

TOWN BOARD
TOWN OF OYSTER BAY
SPECIAL PRESENTATION
JULY 10, 2018
10:27 A.M.

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

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

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

A B S E N T:

COUNCILMAN LOUIS B. IMBROTO

Minutes of the meeting
taken by:

KRISTINA TRNKA
Reporter/Notary Public

1 SUPERVISOR SALADINO: Good morning,
2 ladies and gentlemen, and welcome to the Oyster Bay
3 Town Board meeting of Tuesday, July 10, 2018.
4 Welcome to Town Hall.

5 To lead us in prayer, please welcome
6 our friend, Pastor John Yenchko of North Shore
7 Community Church in Oyster Bay.

8 (Whereupon, a prayer was recited by
9 Pastor John Yenchko.)

10 SUPERVISOR SALADINO: Thank you, Pastor
11 Yenchko.

12 Under your direction, North Shore
13 Community Church in Oyster Bay has continued to
14 advance its mission to celebrate, communicate and
15 cultivate the glory and the love of God in the
16 North Shore community, and we thank you very much.

17 Next, I'd like welcome Brian Parker of
18 Adopt-A-Battalion based in Massapequa Park, who
19 will lead us in the Pledge of Allegiance.

20 (Whereupon, the Pledge of Allegiance
21 was recited by Brian Parker.)

22 SUPERVISOR SALADINO: Thank you, Brian.

23 And before we sit, I ask that we all
24 pause for a moment of silence for our men and women
25 in the United States Armed Forces serving here and

1 serving abroad, as well as recognition of the men
2 and women in law enforcement.

3 (Whereupon, a moment of silence was
4 observed.)

5 SUPERVISOR SALADINO: Thank you very
6 much.

7 Thank you to Brian.

8 Today marks the culmination of the Town
9 of Oyster Bay's Annual Soldier Collection Drive,
10 which takes place and donated supplies from Town of
11 Oyster Bay employees and from the public. The
12 drive makes provisions to ship these needed items
13 to our troops stationed overseas.

14 Items include toiletries, so many
15 necessities, and even candy to bring some happiness
16 to those away from home and away from their loved
17 ones.

18 The initiative was started some ten
19 years ago by Councilman Anthony Macagnone. Thanks
20 to everyone's generosity, it is still going strong
21 and it is strongly supported.

22 Councilman Macagnone, the floor is
23 yours, sir.

24 COUNCILMAN MACAGNONE: Thank you,
25 Supervisor.

1 I don't know if any of you guys,
2 residents ever spoke to somebody coming back from
3 overseas that's received, from wherever it came
4 from, a care package. How much it felt like home
5 to them or it was clean socks or some candy or some
6 shampoo, some soap, whatever it was, it brightened
7 up their day. You know, they are serving us,
8 protecting us, and we made them feel better.

9 So we started this ten years ago. I
10 have to thank my assistant, Mary Diglio, who
11 basically runs the entire thing for me, and I want
12 to thank Brian Parker from Adopt-A-Battalion who
13 graciously accepts these -- the items and sends
14 them overseas to our troops, and I want to thank
15 our employees and our residents for being so
16 generous.

17 Supervisor?

18 SUPERVISOR SALADINO: Well, let's have
19 a big hand for Brian Parker, Councilman Tony
20 Macagnone, and his staff.

21 (Applause.)

22 SUPERVISOR SALADINO: And the
23 generosity of our employees and the public. Thank
24 you, Councilman.

25 Adopt-A-Battalion is represented here

1 today by Brian Parker, who will be taking care of
2 shipping these items, as mentioned. I'd like to
3 invite -- we would like to invite Brian to the
4 podium to talk a bit about Adopt-A-Battalion, and
5 to thank our residents and employees.

6 Ladies and gentlemen, Brian Parker of
7 Adopt-A-Battalion.

8 (Applause.)

9 MR. PARKER: Morning, Supervisor, Town
10 Board. Thank you, everybody.

11 This year, third year that I got to
12 work with the Town, and actually, best year yet, so
13 I cannot do anything but thank the Town employees
14 and the residents.

15 Right now, we've shipped 136 boxes as
16 of today and we still have to pick up from Bethpage
17 ice rink, Town Hall South and the Union office.

18 COUNCILMAN MACAGNONE: And clean out my
19 office, too?

20 MR. PARKER: Yes, I can get that, too,
21 Tony, thank you.

22 And so we gauging probably we will
23 finish at about 175, 200 packages, which is the
24 best in the three years that we've done this, so I
25 have to thank the residents and employees for that.

1 (Applause.)

2 MR. PARKER: I just wanted to give a
3 brief back story about this organization. My
4 father actually started this back in 2004 when my
5 brother was doing his first tour in Iraq, and, you
6 know, like most military, got homesick, so they put
7 it, as Tony was saying, you know, clean pair of
8 socks and T-shirts and candy, so on and so forth,
9 and one of his fellow Marines actually got wind of
10 it so he actually wrote my parents a letter and
11 then they sent him a care package. And it kind of,
12 you know, expanded from them.

13 Like I said, we've been doing this
14 since 2004 and the number that we've shipped is
15 probably around 15,000 packages since its
16 inception.

17 The best part is -- or my favorite part
18 is -- the best news is, after 32 years, my brother
19 who got the first care package will actually be
20 retiring a full Colonel from the United States
21 Marine Corps with two tours of Iraq under his belt
22 in July, so that's the best gift that I can ask
23 for.

24 (Applause.)

25 MR. PARKER: If anybody does need any

1 further information on the -- on Adopt-A-Battalion,
2 we have a website, it's adoptabattalion.org and
3 there's everything that you can want to know on
4 there. There's phone numbers, e-mail contacts, the
5 dates that we ship, who we ship to. There's thank
6 you letters.

