

TOWN BOARD
TOWN OF OYSTER BAY
REGULAR MEETING
JANUARY 24, 2017
10:12 a.m.

JOSEPH D. MUSCARELLA
ACTING SUPERVISOR

JAMES ALTADONNA JR.
TOWN CLERK

P R E S E N T:

ACTING SUPERVISOR JOSEPH D. MUSCARELLA
COUNCILMAN ANTHONY D. MACAGNONE
COUNCILMAN CHRIS COSCHIGNANO
COUNCILMAN JOSEPH G. PINTO
COUNCILWOMAN REBECCA M. ALESIA
COUNCILWOMAN MICHELE JOHNSON

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

JAMES ALTADONNA JR., TOWN CLERK
JAMES J. STEFANICH, RECEIVER OF TAXES
THOMAS SABELLICO, SPECIAL COUNSEL,
OFFICE OF THE TOWN ATTORNEY
DONNA B. SWANSON, DEPUTY TOWN ATTORNEY
RAYMOND T. SPAGNUOLO, DEPUTY TOWN CLERK
RALPH J. RAYMOND, DEPUTY TOWN CLERK
STEVEN MARX, EXECUTIVE ASSISTANT,
OFFICE OF THE SUPERVISOR
ANDREW S. ROTHSTEIN, DIRECTOR OF OPERATIONS,
OFFICE OF THE SUPERVISOR
CAROL STRAFFORD, DIRECTOR OF LEGISLATIVE AFFAIRS
MARTA KANE, DIRECTOR OF COMMUNITY RELATIONS,
PUBLIC INFORMATION

(Appearances continued on following page.)

I certify this is a true
and accurate transcript.



HOLLY DALOIA OSTEEEN
Official Reporter/Notary

ORIGINAL TRANSCRIPT

ALSO PRESENT:

JAMES McCaffrey, DEPUTY COMMISSIONER,
DEPARTMENT OF ECONOMIC DEVELOPMENT
FRANK A. NOCERINO, COMMISSIONER,
DEPARTMENT OF PARKS
BARRY BREE, DEPUTY COMMISSIONER,
DEPARTMENT OF PUBLIC SAFETY
JOHN BISHOP, ACTING COMMISSIONER,
DEPARTMENT OF HIGHWAYS
LESLIE MACCARONE, DEPUTY COMMISSIONER,
DEPARTMENT OF PUBLIC WORKS
MATT RUSSO, ENGINEERING,
DEPARTMENT OF PUBLIC WORKS
MAUREEN A. FITZGERALD, COMMISSIONER,
DEPARTMENT OF COMMUNITY AND YOUTH SERVICES
PATRICIA A. BECKERLE, DEPUTY COMMISSIONER,
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TIM ZIKE, ACTING COMMISSIONER,
DEPARTMENT OF PLANNING AND DEVELOPMENT
JOHN CANNING, COMMISSIONER,
DEPARTMENT OF HUMAN RESOURCES
VICKI SPINELLI, DEPUTY COMMISSIONER,
DEPARTMENT OF HUMAN RESOURCES
RICHARD LaMARCA, DIRECTOR,
DEPARTMENT OF HUMAN RESOURCES
COLIN BELL, ASSISTANT DIRECTOR,
DEPARTMENT OF INTERGOVERNMENTAL AFFAIRS
CHRISTINE M. WISS, DEPUTY COMPTROLLER
FRANK GATTO, ASSISTANT TO THE COMMISSIONER OF
GENERAL SERVICES

1 ACTING SUPERVISOR MUSCARELLA: Good
2 morning, everyone.

3 I'm Councilman Joe Muscarella. Also
4 the Deputy Supervisor and Acting Supervisor for the
5 Town of Oyster Bay.

6 We will all rise for the Pledge of
7 Allegiance led by the Honorable Chris Coschignano.

8 (Whereupon, the Pledge of Allegiance
9 was recited.)

10 (No attendance was taken.)

11 ACTING SUPERVISOR MUSCARELLA: I want
12 to welcome everyone here today. Historical times
13 in the nation. Obviously, we want to wish the past
14 President, Barack Obama, good will, success and
15 happiness as he journeys, the first African
16 American ever to serve our nation, a proud moment.

17 We have a new President of the nation,
18 a businessman, a man that never served public
19 office, never was in the military and, hopefully,
20 he delivers the promises that he made and,
21 hopefully, I can get a tax cut and all of us can
22 get a tax cut since I'm doing multiple jobs for the
23 same pay.

24 We have no hearings today.

25 I do want to tell you a story --

1 actually, it happened last Tuesday. I was
2 fortunate -- I was told the prior Friday that I
3 would be going into the greatest city in the world,
4 New York City, with some of my colleagues, going to
5 7 World Trade Tower to be interviewed with Moody's
6 Investment to try to get a bond rating out of
7 Moody's.

8 We went -- my colleague on the Board,
9 Joe Pinto, came with me; we had the Acting
10 Comptroller; Rob Duranso; we had Christine Wiss,
11 the Deputy. I don't know what his title is Frank
12 Scolerro, is the Chief Attorney since we don't have
13 a Town Attorney and, hopefully, the Board will
14 address that later. We met at the DPW. We got in
15 the car, the Equinox.

16 Obviously, one of my colleagues said,
17 "Do you have an E-Z Pass?"

18 I said, "Yes. I'll give you my E-Z
19 Pass." We went into the city, 36th floor, and we
20 met with them. And I got to tell you, true
21 professionals. We had our fiscal advisors there
22 also. Very big moment in the Town of Oyster Bay.
23 First, they withdrew their bond rating from the
24 Town of Oyster Bay, but we went in there.

25 About a year ago, the Board was

1 empowered to be liaisons for different departments.
2 With that I've got to tell you, very proud of the
3 Board because what they did was they acted
4 proactively, did what needed to be done.

5 First, we cut all expenses.

6 Second, what we did was we looked at
7 any waste or any spending that was not necessary at
8 the time. We then -- we did anything that was, I
9 guess, revenue neutral we kept. We then went and
10 tried to scale back our workforce by the early
11 retirement incentive. It worked out great. We
12 had, I think, 100 people retire and then 20 other
13 people. We netted out to 117 people who retired.
14 At one point, we were 1,200 employees two years ago
15 in the Town of Oyster Bay. I think the count is
16 1,038. We then had to accomplish the goal of
17 negotiating a contract with our union and Tim Brown
18 is probably not here, but he did a phenomenal job
19 along with the Honorable Tony Macagnone. And I
20 presented to Moody's the diversity of our Board,
21 the fabric of our Board, how good our Board is.
22 Three attorneys, union representative, accountant
23 and a businessman.

24 One of the things they said was new
25 leadership. Now, we have new leadership. So with

1 the bond -- the contract settled, the budget voted
2 on and, yes, the Board pierced the cap, raised
3 taxes. It equates to the average homeowner maybe
4 \$15 a month. But that happens all the time with
5 school boards when you vote on the school budget.
6 Happens in school districts. We took the
7 initiative to do what's right and to set the ship
8 correctly in the right direction. We did it with
9 fiscal conservatives. It was painful for this
10 Board to do it, but we had certain things that had
11 to be done prior to meeting with Moody's and we did
12 it.

13 Today will be the day we will hear.
14 I'm patiently waiting and hoping, A) when we left
15 there, they were impressed by the members and they
16 said, "Okay, we're going to give you a bond rating,
17 but we don't know what it is," but what we did last
18 year and to plug the deficit and do all the things
19 that we had to do, worked out very well. So we
20 should know today and I feel comfortable it's going
21 to be favorable.

