

TOWN BOARD  
TOWN OF OYSTER BAY  
REGULAR MEETING  
JUNE 12, 2018  
10:15 A.M.

**HEARING - LOCAL LAW**

To consider a Local Law entitled: "A Local Law to Amend the Code of the Town of Oyster Bay, Nassau County, New York, to Comprehensively revise Provisions of Chapter 4, Chapter 93, Chapter 135, Chapter 156, Chapter 180, Chapter 181, Chapter 182, Chapter 183, Chapter 205, Chapter 241, Chapter 246, and Repeal of Chapter 246, Section 246.4-13 for its Inclusion in the Code as Chapter 204 - Stormwater Management and Sediment and Erosion Control." (M.D. 5/8/18 #27 & 5/15/18 #32).

P R E S E N T:

**JOSEPH SALADINO**  
SUPERVISOR

**JAMES ALTADONNA JR.**  
TOWN CLERK

P R E S E N T:

SUPERVISOR JOSEPH S. SALADINO  
COUNCILMAN JOSEPH D. MUSCARELLA  
COUNCILMAN ANTHONY D. MACAGNONE  
COUNCILWOMAN REBECCA M. ALESIA  
COUNCILWOMAN MICHELE M. JOHNSON  
COUNCILMAN THOMAS HAND  
COUNCILMAN LOUIS B. IMBROTO

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

JAMES ALTADONNA JR., TOWN CLERK  
JAMES STEFANICH, RECEIVER OF TAXES

Minutes of the meeting  
taken by:

HOLLY DALOIA OSTEEEN  
Reporter/Notary Public

1 SUPERVISOR SALADINO: Good morning,  
2 ladies and gentlemen. If you could kindly take  
3 your seats so we could begin.

4 Welcome to the Town of Oyster Bay Town  
5 Board meeting of Tuesday, June 12, 2018.

6 Good morning and welcome to Town Hall.

7 Leading us in prayer this morning will  
8 be Rabbi Joel Levinson of the Midway Jewish Center  
9 in Syosset. Rabbi Levinson has a powerful ability  
10 to build and grow a community. With his warm and  
11 caring manner, he knows how to engage each member  
12 and create meaningful experiences that draw them  
13 and inspire them at his synagogue.

14 Rabbi Levinson, the podium is yours.

15 Would you all rise?

16 (Whereupon, a prayer was recited by  
17 Rabbi Levinson.)

18 SUPERVISOR SALADINO: This morning the  
19 Pledge of Allegiance will be led by Vietnam Veteran  
20 and Town of Oyster Bay resident Steven Bonom, who  
21 served in the United States Navy from 1967 to 1969,  
22 and currently serves as the President of the  
23 Vietnam Veterans of American, Chapter 82.

24 Ladies and gentlemen, Steven Bonom.

25 (Whereupon, all present recited the

1 Pledge of Allegiance led by Steven Bonom.)

2 SUPERVISOR SALADINO: Now, please join  
3 in a moment of silence for the men and women in the  
4 United States Armed Forces serving on American soil  
5 and abroad and in recognition of the men and women  
6 in law enforcement, all of our protectors.

7 (Whereupon, there was a moment of  
8 silence.)

9 SUPERVISOR SALADINO: Thank you.  
10 Please be seated.

11 (Whereupon, at 10:18 a.m., Supervisor  
12 Saladino spoke at the podium about the State of  
13 Address of the Town of Oyster Bay.)

14 (TIME NOTED: 10:58 A.M.)

15 SUPERVISOR SALADINO: Mr. Altadonna,  
16 would you call the Board so we can get started?

17 We've got a lot of work to do.

18 MR. ALTADONNA: Superintendent  
19 Saladino?

20 SUPERVISOR SALADINO: Present.

21 MR. ALTADONNA: Councilman Muscarella?

22 COUNCILMAN MUSCARELLA: Present.

23 MR. ALTADONNA: Councilman Macagnone?

24 COUNCILMAN MACAGNONE: Here.

25 MR. ALTADONNA: Councilwoman Alesia?

1 COUNCILWOMAN ALESIA: I am here.

2 MR. ALTADONNA: Councilwoman Johnson?

3 COUNCILWOMAN JOHNSON: Here.

4 MR. ALTADONNA: Councilman Imbroto?

5 COUNCILMAN IMBROTO: Present.

6 MR. ALTADONNA: Councilman Hand?

7 COUNCILMAN HAND: Here.

8 SUPERVISOR SALADINO: Will Town Clerk  
9 James Altadonna, Jr. please call the first hearing?

10 MR. ALTADONNA: Hearing is the Local  
11 Law to consider a Local Law entitled "A Local Law  
12 to Amend the Code of the Town of Oyster Bay, Nassau  
13 County, New York, to comprehensively revise the  
14 provisions of Chapter 4, Chapter 93, Chapter 135,  
15 Chapter 156, Chapter 180, Chapter 181, Chapter 182,  
16 Chapter 183, Chapter 205, Chapter 241, Chapter 246  
17 and Repeal of Chapter 246, Section 246.4-13 for its  
18 inclusion in the Code as Chapter 204 Stormwater  
19 Management and Sediment and Erosion Control."

20 MS. FAUGHNAN: Good morning, Supervisor  
21 and Town Board.

22 SUPERVISOR SALADINO: Good morning.

23 MS. FAUGHNAN: Elizabeth Faughnan,  
24 Deputy Town Attorney.

25 So, as you all know, there are quite a

1 number of sections of the code that would be  
2 changed by the passing of this local law.

3 And I want to start by saying the last  
4 major recodification was done in 2000/2001, and  
5 periodically the different departments will look at  
6 code, try to bring them up to date. The sections  
7 involved today include waterways which involve --  
8 waterways, swimming, boats, all sorts of things --  
9 and the prior code dealt with each issue rather in  
10 a scrambled manner.

11 Another issue that would be changed if  
12 the local law is enacted is storm water management  
13 which was last dealt with in 2008. So as the  
14 departments want to do, there were changes that  
15 they wanted to bring about and the changes that  
16 you're looking at today are the result of work  
17 involving the Department of Planning and  
18 Development, the Department of Environmental  
19 Resources, the Department of Public Works, the  
20 Department of Public Safety and the Town Clerk's  
21 office.

22 There are -- this effort was done to,  
23 number one, to try to make the code gender neutral.  
24 There were still references to the Commissioner or  
25 his designee. So several of the changes are just

1 to change them and make them gender neutral,  
2 his/her designee.

3 Others would bring code references to  
4 the current versions of the DEC Rules and Regs.  
5 Some of the references were to the 2008 Rules and  
6 Regs and they have been updated to the 2015 Rules  
7 and Regs.

