notice of Violation which is  
10 served just like a summons. Before that's served,  
11 we check the GIS to determine if there's a  
12 mortgagee, if there's a lender. We check the  
13 County Clerk's office to see if there's a bank. We  
14 try to contact the bank to see if they'll cooperate  
15 and clean it voluntarily before we take the step of  
16 sending out our personnel to clean the property.

17 Once it's gone through all the steps  
18 and provided the service is proper, the changes  
19 were made in the law after the 2008 housing problem  
20 when this started to come. Only after all of that  
21 is done, we then go out and clean up the property.  
22 Then Highway will tell us how much manpower is  
23 used.

24 Before we go to the tax assessor, we  
25 send a letter to the property owner and to the



1 bank, if they're involved, telling them we spent a  
2 certain amount of money on that property. They can  
3 voluntarily pay the payment. If they don't pay it,  
4 we then start putting the Resolution to seek to  
5 recover through assessment.

6 MR. FREIER: So the Town is still --  
7 it's still the onus on the Town to clean it up even  
8 with this new law?

9 MR. SABELLICO: Unless the bank --

10 MR. FREIER: If the bank does not  
11 cooperate, it's on us?

12 MR. SABELLICO: There's nothing magic  
13 in the law that's going to just make the bank go  
14 there and do it unless you force the bank under the  
15 Specific Performance Act, but now if they don't do  
16 it, they are served with penalties.

17 MR. FREIER: Thank you.

18 SUPERVISOR VENDITTO: It's always the  
19 Town.

20 Tim, did you want to add anything to  
21 the discussion?

22 MR. ZIKE: No, I believe everything you  
23 spoke about covered everything.

24 MR. FREIER: Why, then, if we are -- on  
25 the documentation, the memos are from -- in many

1 cases over a year old?

2 SUPERVISOR VENDITTO: There was a  
3 question about --

4 MR. SABELLICO: Because the complaint  
5 comes and we give the property owner several  
6 opportunities to clean it themselves.

7 MR. FREIER: Okay.

8 SUPERVISOR VENDITTO: By the way, Bob,  
9 the Town of Hempstead apparently has come forward  
10 with some -- I haven't absorbed it all and I don't  
11 want to pretend I know it all. We don't need to  
12 get into it now, but I understand they have come  
13 forward with some legislation which I think really  
14 calls out the banks, so to speak, and makes them  
15 put money up, I guess, into an escrow or an account  
16 or some fund.

17 I think we've had the discussion that  
18 you're going to look into it, the Town Attorney's  
19 office will look into it, get their legislation,  
20 see if it's something that fits and adopt it in  
21 Oyster Bay.

22 MR. FREIER: Thank you.

23 Just going to the question -- first of  
24 all, also, with the Syosset Park, thank you for  
25 clarifying that the applicant is paying for that.

1 I see LIRO was hired to do it.

2 Is that the Town hiring LIRO with --  
3 using their funding or did the applicant hired  
4 them?

5 SUPERVISOR VENDITTO: I would assume we  
6 do it and then they pay for it.

7 Is that correct; we do it; they pay for  
8 it?

9 MR. RUSSO: The Department of Public  
10 Works hires (inaudible).

11 MR. FREIER: 366, I guess we are  
12 getting grant money from the New York State  
13 Dormitory Authority.

14 My question is when you get grant  
15 money -- at least I know how it works with the  
16 school district, I'm not sure if it's different  
17 with the Town -- - but usually when you get grant  
18 money from New York State, you kind of have to  
19 spend the money first and then submit the paperwork  
20 and eventually get paid back.

21 SUPERVISOR VENDITTO: I think all  
22 grants -- I think all grants -- the terms of the  
23 grant vary from grant to grant. There are a grants  
24 like the one you just described. There are  
25 matching grants. There are grants where I don't

1 think we lay any money out. There's probably not  
2 too many of those.