22 So with that, you just have to sit and
23 wait and maybe by the afternoon -- Ted Philips is
24 here, right? Ted, I apologize. I've been so busy.
25 Newsday has been calling me. I've been preoccupied

1 and I apologize publicly to him.

2 With that, we are going to roll call,
3 please. Then we'll call the calendar.

4 (Time noted: 10:18 a.m.)

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TOWN BOARD
TOWN OF OYSTER BAY
ACTION CALENDAR
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10:19 a.m.

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GENERAL SERVICES

1 MR. ALTADONNA: Acting Supervisor
2 Muscarella?

3 ACTING SUPERVISOR MUSCARELLA: Here.

4 MR. ALTADONNA: Councilman Macagnone?

5 COUNCILMAN MACAGNONE: Here.

6 MR. ALTADONNA: Councilman Coschignano?

7 COUNCILMAN COSCHIGNANO: Here.

8 MR. ALTADONNA: Councilman Pinto?

9 COUNCILMAN PINTO: Here.

10 MR. ALTADONNA: Councilwoman Alesia?

11 COUNCILWOMAN ALESIA: Here.

12 Good morning, Jim.

13 MR. ALTADONNA: Good morning.

14 Councilwoman Johnson?

15 COUNCILWOMAN JOHNSON: Here.

16 MR. ALTADONNA: May I have a motion to
17 adopt Resolution No. TF1-17?

18 TRANSFER OF FUNDS RESOLUTION NO.
19 TF 1-17; Resolution relating to Transfer of Funds
20 within various departments accounts for the Year
21 2017.

22 On the motion?

23 COUNCILMAN MACAGNONE: So moved.

24 COUNCILMAN COSCHIGNANO: TF1-17?

25 This is including or not including --

1 ACTING SUPERVISOR MUSCARELLA: We're
2 going to have some -- we're going to discuss
3 that --

4 COUNCILMAN COSCHIGNANO: Not including
5 personnel --

6 MR. ALTADONNA: No, no, I don't have --

7 ACTING SUPERVISOR MUSCARELLA: We're
8 going to have walk-ons so we can go through the
9 calendar.

10 COUNCILMAN COSCHIGNANO: One forward
11 with no personnel resolution.

12 I second the motion.

13 MR. ALTADONNA: You have a speaker.

14 ACTING SUPERVISOR MUSCARELLA: Okay.
15 The speaker is --

16 MR. ALTADONNA: I believe that's
17 Mr. Freier.

18 ACTING SUPERVISOR MUSCARELLA: Bob
19 Freier, can you put the camera down? You know what
20 we're going to do. Bob, stay there.

21 What we'll do is why don't we call the
22 whole -- all the Resolutions and then Bob has
23 multiple resolutions he wants to address the Board
24 with, and we'll address because it will be easier
25 for everybody and time is money and we don't want

1 people to waste their time.

2 MR. ALTADONNA: Okay, then let's
3 restate it.

4 May I have a motion to call TF1-17
5 through 63-2017?

6 On the motion?

7 COUNCILMAN COSCHIGNANO: Excuse me,
8 60 through 63 on my calendar says suspend the
9 rules.

10 ACTING SUPERVISOR MUSCARELLA: Yeah,
11 you've got to --

12 MR. ALTADONNA: Well, I don't have
13 that.

14 COUNCILMAN COSCHIGNANO: I'm sorry.
15 You've got to go to 59.

16 MR. ALTADONNA: All right.

17 So then we'll go to 59.

18 May I have a motion, TF1-17 through
19 59-2017?

20 TRANSFER OF FUNDS RESOLUTION NO.
21 TF 1-17; Resolution relating to Transfer of Funds
22 within various departments accounts for the Year
23 2017.

24 RESOLUTION NO. 37-2017; Resolution
25 authorizing the property cleanup of 103 Melrose

1 Avenue, Massapequa, NY be referred to the County of
2 Nassau for placement on the Nassau County Tax
3 Assessment Rolls. (M.D. 12/29/16 #6).

4 RESOLUTION NO. 38-2017; Resolution
5 authorizing the property cleanup of 310 North
6 Baldwin Drive, Massapequa, NY be referred to the
7 County of Nassau for placement on the Nassau County
8 Tax Assessment Rolls. (M.D. 12/29/16 #7).

9 RESOLUTION NO. 39-2017; Resolution
10 authorizing the property cleanup of 2 Robin Court,
11 Farmingdale, NY be referred to the County of Nassau
12 for placement on the Nassau County Tax Assessment
13 Rolls. (M.D. 12/29/16 #8).

14 RESOLUTION NO. 40-2017; Resolution
15 authorizing the property cleanup of 43 Maxwell
16 Drive, Westbury, NY be referred to the County of
17 Nassau for placement on the Nassau County Tax
18 Assessment Rolls. (M.D. 12/29/16 #9).

19 RESOLUTION NO. 41-2017; Resolution
20 authorizing the property cleanup of 134 North
21 Windhorst Avenue, Bethpage, NY be referred to the
22 County of Nassau for placement on the Nassau County
23 Tax Assessment Rolls. (M.D. 12/29/16 #10).

24 RESOLUTION NO. 42-2017; Resolution
25 authorizing the issuance of a refund of an

1 overpayment for a Veteran's Beach Pass at John J.
2 Burns Town Park to J. Simicik. Account No. PKS A
3 0001 02025 523 0000. (M.D. 1/10/17 #5).

4 RESOLUTION NO. 43-2017; Resolution
5 authorizing the issuance a refund of the fee for a
6 resident daily beach permit at TOBAY Beach to J.
7 Rice. Account No. PKS A 0001 02025 523 0000.
8 (M.D. 1/10/17 #6).

9 RESOLUTION NO. 44-2017; Resolution
10 authorizing the issuance of a refund of the daily
11 entrance fee at Joseph J. Saladino Memorial Marina
12 at TOBAY to L. & E. Figueroa. Account No. PKS A
13 0001 02025 525 0000. (M.D. 1/10/17 #7).

14 RESOLUTION NO. 45-2017; Resolution
15 authorizing the issuance of a refund of a Picnic
16 Permit at Harry Tappen Beach and Marina to K.
17 Erlwein. Account No. PKS A 0001 02025 523 0000.
18 (M.D. 1/10/17 #8).

19 RESOLUTION NO. 46-2017; Resolution
20 authorizing the acceptance of monetary donations to
21 the Town Animal Shelter from various individuals.
22 (M.D. 1/10/17 #9).

23 RESOLUTION NO. 47-2017; Resolution
24 authorizing the issuance of a refund of a seasonal
25 beach permit fee at the Harry Tappen Beach and

1 Marina to M. Boehm. Account No. PKS A 0001 02025
2 523 0000. (M.D. 1/10/17 #10).

3 RESOLUTION NO. 48-2017; Resolution
4 authorizing the issuance of a refund of a Resident
5 Family Pool membership and registration fee for one
6 child on the swim team to J. Young. Account No.
7 PKS A 0001 02025 528 0000. (M.D. 1/10/17 #11).

8 RESOLUTION NO. 49-2017; Resolution
9 authorizing the issuance of a refund of a
10 registration fee for one child at the Town of
11 Oyster Bay Summer Recreation Program at the
12 Ellsworth W. Allen Town Park to J. Shaw. Account
13 No. PKS A 0001 02001 510 0000. (M.D. 1/10/17 #12).