8 If you like, there are about fifteen  
9 major changes that I can go over with you.

10 For instance, there are some things are  
11 very, very simple. The old code said "land." For  
12 whatever reason when the code was passed, there was  
13 a typo, it was never caught, and so now the code  
14 has been updated to actually read "plan" which it  
15 should have said all the way along.

16 There were references to the Town's  
17 Environmental Control Commission which is no longer  
18 in existence. The appropriate department is now  
19 the Department of Environmental Resources.

20 The code also referred to a specific  
21 fees, fee amounts. For instance, \$25 fee. So,  
22 rather than requiring the Town Board to pass a  
23 local law every time the fees were updated, there  
24 is now simply a reference to the fee schedule as  
25 established by the Commissioner of the Department

1 of Planning and Development. So, in that way, the  
2 code can stay current and the Town Board does not  
3 have to consider every fee increase or decrease.  
4 It will be handled by the Department of Planning  
5 and Development by the Commissioner there who,  
6 obviously, will have the input from all of you.

7 Again, there are changes in discussing  
8 a Certificate of Completion. There are changes now  
9 to make the references to all gender neutral, his  
10 or her appointee.

11 One of the changes that -- previously,  
12 all elevators had to be inspected every year. Now,  
13 as time progresses, we find that there are more  
14 homes that have elevators in them so the code is  
15 now going to exempt one and two-family homes,  
16 parent/child residences, from elevator inspection  
17 requirements every year.

18 Again, there will be a reference to the  
19 fee schedule as established by the Department of  
20 Planning and Development --

21 COUNCILMAN MACAGNONE: Excuse me,  
22 Counselor.

23 My concern is maintenance on the  
24 elevators. We all see what happens when it's not  
25 done and for the resale of a home that is not

1 inspected, there could be a problem down the line.

2 So what is going to be the inspection  
3 for a home elevator? What is the plan?

4 SUPERVISOR SALADINO: Commissioner,  
5 would you please come up?

6 MS. FAUGHNAN: I'm looking to the  
7 Commissioner of Planning and Development.

8 Obviously, there has to be an  
9 inspection when the elevator is installed, and keep  
10 in mind, too, these are one and two-family homes  
11 where the person using the elevator is the person  
12 that owns the elevator, so it is in their own best  
13 interest --

14 COUNCILMAN MACAGNONE: Hang on a  
15 second.

16 I've seen many cases where lack of  
17 maintenance --

18 MS. FAUGHNAN: I understand.

19 COUNCILMAN MACAGNONE: And then when  
20 the next buyer gets it, with an elevator, with  
21 anything, with a deck, with anything, there is --

22 COMMISSIONER MACCARONE: I'm sorry. I  
23 didn't hear the question, the full question.

24 COUNCILMAN MACAGNONE: I understand it  
25 doesn't have to have a yearly inspection in

1 residential elevators, but there has to be some  
2 kind of inspection.

3 COUNCILWOMAN JOHNSON: How often are  
4 they going to require the elevator inspection?

5 COMMISSIONER MACCARONE: I'm sorry?  
6 How often will it be required to be  
7 inspected?

8 MS. FAUGHNAN: For the residential,  
9 only when it's installed and prior to the issuance  
10 of the CO.

11 COUNCILWOMAN JOHNSON: What about upon  
12 a sale of a home?

13 COMMISSIONER MACCARONE: We don't have  
14 that contemplated.

15 COUNCILMAN MACAGNONE: I think we  
16 should put that in there for the safety of the next  
17 buyer.

18 SUPERVISOR SALADINO: I do, too.

19 COMMISSIONER MACCARONE: Sure. We can  
20 add that.

21 COUNCILMAN MACAGNONE: Thank you.

22 SUPERVISOR SALADINO: So, that will be  
23 added before we vote on it, correct?

24 MS. FAUGHNAN: Correct, Supervisor.  
25 Correct, Supervisor.

1 I'm making that note now.

2 SUPERVISOR SALADINO: Excellent  
3 suggestion.

4 COUNCILMAN MACAGNONE: Thank you.

5 MS. FAUGHNAN: One other differences  
6 was the Town code had calculated maximum occupancy  
7 levels which sometimes differ from the New York  
8 State Fire & Prevention Building Code. So, now the  
9 Town code will also will be -- the Town code will  
10 refer to New York State Fire Prevention Building  
11 Code so that the requirements are one and the same.  
12 So the residents and developers will not face an  
13 instance where one code requires one occupy and one  
14 code has another occupy.

15 With respect to Section 9 of the local  
16 law, there is a provision -- actually, there are  
17 two separate sections that deal with shielding. It  
18 has to do with the idea of light pollution which  
19 actually didn't exist 20 or 25 years ago.

20 The idea of having bright lights on  
21 your property is a pollution perhaps to the  
22 neighboring properties. So now there are more  
23 requirements in the code to expand the coverage and  
24 prevent the light pollution more shielding of the  
25 lighting from the neighbors. And this comes in

1 most especially in the instance where you have a  
2 residential home that's within 300 feet of a  
3 commercial section or light industrial section.

4 You typically see it with the  
5 residential home behind a fast food place of some  
6 other establishment that's open very frequently at  
7 night where the headlights and the parking lots and  
8 whatnot all shine across the backyard and make the  
9 backyard as bright as day. You also see it where  
10 there is a residential home across the street from  
11 a commercial establishment. So now there will be  
12 more requirements in the code to provide some sort  
13 of shielding so the lighting lights the appropriate  
14 property, but also does not light up the  
15 residential property to the point where the  
16 homeowners can't enjoy their own home and can't  
17 sleep.

18 One of the bigger changes in the code  
19 is that in the current code the storm water  
20 management official is the Commissioner of the  
21 Department of Planning and Development. If you  
22 enact this law and this changed, the storm water  
23 management official will now be defined as the  
24 Commissioner of the Department of Public Works. It  
25 will bring it more in line with their

1 responsibilities and it will be his purview to deal  
2 with issues of storm water management.

3 Again, another change is the fees for  
4 the public assembly licenses will not be set in the  
5 specific code. There will be a reference to the  
6 fee schedule established by the Commissioner of  
7 Department of Planning and Development.

8 Another code provision is individuals  
9 are not allowed to litter the street and leave  
10 items in Town roadways or highways. We have added  
11 snow and ice because that was never included in the  
12 code as something that should not be left in a Town  
13 roadway. This now provides as codification of a  
14 requirement that residents and businesses cannot  
15 dump their snow and ice in a Town roadway. It  
16 seems logical, seems simple and yet it was never  
17 actually in the code, so we added that provision.

18 I spoke initially about waterways,  
19 docks and whatnot. Currently, the Town Board  
20 reviews all dock applications. That is after the  
21 property owner has gone to the Army Corps of  
22 Engineers, the State DEC and very often Fish &  
23 Wildlife.