3 Can anybody help me clarify this a  
4 little bit? I'm just doing it from recollection.

5 Do you have a specific question?

6 MR. FREIER: Yes.

7 My question is I know it's \$125,000 and  
8 the question is, is that money we need to lay out  
9 first and then eventually get paid back by the  
10 Dormitory Authority or is that something that they  
11 issue us a check before --

12 SUPERVISOR VENDITTO: Put in a quick  
13 call to Colin. He'll know the answer quickly.

14 MR. FREIER: Regarding the replacement  
15 of the field, is that -- Councilman Macagnone  
16 mentioned that it's ten years old. It's outlived  
17 its useful life.

18 Is it at safety issue for the kids that  
19 are playing on it now or is this something,  
20 considering our financial situation, that can be  
21 tabled for a better day.

22 SUPERVISOR VENDITTO: I think what  
23 wasn't said -- I think what wasn't said -- first of  
24 all, I think it's eleven years old.

25 MR. GENOVA: It's twelve years.

1                   SUPERVISOR VENDITTO: It has outlived  
2 its usefulness and I think, at that point, you  
3 start to be concerned about safety issues and what  
4 wasn't said -- two things weren't said, yes, the  
5 Town is in dire financial straits.

6                   I think I covered it earlier, but it  
7 does not mean we can't do anything. What was not  
8 said earlier is the option here is to either make  
9 this adjustment or repair or refurbishing or close  
10 the field.

11                   So the decision is not to close the  
12 field and even knowing the financial difficulties  
13 that we are in, it does not mean we can't do  
14 anything.

15                   It will be in relatively short order  
16 that we -- again, we will be under constraints or  
17 restraints for the foreseeable future, but I just  
18 want to be clear that that does not mean we can't  
19 do anything.

20                   When the option is closing the field or  
21 making the repair of this magnitude, the decision  
22 is to make the repair.

23                   MR. FREIER: I know we spent, I think  
24 is \$45,000 on the architectural portion of that.

25                   What is the actual replacement of the

1 field cost?

2 SUPERVISOR VENDITTO: I don't know if  
3 we're there yet.

4 MR. GENOVA: It's going to be  
5 competitive bids.

6 SUPERVISOR VENDITTO: When we get the  
7 bids back, nothing can happen without the Board  
8 authorizing it.

9 By the way, I will -- if for some  
10 reason, outrageous numbers come back, we're not  
11 bound by that. We will throw out and rebid it. We  
12 will be mindful of the amount.

13 MR. FREIER: That field is being used  
14 now, right? There's some safety concerns?

15 SUPERVISOR VENDITTO: As far as I know,  
16 no, but we are looking to avert getting to that  
17 point.

18 By the way, it's probably one of the  
19 most widely used fields in the Town.

20 MR. GENOVA: According to the  
21 manufacturers, yes, we have done and just did, I  
22 believe, subject to Matt, we did some interim  
23 measures to make sure it's playable and safe right  
24 and we did some testing.

25 The problem is the time period in which

1 we have to do those immediate things are becoming  
2 very short because, simply put, the fiber is so  
3 worn it does not hold the rubberized particle  
4 anymore. It's absolutely a safety issue.

5 SUPERVISOR VENDITTO: Or close the  
6 field which we would rather not do.

7 MR. FREIER: 384, can you explain that?  
8 It talked about hours per day for the Council  
9 people, I guess.

10 SUPERVISOR VENDITTO: Is this is  
11 reporting requirement?

12 MR. FREIER: Yeah.

13 SUPERVISOR VENDITTO: Periodically, all  
14 elected officials in all the municipalities, I  
15 think, might -- I don't know -- so I think being in  
16 the pension system is what triggers this and  
17 periodically all elected officials -- anybody else  
18 besides elected officials?

19 MS. MASCIA: And Zoning Board of  
20 Appeals.

21 SUPERVISOR VENDITTO: Are called upon  
22 to give time sheets.

23 Typically, it used to be -- when I last  
24 did it, I think it was a 90-day period and you just  
25 give you create time records of what you did each

1 day to demonstrate that you are qualified to remain  
2 independent.