14 RESOLUTION NO. 50-2017; Resolution
15 authorizing the issuance of a refund of a
16 registration fee for one child at the Plainview-Old
17 Bethpage Community Park to L. Foremen. Account No.
18 PKS A 0001 02001 510 0000. (M.D. 1/10/17 #13).

19 RESOLUTION NO. 51-2017; Resolution
20 authorizing the issuance of a refund of a
21 registration fee for Yoga classes at the Hicksville
22 Athletic Center to M. Dolan-Keegan. Account No.
23 PKS A 0001 02001 510 0000. (M.D. 1/10/17 #14).

24 RESOLUTION NO. 52-2017; Resolution
25 authorizing the issuance of a refund of a TOB

1 membership at the Honorable Joseph Colby Town of
2 Oyster Bay Golf Course to J. Amarin. Account No.
3 PKS A 0001 02025 523 0000. (M.D. 1/10/17 #15).

4 RESOLUTION NO. 53-2017; Resolution
5 authorizing the acceptance of a donation of a
6 plaque, from Robert Shaw, to be placed on an
7 existing bench at Theodore Roosevelt Memorial Park
8 and Beach in memory of Thomas F. Shaw. (M.D.
9 1/10/17 #16).

10 RESOLUTION NO. 54-2017; Resolution
11 authorizing the Comptroller to encumber funds in
12 connection with funding award from New York
13 American Water Environmental Grant Program in
14 support of a rain garden at Marjorie R. Post
15 Community Park. (M.D. 1/10/17 #23).

16 RESOLUTION NO. 55-2017; Resolution
17 authorizing the Supervisor or his designee to enter
18 into Classroom Training Agreements with eligible
19 training providers for services under the Workforce
20 Innovation and Opportunity Act for the period July
21 1, 2017 through June 30, 2020. (M.D. 1/10/17 #24).

22 RESOLUTION NO. 56-2017; Resolution
23 authorizing the first one-year extension of
24 Contract No. PWC71-16, Professional Services in
25 conjunction with the Maximo System for the period

1 January 1, 2017 through December 31, 2017. Account
2 No. CMP A 1315 46410 000 0000 and HWY H 5197 20000
3 000 1403 008. (M.D 1/10/17 #26).

4 RESOLUTION NO. 57-2017; Resolution
5 pertaining to authorization for outside counsel
6 services to the Town of Oyster Bay. Account No.
7 OTA A 1420 44110 000 0000. (M.D. 1/10/17 #29).

8 RESOLUTION NO. 58-2017; Resolution
9 pertaining to Contract No. PWC70-16, Microsoft AX
10 Dynamics. (M.D. 1/10/17 #27 & 1/17/17 #11).

11 RESOLUTION NO. 59-2017; Resolution
12 pertaining to Contract No. PWC72-12, On-Call Supply
13 and Technical Assistance Renewal. (M.D. 1/10/17
14 #28 & 1/17/17 #14).

15 MR. MACAGNONE: So moved.

16 COUNCILMAN COSCHIGNANO: Seconded.

17 MR. ALTADONNA: We have multiple
18 speakers.

19 ACTING SUPERVISOR MUSCARELLA: Thank
20 you.

21 Bob, you have the floor.

22 MR. FREIER: Thank you.

23 Just unclear P-17 and PA-17, they're
24 not on the calendar. Okay, so it's -- we're really
25 talking about TF1-17. Okay.

1 So that from what I understand that
2 you're moving \$100,000 from the snow removal budget
3 to parts.

4 What are parts and what does that do to
5 the snow removal budget? Should we -- you know,
6 it's not even February yet. We're still
7 potentially going to have plenty of snowstorms.

8 How are you prepared to deal with that?

9 ACTING SUPERVISOR MUSCARELLA: Is John
10 Bishop here?

11 Commissioner, would you like to address
12 Bob?

13 TOB PERSONNEL: \$100 would be --

14 MR. FREIER: It's not \$100. It's
15 100,000.

16 TOB PERSONNEL: \$100,000 is being
17 transferred is part of the snow removal cost. It's
18 for the snow blades and equipment for trucks. You
19 can't purchase them out of the account they are in.
20 They purchase supplies for blades and materials and
21 tires or whatever is needed.

22 MR. FREIER: So are these -- this
23 \$100,000 purchase in equipment, is that
24 specifically in the budget that was published for
25 this year?

1 TOB PERSONNEL: Yes. It was in the
2 budget. It was in the snow line --

3 MR. FREIER: So it's not identified;
4 it's just part of the overall snow budget?

5 TOB PERSONNEL: It's part of the snow
6 budget, sand and salt.

7 MR. FREIER: I'd just like to ask in
8 the future, in future budgets, that every line item
9 should be identified, not just a padded big number
10 for one item that could have multiple purchases.
11 You should be able to get that granular.

12 ACTING SUPERVISOR MUSCARELLA: We'll
13 take it under advisement.

14 MR. FREIER: Thank you.

15 Regarding -- I'll kind of bunch all
16 these property cleanups together which are 37
17 through 41. Most of these, I should say all of
18 them, are the original memo of boarding up the
19 house or property cleanup, you know, goes back
20 pretty much in all cases to either the Summer of
21 2016 or in one case earlier March of 2016.

22 So why are they being -- is this
23 another go-round or is this first getting to that
24 now?

25 ACTING SUPERVISOR MUSCARELLA: Rebecca,

1 would you like to comment?

2 COUNCILWOMAN ALESIA: These, I'm not
3 familiar with. I need someone from the Town
4 Attorney or P&D to speak to that.

5 Counselor?

6 MR. FREIER: How can you vote on it if
7 you're not familiar with it?

8 COUNCILWOMAN ALESIA: I'm not familiar
9 with the question you're asking.

10 ACTING SUPERVISOR MUSCARELLA: That's
11 right. We weren't prepared.

12 COUNCILWOMAN ALESIA: The property
13 cleanups are usually done in the regular course of
14 business. And you're asking a specific question.
15 We're going to get you an answer. That's okay.

16 Mr. Freier had asked whether the
17 addresses that are on the docket for clean up today
18 appears to be redos or do overs that had been done
19 prior.

20 MR. FREIER: I'm not -- I don't know,
21 but I see the original memos that were supplied in
22 the backup online regarding these properties, they
23 are June of 2016, August 2016, July of 2016, March
24 of 2016.

25 TOB PERSONNEL: The question is, have

1 they been done more than once? Is that what --

2 MR. FREIER: Is this a redo or you
3 first just getting to it now?

4 TOB PERSONNEL: Not necessarily redoes.
5 It's possible during the course of business in
6 August or September the work was not done until it
7 came back from Highway to Legal and now this is
8 going through trying to collect the fee putting it
9 on the tax roll. Whether it's redo or not --

10 COUNCILWOMAN ALESIA: For example,
11 Mr. Freier, 37 says that the building in question
12 was secured on August 9th and, therefore, \$733 was
13 assessed.

14 Now, we are going to allocate the
15 money; although, it was done then. We collect now.

16 MR. FREIER: So does that mean we
17 received the money?

18 TOB PERSONNEL: The motion is for
19 today.

20 MR. FREIER: So you received the money
21 and you're going to accept it?

22 TOB PERSONNEL: No.

23 ACTING SUPERVISOR MUSCARELLA: No. We
24 haven't got --

25 TOB PERSONNEL: We have those fees put

1 on the tax roll for collection.

2 COUNCILWOMAN ALESIA: For the
3 legislator to assess it against the property.

4 MR. FREIER: So typically how long does
5 it take for the Town when you put those on the tax
6 rolls, for the Town to receive that money?