24 So it is a very long and some would  
25 argue torturous process. That is not an editorial

1 opinion. That is just something I have heard from  
2 various residents.

3 What the code changes would do is  
4 rather than have the dock application come before  
5 Town Board which some would argue is another layer  
6 of expense, if a dock, a pier, A bulkhead is all on  
7 the property, owner's property, it will be dealt  
8 with as any other structure on their property  
9 would. It will be handled by the Department of  
10 Planning and Development. If that dock, bulkhead,  
11 pier, whatnot, encroaches on Town property, it  
12 would then, just like any other structure, come  
13 before the Town Board.

14 So, this should -- again, after the  
15 Army Corps of Engineers, after the New York State  
16 DEC again some of them have to go to Fish &  
17 Wildlife, it then -- I don't want to say simplifies  
18 the process because they have to go through all the  
19 same steps. It just doesn't have to come before  
20 the Town Board, again if it is on their own  
21 property.

22 Another change in the code is that  
23 currently parent/child home or parent/child  
24 relationship is defined as parent and child. We  
25 have expanded that with the input of the various

1 departments with the input of residents, we are  
2 expanding that definition to include aunts and  
3 uncles. And that's not kids who call me Aunt Beth.  
4 That is actual blood relations, the siblings your  
5 parents or the siblings of your children.

6 COUNCILWOMAN JOHNSON: You do have a  
7 lot of kids that call you Aunt Beth.

8 MS. FAUGHNAN: I do have a lot of kids  
9 that call me Aunt Beth. Not just the nine that my  
10 brothers and sisters have, but that's okay.

11 I apologize. There is also going to be  
12 an additional clue -- an additional exclusion added  
13 to the code that currently a parent/child residence  
14 can actually operate a home business. We are going  
15 to add a provision if this law is enacted that a  
16 home business cannot be operated out of a  
17 parent/child residence because right now you can  
18 have parent/child and home business activity and  
19 vehicles and whatnot in a residential area. So we  
20 have been asked and we have studied the situation  
21 and we are proposing a new provision that would  
22 exclude a home business from being operated out of  
23 a parent/child residence.

24 COUNCILWOMAN ALESIA: What about  
25 current ones in existence, would they be

1 grandfathered in?

2 In other words, if someone has a -- I'm  
3 just curious -- if someone has a current  
4 parent/child and they're operating an office --

5 MS. FAUGHNAN: And a permitted home  
6 business?

7 (Whereupon, the Commissioner spoke off  
8 the microphone.)

9 COMMISSIONER MACCARONE: Obviously, as  
10 long as they have all the proper permits in place.

11 COUNCILWOMAN ALESIA: That would be  
12 nonconforming in the future.

13 MS. FAUGHNAN: That would be  
14 nonconforming preexisting, yes.

15 I say that because, you know, there are  
16 a lot of people that don't officially get their  
17 permits.

18 COUNCILWOMAN ALESIA: I have no idea.

19 MS. FAUGHNAN: Present company  
20 excepted, I'm sure.

21 Again, I'm just going through my list,  
22 so I apologize if I'm jumping around, but the code  
23 will actually be much more clear, and it will go  
24 from topic as opposed to the way I'm jumping around  
25 on you today.

1           There will be a new section added for  
2 hours of operation with respect to properties that  
3 are in the commercial district within 100 feet of a  
4 residential district. So just like with the  
5 lighting being an issue, right now, when applicants  
6 come in to run a business and the Town Board wants  
7 to -- let me step back. When an applicant comes in  
8 to run a business within 100 feet of a residential  
9 area, if the Town Board wants to set limits on the  
10 hours of operation, the Town Board actually has to  
11 pass the approval with a Declaration of Restricted  
12 Covenant which goes on the property. So if you  
13 sever changes and the hours change, the applicant  
14 has to come back to Town Board to get that  
15 Declaration of Restricted Covenant lifted or  
16 amended or whatnot. Under the proposed changes  
17 with the code, there will be set hours of operation  
18 for all properties within 100 feet of a residential  
19 district. And those hours of operation will be  
20 limited to from 6:00 a.m. to 11:00 p.m.

21           So, the Town Board doesn't actually  
22 have to set the Declaration of Restrict Covenant  
23 with respect to the hours of operation. Obviously,  
24 if the Town Board wanted to change it, they can  
25 still do that, but it just removes that step from

1 the hearing process when the Town Board hears the  
2 application.

3 And one of the last major changes to  
4 the code is site plan application themselves.

5 Currently, we find that some people are  
6 filing a site plan application; they come in the  
7 following year to renew the application, come again  
8 to renew it and again to renew it. And there is a  
9 limit to how many times an applicant should be able  
10 to renew the same application because it's all  
11 based on an earlier environmental impact statement.

12 We are finding that if someone wants to  
13 renew it five, six, seven years down the line, the  
14 environment, the traffic, all of that could have  
15 very much changed in the five years and perhaps the  
16 approval is not appropriate for the current  
17 situation.

18 So, as a result, what the code -- what  
19 we propose is that when an application for a site  
20 plan is granted, an applicant can only get three  
21 renewals. So there is a four-year time limit  
22 there. After that -- first of all, the application  
23 would have to be renewed prior to its expiration.  
24 So no longer could a person come in after it's  
25 expired and say, oh, yeah, I meant to renew that.

1           Now, the Commissioner of Planning and  
2           Development could, under the code provisions, could  
3           nunc pro tunc that renewal. If, for instance, the  
4           application is due to expire in April, the  
5           application comes in in February, but the  
6           Commissioner of Planning and Development is dealing  
7           with all amnesties and they don't get to that  
8           application renewal until June -- I'm just throwing  
9           out dates; I'm not throwing the Commissioner under  
10          the bus or anything -- the Commissioner can say,  
11          look, they made the application for renewal in a  
12          timely manner, but for the circumstance that we had  
13          a lot of other things to do, it would have been  
14          renewed in a timely manner; therefore, the  
15          Commissioner would be able to nunc pro tunc, renew  
16          that application in a timely manner -- renew that  
17          site plan approval in a timely manner. And, again,  
18          that would limited to three extensions for the site  
19          plan approval and also for special use permits. So  
20          that applicants cannot come in and renew, renew,  
21          renew. The applicant would have the initial year.  
22          They would have three extensions after that for a  
23          total of a four-year period and if the development  
24          does not take place within that time period, they  
25          could not come in and get another renewal. They

1 have to then make a new application to the own.