7 And once again, I just wanted to take
8 the time to thank, you know, Supervisor Saladino,
9 Councilman Macagnone, rest of the Town Board,
10 residents, and the employees because without you
11 guys, it's not possible, so thank you very much.

12 (Applause.)

13 SUPERVISOR SALADINO: Thank you.

14 That was very kind of you, but without
15 our employees and the generosity of the public all
16 involved, this wouldn't happen, and I want to,
17 again, thank Councilman Tony Macagnone, whose
18 commitment to America is applaudable.

19 We appreciate your efforts to bring
20 this to our Town. We appreciate your staff and
21 Mary and everyone to keep this going. It bodes
22 well to recognize our troops, and in the Town of
23 Oyster Bay, it really shows what we're all about.

24 So thank you, Councilman. Thank you,
25 Mary. Thank you, Brian. Thank you to all of you.

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(Applause.)

SUPERVISOR SALADINO: And I'd ask that Councilman Macagnone lead us in a special presentation to Brian. And, Mary, if you'd like, if you'd please come forward.

COUNCILMAN MACAGNONE: Everybody, please join me.

(Whereupon, a presentation was made to Brian Parker by Councilman Anthony Macagnone.)

SUPERVISOR SALADINO: Thank you.

Before we get started with today's Town -- by the way, another big hand for Brian Parker, Tony Macagnone, Mary, and all of our employees and our generous members of the public.

(Applause.)

(TIME NOTED: 10:39 A.M.)

TOWN BOARD
TOWN OF OYSTER BAY
REGULAR MEETING
JULY 10, 2018
10:40 A.M.

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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JAMES STEFANICH, RECEIVER OF TAXES

A B S E N T:

COUNCILMAN LOUIS B. IMBROTO

Minutes of the meeting
taken by:

KRISTINA TRNKA
Reporter/Notary Public

1 SUPERVISOR SALADINO: Before we get
2 started, there are a few items of news that are
3 very, very important to share, not the least of
4 which is a important message that I would like to
5 call on Councilwoman Johnson to please address.

6 COUNCILWOMAN JOHNSON: Thank you,
7 Supervisor.

8 This is in reference to our last Town
9 Board meeting of June 26, 2018. While praise and
10 criticism are always expected at Town Board
11 meetings and at Town Hall, sexual gestures are not.

12 Sexual gestures are a form of sexual
13 harassment. They're not tolerated in Hollywood,
14 they're not tolerated in society, and they
15 shouldn't be -- ever be tolerated here in Town
16 Hall. Sexual gestures made at the last Town Board
17 meeting by a member of the public were highly
18 offensive and degrading.

19 These actions broke the rules of
20 decorum for our Town government and our society as
21 a whole. They created a hostile work environment
22 for the Town Board and the members of the public,
23 and I don't think any of us leave our homes on a
24 Tuesday night to come and be degraded and offended,
25 and should never be allowed to happen.

1 (Applause.)

2 COUNCILWOMAN JOHNSON: We must have
3 zero tolerance when it comes to sexual harassment,
4 and like all employers, we must take immediate
5 corrective action.

6 For those reasons, the Town Attorney
7 issued a temporary ban to Kevin McKenna for his
8 lewd and inappropriate and disgusting behavior.

9 If our rules of decorum are not strong
10 enough to enforce the ban and if Mr. McKenna is
11 unwilling to voluntarily adhere to the ban, then
12 I'll ask that our rules be strengthened to protect
13 everyone from such harassment and that we have a
14 meeting swiftly to do this.

15 Instead of allowing such behavior to
16 continue in silence, the media and those present,
17 should have reported on what occurred here two
18 weeks ago.

19 Rather than report on this lewd and
20 appropriate behavior, stories ran about a public
21 safety decision made by the Nassau County Police
22 Department to ban signs that included wooden stakes
23 from entering this venue and signs that very well
24 may have limited the sight of the camera that
25 actually caught these actions on the camera.

1 Hashtag me too movement isn't just a
2 movement, it's a reality, and it takes all of us to
3 break the silence and stop unacceptance -- stop the
4 acceptance of unwelcome, offensive and degrading
5 behavior. This should never be allowed to happen.
6 This should never ever take place, and none of us
7 should ever be subjected to this ever again.

8 Thank you.

9 (Applause.)

10 COUNCILWOMAN JOHNSON: Thank you,
11 Supervisor.

12 SUPERVISOR SALADINO: Thank you,
13 Councilwoman. That's --

14 COUNCILWOMAN JOHNSON: Thank you for
15 all of your support, and I really feel it's
16 something that needs to be addressed immediately
17 and further.

18 SUPERVISOR SALADINO: I concur.

19 Thank you, Councilwoman.

20 Just to bring you up to speed on some
21 other important news as well. We have some news
22 that is clearly some good news for so many
23 residents of the Town of Oyster Bay, especially on
24 the North Shore.

25 Thanks to many people in the community

1 who came together in opposition, we were able to
2 work with everyone to end New York State's plans to
3 build across Sound Tunnel from Long Island to
4 Westchester.

5 I thank my colleagues, our State
6 senator, assemblymen, County legislators, Village
7 mayors, Friends of the Bay, coalition, dozens of
8 residents and activists for helping convince
9 New York State that this was the wrong place for
10 that plan.

11 All the elected officials and civic
12 organizations helped make the difference in
13 protecting our beloved community.

14 While this recent decision is a relief,
15 we must remain vigilant. We must ensure that this
16 plan never goes forward in our Town as it would
17 only serve to ruin the character of our local
18 communities, the quality of life, and threaten our
19 environment and our shoreline. The Town of Oyster
20 Bay is the wrong place for a plan of that nature.