7 TOB PERSONNEL: That would be --

8 ACTING SUPERVISOR MUSCARELLA: Jim.

9 MR. STEFANACH: Up to a year.

10 MR. FREIER: Up to a year? So we've
11 been getting -- I know these have been -- these
12 type of resolutions are pretty, you know, pretty
13 regularly on the calendar, so the money has been
14 coming in?

15 MR. STEFANACH: The money comes in.
16 You could have a year's delay. It depends on where
17 they fall within the cycle of establishing the
18 assessment roll, then when the assessment roll is
19 established and applied to the tax levy, then you
20 can have six months before the tax levy collection
21 is completed.

22 MR. FREIER: Okay. But they have been
23 making the payments, so...

24 MR. STEFANACH: Yes.

25 MR. FREIER: Great. Thank you.

1 Going down to 54, this is a grant for I
2 guess some kind of a garden in the park, Marjorie
3 Post Park. I see that the money was actually
4 received back in July, last Summer, and I'm just
5 curious why is it, you know, why is it first being
6 done now? Why wasn't it done, you know, last
7 Summer?

8 COUNCILWOMAN ALESIA: We have Colin
9 Bell here from Department of Intergovernmental
10 Affairs to speak, but I have to just comment. I
11 don't know if everybody here knows what a rain
12 garden is. We are very lucky to have them
13 throughout the Town. We have a worker in the
14 Environmental Department, Jamie VanDyke, who has
15 become an expert in these things. They are so good
16 at collecting the rain water and then repurposing
17 it. It's absolutely amazing and even better when
18 done with grant money.

19 COUNCILWOMAN JOHNSON: I also think
20 that it took Jamie some time to coordinate the
21 different troops. I think some of the Boys Scouts
22 were going to help and to get the property that we
23 were going to use and exactly where they're going
24 to be. So there has been some back and forth.
25 It's scheduled to be done soon.

1 MR. FREIER: However -- the money is
2 actually first being encumbered now.

3 Shouldn't it have been encumbered when
4 you received it?

5 ACTING SUPERVISOR MUSCARELLA: Colon,
6 would you like to --

7 COLIN BELL: I can explain.

8 Frankly, it's a bit of a clerical
9 oversight in that typically grants are
10 reimbursement based. The Town will incur the cost
11 and then pursues reimbursement. This particular
12 grant program, the funding was provided to us in
13 advance. So the way we had structured the docket
14 item was in line with the way we typically
15 structure our grant related docket items. So what
16 we had done, we had a Resolution adopted allowing
17 us to accept the funds. The language in that
18 resolution did not allow for us to encumber and
19 spend the funds. So this is an opportunity to
20 authorize us to expend the funds that we previously
21 received.

22 MR. FREIER: So for over a half a year,
23 so, in fact, last year's budget the money was
24 unencumbered so it could have been spent virtually
25 for anything, and it's really -- now it's first

1 being encumbered -- so is it just coming out of a
2 general fund to be encumbered?

3 MS. ALESIA: I don't think it can be
4 spent on anything. It has to be specific --

5 (Several people speaking over each
6 other.)

7 COLIN BELL: It can't be spend. It's
8 always been encumbered.

9 MR. FREIER: No. I'm aware of that but
10 it was -- when you accepted the money, what fund
11 does that go into?

12 TOB PERSONNEL: I would have to speak
13 with my finance people. I don't have that account
14 number attributed to memory. But I'd also like to
15 point out the delay wasn't directly a result in the
16 encumbrance issue. There was a certain amount of
17 project planning that we were not able to complete
18 the project in the Fall. Therefore, we're doing it
19 in the Spring. There's really no delay in
20 facilitating the project as a result of that issue.

21 MR. FREIER: Got it. Okay. Thank you.

22 Then I'll try to bunch 56, 57, 58 and
23 59 together because the majority of them are --
24 well, no take out 57, but 56, 58 and 59, there is,
25 you know, over 2 million dollars if you add it all

1 up being spent on various IT projects. I see, in
2 fact, over 2 million dollars just to Bowne
3 Management Systems which is part of Sidney Bowne
4 and Company.

5 So, you know, again, this is, you know,
6 a lot of people talk about this but, you know, that
7 a partner in that firm is a former commissioner
8 here.

9 ACTING SUPERVISOR MUSCARELLA: Whoo ho.
10 Let's just ask the question. You don't
11 have go through a litany of --

12 MR. FREIER: Why are you giving this to
13 a firm where a partner was a former commissioner
14 here?

15 ACTING SUPERVISOR MUSCARELLA: Okay.
16 First of all --

17 MR. FREIER: That's my question.

18 ACTING SUPERVISOR MUSCARELLA: It's the
19 last of a four-year contract, I think it is -- last
20 renewal.

21 MR. FREIER: But you don't have to
22 renew it.

23 ACTING SUPERVISOR MUSCARELLA: Second
24 -- second -- we don't have to do it, but -- A) No.
25 1, technology and automation is the key to our

1 success.

2 Any business, any township will tell
3 you, automation brings efficiency and he has been
4 doing this for three years. He knows every
5 department, everything that goes on from the
6 Planning Department to the Parks Department to you
7 name it, finance. It's a key element of our
8 success.

9 Now, I will turn it over to Joe Pinto
10 for a second and every part of it we need. On top
11 of it, it is very difficult now because we're
12 moving at DPW and things have to be addressed.
13 We've come to a very high degree of technology in
14 the Town of Oyster Bay. It's the way to go, but
15 your question is we are renewing the contract for
16 one more year. We'll go to RFP or market it out,
17 but I'm going to turn it over to Joe and he'll tell
18 you how the savings --

19 COUNCILMAN MACAGNONE: Before you go
20 over there --

21 ACTING SUPERVISOR MUSCARELLA: Go.

22 COUNCILMAN MACAGNONE: Actually,
23 Highway started this a couple of years ago doing
24 inventory control and we find it's been great, this
25 program, and they're still getting used to it and

1 learning to use it. It's been a good program. So
2 I'm willing to give them a another year and then as
3 Acting Supervisor said put it out for an RFP for
4 further use.

5 MR. FREIER: Aren't some of these
6 consultants -- I agree with a hundred -- a million
7 percent with your statement about technology, but
8 aren't some of these consultants the same
9 consultants that caused you not to be able to
10 report your 2014 financials for over a year later?

11 ACTING SUPERVISOR MUSCARELLA: Let me
12 just say, now is not the time to redo something.
13 We have to wait for the contract --

14 COUNCILMAN PINTO: I got it. I got it.
15 First of all, the last statement, I think that was
16 more of a --

17 ACTING SUPERVISOR MUSCARELLA: Computer
18 glitch --

19 COUNCILMAN PINTO: Software issue than
20 anything. And I think I said it once before that
21 the problem with that -- after doing some research
22 myself we were more like the guinea pigs of a
23 system that we were told was full proof and ready
24 to go, and it wasn't. So that had to do with the
25 software and the company we purchased the software

1 from.

2 As for this, I was concerned too when I
3 saw the dollars that were involved. I had asked
4 Christine to be ready for some questions today
5 because I had some questions as well.

6 What I'm being told is that we've
7 already gone back to the consultants and asked for
8 reduced multipliers, reduced costs. This I think
9 is a half a million dollars less than it was in '16
10 and even more than that from when we first started
11 the contract three years ago. So everything I'm
12 being told is how necessary this is to running the
13 day-to-day operations of the Town of Oyster Bay and
14 if anything should stop for one minute, we are in
15 jeopardy of having a similar problem that we had a
16 couple of years ago but with operational --
17 operational day-to-day stuff rather than finances.