2 And that summarizes the changes that  
3 are proposed.

4 Any questions?

5 COUNCILMAN IMBROTO: Thank you.

6 Can we please leave this open and not  
7 vote on it today?

8 MS. FAUGHNAN: Well, quite frankly, in  
9 order to implement the requirement that the  
10 elevator be inspected upon initial installation and  
11 then again at the sale, it can't be voted on today  
12 because the Town Attorney's office is going to have  
13 to revise that proposed section accordingly.

14 SUPERVISOR SALADINO: Thank you.

15 COUNCILMAN MACAGNONE: So, the answer is  
16 yes?

17 MS. FAUGHNAN: Yes.

18 SUPERVISOR SALADINO: We have one  
19 speaker on this.

20 Paul Molinari. No? Okay.

21 PAUL MOLINARI: My concerns have been  
22 addressed.

23 SUPERVISOR SALADINO: Thank you, Paul.

24 MS. FAUGHNAN: Thank you.

25 SUPERVISOR SALADINO: Any other

1 speakers?

2 (No responses.)

3 SUPERVISOR SALADINO: Okay.

4 May we have a motion?

5 Is there any correspondence on this?

6 MR. ALTADONNA: We have affidavits of  
7 postings and publications.

8 There is no other correspondence.

9 SUPERVISOR SALADINO: Okay.

10 May I have a motion?

11 COUNCILMAN MUSCARELLA: I make a motion  
12 to -- public hearing close -- table close.

13 COUNCILMAN MACAGNONE: Second.

14 COUNCILMAN MUSCARELLA: Do you want to  
15 do time certain or not?

16 SUPERVISOR SALADINO: I think we should  
17 do it at the next Board meeting.

18 MR. ALTADONNA: Do you want to leave it  
19 open for 30 days for public comment?

20 SUPERVISOR SALADINO: So long as those  
21 people who are waiting on something if we -- you  
22 don't want to hurt -- I don't want to hurt someone  
23 who --

24 MR. ALTADONNA: They'll still go on the  
25 existing rules until it's passed.

1 SUPERVISOR SALADINO: That's the point.

2 Can we make sure that someone who is  
3 coming forward now because of our wait doesn't have  
4 to go through the arduous process and we can  
5 grandfather them in?

6 MR. ROZEA: Supervisor, the existing  
7 code would control it unless and until this  
8 proposal local law is filed with the Secretary of  
9 State, the existing provisions apply.

10 SUPERVISOR SALADINO: So my one concern  
11 is that if someone is coming in for an application  
12 -- and if we do pass this, they would be -- why  
13 don't we make it simple?

14 How about until the next Board meeting,  
15 we leave the rules open and we'll get the input of  
16 the public in the process?

17 Is that fair enough, everybody?

18 (No objection.)

19 SUPERVISOR SALADINO: Would you like to  
20 amend your motion for the next Board meeting?

21 COUNCILMAN MUSCARELLA: I make a motion  
22 to keep the hearing open until June 26th at  
23 7:00 p.m.

24 COUNCILMAN MACAGNONE: Second.

25 SUPERVISOR SALADINO: All in favor,

1 please signify by saying "Aye."

2 ALL: "Aye."

3 SUPERVISOR SALADINO: Those opposed,  
4 "Nay."

5 (No response.)

6 SUPERVISOR SALADINO: The "Ayes" have  
7 it.

8 (TIME NOTED: 11:19 A.M.)

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TOWN BOARD  
TOWN OF OYSTER BAY  
ACTION CALENDAR  
JUNE 12, 2018  
11:20 A.M.

P R E S E N T:

**JOSEPH SALADINO**  
SUPERVISOR

**JAMES ALTADONNA JR.**  
TOWN CLERK

P R E S E N T:

SUPERVISOR JOSEPH S. SALADINO  
COUNCILMAN JOSEPH D. MUSCARELLA  
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COUNCILMAN LOUIS B. IMBROTO

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

JAMES ALTADONNA JR., TOWN CLERK  
JAMES STEFANICH, RECEIVER OF TAXES

Minutes of the meeting  
taken by:

HOLLY DALOIA OSTEEEN  
Reporter/Notary Public

1 SUPERVISOR SALADINO: Would you call  
2 the regular Action Calendar?

3 MR. ALTADONNA: First, what we're going  
4 to do is may I have a motion to remove from the  
5 table Resolution No. 287-2018, which is a  
6 Resolution pertaining to Contract No. PWC07-2018,  
7 On-Call Technical Assistance relative to Civil  
8 Engineering for development of a new municipal  
9 solid waste and single-stream recycling routes and  
10 authorization for the use of a subconsultant to  
11 perform route develop analysis. Account No. DER  
12 SRO5 8160 44800 000 0000 4/10/18 #31 and 4/17/18  
13 #26).

14 This is just the motion.

15 On the motion?

16 COUNCILMAN MUSCARELLA: So moved.

17 COUNCILMAN MACAGNONE: Second.

18 MR. ALTADONNA: Motion made by  
19 Councilman Muscarella and seconded by Councilman  
20 Macagnone.

21 On the vote:

22 Supervisor Saladino?

23 SUPERVISOR SALADINO: "Aye."

24 MR. ALTADONNA: Councilman Muscarella?

25 COUNCILMAN MUSCARELLA: "Aye."

1 MR. ALTADONNA: Councilman Macagnone?

2 COUNCILMAN MACAGNONE: "Aye."

3 MR. ALTADONNA: Councilwoman Alesia?

4 COUNCILWOMAN ALESIA: Is this just the  
5 vote to remove it from the table?

6 MR. ALTADONNA: Just to remove it to  
7 the table, yes.

8 COUNCILWOMAN ALESIA: "Aye."

9 MR. ALTADONNA: Councilwoman Johnson.

10 COUNCILWOMAN JOHNSON: "Aye."

11 MR. ALTADONNA: Councilman Imbroto.

12 COUNCILMAN IMBROTO: "Aye."

13 MR. ALTADONNA: Councilman Hand?

14 COUNCILMAN HAND: "Aye."

15 MR. ALTADONNA: Motion to remove from  
16 the table Resolution No. 287-2018 passes with seven  
17 "Ayes."

18 Now, we're going to have a motion to  
19 adopt the Resolution.

20 Can I have a motion to adopt Resolution  
21 No. 287-2018?

22 On the motion?

23 COUNCILMAN MUSCARELLA: So moved.

24 COUNCILMAN MACAGNONE: Second.

25 COUNCILWOMAN ALESIA: Can I request it

1 be called with the regular calendar? I need to get  
2 further information on it as it was just removed  
3 from the table?

4 MR. ALTADONNA: You know what?

5 I'm not going to call it with the  
6 regular Action Calendar.

7 Keep it separate, but we can revisit it  
8 after the regular Action Calendar.

9 COUNCILWOMAN ALESIA: Thank you.

10 MR. ALTADONNA: May I have a motion to  
11 adopt Resolutions P-10-18 through Resolution  
12 411-2018?

13 Personnel Resolution No. P-10-18;  
14 Resolution pertaining to personnel of various  
15 departments within the Town of Oyster Bay.