21 While we disagreed with the State on
22 the tunnel, we do agree with them on the need to
23 revitalize Hicksville. Again, we'd like to thank
24 the State for recognizing our vision and awarding
25 the Town of Oyster Bay \$10 million.

1 Last week, we were proud to join with
2 Governor Cuomo as he selected four projects -- the
3 committee selected four projects for revitalization
4 in Downtown Hicksville. The projects nominated by
5 the Downtown Hicksville Revitalization Local
6 Planning Committee will support increased access to
7 transportation, improve walkability and attract new
8 opportunities for our residents.

9 I'd also like to specifically thank
10 Councilwoman Rebecca Alesia, Councilman Tony
11 Macagnone and others on this Town Board and this
12 community who have been working on Hicksville
13 projects and issues for quite some time, and it's
14 absolutely wonderful when we all come together. We
15 work together as one team. We won the grant. We
16 showed that Hicksville is very, very important, and
17 that the future of Hicksville is bright and we want
18 to especially thank the Hicksville community for
19 standing up and joining with us.

20 So, if gentleman from Hicksville Civic
21 would all take a bow, please.

22 (Applause.)

23 SUPERVISOR SALADINO: These projects,
24 along with the MTA's \$132 million investment in the
25 Hicksville Railroad Station will continue to

1 transform Hicksville into a vibrant downtown for
2 everyone. Everyone, including downsizers, empty
3 nesters, senior citizens, millennials.

4 We plan on providing millennials what
5 they have asked for, we plan on keeping them here,
6 and we will continue to succeed to make Hicksville
7 the beautiful vibrant template for the rest of the
8 State of New York.

9 COUNCILMAN MACAGNONE: Supervisor, if I
10 may?

11 SUPERVISOR SALADINO: Yes, absolutely.

12 COUNCILMAN MACAGNONE: You omitted one
13 very important person, Deputy Supervisor Greg
14 Carman who chaired -- cochaired that committee.

15 Greg, you did an excellent job.

16 (Applause.)

17 SUPERVISOR SALADINO: Thank you,
18 Councilman.

19 Thank you to all of you. Everyone who
20 played a role in this, every member of this Town
21 Board, all of our elected officials in Oyster Bay,
22 the communities coming together.

23 You know, Councilman, you remember that
24 meeting that was held in Hicksville High School,
25 and it was in the beginning of my tenure here, and

1 I thought, oh boy, this certainly is going to be a
2 major rock to climb, but as we went along and as
3 the process unfolded, we saw the participants, our
4 partners in this, we saw everyone working together
5 and this continues to be a shining success and a
6 fine example on government administration, working
7 with the community, working with Albany, and had
8 bringing our best foot forward.

9 Hicksville will benefit, as well as the
10 entire Town of Oyster Bay. People from all walks
11 of life, people from all communities, people -- the
12 diversity of Hicksville is absolutely wonderful,
13 and we're so happy to have everything that's going
14 on in Hicksville as part of the Town of Oyster Bay,
15 and it is the banner we will continue to fly, so
16 thank you to each and every one of you.

17 Another group that benefits in Downtown
18 Hicksville is our veterans. Our veterans are
19 exceptionally important to us, as proven on a
20 project that we just recognized, but each and every
21 day. And tonight, we will be joining at John Burns
22 Park in Massapequa for our Annual Salute to America
23 where we will recognize our veterans. It begins
24 earlier than most of our shows, at 7:30 p.m.

25 And aside from a great evening of

1 entertainment by fabulous country music stars, Six
2 Gun, we will have our Grucci Fireworks show, but
3 most importantly, we will be honoring the men and
4 women of our Armed Forces, as well as our amazing
5 local veterans who continue to be involved in the
6 community, continue to serve others, and continue
7 to advocate for those who have served this great
8 nation.

9 Our Salute to America is a patriotic
10 event that will inspire all in attendance.
11 Everyone is welcome. It's all free. Get there
12 early.

13 And lastly, I want to remind our
14 residents -- we want to remind our residents that
15 the Town will host a Shootout For Soldiers, which
16 is an amazing event, very exciting. It's a 24-hour
17 lacrosse tournament, and these games will benefit
18 our soldiers, will be played at the Field of Dreams
19 located on Old Sunrise Highway in Massapequa.

20 This year's Rock-Around-the-Clock event
21 begins in the morning of July 12th at 9:00 a.m. and
22 continues nonstop for 24 hours, until July 13th at
23 9:00 a.m. The event benefits our veterans and
24 active duty military personnel. The Long Island
25 Air Force Association will conduct a special

1 ceremony on July 10th to honor Vietnam veterans and
2 present them with medals.

3 It's a special event for everyone, and
4 that is on July 12th. So lots going on in the Town
5 of Oyster Bay. A lot of the ways to recognize very
6 special people from Hicksville to our veterans,
7 throughout our Town. God bless them all.

8 (TIME NOTED: 10:50 A.M.)

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TOWN BOARD
TOWN OF OYSTER BAY
REGULAR MEETING
JULY 10, 2018
10:51 A.M.

HEARING - P-3-18

To consider the application of Beechwood PV Retail LLC, fee owner, and SLT Plainview LLC, proposed lessee, for a Special Use Permit to allow the operation of a Pilates studio/fitness center in excess of 1,500 square feet, in Building C, on the subject premises, located in a General Business (GB) District, at the southwest corner of Old Country Road and Round Swamp Road, Plainview, NY. (M.D. 6/19/18 #8).

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
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A B S E N T:

COUNCILMAN LOUIS B. IMBROTO

Minutes of the meeting
taken by:

KRISTINA TRNKA
Reporter/Notary Public

1 SUPERVISOR SALADINO: And now I'd ask
2 our Town Clerk, James Altadonna, Jr., who's coming
3 back with a wonderful good-looking tan, to call our
4 first hearing, please.