18 MR. FREIER: I'm just curious, and
19 again relating to these agreements, what is the
20 size of the Town's IT department and how you
21 know --

22 COUNCILMAN PINTO: It's funny -- again,
23 that's another question as well, right now we're
24 about 16 total. We are -- Christine and I have
25 spoken about the possibility of looking for

1 personnel to become Town employees so we don't have
2 to go out and get consultants. So in the future
3 we'll be looking to do that as well.

4 ACTING SUPERVISOR MUSCARELLA: Bob,
5 your time is up. So we have other people with --

6 MR. FREIER: Okay.

7 ACTING SUPERVISOR MUSCARELLA: Thank
8 you, Bob.

9 Robert Ripp, you're up.

10 MR. RIPP: Hello. My name is Robert
11 Ripp. I reside in Massapequa, New York.

12 To begin with, I just want to say that
13 I'm outraged that statements that I thought I've
14 made on the record, statements that I've heard I
15 thought were made on the record have been omitted
16 from the record.

17 I see that we have a new stenographer
18 today and I hope things are going to move on from
19 here and I believe the rest of that will be for
20 public comments.

21 ACTING SUPERVISOR MUSCARELLA: Okay.
22 Good.

23 MR. RIPP: I'd like to start out with
24 No. 39 and I specifically picked this one. This is
25 cleanups, and I mean we've gone through this pretty

1 thoroughly over the last year and stuff like that
2 and I understand the whole process of how and when
3 the Town's reimbursed, but I'd like to know I know
4 that we received a grant to train people for the
5 new Zombie Home Registry, we're working on that.
6 So I'd like to know, you know, how that's going,
7 but I want to make a suggestion. I don't know if
8 this is feasible, like the reason I picked this
9 particular property, is 2 Robin Court is because
10 this particular property, I think this is like the
11 ninth or tenth time the Town is cleaning this up,
12 and I'm wondering, would it be possible for us to
13 exercise our eminent domain and acquire properties
14 like this and then through groups like Mr. Skylar's
15 group refurbish them for maybe our disabled
16 veterans who are returning home from war?

17 ACTING SUPERVISOR MUSCARELLA: That's a
18 very nice idea.

19 MR. RIPP: I think instead of just --
20 listen. I agree it's a problem that the tax money
21 is, you know, forever sitting out there, we have to
22 wait to get it back, but if there is reoccurring
23 issues with the same property like this one, if we
24 can take it over and then maybe work together with
25 groups.

1 ACTING SUPERVISOR MUSCARELLA:

2 Obviously, we have to acquire from the bank --

3 COUNCILMAN PINTO: If you go eminent
4 domain on a piece of property, does it have to be
5 used for the Town?

6 TOB PERSONNEL: No.

7 COUNCILMAN PINTO: It doesn't. Okay.

8 MR. RIPP: It's just a suggestion. I'm
9 not -- you know --

10 ACTING SUPERVISOR MUSCARELLA: I'll
11 look into it. It's a good suggestion. I mean,
12 it's always good to have feedback from the public.

13 MR. RIPP: I'm going to go to the next
14 one, okay?

15 I'm going to go to Resolution No. 59
16 and 58. I have three issues with No. 59.

17 I really ask you to go back and to
18 reread the 2013 New York State Comptrollers
19 financial audit of the Town because this is exactly
20 what they're talking about. You're talking about
21 on-call contracts here. And when you read through
22 the backup material that's provided and you read
23 the scope of the work that's being done, for
24 instance, one of the jobs is moving the IT
25 equipment from the location it's at at 150 Miller

1 Place to wherever it's at. This is work that's
2 supposed to be rebid out. Okay. Just sit --
3 Sydney Bowne or whatever branch of Bowne is
4 involved in this -- who knows. Maybe they might be
5 the people to do the job, but just because they
6 received an on-call contract once upon a time,
7 they're not supposed to be grandfathered in you
8 know this is \$2 million. This is a lot of money.
9 You're already asking them to reconfigure their
10 prices and they cut half a mill off. Maybe if we
11 bid it out, you know...

12 ACTING SUPERVISOR MUSCARELLA: We
13 worked on it.

14 COUNCILMAN PINTO: Again, I'm only
15 going on by what I've been informed by the
16 Controller's Office and I'm led to believe that the
17 prices would far exceed what we have in place right
18 now if we go out and do an RFP that it would be
19 worth it for us to keep the last year this contract
20 and put the RFP out this year for next year.

21 MR. RIPP: The second point with that
22 was 58 is actually kind of redundant.

23 When you read through the backup,
24 you're paying through 59 for somebody to work on
25 this Microsoft Dynamic AX system and in Resolution

1 No. 58 you're paying someone else \$30,000 to
2 consult on the same system, so that seems like
3 redundant spending on that.

4 And then the last thing I want to say
5 is, you know, I'm sorry, but Sidney Bowne is
6 represented in the Town by Frank Antetomaso, and
7 once upon time, you can look it up, you can read it
8 in the paper, there was a stigma of the CIA,
9 Ippolito, Antetomaso, Colby and there is another
10 stigma of Ippolito, Antetomaso and Venditto, and
11 that era has passed.

12 I seriously think you should consider
13 looking for other firms to do business with. There
14 is a recent -- I'm sure everybody is aware of the
15 recent wiretaps that were placed on Mr. Venditto's
16 phone. I know plenty of people were notified that
17 they were recorded. Some of you may have been. I
18 know I asked you via e-mail. I didn't get a
19 response. But, listen, there is serious criminal
20 investigation going on. And I think that the Town
21 -- it would behoove the Town to stand back on doing
22 business with certain companies until the air is
23 cleared on everything.

24 No. 55, this is -- I'm kind of
25 interested in this Town's -- it's the Workforce

1 Innovation and Opportunity Act. When I read this
2 -- personally, to me, this looks as if the Town is
3 enabling this technical school to operate.

4 It seems like we're providing, through
5 these grants, students for the school. I'd like to
6 know because there's a lot workforce stuff that's
7 done through grants, just how many people take
8 advantage of it, and do we keep statistics of how
9 successful these programs are helping people, you
10 know, gain employment after going through them?

11 ACTING SUPERVISOR MUSCARELLA: Can I
12 get an answer?

13 Colin Bell, would you like to join in
14 again?

15 COLIN BELL: Sure.

16 Mr. Ripp is correct. We receive grant
17 funds to sponsor underemployed residents for
18 vocational training programs, and, yes, we do keep
19 records of success. We do track placement. I
20 don't have that information committed to memory,
21 but it is available on request. We do keep that
22 type of detail.

23 MR. RIPP: Thank you. I'll request it.
24 Thank you very much.

25 Is it okay if I send you an e-mail? Is

1 that permissible?

2 COLIN BELL: Yes.

3 ACTING SUPERVISOR MUSCARELLA: Sure.

4 MR. RIPP: Thank you.

5 56 -- this seems to be a system. I
6 don't really understand it exactly, but what it
7 looks like this is some sort of program that's used
8 in I think it's Highway. It looks like back in
9 2015, December 2015, the Board authorized an amount
10 not to exceed \$450,000 for this company to -- it's
11 CFI, Computerized Facility Integration, to come in
12 and implement the program and train all employees
13 and I'm curious like it seems you're renewing the
14 contract, and it's more than a year, and I'd like
15 to know if there was maybe a pilot program that
16 might have been performed where these people back
17 in 2015 would have instructed like a small number
18 of Town employees and they, in turn, could have
19 instructed the test of the other employees how to
20 use the system.