16 Transfer of Funds Resolution No.  
17 TF-10-18; Resolution pertaining to Transfer of  
18 Funds within various departments accounts for the  
19 Year 2018.

20 Resolution No. 376-2018; Resolution  
21 authorizing payment in connection with Workers'  
22 Compensation Insurance for the period January 1,  
23 2017 through January 1, 2018 as a result of the  
24 New York State Insurance Fund audit; Account No.  
25 IGA CD 6293 43000 000 CW17. (M.D. 5/15/18 #12).

1                   Resolution No. 377-2018; Resolution  
2                   authorizing the assessment of securing property at  
3                   8 Island Street, Plainview, New York, performed on  
4                   August 30, 2017, be referred to the County of  
5                   Nassau for placement on the Nassau County Tax  
6                   assessment rolls. (M.D. 5/15/18 #14).

7                   Resolution No. 378-2018; Resolution  
8                   authorizing the property cleanup assessment of  
9                   14 Gainsboro Lane, Syosset, New York, performed on  
10                  May 16, 2017, be referred to the County of Nassau  
11                  for placement on the Nassau County Tax assessment  
12                  rolls. (M.D. 5/15/18 #15).

13                  Resolution No. 379-2018; Resolution  
14                  authorizing the assessment of re-boarding property  
15                  of 4699 Merrick Road, Massapequa, New York,  
16                  performed on June 19, 2017, be referred to the  
17                  County of Nassau for placement on the Nassau County  
18                  Tax assessment rolls. (M.D. 5/15/18 #16).

19                  Resolution No. 380-2018; Resolution  
20                  authorizing the assessment of securing property of  
21                  603 Franklin Road, Massapequa, New York, performed  
22                  on July 7, 2017, be referred to the County of  
23                  Nassau for placement on the Nassau County Tax  
24                  assessment rolls. (M.D. 5/15/18 #17).

25                  Resolution No. 381-2018; Resolution

1 authorizing the property cleanup assessment of  
2 15 Gables Road, Hicksville, New York, performed on  
3 July 28, 2017, be referred to the County of Nassau  
4 for placement on the Nassau County Tax assessment  
5 rolls. (M.D. 5/15/18 #18).

6 Resolution No. 382-2018; Resolution  
7 authorizing the property cleanup assessment of  
8 47 Chestnut Street, Hicksville, New York, performed  
9 on October 16, 2017, be referred to the County of  
10 Nassau for placement on the Nassau County Tax  
11 assessment rolls. (M.D. 5/15/18 #19).

12 Resolution No. 383-2018; Resolution  
13 authorizing the property cleanup assessment of  
14 150 West Avenue, Hicksville, New York, performed on  
15 June 30, 2017, be referred to the County of Nassau  
16 for placement on the Nassau County Tax assessment  
17 rolls. (M.D. 5/15/18 #20).

18 Resolution No. 384-2018; Resolution  
19 authorizing the property cleanup assessment of  
20 165 Wilfred Boulevard, Hicksville, New York,  
21 performed on August 10, 2017, be referred to the  
22 County of Nassau for placement on the Nassau County  
23 Tax assessment rolls. (M.D. 5/15/18 #21).

24 Resolution No. 385-2018; Resolution  
25 authorizing the issuance of a refund of a parking

1 permit fee to J. Kroll. Account No. HWY ST 0001  
2 01721 000 0000. (M.D. 5/15/18 #22).

3 Resolution No. 386-2018; Resolution  
4 pertaining to Contract No. PWC12-18, On-Call  
5 Engineering Services relative to Environmental  
6 Science - assistance with shellfish management  
7 programs. Account No. DER A 8090 44500 000 0000.  
8 (M.D. 5/15/18 #24).

9 Resolution No. 387-2018; Resolution  
10 pertaining to Contract No. PWC12-18, On-Call  
11 Engineering Services relative to Environmental  
12 Science - assistance with harbor management  
13 programs. Account No. DER A 8090 44500 000 0000.  
14 (M.D. 5/15/18 #25).

15 Resolution No. 388-2018; Resolution  
16 granting request from Our Lady of Mercy Church in  
17 Hicksville, for Town assistance in conducting their  
18 11th Annual Summer Fair from August 1 through  
19 August 5, 2018 and for the use of various Town  
20 equipment for the event. (M.D. 5/15/18 #26).

21 Resolution No. 389-2018; Resolution  
22 granting request from the Locust Valley Fire  
23 Department for Town assistance in conducting their  
24 5th Battalion Parade and Drill on June 16, 2018, to  
25 utilize Municipal Parking Lots LV-1, LV-2, LV-4 and

1 Thomas Park, for the posting of temporary "No  
2 Parking" signs in municipal lots during said event,  
3 to have Town Ordinance Chapter 82-3 waived and to  
4 use various Town equipment for the event. (M.D.  
5 5/15/18 #28).

6 Resolution No. 390-2018; Resolution  
7 granting request from Maria Regina R.C. Church in  
8 Seaford for Town assistance in conducting their  
9 annual family carnival from June 21 through  
10 June 24, 2018 and for the use of various Town  
11 equipment for the event. (M.D. 5/15/18 #29).

12 Resolution No. 391-2018; Resolution  
13 authorizing the Department of Community and Youth  
14 Services to obtain an explosives permit from Nassau  
15 County for the fireworks display which is a part of  
16 the Salute to America program and for the Town  
17 Clerk to waive fees for the explosives permit from  
18 the Town of Oyster Bay. Account No. CYS A 7020  
19 47660 000 0000 (M.D. 5/22/18 #5).

20 Resolution No. 392-2018; Resolution  
21 authorizing the acceptance of a donation of a  
22 memorial plaque, from Hillary Herlich, to be placed  
23 on an existing bench at Philip B. Healey  
24 Beach at Florence Avenue in memory of Joseph  
25 Grignano. (M.D. 5/22/18 #6).

1 Resolution No. 393-2018; Resolution  
2 authorizing the acceptance of a donation from Alisa  
3 Holzer of a bench and memorial plaque, to be placed  
4 at Tobay Beach in memory of Patti Goldberg. (M.D.  
5 5/22/18 #7).

6 Resolution No. 394-2018; Resolution  
7 authorizing the award of Contract No. SE 008R-18,  
8 Surplus Presstek 34DI-E 4 Color Direct Imaging  
9 Press (Rebid). (M.D. 5/22/18 #9).

10 Resolution No. 395-2018; Resolution  
11 pertaining to settlement of negligence claim;  
12 Claimant: Wendy Servellon v. Town of Oyster Bay,  
13 et ano. (M.D. 5/22/18 #10).