5 MR. ALTADONNA: Sure.

6 Well, let's call for the roll first.

7 SUPERVISOR SALADINO: Yes, of course.

8 Thank you.

9 MR. ALTADONNA: Supervisor Saladino?

10 SUPERVISOR SALADINO: Present.

11 MR. ALTADONNA: Councilman Muscarella?

12 COUNCILMAN MUSCARELLA: Here.

13 MR. ALTADONNA: Councilman Macagnone?

14 COUNCILMAN MACAGNONE: Here.

15 MR. ALTADONNA: Councilwoman Alesia?

16 COUNCILWOMAN ALESIA: Here.

17 Good morning, Jim.

18 MR. ALTADONNA: Good morning.

19 Councilwoman Johnson?

20 COUNCILWOMAN JOHNSON: Here.

21 MR. ALTADONNA: Councilman Imbroto is
22 absent, but I understand he's on his way.

23 Councilman Hand?

24 COUNCILMAN HAND: Here.

25 MR. ALTADONNA: Okay.

1 We have our first public hearing, which
2 is P-3-18, To consider the application of Beechwood
3 PV Retail, LLC, fee owner, and SLT Plainview, LLC,
4 proposed lessee, for a Special Use Permit to allow
5 the operation of a Pilates studio/fitness center in
6 excess of 1,500 square feet in Building C on the
7 subject premises located in the (GB) General
8 Business District, at the southwest corner of Old
9 Country Road and Round Swap Road, Plainview,
10 New York.

11 MR. PIZZULLI: Thank you,
12 Mr. Altadonna.

13 Good morning, Mr. Supervisor, members
14 of the Board.

15 SUPERVISOR SALADINO: Good morning.

16 MR. PIZZULLI: My name is Vincent
17 Pizzulli with offices at 200 Robbins Lane in
18 Jericho, representing the applicants, Beechwood PV
19 Retail and SLT Plainview. Beechwood PV Retail is
20 the owner of the subject premises and SLT Plainview
21 is the lessee.

22 The subject premises is Building C of
23 the Country Pointe Shopping Center located near the
24 southwest corner of Old Country Road and Round
25 Swamp Road in Plainview. The shopping center

1 consists of two tax lots, and Building C is
2 situated -- excuse me -- on Section 46, Block E,
3 Lot 759.

4 Tax Lot 759 contains 9.063 acres and is
5 zoned General Business District. To the north of
6 the premises is an industrial park on properties
7 zoned Light Industrial. To the south is the
8 Country Pointe Condominium development, which is
9 zoned RMF-16, and currently under construction.

10 To the west is ShopRite and the Future
11 of Golden Age. Residential property is located to
12 the east.

13 The Country Pointe Shopping Center is
14 still under construction, but it is nearing
15 completion. As you know, ShopRite has opened and
16 is doing very well, thanks, in part, to you.

17 Trio Hardware, which is located in
18 Building F, has opened, and Chase Bank will be
19 opening soon, by the end of the month, in
20 Building E. The remainder of the shopping center,
21 Buildings A through D, and they're depicted on the
22 site plan on the easel to my right, is almost
23 finished, and various tenant spaces in these
24 buildings have been leased to several tenants.

25 Among these are Starbucks, a salon, and

1 a confectionery store in Building B, an Italian
2 restaurant in Building A. Leases are also pending
3 for a financial services company in Building B and
4 an organic restaurant in Building C.

5 The subject application concerns
6 Building C, in which 1,760 square feet has been
7 leased to SLT. In the packet that I handed up this
8 morning, you'll see floor plans for the proposed
9 tenant space and the tenant spaces highlighted in
10 yellow on the site plan on the easel.

11 We are requesting a special permit for
12 a fitness center in excess of 1,500 square feet.
13 The proposed fitness center is a Pilates studio.
14 Pilates, for anyone who isn't aware, is a form of
15 exercise that emphasizes the balanced development
16 of the body through core strength and flexibility
17 training and efficient and graceful movement.

18 The hours of operation are 5:30 a.m.
19 to 9:30 p.m. Classes are scheduled every hour on
20 the half hour. It's important for the studio to
21 open at 5:30 in order to be able to train students
22 who need to schedule classes before their workday
23 begins.

24 On a typical day at other SLT studios,
25 which, by the way, the packet will indicate there

1 are currently 24 locations in the -- I'm sorry, 17
2 locations in the Metro New York area, 24 total.
3 There is currently an SLT studio in Roslyn and
4 three on the East End.

5 On a typical day, there are five to
6 seven consecutive classes beginning at 5:30,
7 followed by a midday break, and three to four
8 sessions in the evening for students who can train
9 after work hours. Only one class is scheduled per
10 hour.

11 SLT will have 12 exercise stations. It
12 will employ one on-site manager, and eight to ten
13 instructors. Each instructor will teach two or
14 three classes in a row and each class will have a
15 maximum of 12 students, one for each exercise
16 station. At any given time, no more than 13 or 14
17 people will be on premises. Each session is 50
18 minutes, so students will leave and arrive during
19 the ten minutes in between each session.

20 In terms of accessory uses, the SLT
21 will only sell bottled water and branded fitness
22 apparel on the premises.

23 Parking requirements: By Code, 24
24 parking spaces are required. One space for 75
25 square feet of gross floor area. The Code

1 requirement is twice the maximum number of students
2 who will attend each class at any given time.