21 COUNCILMAN MACAGNONE: Like a trainer
22 program?

23 MR. RIPP: Yes. Like instead of paying
24 these people year after year, wouldn't the smart
25 thing to do is, like, hey if you want to learn how

1 to do something, get someone to teach you to do it
2 and then you do it. You know, that's the American
3 way, right? That's 56.

4 COUNCILMAN PINTO: Before you go off of
5 56, I had a question on that. I'm glad you brought
6 up 56. I think we need to readjust this Resolution
7 because this Resolution calls for \$269,000 be
8 authorized, but we don't have enough money in that
9 account, and on the summary, we have it saying it's
10 only 200,000. So we have to I think readjust this
11 Resolution or find the additional funds somewhere
12 unless there's -- unless Christine can add to it.

13 TOB PERSONNEL: Of the \$269,000,
14 219,000 of that has to do with hosting of the
15 server and maintenance, and then the additional
16 50,000 has to do with professional services for
17 Highway. I can double check.

18 COUNCILMAN PINTO: Oh, I have it.
19 You're right. It's there. It's absolutely there.
20 It's fine. It's absolutely fine. It's absolutely
21 fine.

22 TOB PERSONNEL: Thank you.

23 MR. RIPP: The very last one was 57.

24 This is the -- it's payment for an
25 outside counsel. I addressed this back in -- I

1 don't have the backup with me. I addressed it when
2 you first approved this payment and Mr. Scalera
3 explained to me that I would be getting the answer
4 shortly after that, but I never did.

5 I'd just like to know, who -- who did
6 we represent for this action up in Connecticut and
7 is this like final payment with this company? Are
8 they still representing people or --

9 COUNCILWOMAN ALESIA: It's final
10 payment. The case was dismissed so they obviously
11 -- from our prospective, they're done.

12 MR. RIPP: The case was dismissed?

13 All right. Thank you very much.

14 ACTING SUPERVISOR MUSCARELLA: Thank
15 you, Robert. I appreciate it.

16 We have no other forms to discuss the
17 Resolutions.

18 Would you like to call for a vote?

19 COUNCILMAN PINTO: Well, I have another
20 question. While we're here.

21 It's good -- I had a clarification with
22 Christine, so I'll ask her another clarification.

23 On Resolution No. 61.

24 COUNCILMAN MACAGNONE: We're not on 61.

25 COUNCILMAN PINTO: Okay. We'll go

1 after that in a second then.

2 MR. ALTADONNA: On the vote, Acting
3 Supervisor Muscarella?

4 ACTING SUPERVISOR MUSCARELLA: "Aye."

5 MR. ALTADONNA: Councilman Macagnone?

6 COUNCILMAN MACAGNONE: "Aye."

7 MR. ALTADONNA: Councilman Coschignano?

8 COUNCILMAN COSCHIGNANO: "Aye."

9 MR. ALTADONNA: Councilman Pinto.

10 COUNCILMAN PINTO: "Aye" on all.

11 "Nay" on 57.

12 COUNCILWOMAN ALESIA: What did he say?

13 MR. ALTADONNA: "Aye on all. Nay on
14 57."

15 COUNCILWOMAN ALESIA: Thank you.

16 MR. ALTADONNA: Councilwoman Alesia?

17 COUNCILWOMAN ALESIA: "Aye."

18 MR. ALTADONNA: Councilwoman Johnson?

19 COUNCILWOMAN JOHNSON: "Aye."

20 MR. ALTADONNA: Motion to adopt
21 Resolutions TF1-17 through 56-2017 passes with six
22 "Ayes."

23 Motion to adopt Resolution No. 57
24 passes with five "Ayes" and one "Nay."

25 Motion to adopt Resolution 58 and 59

1 passes with six "Ayes."

2 Calendar is complete. We also have a
3 removed from the table.

4 ACTING SUPERVISOR MUSCARELLA:
5 Suspended.

6 MR. ALTADONNA: May I have a motion to
7 remove Resolution No. 690-2016 and 33-2017?

8 (Unidentified comment.)

9 MR. ALTADONNA: I don't know. This is
10 what I have.

11 COUNCILMAN COSCHIGNANO: You have to
12 add the other ones first. Suspend the rules.

13 ACTING SUPERVISOR MUSCARELLA: 60, 61.

14 MR. ALTADONNA: I heard you were going
15 into Executive Session first.

16 ACTING SUPERVISOR MUSCARELLA: No we're
17 not until after the whole calendar. So we have to
18 suspended 60 through 63.

19 COUNCILMAN COSCHIGNANO: Right, right.

20 ACTING SUPERVISOR MUSCARELLA: Is what
21 I have.

22 COUNCILMAN COSCHIGNANO: Yup.

23 COUNCILMAN MACAGNONE: Yes. I make a
24 motion that we suspended the rules and add the
25 following Resolution No. 60 through 63.

1 COUNCILMAN COSCHIGNANO: Seconded.

2 ACTING SUPERVISOR MUSCARELLA: All in
3 favor?

4 ALL: "Aye."

5 ACTING SUPERVISOR MUSCARELLA: Now
6 you've got to --

7 COUNCILMAN COSCHIGNANO: Now we've got
8 to call it. Call it.

9 COUNCILMAN PINTO: I have a question on
10 61 now that it's been called.

11 COUNCILMAN MACAGNONE: We have to call
12 it.

13 COUNCILMAN COSCHIGNANO: The Resolution
14 numbers -- they're in front of you.

15 MR. ALTADONNA: I don't have -- thank
16 you.

17 May I have a motion to adopt Resolution
18 No. 60 through 63? Would you like me to read them
19 each?

20 COUNCILMAN PINTO: We did that already,
21 right?

22 COUNCILMAN COSCHIGNANO: No.

23 MR. ALTADONNA: No, we did not.

24 Would you like me to read them.

25 COUNCILMAN COSCHIGNANO: We took it off

1 the table. They're not posted on the website so no
2 one knows what they are, so you should probably
3 read them.

4 (Board talking at one time.)

5 MR. ALTADONNA: Let me read them into
6 the record.

7 ACTING SUPERVISOR MUSCARELLA: I would
8 say yes, read them --

9 MR. ALTADONNA: Resolution No. 60;
10 Resolution amending the schedule of dates and times
11 for the Town Board meetings for the year 2017.

12 Resolution No. 61; Resolution
13 pertaining to the Town's property insurance
14 coverage for the period December 31, 2016 through
15 December 31, 2017. Account number
16 TWNAMS191043030601000.

17 Resolution No. 62-2017; Resolution
18 pertaining to the Town's public employee blanket
19 bond insurance for the period December 31, 2016
20 through December 31, 2017. Account No.
21 TWNAMS1910430306010000.

22 Resolution No. 63-2017; Resolution
23 pertaining to the Town's public officials and
24 employees liability insurance for the period of
25 January 28, 2017 to January 28, 2018. Account

1 number TWNAMS191043010603000.