14 Resolution No. 396-2018; Resolution  
15 authorizing the issuance of a refund of a parking  
16 permit fee to A. Rutman. Account No. HWY ST 0001  
17 01721 000 0000. (M.D. 5/22/18 #11).

18 Resolution No. 397-2018; Resolution  
19 authorizing the issuance of a parking permit fee  
20 refund to various residents. Account No. HWY ST  
21 0001 01721 000 0000. (M.D. 5/22/18 #12).

22 Resolution No. 398-2018; Resolution  
23 pertaining to Contract No. PWC07-18, On-Call  
24 Engineering Services relative to Civil Engineering  
25 in connection with requirements contract for road

1 restoration. Account No. HWY H 5197 20000 000 1503  
2 008. (M.D. 5/22/18 #13).

3 Resolution No. 399-2018; Resolution  
4 pertaining to a Standard Work Day Reporting and  
5 Resolution for the recertification of the  
6 Supervisor, Town Clerk and three Town Board  
7 Members. (M.D. 5/22/18 #16).

8 Resolution No. 400-2018; Resolution  
9 amending Resolution No. 341-2018 in order to make  
10 certain changes/additions to programs for Music  
11 Under the Stars Concert Series. (M.D. 5/29/18 #4).

12 Resolution No. 401-2018; Resolution  
13 authorizing the property cleanup assessment at  
14 155 Seventh Street, Bethpage, New York, performed  
15 on July 28, 2017, be referred to the County of  
16 Nassau for placement on the Nassau County Tax  
17 assessment rolls. (M.D. 5/29/18 #8).

18 Resolution No. 402-2018; Resolution  
19 authorizing the property cleanup assessment at  
20 13 Jefferson Place, Massapequa, New York, performed  
21 on June 13, 2017, be referred to the County  
22 Of Nassau for placement on the Nassau County Tax  
23 assessment rolls. (M.D. 5/29/18 #9).

24 Resolution No. 403-2018; Resolution  
25 authorizing the property cleanup assessment at

1 155 Seventh Street, Bethpage, New York, performed  
2 on November 17, 2017, be referred to the County of  
3 Nassau for placement on the Nassau County Tax  
4 assessment rolls. (M.D. 5/29/18 #10).

5 Resolution No. 404-2018; Resolution  
6 authorizing the property cleanup assessment at  
7 63 Vanderwater Street, Farmingdale, New York,  
8 performed on August 3, 2017, be referred to the  
9 County of Nassau for placement on the Nassau County  
10 Tax assessment rolls. (M.D. 5/29/18 #11).

11 Resolution No. 405-2018; Resolution  
12 pertaining to Settlement of Negligence Claim  
13 Hochler v. Town of Oyster Bay. Account No. TWN AMS  
14 1910 43010 602 0000 000. (M.D. 5/29/18 #12).

15 Resolution No. 406-2018; Resolution  
16 pertaining to Settlement of Negligence Claim Angelo  
17 v. Town of Oyster Bay. Account No. TWN AMS 1910  
18 43010 602 0000 000. (M.D. 5/29/18 #13).

19 Resolution No. 407-2018; Resolution  
20 granting request from the Hicksville Volunteer Fire  
21 Department for Town assistance in hosting the  
22 Nassau County Firemen's Parade/Carnival from  
23 July 12-15, 2018 as well as the use of Town  
24 equipment, the use of Municipal Parking Lots H-9,  
25 H-11, H-12 & H-14, and to have Town Ordinance Ch.

1 82-3, 168-22, 168-24 and 168-20 waived for the  
2 event. (M.D. 5/29/18 #15).

3 Resolution No. 408-2018; Resolution  
4 authorizing the designation of a Conservation  
5 Management Area in a portion of the Great South Bay  
6 in connection with a program by the New York State  
7 Department of Environmental Resources in  
8 conjunction with Cornell Cooperative and the Town  
9 to help improve water quality and for the Town to  
10 assist in various water quality and shellfish  
11 seeding tasks in said area. (M.D. 5/29/18 #16).

12 Resolution No. 409-2018; Resolution  
13 directing the Town Clerk to advertise a Notice of  
14 Public Hearing to consider Hydrant Rental  
15 Agreements for the Glenwood-Glen Head Fire  
16 Protection District for the period July 1, 2018 -  
17 December 31, 2018. Hearing date: June 26, 2018.  
18 (M.D. 5/29/18 #18).

19 Resolution No. 410-2018; Resolution  
20 granting request from the Massapequa-Farmingdale  
21 Men's Club, Inc., for Town assistance in conducting  
22 their Oldie Car Show on June 16, 2018 and to use  
23 Municipal Parking Lot M-5 and various Town  
24 equipment for the event. (M.D. 5/29/18 #23).

25 Resolution No. 411-2018; Resolution

1 relating to the Town's Environmental Quality Review  
2 Division's "Review of Action and Recommended  
3 Determination of Significance" in connection with  
4 the Ellsworth W. Allen Park Expansion Project.  
5 Negative Declaration. (M.D. 5/29/18 #17 & 6/5/18  
6 #8).

7 Resolution No. 412-2018; Resolution  
8 amending Resolution No. 563-2006 relative to  
9 certain parcels of property abutting Joyce Lane  
10 Buffer and to ratify the January 21, 2015  
11 conveyance of Parcel G. (M.D. 5/29/18 #19).

12 Resolution No. 413-2018; Resolution  
13 pertaining to a Home Rule Request to grant a  
14 retroactive membership date in the NYS Employees'  
15 Retirement System to D. Galasso. (NYS Assembly).  
16 (M.D. 5/29/18 #20).

17 Resolution No. 414-2018; Resolution  
18 pertaining to a Home Rule Request to grant a  
19 retroactive membership date in the NYS Employees'  
20 Retirement System to D. Galasso. (NYS Senate).  
21 (M.D. 5/29/18 #20).

22 Resolution No. 415-2018; Resolution  
23 authorizing the replacement of the Surplus Policy.  
24 (M.D. 5/29/18 #22).

25 On the motion?

1 COUNCILMAN MUSCARELLA: So moved.

2 COUNCILMAN MACAGNONE: Second.

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

6 And you do have a speaker, Supervisor.

7 SUPERVISOR SALADINO: Our first speaker  
8 will be Arthur Adelman.

9 MR. ADELMAN: Arthur Adelman,  
10 110 Dubois Avenue, Sea Cliff, New York.

11 Hello, Board. Great State of the Town.  
12 I'm very happy to hear about it.

13 Thank you very much, everybody.

14 I'm here to talk about the Resolution  
15 to have the hearing next month or later this month  
16 regarding the fire hydrant rentals and the  
17 agreement between New York America Water and the  
18 Glen Head-Glenwood Landing fire protection  
19 district.