3 MS. MASCIA: You put the numbers of  
4 hours to get credit for your time.

5 SUPERVISOR VENDITTO: It's a  
6 three-month period.

7 MS. MASCIA: Yes.

8 MR. FREIER: You're estimating that the  
9 Council people put in six hours per day?

10 SUPERVISOR VENDITTO: I'm not  
11 estimating anything.

12 MR. FREIER: What it said there, it  
13 said that Council people put in six hours per day.

14 SUPERVISOR VENDITTO: You mean to  
15 retain the status in the pension system?

16 COUNCILMAN COSCHIGNANO: It's 130 hours  
17 a month.

18 COUNCILMAN MACAGNONE: It creates a  
19 six-hour day. You have to set the standard workday  
20 resolution, so by setting it at six hours, which is  
21 one of the requirements of the State retirement  
22 system, so in order to credit for a day, it's the  
23 number of hours worked divided by six equals the  
24 numbers of days you worked that month.

25 SUPERVISOR VENDITTO: So if worked no



1 hours on Monday and twelve hours on Tuesday, it's  
2 still six hours a day.

3 MR. FREIER: Thank you.

4 SUPERVISOR VENDITTO: Our next speaker  
5 is Brian Devine.

6 MR. DEVINE: I spoke to Colin Bell who  
7 is in our Intergovernmental Affairs, he said this  
8 grant, it's reimbursement based, but the Town does  
9 not lay out money. We are the middlemen. The  
10 expenses will be taken on by Raynham Hall. They  
11 will do the work. They give us the billing. We  
12 send the billing to the State. The State sends us  
13 the money. We send it back to Raynham Hall.

14 SUPERVISOR VENDITTO: Which is probably  
15 the most common --

16 MR. DEVINE: Yes, a lot of grants work  
17 that way.

18 SUPERVISOR VENDITTO: Which you put up  
19 half and we put up have.

20 MR. FREIER: What is that other  
21 company?

22 MR. DEVINE: I believe its friends of  
23 Raynham Hall. It's for Raynham Hall Renovations.

24 SUPERVISOR VENDITTO: All right. I'm  
25 sorry, Mr. Altadonna.

1 MR. ALTADONNA: We have to get to the  
2 vote.

3 COUNCILMAN PINTO: Before you do that,  
4 I would like to move to amend proposed Resolution  
5 No. 347-2016 to authorize the Supervisor to enter  
6 into an agreement with Angelo Francis Corva &  
7 Associates and not to exceed \$60,000 and Sidney  
8 Bowne & Sons, LLP not to exceed \$100,000 for the  
9 period of April 1, 2016 to December 31, 2016  
10 without any extension options.

11 COUNCILMAN MACAGNONE: Seconded.

12 SUPERVISOR VENDITTO: All in favor?

13 ALL: "Aye."

14 SUPERVISOR VENDITTO: Opposed?

15 (No response.)

16 SUPERVISOR VENDITTO: So moved.

17 Mr. Altadonna, if you would proceed to  
18 the call of the regular Action Calendar.

19 MR. ALTADONNA: On the vote, 346-2016  
20 through 392-2016 noting that 370 and 389 have been  
21 tabled.

22 Supervisor Venditto?

23 SUPERVISOR VENDITTO: I vote "Aye."

24 MR. ALTADONNA: Councilman Muscarella?

25 COUNCILMAN MUSCARELLA: "Aye."

1 MR. ALTADONNA: Councilman Macagnone?

2 COUNCILMAN MACAGNONE: "Aye."

3 MR. ALTADONNA: Councilman Coschignano?

4 COUNCILMAN COSCHIGNANO: Abstain on 382  
5 and "Aye" on all the rest.

6 MR. ALTADONNA: Councilman Pinto?

7 COUNCILMAN PINTO: "Aye" on all, except  
8 abstain on 360, 368, 374, 378, 385, 386 and 388.

9 MR. ALTADONNA: Councilwoman Johnson?

10 COUNCILWOMAN JOHNSON: "Aye."

11 MR. ALTADONNA: This is going to take a  
12 little bit.

13 SUPERVISOR VENDITTO: This is why we  
14 pay you the big bucks.

15 MR. ALTADONNA: Motion to adopt  
16 Resolution Nos. 346 through 359 passes with six  
17 "Ayes."

18 Motion to adopt 360 passes with five  
19 "Ayes" and one abstention.

20 Motion to adopt 361 through 367 passes  
21 six "Ayes."

22 368 passes five "Ayes" and one  
23 abstention.