2 TOB PERSONNEL: I believe you're going
3 have speakers on these as well.

4 MR. ALTADONNA: I have speakers on 61
5 -- 60 and 61.

6 COUNCILMAN PINTO: Can I just get
7 clarification first on 61?

8 On 61, I'm just questioning the \$10,000
9 additional because according to what I see the
10 vendor is submitting it's only 3,000 --

11 ACTING SUPERVISOR MUSCARELLA: We've
12 got to call it. Bring it to the table, please.

13 MR. ALTADONNA: I'm sorry?

14 ACTING SUPERVISOR MUSCARELLA: Can you
15 bring it to the table?

16 COUNCILMAN COSCHIGNANO: It's not on
17 the table yet.

18 COUNCILWOMAN ALESIA: We only voted to
19 suspend.

20 ACTING SUPERVISOR MUSCARELLA: Now,
21 move it to put on the table.

22 MR. ALTADONNA: May I have a motion to
23 adopt Resolution Nos. 60 through 63?

24 COUNCILMAN MACAGNONE: So moved.

25 COUNCILMAN COSCHIGNANO: Seconded.

1 ACTING SUPERVISOR MUSCARELLA: All in
2 favor.

3 ALL: "Aye."

4 DONNA SWANSON: Basically, what happens
5 is that in case we -- in case there are additional
6 properties or buildings that are put on throughout
7 the year, then we need the \$10,000 in order to
8 insure those buildings.

9 COUNCILMAN PINTO: I understand that,
10 but that's not mentioned in the vendors'.

11 DONNA SWANSON: No --

12 COUNCILMAN PINTO: -- the vendors'
13 stuff. We --

14 DONNA SWANSON: No. That's something
15 that we do because two years ago we got caught
16 short, because there was a new building put in, and
17 there was no money to pay it.

18 COUNCILMAN PINTO: So we have no time
19 to put it on after like if we identify a new
20 building that we're going insure, we have no time
21 to come back to the Board then, we have to put the
22 10,000 in now?

23 ACTING SUPERVISOR MUSCARELLA: You have
24 to insure the building immediately or we'll have --

25 DONNA SWANSON: You have to insure the

1 building as of the day it's ours and as of the day
2 it's built, so if we have no money, then in order
3 to get it on the calendar -- before the Town Board,
4 it could be a month or so before we can actually
5 pay for it.

6 COUNCILMAN PINTO: Okay. So it's like
7 a cushion for us if we insure the other.

8 ACTING SUPERVISOR MUSCARELLA: Right
9 blanket coverage.

10 DONNA SWANSON: And in the same way
11 sometimes, we lose the building or something, that
12 then is adjusted.

13 COUNCILMAN PINTO: Got it. Thank you.

14 ACTING SUPERVISOR MUSCARELLA: I know
15 he spoke before, but, Bob, would you like to
16 comment on these two? You have down 60, 61. I'll
17 just give you like two, three minutes.

18 MR. FREIER: I'm happy to see that for
19 60. It's a baby step and I'm glad the Board is
20 finally coming around because this has been asked
21 for -- for years literally, and this Board always
22 voted against it, so, but I'm glad you're finally
23 going to change.

24 And then my only other question with
25 regard to 61 and the various different policies

1 that you're getting, it seems everything goes
2 through this company in Syosset, Salerno Brokerage.

3 I'm just wondering, does the Town ever
4 shop this around? I know it's --

5 ACTING SUPERVISOR MUSCARELLA: Yes,
6 they do, but we're going to change the procedure.

7 I mean, I, as Acting Supervisor, being
8 in the business and all, I know what should be
9 done. It should be marketed out to three different
10 agencies, and from there, they come back with the
11 best price.

12 MR. FREIER: Exactly.

13 ACTING SUPERVISOR MUSCARELLA: Okay.

14 Thank you.

15 DONNA SWANSON: That's what we do.

16 ACTING SUPERVISOR MUSCARELLA: He
17 markets it in the market place.

18 Bob, I got it.

19 Thank you.

20 COUNCILMAN PINTO: I want to be clear
21 on something on 60, this Board never voted against
22 it. It was never presented to us, but now Acting
23 Supervisor presented it before us.

24 MR. FREIER: The Board always voted in
25 favor of the other Resolutions setting the schedule

1 and certainly any counsel person or Board member
2 could have spoken up at those meetings and
3 suggested changing it.

4 COUNCILMAN MACAGNONE: You know
5 something, Bob, you're right.

6 I'd like to see more night meetings
7 perhaps. Maybe just keep the Summer meetings day
8 meetings and have the rest all night meetings
9 personally.

10 ACTING SUPERVISOR MUSCARELLA: We're
11 going to take small steps like you said.

12 It's a baby step. In the right
13 direction.

14 ACTING SUPERVISOR MUSCARELLA: There
15 were times when we did it you know both night and
16 day. My experience --

17 MR. FREIER: Not consistently though.

18 ACTING SUPERVISOR MUSCARELLA: You're
19 going to be amazed that people are going to be
20 upset because at night sometimes it's dark. They
21 don't know the roads. The weather is not good. It
22 gets too late. You'll be shocked that there are
23 people you know, 50/50. Some people like the days.
24 Some people like the nights.

25 COUNCILMAN COSCHIGNANO: Believe it or

1 not, you haven't heard this from many people some
2 of us prefer, you know, I wish we could have all
3 night meetings because it enables people to do
4 their work during the day and then come at night
5 and sometimes night meetings are more open ended
6 than day meetings. People get to do more.

7 MR. FREIER: Well, unfortunately, many
8 of the night meetings that have been in the past
9 run until -- you know, I left here once at
10 2 o'clock in the morning and I know that was a
11 different supervisor at the time, but, you know,
12 there is no reason why because there were several
13 Executive Sessions and things like that and lots of
14 hearings, but just another comment that you can go
15 into -- you can hear public comments and public
16 things, you can go into Executive Session after
17 that's been done and just kind of announce before
18 you go to Executive Session, the Board will
19 reconvene and no action will be taken. So
20 basically you could just come back, open the
21 meeting and close the meeting and everyone can be
22 gone rather than waiting hours for you to come back
23 from Executive Session.

24 COUNCILMAN COSCHIGNANO: The other
25 thing too is not every Board starts at 7:00 p.m.

1 There are boards that are willing to start earlier
2 if you have a Zone hearing, you know, something of
3 the like that residents don't really want to sit
4 through, you can start at 5:00 p.m. or 6:00 p.m.
5 and then say for the public at 6:00 p.m.

6 COUNCILMAN MACAGNONE: Perhaps if we
7 have a Zoning issue, we will bring that up and
8 maybe schedule it at that time.

9 COUNCILMAN COSCHIGNANO: I don't think
10 the applicants would mind either.

11 ACTING SUPERVISOR MUSCARELLA: Thank
12 you, Bob.

13 MR. FREIER: Thank you.

14 ACTING SUPERVISOR MUSCARELLA: Call for
15 a vote?

16 MR. ALTADONNA: You had Mr. Ripp that
17 wanted to speak.

18 ACTING SUPERVISOR MUSCARELLA: He
19 didn't write it down.

20 MR. ALTADONNA: He wrote down 60 and
21 61.

22 ACTING SUPERVISOR MUSCARELLA: No. He
23 didn't write down 60, 61. He's okay.

24 MR. ALTADONNA: Motion made by
25 Councilman Macagnone and seconded by Councilman

1 Coschignano.

2 On the vote, Acting Supervisor

3 Muscarella?

4 ACTING SUPERVISOR MUSCARELLA: "Aye."

5 MR. ALTADONNA: Councilman Macagnone?

6 COUNCILMAN MACAGNONE: "Aye."

7 MR. ALTADONNA: Councilman Coschignano?

8 COUNCILMAN COSCHIGNANO: "Aye."

9 MR. ALTADONNA: Councilman Pinto?

10 COUNCILMAN PINTO: "Aye."

11 MR. ALTADONNA: Councilwoman Alesia?

12 COUNCILWOMAN ALESIA: "Aye."

13 MR. ALTADONNA: Councilman Johnson?

14 COUNCILWOMAN JOHNSON: "Aye."

15 MR. ALTADONNA: Motion to adopt

16 Resolutions 60 to 63 passes with six "Ayes."

17 ACTING SUPERVISOR MUSCARELLA: I would
18 like to get a motion to go into Executive Session
19 but before you make the motion --

20 COUNCILWOMAN ALESIA: (Inaudible.)

21 ACTING SUPERVISOR MUSCARELLA: We
22 suspend.

23 COUNCILMAN PINTO: Bring it back from
24 the table.

25 ACTING SUPERVISOR MUSCARELLA: Two

1 three other items?