3 Since the Pilates studio will also
4 share the off-street parking spaces provided for
5 the entire Country Pointe Shopping Center, there
6 will be more than enough off-street parking. In
7 fact, when taken together with all of the other
8 approved and permitted uses depicted on the site
9 plan, a total of 614 parking spaces are required
10 and 741 spaces are provided, so the shopping center
11 has 127 surplus parking spaces.

12 With me this morning is a
13 representative from SLT, Alana Weinstein, if the
14 Board has any questions of her. Also with me is
15 one of the principals of Beechwood PV, Steven Dubb.

16 COUNCILWOMAN ALESIA: Somewhat
17 irrespective of this particular application, but
18 because I have you as a captive audience, I am
19 receiving phone calls from people that are getting
20 nails in their tires after driving on Old Country
21 Road.

22 Do you think that you -- during
23 construction, do you think that you could assist
24 with getting that cleaned up or some kind of a -- I
25 mean, I know a street sweeper would be on the

1 County, but since this is clearly construction
2 related, it's anecdotal at the moment, but it has
3 been an overwhelming amount of phone calls.

4 MR. PIZZULLI: Councilwoman, I'd be
5 happy to help. When we leave here this morning,
6 we'll contact our construction superintendent and
7 ask him to police those areas.

8 COUNCILWOMAN ALESIA: Thank you.
9 Have you taken a Pilates class?

10 MR. PIZZULLI: No, I have not. I need
11 one, though.

12 COUNCILWOMAN ALESIA: I feel that it is
13 a less informed presentation without firsthand
14 knowledge.

15 (Laughter ensues.)

16 SUPERVISOR SALADINO: Are there any
17 questions from any of the Board?

18 COUNCILMAN MACAGNONE: No. I just
19 realized the space is 30 by 50. It's not a
20 gigantic gym.

21 MR. PIZZULLI: If the space was 260
22 square feet less, we wouldn't be having this
23 hearing this morning.

24 SUPERVISOR SALADINO: Is there any
25 correspondence?

1 MR. ALTADONNA: Yes.

2 The attorney for the applicant has
3 filed his Affidavit of Service and Disclosure.

4 Communications are as follows: We have
5 memos from the Department of Planning and
6 Development. As per present review procedures, the
7 application requires a total of 614 parking spaces.

8 The site plan submitted depicts a total
9 of 741 spaces. The Nassau County Land and Tax Map
10 indicates the property as Section 47, Block E, Lot
11 759. According to the Town of Oyster Bay Zoning
12 Maps, the property is located within a (GB) General
13 Business zone.

14 There are no variances or open prior
15 Code Enforcement Bureau cases; however, there are
16 Town Board Resolutions on file. There is no
17 further correspondence.

18 SUPERVISOR SALADINO: Thank you, Town
19 Clerk Altadonna.

20 Is there any member of the public that
21 would like to be heard on this application? Anyone
22 at all?

23 (No verbal response given.)

24 SUPERVISOR SALADINO: Anyone outside in
25 the lobby?

1 Just want to make sure we've been
2 thorough on this. No. Okay.

3 Councilman, would you make a motion,
4 please?

5 COUNCILMAN MUSCARELLA: Supervisor,
6 I'll make a motion that this public hearing be
7 closed and the decision be voted on today.

8 COUNCILMAN MACAGNONE: Second.

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

11 ALL: "Aye."

12 SUPERVISOR SALADINO: Those opposed,
13 "Nay."

14 (No verbal response given.)

15 SUPERVISOR SALADINO: The "Ayes" have
16 it.

17 MR. ALTADONNA: Want me to call for a
18 roll vote?

19 SUPERVISOR SALADINO: Yes, please.

20 MR. ALTADONNA: Supervisor Saladino?

21 SUPERVISOR SALADINO: "Aye."

22 MR. ALTADONNA: Councilman Muscarella?

23 COUNCILMAN MUSCARELLA: "Aye."

24 MR. ALTADONNA: Councilman Macagnone?

25 COUNCILMAN MACAGNONE: "Aye."

1 MR. ALTADONNA: Councilwoman Alesia?

2 COUNCILWOMAN ALESIA: "Aye."

3 MR. ALTADONNA: Councilwoman Johnson?

4 COUNCILWOMAN JOHNSON: "Aye."

5 MR. ALTADONNA: Councilman Imbroto is
6 still on his way here.

7 Councilman Hand?

8 COUNCILMAN HAND: "Aye."

9 MR. ALTADONNA: Okay. It's complete.

10 SUPERVISOR SALADINO: Thank you.

11 MR. PIZZULLI: We thank you,

12 Mr. Supervisor, Members of the Board.

13 Thank you very much.

14 SUPERVISOR SALADINO: Thank you.

15 Best of luck, and we'd greatly
16 appreciate it if you could give all the attention
17 in the world to the issue with the nails.

18 MR. PIZZULLI: Will do.

19 COUNCILWOMAN ALESIA: Thanks, guys. I
20 appreciate that.

21 (TIME NOTED: 10:59 A.M.)

22

23

24

25

TOWN BOARD
TOWN OF OYSTER BAY
ACTION CALENDAR
JULY 10, 2018
11:00 A.M.

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

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

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

A B S E N T:

COUNCILMAN LOUIS B. IMBROTO

Minutes of the meeting
taken by:

KRISTINA TRNKA
Reporter/Notary Public

1 MR. ALTADONNA: Would you like to go to
2 the regular Action Calendar?

3 SUPERVISOR SALADINO: Yes, please, Town
4 Clerk Altadonna.

5 MR. ALTADONNA: May I have a motion to
6 adopt Resolution No. P-12-18 through 459-2018? We
7 have to do some housekeeping first.

8 SUPERVISOR SALADINO: Okay.

9 MR. ALTADONNA: First we're going to --
10 may I have a motion to suspend the rules and add
11 Resolutions 458 and 459-2018? This is just to
12 suspend and add it to the calendar.