20 My request is that the board reach out  
21 to New York America Water and request the presence  
22 of a representative of their company to talk about  
23 the tariffs, that even though they were passed by  
24 the Department of Public Service, that they might  
25 be able to respond in light of the fact that they

1 granted a rental rate. I'm trying to get that --  
2 the reason why we get that rate substantiated only  
3 because in light of last week's fiasco when their  
4 water tank in Glen Head actually ran out of water  
5 and there was no potable water being delivered to  
6 the residents last Thursday, the company didn't  
7 know anything about it until they started getting  
8 phone calls.

9 I walked around to their office on  
10 Prospect Avenue later that day to find out what had  
11 happened. They said they ran out of water and  
12 their fail safe systems failed. They -- as soon as  
13 they found out about it, they pumped water back up  
14 in the tank and they did get the water running  
15 again; however, while I was there, I asked what  
16 happened to the mandatory flushing of fire hydrants  
17 in both the Glenwood area and the Sea Cliff area,  
18 which they had sent notice out was going to occur  
19 in the first two weeks in May for Glenwood-Glen  
20 Head and latter in May in Sea Cliff.

21 Unbeknownst to them, I had put a little  
22 telltale on the hydrant near my house so I would  
23 know if it was actually opened and it was never  
24 opened. So I asked the gentleman. He said, "They  
25 didn't do it." And I'm very concerned about that

1        considering they are charging upwards of \$740 a  
2        month -- a year for each hydrant, plus they are  
3        hitting the municipalities with 21 percent in  
4        surcharges. Same thing we get on our home water  
5        bills and this, to me, is absurd, and I was in  
6        touch with Carman Torino and he finally cut me off  
7        because he said, I don't get the bill. So because  
8        I personally don't get the bill, he can no longer  
9        talk to me about his rates.

10                I then chatted with Deputy Town  
11        Attorney Elizabeth Faughnan, is it -- and let me  
12        tell you something -- she's been carrying the ball  
13        on this. Let me tell you, she's been great. We're  
14        going to continue chatting and we'll see her on  
15        June 26th as well.

16                Thank you.

17                SUPERVISOR SALADINO: Thanks, Arthur.

18                Make sure -- please before the day is  
19        over, that you touch base with our counsel so that  
20        we can institute that request that you made.

21                MR. ADELMAN: One more thing, I'm  
22        sorry, to go over.

23                The Public Service Commission has  
24        opened up the hearings on the water rates again for  
25        another month. This is the Notice and where any

1 Board Members could write to or Town Attorney's  
2 office could send requests of data or complaints  
3 about the water rates (handing).

4 COUNCILMAN MACAGNONE: Clerk, would you  
5 mind passing that? Make sure I get a copy of that,  
6 please.

7 MR. ROZEA: Mr. Adelman, you'll be  
8 pleased to know I'm working on submitting to the  
9 PSC.

10 MR. ADELMAN: I know. We've got a  
11 great team over there.

12 SUPERVISOR SALADINO: Thank you. Thank  
13 you.

14 Could you say that one more time? I  
15 didn't quite hear that.

16 MR. ADELMAN: You've got a great team  
17 over here. They are very helpful. They  
18 communicate.

19 SUPERVISOR SALADINO: Thank you. Thank  
20 you very much.

21 Just so you know, I offer to the Board  
22 Members that we do a joint letter, obviously  
23 everyone has a right to decline, but I can't  
24 imagine them wanting to. We'd be happy to do a  
25 joint letter together and we will put the power of

1 the entire Town Board before the eyes of all the  
2 members of Public Service Commission. We are very  
3 committed to support our residents on that as we  
4 stated earlier this morning.

5 COUNCILMAN MACAGNONE: Do you think  
6 that would best way to get more impact?

7 SUPERVISOR SALADINO: I think that  
8 should be one of them.

9 COUNCILMAN MACAGNONE: Okay.

10 SUPERVISOR SALADINO: Thank you.

11 Our next speaker is Paul Molinari.

12 MR. MOLINARI: Good morning, Supervisor  
13 and Town Board members.

14 Paul Molinari, 332 West Nicholai  
15 Street, Hicksville, New York.

16 I have questions on two Resolutions.

17 398 is the Resolution for road  
18 restoration contract, and in reviewing the  
19 materials, there was not a detailed proposal  
20 included in the backup materials, so I would be  
21 interested in how the \$60,000 is going to be spent.

22 Also, I'd be interested since they are  
23 going to be part of it, they are coming up with  
24 quantities for road resurface. I'd would like to  
25 know -- be interested in what roads are going to be

1 resurfaced.

2 On 411, the park, I don't disagree with  
3 moving the park, but if my memory is correct, last  
4 year there was a discussion on the litigation that,  
5 you know, over what the value of what the land was.

6 My concern is, has that litigation been  
7 resolved; and if not, how can the Town proceed with  
8 development of the park if we haven't resolved the  
9 final cost and value of that land is?

10 SUPERVISOR SALADINO: You'll get your  
11 answer right from our Town Attorney.

12 Thank you, Paul. Thank you so much.

13 If you'd kindly take a seat.

14 Matt, would you please step forward and  
15 join us?

16 MR. ROZEA: I'll give the Board --

17 SUPERVISOR SALADINO: Matt Rozea.

18 MR. ROZEA: Yes, I'm sorry.

19 Matt Rozea from the office of the Town  
20 Attorney.

21 I'll give the Board a high level  
22 analysis of the state of that litigation because I  
23 have not been as focused on that piece of  
24 litigation as others.

25 My understanding is, however, that the

1 Appellate Division of the State Supreme Court  
2 reduced the valuation of the property that was  
3 found at the trial level by Justice Adams, Nassau  
4 County, Supreme Court. The Appellate Division  
5 agreed with the Town's position with respect to the  
6 level of cleanup that the Town pursued, the cost of  
7 that cleanup and what the highest and best use of  
8 the property was under the theory or under  
9 Condemnation Law and then remitted the matter back  
10 to State Supreme Court for proceeding as the court  
11 often does as is consistent with its opinion.

12 My understanding is now that that  
13 matter is ongoing and I believe the parties have  
14 been in discussion about resolving not only the  
15 piece that was in the Appellate Division, but also  
16 the other piece of property so that there could be,  
17 in theory, global a settlement that will then  
18 resolve all matters.

19 That said, we have title pursuant to  
20 our condemnation powers to the property. We are  
21 entitled to it. It is our right to develop the  
22 property as the Town Board and the residents see  
23 fit and that process is ongoing with the valuation  
24 issue off to the side.

25 SUPERVISOR SALADINO: So, in short, and

1 in layman's terms for the public, is it true that  
2 we believe this issue is behind us and that this  
3 litigation is resolved?