2 COUNCILMAN PINTO: Two other items.

3 ACTING SUPERVISOR MUSCARELLA: Move on,
4 Jim. There's two other items.

5 MR. ALTADONNA: May I have a motion to
6 remove Resolutions -- this is from last year
7 690-2016 and 33-2017 which was tabled on
8 December 13, 2016 and January 10, 2017.

9 On the motion?

10 COUNCILMAN MACAGNONE: So moved.

11 COUNCILMAN COSCHIGNANO: Seconded.

12 MR. ALTADONNA: Motion made by
13 Councilman Macagnone and seconded by Councilman
14 Coschignano.

15 On the vote, Acting Supervisor
16 Muscarella?

17 COUNCILMAN COSCHIGNANO: Before we vote
18 I just want -- Acting Commissioner Tim Zike is here
19 and with respect to 690, could you bring us up to
20 date? I know you brought me up to date, but I'd
21 like the other Board members to be up to date on
22 Resolution No. 690, because you have done a lot of
23 work in the last month.

24 MR. ZIKE: Good morning, council
25 members.

1 Just to bring you up to speed from the
2 last meeting in December, we did review the
3 contracts that were in place between the Maine Maid
4 Inn property owners and the surrounding property
5 owners.

6 The Maine Maid Inn, the way it's
7 proposed now would require 188 parking spaces. The
8 leases that are signed with the Maine Maid Inn will
9 provide 220. 190 of them would be between the Main
10 Maid Inn property and the surrounding office
11 buildings, and then there would be 30 additional
12 spots across the street on a Nassau County property
13 known as the Malcolm House.

14 The leases with the actual office
15 buildings are 20 years. They are renewable
16 automatically for five -- every five years and can
17 only be null and voided by the property owner of
18 the Maine Maid Inn.

19 The one with Nassau County, that's an
20 open-ended contract. It could be terminable at
21 will at any point given 30 days.

22 COUNCILMAN MACAGNONE: The 30 spaces
23 are not needed in the calculation?

24 MR. ZIKE: Correct. If you took away
25 those 30 spaces, you'd still have 190 spaces with

1 the adjoining office buildings.

2 COUNCILMAN MACAGNONE: I had a big
3 concern with the lease with the other building you
4 answered my question on it.

5 MR. ZIKE: Just as a side reference as
6 well.

7 COUNCILMAN COSCHIGNANO: Five.

8 MR. ZIKE: It's a full 20-year lease,
9 but it's automatically renewable every five years.
10 Just as a side note for the benefit of the Board
11 myself and Councilman Coschignano had a
12 conversation, I also reached out the East Norwich
13 Civic Association, spoke with Matthew Mang and laid
14 out to him what exactly was being proposed before
15 the Board. His response to me was as long as all
16 the parking was addressed, he was satisfied with it
17 and had no objection to it.

18 COUNCILMAN COSCHIGNANO: I think you
19 spoke with him twice, right?

20 MR. ZIKE: I did speak with him twice,
21 yes.

22 ACTING SUPERVISOR MUSCARELLA: Thank
23 you, Commissioner.

24 I appreciate it.

25 Before we get a motion to go into

1 Executive Session --

2 COUNCILMAN COSCHIGNANO: We have to
3 vote.

4 MR. ALTADONNA: Is there any other
5 speakers?

6 ACTING SUPERVISOR MUSCARELLA: No other
7 speakers.

8 MR. ALTADONNA: On the vote, Acting
9 Supervisor Muscarella?

10 ACTING SUPERVISOR MUSCARELLA: "Aye."

11 MR. ALTADONNA: Councilman Macagnone?

12 COUNCILMAN MACAGNONE: "Aye."

13 MR. ALTADONNA: Councilman Coschignano?

14 COUNCILMAN COSCHIGNANO: "Aye" on 690.
15 "Abstain" on 33.

16 MR. ALTADONNA: Councilman Pinto?

17 COUNCILMAN PINTO: "Aye."

18 MR. ALTADONNA: Councilwoman Alesia?

19 COUNCILWOMAN ALESIA: "Aye."

20 MR. ALTADONNA: Councilwoman Johnson?

21 COUNCILWOMAN JOHNSON: "Aye."

22 MR. ALTADONNA: Motion to adopt
23 Resolution No. 690-2016 passes with six "Ayes."

24 Motion to adopt 33-2017 passes with
25 five "Ayes" and one "Abstention."

1 The calendar is complete.

2 ACTING SUPERVISOR MUSCARELLA: Thank
3 you.

4 Before we go into Executive Session to
5 discuss personnel, I'm going to motion -- we're
6 going to do with the Board fifteen minutes in
7 Executive Session. Okay. Fifteen minutes. So
8 you've got to be prepared.

9 After fifteen minutes, I'm going to
10 direct Donna, you're going to knock on the door.
11 In the old days, my family, my parents would say
12 you've got five more minutes and we're going to go.
13 Five more minutes, you're going to knock on the
14 door five minutes. It's a break for everybody
15 here. But we will be back out in twenty minutes,
16 okay, the max. Again, I'd like -- all right.

17 So let me have a motion.

18 COUNCILMAN MACAGNONE: I move to go
19 into Executive Session to discuss proposed pending
20 and current litigation and to appoint appointment,
21 promotion or particular issues referring to
22 personnel.

23 COUNCILMAN COSCHIGNANO: Seconded.

24 ACTING SUPERVISOR MUSCARELLA: All in
25 favor.

1 ALL: "Aye."

2 (Whereupon, the Executive Session began
3 at 10:55 a.m. and ended at 11:40 a.m. and the
4 proceedings resumed as follows:)

5 ACTING SUPERVISOR MUSCARELLA: We're
6 waiting for some Board members to come back.

7 I apologize.

8 Like I said, I'm trying to keep time --
9 everything together. When I said five minutes --
10 when your parents say five minutes, we're going to
11 go, it's never five minutes.

12 So we're going to wait until the two
13 other Board members come back, and then we will
14 procedure accordingly.

15 (Whereupon, a discussion was held off
16 the record.)

17 ACTING SUPERVISOR MUSCARELLA: Tony,
18 can I have a motion, please?

19 COUNCILMAN MACAGNONE: I'd like to make
20 a motion that we close Executive Session.

21 We met in Executive Session to discuss
22 personnel and litigation.

23 There was no decision rendered.

24 COUNCILMAN COSCHIGNANO: Seconded.

25 ACTING SUPERVISOR MUSCARELLA: All in

1 favor?

2 ALL: "Aye."

3 ACTING SUPERVISOR MUSCARELLA: Can I
4 have a motion to adjourn the meeting?

5 COUNCILMAN MACAGNONE: I'd like to make
6 a motion to adjourn the meeting.

7 COUNCILMAN COSCHIGNANO: Seconded.

8 ACTING SUPERVISOR MUSCARELLA: All in
9 favor.

10 ALL: "Aye."

11 (Time noted: 11:42 a.m.)

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