13 COUNCILMAN MUSCARELLA: So moved.

14 COUNCILMAN MACAGNONE: Second.

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

18 On the vote:

19 Supervisor Saladino?

20 SUPERVISOR SALADINO: "Aye."

21 MR. ALTADONNA: Councilman Muscarella?

22 COUNCILMAN MUSCARELLA: "Aye."

23 MR. ALTADONNA: Councilman Macagnone?

24 COUNCILMAN MACAGNONE: "Aye."

25 MR. ALTADONNA: Councilwoman Alesia?

1 COUNCILWOMAN ALESIA: This is just to
2 suspend?

3 MR. ALTADONNA: This is just to suspend
4 and add on.

5 COUNCILWOMAN ALESIA: "Aye."

6 MR. ALTADONNA: Councilwoman Johnson?

7 COUNCILWOMAN JOHNSON: "Aye."

8 MR. ALTADONNA: Councilman Imbroto is
9 not here.

10 Councilman Hand?

11 COUNCILMAN HAND: "Aye."

12 MR. ALTADONNA: Motion to suspend the
13 rules and add Resolution 458 and 459 passes with
14 six "Ayes."

15 Now, we are also going to table a
16 Resolution as well.

17 May I have a motion to table Resolution
18 No. 453-2018?

19 On the motion?

20 COUNCILMAN MUSCARELLA: So moved.

21 MR. ALTADONNA: Need a second on that.

22 COUNCILMAN MACAGNONE: Second.

23 MR. ALTADONNA: Motion made by
24 Councilman Muscarella, seconded by Councilman
25 Macagnone.

1 On the vote:

2 Supervisor -- would you like to say
3 anything before we take the vote as to -- okay.

4 Supervisor Saladino?

5 SUPERVISOR SALADINO: "Aye."

6 MR. ALTADONNA: Councilman Muscarella?

7 COUNCILMAN MUSCARELLA: "Aye."

8 MR. ALTADONNA: Councilman Macagnone?

9 COUNCILMAN MACAGNONE: "Aye."

10 MR. ALTADONNA: Councilwoman Alesia?

11 COUNCILWOMAN ALESIA: "Aye."

12 MR. ALTADONNA: Councilwoman Johnson?

13 COUNCILWOMAN JOHNSON: "Aye."

14 MR. ALTADONNA: Councilman Imbroto is
15 absent.

16 Councilman Hand?

17 COUNCILMAN HAND: "Aye."

18 MR. ALTADONNA: Motion to table

19 Resolution 453 passes with six "Ayes."

20 Okay. Now, we can get back to the
21 regular calendar.

22 SUPERVISOR SALADINO: I believe we
23 spoke of tabling Resolution No. 457 at this time?

24 MR. ALTADONNA: 453.

25 COUNCILMAN MUSCARELLA: I'll make a

1 motion to table that.

2 453?

3 COUNCILMAN MACAGNONE: 457.

4 MR. ALTADONNA: This is another one
5 we're tabling?

6 SUPERVISOR SALADINO: Yes, please.

7 MR. ALTADONNA: Okay. I wasn't aware
8 of that.

9 COUNCILMAN MACAGNONE: We're doing it
10 now.

11 MR. ALTADONNA: Thank you, sir.

12 COUNCILMAN MACAGNONE: I'll second
13 Councilman Muscarella's motion.

14 MR. ALTADONNA: Okay. So it's -- we're
15 also tabling -- hold on. We're going to table
16 Resolution 457 as well, so let's do this.

17 May I have motion to table Resolution
18 457?

19 COUNCILMAN MUSCARELLA: So moved.

20 COUNCILMAN MACAGNONE: Second.

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

24 On the vote:

25 COUNCILMAN MUSCARELLA: Let me clarify

1 that. I'm tabling -- I made a motion to table two,
2 453 and 45 --

3 MR. ALTADONNA: Well, 453 we already
4 voted on, so now we're just at 457 because I wasn't
5 aware 457 was going to be tabled.

6 COUNCILMAN MUSCARELLA: Okay.

7 COUNCILMAN MACAGNONE: 457 comes after
8 456.

9 MR. ALTADONNA: I'm trying to figure it
10 out.

11 On the vote:

12 Supervisor Saladino?

13 SUPERVISOR SALADINO: "Aye."

14 MR. ALTADONNA: Councilman Muscarella?

15 COUNCILMAN MUSCARELLA: "Aye."

16 MR. ALTADONNA: Councilman Macagnone?

17 COUNCILMAN MACAGNONE: "Aye."

18 MR. ALTADONNA: Councilwoman Alesia?

19 COUNCILWOMAN ALESIA: This is on the
20 table, right?

21 MS. FAUGHNAN: Someone wanted to make a
22 comment before you table.

23 SUPERVISOR SALADINO: On the tabling of
24 this issue, even though we're not voting on it
25 today one way or the other?

1 MS. FAUGHNAN: Yes, someone wanted to
2 question why you were tabling it.

3 MR. ALTADONNA: Oh, okay.

4 Come to podium.

5 MR. ADELMAN: Arthur Adelman,
6 110 DuBois Avenue, Sea Cliff, New York.

7 I'm just here to question why the Board
8 is taking up the action of tabling Resolution 457.

9 SUPERVISOR SALADINO: There's more
10 information that we'd like to get before we vote on
11 this.

12 Is this something you wanted us to vote
13 on?

14 MR. ADELMAN: No. No. I was just -- I
15 was going to comment on it if it was being resolved
16 today.

17 SUPERVISOR SALADINO: Okay. And out of
18 curiosity, are you in favor of this Resolution or
19 are you opposed?

20 MR. ADELMAN: I don't oppose it. I
21 just -- like you just said, there's more
22 information required, such as what is the contract
23 that the Town is committing the Fire District to,
24 you know, pay for services.