4 MR. ROZEA: It's resolved.

5 SUPERVISOR SALADINO: From a practical  
6 standpoint?

7 MR. ROZEA: From a practical  
8 standpoint, that is correct.

9 There is some technical proceedings  
10 that still have to take place in the court, but for  
11 all practical purposes, that park can be expanded  
12 and developed consistent with the residents' plan  
13 and this Board's findings.

14 SUPERVISOR SALADINO: Thank you.

15 MR. ROZEA: Of course.

16 SUPERVISOR SALADINO: Okay.

17 Those are the only two slips I have, so  
18 is there any correspondence.

19 (No response.)

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

23 On the vote, Supervisor Saladino?

24 This is -- we still have that open.  
25 Just regular Action Calendar. Just so you know.

1 On the vote, Supervisor Saladino?

2 SUPERVISOR SALADINO: Just one moment,  
3 please.

4 (Whereupon, a discussion was held off  
5 the record.)

6 SUPERVISOR SALADINO: Thank you.

7 "Aye."

8 MR. ALTADONNA: Councilman Muscarella?

9 COUNCILMAN MUSCARELLA: "Aye."

10 MR. ALTADONNA: Councilman Macagnone?

11 COUNCILMAN MACAGNONE: Town Clerk, I'll  
12 vote no on P-10.

13 No on 394, but only one (inaudible) for  
14 rebid.

15 No on 413, 414 and 415, not until we  
16 get the Attorney General in place.

17 MR. ALTADONNA: Let me just clarify  
18 something.

19 Again, that's 13, 14, 15, right? I  
20 didn't have 13, 14 or 15, so I'm going to have to  
21 go back.

22 COUNCILMAN MACAGNONE: I'm sorry?

23 MR. ALTADONNA: I did not have 13, 14,  
24 15, so we are going to have to go back.

25 I went from P-10-2018 through

1 Resolutions No. 411, so we are going to have to go  
2 back.

3 COUNCILMAN MACAGNONE: Okay. I'm  
4 sorry. I thought you turned the page.

5 MR. ALTADONNA: I have not.

6 May I have a motion to adopt  
7 Resolutions P-10-2018 through Resolutions No.  
8 415-2018?

9 COUNCILMAN MUSCARELLA: So moved.

10 COUNCILMAN MACAGNONE: Second.

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

14 On the vote.

15 We're going to go to 415 now.

16 Supervisor Saladino?

17 SUPERVISOR SALADINO: "Aye."

18 MR. ALTADONNA: Councilman Muscarella?

19 COUNCILMAN MUSCARELLA: "Aye."

20 MR. ALTADONNA: Now, let's go,  
21 Councilman Macagnone?

22 COUNCILMAN MACAGNONE: No on P-10.

23 No on 394. Should go out for rebid.

24 MR. ALTADONNA: You want to go no,

25 on --

1 COUNCILMAN MACAGNONE: -- 413, 414 and  
2 415.

3 MR. ALTADONNA: Councilwoman Alesia?

4 COUNCILWOMAN ALESIA: Is 287 within?

5 MR. ALTADONNA: That is still separate.  
6 No. That will be called after this.

7 COUNCILWOMAN ALESIA: I am "Aye" on all  
8 except 394 and 415 with the same objection the  
9 Councilman noted.

10 MR. ALTADONNA: Councilwoman Johnson?

11 COUNCILWOMAN JOHNSON: I vote "Aye."

12 MR. ALTADONNA: Councilman Imbroto?

13 COUNCILMAN IMBROTO: I vote "Aye."

14 MR. ALTADONNA: Councilman Hand?

15 COUNCILMAN HAND: "Aye."

16 MR. ALTADONNA: Motion Resolution

17 P-10-18 passes with six ayes and one "Nay."

18 TF10-18 through 393 passes with seven  
19 "Ayes."

20 394 passes with five "Ayes" and two  
21 "Nos."

22 395 through 411 passes with seven  
23 "Ayes."

24 412, 413 and 414 passes with six "Ayes"  
25 and one "Nay."

1 415 passes with five "Ayes" and two  
2 "Nays."

3 The Action Calendar is complete.

4 Now, we have to go back to the vote on  
5 the table which was may I have a motion to adopt  
6 Resolution No. 287-2018, which was a motion made by  
7 Councilman Muscarella, seconded by Councilman  
8 Macagnone.

9 On the vote, Supervisor Saldino?

10 SUPERVISOR SALADINO: "Aye."

11 MR. ALTADONNA: Councilman --

12 COUNCILMAN MACAGNONE: Excuse me,  
13 before we vote, Councilwoman, do you have an  
14 objection or information provided on this?

15 COUNCILWOMAN ALESIA: I do have an  
16 objection.

17 My understanding is that this  
18 subsidiary is owned by the company that is using it  
19 and I have reason to understand that there may be a  
20 principal of the company that is someone we've  
21 agreed not to do business with.

22 MR. ALTADONNA: Should I continue to  
23 call the vote?

24 SUPERVISOR SALADINO: Okay.

25 Obviously, we'll be looking into this,

1 and moving forward on the process but, of course,  
2 we will be looking at everything very, very  
3 carefully as to not be going back on something that  
4 we committed to.

5 Of course, we will be getting details  
6 on that moving forward.

7 MR. ALTADONNA: Councilman Muscarella?

8 COUNCILMAN MUSCARELLA: "Aye."

9 MR. ALTADONNA: Councilman Macagnone?

10 COUNCILMAN MACAGNONE: In light of the  
11 information provided by Councilwoman Alesia, no.

12 MR. ALTADONNA: Councilwoman Alesia?

13 COUNCILWOMAN ALESIA: No.

14 MR. ALTADONNA: Councilwoman Johnson?

15 COUNCILWOMAN JOHNSON: In light of the  
16 same, I vote no.

17 MR. ALTADONNA: Councilman Imbroto?

18 COUNCILMAN IMBROTO: I vote "Aye."

19 MR. ALTADONNA: Councilman Hand?

20 COUNCILMAN HAND: "Aye."

21 MR. ALTADONNA: Motion to adopt  
22 Resolution 287-2018 passes with four "Ayes" and  
23 three "Nos."

24 The calendar is complete.

25 SUPERVISOR SALADINO: Thank you.

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May I have a motion?

COUNCILMAN MUSCARELLA: May I have a motion to close the meeting?

COUNCILMAN MACAGNONE: Second.

SUPERVISOR SALADINO: All in favor, please signify by saying "Aye."

ALL: "Aye."

SUPERVISOR SALADINO: Those opposed, "Nay."

(No response.)

SUPERVISOR SALADINO: The "Ayes" have it.

(TIME NOTED: 11:36 A.M.)