24 369 through 373 passes with six "Ayes."

25 374 passes with five "Ayes" an one

1 abstention.  
2 375 through 377 passes with six "Ayes."  
3 378 passes with five "Ayes" one  
4 abstention.  
5 379 through 381 passes with six "Ayes."  
6 382 passes with five "Ayes" and one  
7 abstention.  
8 383 through 384 passes with six "Ayes."  
9 385 passes with five "Ayes" and one  
10 abstention.  
11 386 passes with five "Ayes" one  
12 abstention.  
13 387 passes with six "Ayes."  
14 388 passes with five "Ayes" and one  
15 abstention.  
16 390 through 392 passes with six "Ayes."  
17 Suspends.  
18 May I have a motion to suspend the  
19 rules and add Resolution No. 393-2016?  
20 Resolution No. 393-2016; Resolution  
21 pertaining to the Town of Oyster Bay Pool fee  
22 schedule to include reduced family and individual  
23 pool memberships for volunteer firefighters.  
24 (M.D. 7/12/16 #18).  
25 On the motion?

1 COUNCILMAN MUSCARELLA: So moved.

2 COUNCILMAN MACAGNONE: Seconded.

3 MR. ALTADONNA: Motion made by  
4 Councilman Muscarella, seconded by Councilman  
5 Macagnone.

6 On the vote, Supervisor Venditto?

7 SUPERVISOR VENDITTO: I vote "Aye."

8 MR. ALTADONNA: Councilman Muscarella?

9 COUNCILMAN MUSCARELLA: "Aye."

10 MR. ALTADONNA: Councilman Macagnone?

11 COUNCILMAN MACAGNONE: "Aye."

12 MR. ALTADONNA: Councilman Coschignano?

13 COUNCILMAN COSCHIGNANO: "Aye."

14 MR. ALTADONNA: Councilman Pinto?

15 COUNCILMAN PINTO: "Aye."

16 MR. ALTADONNA: Councilwoman Johnson?

17 COUNCILWOMAN JOHNSON: "Aye."

18 MR. ALTADONNA: Motion to suspend the  
19 rules and add Resolution No. 393 passes with six  
20 "Ayes."

21 May I have a motion to adopt Resolution  
22 No. 393-2016?

23 On the motion?

24 COUNCILMAN MUSCARELLA: So moved.

25 COUNCILMAN MACAGNONE: Seconded.

1 MR. ALTADONNA: Motion made by  
2 Councilman Muscarella, seconded by Councilman  
3 Macagnone.

4 On the vote, Supervisor Venditto?

5 SUPERVISOR VENDITTO: I vote "Aye."

6 MR. ALTADONNA: Councilman Muscarella?

7 COUNCILMAN MUSCARELLA: "Aye."

8 MR. ALTADONNA: Councilman Macagnone?

9 COUNCILMAN MACAGNONE: "Aye."

10 MR. ALTADONNA: Councilman Coschignano?

11 COUNCILMAN COSCHIGNANO: "Aye."

12 MR. ALTADONNA: Councilman Pinto?

13 COUNCILMAN PINTO: "Aye."

14 MR. ALTADONNA: Councilwoman Johnson?

15 COUNCILWOMAN JOHNSON: "Aye."

16 MR. ALTADONNA: Motion to adopt

17 Resolution No. 393-16 passes with six "Ayes."

18 May I have a motion to re-suspend the  
19 rules and add the following walk-on resolution;  
20 394-2016, which is a resolution relating to a  
21 decision on the proposed local law?

22 Resolution No. 394-2016; Resolution  
23 pertaining to the decision on a proposed local law  
24 to amend the code of the Town of Oyster Bay,  
25 New York, Chapter 205, streets and sidewalks.