25 Services and maintenance of the

1 hydrants. We're still trying to find out what that
2 is and if you've looked at the Public Service
3 Commission posting about the rate hearings, you'll
4 notice I did a comment on -- specifically on the
5 hydrants on --

6 SUPERVISOR SALADINO: Sir, why don't
7 you come back and speak on this when we are voting
8 on it.

9 Okay?

10 MR. ADELMAN: Yes.

11 SUPERVISOR SALADINO: Thank you. We
12 really appreciate it. Thank you. Okay.

13 I believe we have to take a vote.

14 MR. ALTADONNA: Yes.

15 Supervisor Saladino?

16 SUPERVISOR SALADINO: "Aye."

17 MR. ALTADONNA: Councilman Muscarella?

18 COUNCILMAN MUSCARELLA: "Aye."

19 MR. ALTADONNA: Councilman Macagnone?

20 COUNCILMAN MACAGNONE: "Aye."

21 MR. ALTADONNA: Councilwoman Alesia?

22 COUNCILWOMAN ALESIA: "Aye."

23 MR. ALTADONNA: Councilwoman Johnson?

24 COUNCILWOMAN JOHNSON: "Aye."

25 MR. ALTADONNA: Councilman Imbroto is

1 absent.

2 Councilman Hand?

3 COUNCILMAN HAND: "Aye."

4 MR. ALTADONNA: Motion to table

5 Resolution 457 passes with six "Ayes."

6 Okay. To recap now, we are going to go
7 into the regular Action Calendar.

8 That was P-12-18 through 459-2018,
9 noting that 453 and now 457 is being tabled.

10 The motion was made by Councilman
11 Muscarella, seconded by Councilman Macagnone.

12 Personnel Resolution No. P-12-18;
13 Resolution pertaining to personnel of various
14 departments within the Town of Oyster Bay.

15 Transfer of Funds Resolution No.
16 TF-12-18; Resolution pertaining to Transfer of
17 Funds within various departments accounts for the
18 Year 2018.

19 Resolution No. 444-2018; Resolution
20 authorizing the acceptance of the design and
21 entrance into the bid and construction phases for
22 Contract No. DP18-176 - Sodium Hypochlorite Storage
23 Improvements at Marjorie R. Post and Syosset-
24 Woodbury Community Parks. (M.D. 6/19/18 #4).

25 Resolution No. 445-2018; Resolution

1 authorizing the employment of various performers
2 for the 2018-2019 Distinguished Artists Concert
3 Series and to authorize the Supervisor or his
4 designee to execute agreements for these events.
5 Account No. CYS A 7020 47660 000 0000. (M.D.
6 6/19/18 #5).

7 Resolution No. 446-2018; Resolution
8 authorizing the employment of entertainment
9 services for GAP Program participants scheduled to
10 be held at Syosset-Woodbury Community Center on
11 July 17, 2018 and to authorize the Supervisor or
12 his designee to execute an agreement for said
13 services. (M.D. 6/26/18 #5).

14 Resolution No. 447-2018; Resolution
15 authorizing waiver of the procurement policy and
16 retaining outside counsel in connection with *The*
17 *People of the State of New York v. Darren Thomas*
18 and for the Comptroller to make payment for legal
19 services rendered. Account No. OTA A 1420 44110 000
20 0000. (M.D. 6/26/18 #10).

21 Resolution No. 448-2018; Resolution
22 authorizing the issuance of a refund of a parking
23 permit fee to M. Marigliano. Account No. HWY ST
24 0001 01721 000 0000. (M.D. 6/26/18 #11).

25 Resolution No. 449-2018; Resolution

1 authorizing the issuance of a refund of a parking
2 permit fee to Hongqi Yu. Account No. HWY ST 0001
3 01721 000 0000. (M.D. 6/26/18 #12).

4 Resolution No. 450-2018; Resolution
5 authorizing the issuance of a refund of a parking
6 permit fee to C. Carapazza. Account No. HWY ST 0001
7 01721 000 0000. (M.D. 6/26/18 #13).

8 Resolution No. 451-2018; Resolution
9 authorizing payment for the modification of
10 recovery wells in the development area of the
11 expansion of Ellsworth W. Allen Town Park in
12 connection with Contract No. DP17-167. Account No.
13 PKS H 7197 20000 1209 001. (M.D. 6/26/18 #18).

14 Resolution No. 452-2018; Resolution
15 authorizing the acceptance of the design and
16 entrance into the bid and construction phases of
17 Contract No. HRZ18-178, Highway Requirements
18 Contract for Demolition of Zombie Houses and other
19 abandoned structures. (M.D. 6/26/18 #19).

20 Resolution No. 454-2018; Resolution
21 authorizing the award of Engineering Services
22 Contract No. H18-171-P5, Flood Diversion and
23 Control Projects for Massapequa and Massapequa
24 Park; Project 5 - Philadelphia Avenue Area as part
25 of the NY Rising Community Reconstruction Program

1 and for the use of sub-consultants. Account No. IGA
2 H 1997 20000 000 1303 001. (M.D. 6/26/18 #20 &
3 7/3/18 #16).

4 Resolution No. 455-2018; Resolution
5 authorizing the award of a Contract for Consultant
6 Services for Zombie and Vacant Property Research/
7 Inventory from July 1, 2018 through June 30, 2018
8 and authorizing the Supervisor or his designee to
9 execute said contract. Account No. IGA CD 8689
10 44800 762 CZ17. (M.D. 6/12/18 #9).