1 On the motion?

2 COUNCILMAN MUSCARELLA: So moved.

3 COUNCILMAN MACAGNONE: Seconded.

4 MR. ALTADONNA: Motion made by  
5 Councilman Muscarella, seconded by Councilman  
6 Macagnone.

7 On the vote, Supervisor Venditto?

8 SUPERVISOR VENDITTO: I vote "Aye."

9 MR. ALTADONNA: Councilman Muscarella?

10 COUNCILMAN MUSCARELLA: "Aye."

11 MR. ALTADONNA: Councilman Macagnone?

12 COUNCILMAN MACAGNONE: "Aye."

13 MR. ALTADONNA: Councilman Coschignano?

14 COUNCILMAN COSCHIGNANO: "Aye."

15 MR. ALTADONNA: Councilman Pinto?

16 COUNCILMAN PINTO: "Aye."

17 MR. ALTADONNA: Councilwoman Johnson?

18 COUNCILWOMAN JOHNSON: "Aye."

19 MR. ALTADONNA: Motion to re-suspend  
20 the rules and procedure and add Walk-On Resolution  
21 No. 394 passes with six "Ayes."

22 May I have a motion to adopt Walk-On  
23 Resolution No. 394-2016?

24 Walk-On Resolution No. 394-2016;  
25 Resolution pertaining to the decision on a proposed

1 local law to amend the code of the Town of Oyster  
2 Bay, New York, Chapter 205, Streets and Sidewalks.

3 On the motion?

4 COUNCILMAN MUSCARELLA: So moved.

5 COUNCILMAN MACAGNONE: Seconded.

6 MR. ALTADONNA: Motion made by  
7 Councilman Muscarella, seconded by Councilman  
8 Macagnone.

9 On the vote, Supervisor Venditto?

10 SUPERVISOR VENDITTO: I vote "Aye."

11 MR. ALTADONNA: Councilman Muscarella?

12 COUNCILMAN MUSCARELLA: "Aye."

13 MR. ALTADONNA: Councilman Macagnone?

14 COUNCILMAN MACAGNONE: "Aye."

15 MR. ALTADONNA: Councilman Coschignano?

16 COUNCILMAN COSCHIGNANO: "Aye."

17 MR. ALTADONNA: Councilman Pinto?

18 COUNCILMAN PINTO: "Aye."

19 MR. ALTADONNA: Councilwoman Johnson?

20 COUNCILWOMAN JOHNSON: "Aye."

21 MR. ALTADONNA: Motion to adopt  
22 Resolution No. 394-2016 passes with six "Ayes."

23 SUPERVISOR VENDITTO: Thank you,  
24 Mr. Altadonna.

25 Mr. Muscarella, I'll take a motion.



1 COUNCILMAN MUSCARELLA: Supervisor,  
2 I'll make a motion that this Town Board goes into  
3 Executive Session to discuss prior litigation.

4 COUNCILMAN MACAGNONE: Seconded.

5 SUPERVISOR VENDITTO: All in favor?

6 ALL: "Aye."

7 SUPERVISOR VENDITTO: Opposed?

8 (No response.)

9 SUPERVISOR VENDITTO: So moved.

10 Unlike some of the prior Executive  
11 Sessions we've had, I think this will be relatively  
12 brief.

13 (Executive session was held from  
14 12:01 p.m. to 1:07 p.m.)

15 SUPERVISOR VENDITTO: Mr. Muscarella,  
16 I'll take a motion.

17 COUNCILMAN MUSCARELLA: Supervisor,  
18 I'll make a motion to adjourn the Executive  
19 Session.

20 No action was taken by the Board.

21 COUNCILMAN MACAGNONE: Seconded.

22 SUPERVISOR VENDITTO: All in favor?

23 ALL: "Aye."

24 SUPERVISOR VENDITTO: Opposed?

25 (No response.)

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SUPERVISOR VENDITTO: So moved.  
COUNCILMAN MUSCARELLA: Supervisor,  
I'll make a motion to adjourn the meeting.  
COUNCILMAN MACAGNONE: Seconded.  
SUPERVISOR VENDITTO: All in favor?  
ALL: "Aye."  
SUPERVISOR VENDITTO: Opposed?  
(No response.)  
SUPERVISOR VENDITTO: So moved.  
We will proceed with our public comment  
period.  
(Time noted: 1:09 p.m.)