11 Resolution No. 456-2018; Resolution to
12 change the location of an event to be held in
13 connection with the Music Under the Stars Concert
14 Series. (M.D. 6/26/18 #23).

15 Resolution No. 458-2018; Resolution
16 appointing a Commissioner to the Locust Valley
17 Water District, due to a vacancy. (M.D. 7/3/18
18 #21).

19 Resolution No. 459-2018; Resolution
20 authorizing insurance be secured for the New York
21 State Volunteer Firefighters' Benefit Law Policy
22 for the period January 1, 2018 to January 1, 2019.
23 Account Nos. TWN SF12 3410 47790 000 0000; TWN SF02
24 3410 47790 000 0000; TWN SF15 3410 47790 000 0000;
25 TWN SF08 3410 47790 000 0000 and TWN SF09

1 3410 47790 000 0000. (M.D. 7/3/18 #22).

2 MR. ALTADONNA: Do we have -- I don't
3 have any speakers.

4 Do you have any speakers up there?

5 SUPERVISOR SALADINO: Is there anyone
6 who would like to speak on any of the Resolutions
7 being considered today?

8 (No verbal response given.)

9 Please let the record reflect that no
10 one has volunteered to speak.

11 MR. ALTADONNA: Okay.

12 I will call for the vote.

13 SUPERVISOR SALADINO: Please.

14 MR. ALTADONNA: Supervisor Saladino?

15 SUPERVISOR SALADINO: "Aye."

16 MR. ALTADONNA: Councilman Muscarella?

17 COUNCILMAN MUSCARELLA: "Aye."

18 MR. ALTADONNA: Councilman Macagnone?

19 Go slow.

20 COUNCILMAN MACAGNONE: I will.

21 No on 444.

22 I'm going to recuse myself on 447.

23 No on 452. We have crews capable of
24 doing this.

25 No on 454.

1 No on 455.

2 I'm going to abstain on 458 until the
3 residents in Locust Valley should vote on vacancies
4 in their water district.

5 "Aye" on all the rest.

6 MR. ALTADONNA: Okay.

7 To recap, just so we have it, no on
8 444, recuse on 447, no on 452, no on 454, no on
9 455, and abstain on 458?

10 COUNCILMAN MACAGNONE: Clerk,
11 100 percent correct.

12 MR. ALTADONNA: Thank you.

13 Councilwoman Alesia.

14 COUNCILWOMAN ALESIA: Abstain on 444.

15 MR. ALTADONNA: That would be abstain
16 on 444.

17 COUNCILWOMAN ALESIA: 452.

18 MR. ALTADONNA: You're abstaining on
19 452?

20 COUNCILWOMAN ALESIA: 454 and 455, and
21 that's because of my continuing desire to have the
22 Inspector General in place before we award any
23 contracts.

24 MR. ALTADONNA: Councilwoman Johnson?

25 COUNCILWOMAN JOHNSON: I vote "Aye."

1 MR. ALTADONNA: Okay.

2 Councilman Imbroto is absent.

3 Councilman Hand?

4 COUNCILMAN HAND: It's "Aye" on all.

5 I just have a comment on 458.

6 I'd like to comment on Pasquale Eliseo.

7 Pat's passing on May 13, 2018 leaves a big void in
8 our community.

9 Some notable achievements for Pat. He
10 was a Korean War veteran. Locust Valley, 30-year
11 plus Commissioner of the Locust Valley Water
12 District. Locust Valley Rotary Club President and
13 recipient of their highest honor, the Paul Harris
14 Fellow. He was Vice President of the Matinecock
15 Neighborhood Association for over 25 years. He was
16 a volunteer for the Locust Valley Fire Department
17 for over 66 years, serving as Company Captain,
18 District Fire Commissioner, Deputy Treasurer.

19 He was a charter member of the
20 Grenville Baker Boys & Girls Club of Locust Valley,
21 a member of the American Legion, Knights of
22 Columbus. A parishioner of St. Patrick's Roman
23 Catholic Church, serving the Parish Council, and
24 President of St. Patrick's Men's Club.

25 He was a loving husband of the late

1 Dolores. A proud father of three and a grandfather
2 of ten. Pat will be missed deeply.

3 We thank him for his many contributions
4 to our community. It was a pleasure serving with
5 him on the Nassau/Suffolk Water Commissioner's
6 Association.

7 Thank you.

8 SUPERVISOR SALADINO: Thank you,
9 Councilman.

10 God bless Pat and his family.

11 COUNCILMAN MACAGNONE: Very nice.

12 SUPERVISOR SALADINO: Very nice.

13 COUNCILWOMAN JOHNSON: Thank you for
14 doing that.

15 MR. ALTADONNA: Okay.

16 For the record:

17 P-12-18 passes with six "Ayes."

18 TF-12-18 passes with six "Ayes."

19 444 passes with four "Ayes," one "Nay,"
20 and one "Abstention."

21 445 through 446 passes with six "Ayes."

22 447 passes with five "Ayes" and one
23 "Recusal."

24 448 through 451 passes with six "Ayes."

25 452 passes with four "Ayes," one "Nay,"

1 one "Abstention."

2 453, for the record, again, was tabled.

3 454 passes with four "Ayes," one "Nay,"
4 and one "Abstention."

5 455 passes with four "Ayes," one "Nay,"
6 one "Abstention."

7 456 passes with six "Ayes."

8 457 was tabled.

9 458 passes with five "Ayes" and one
10 "Abstention."

11 459 passes with six "Ayes."

12 The calendar is complete.

13 SUPERVISOR SALADINO: Thank you so
14 much.

15 I have no slips.

16 Is there anyone who would like to be
17 heard in the public comment portion?

18 Yes, please step forward.

19 Yes, of course.

20 I'd like to ask for a motion to close
21 our meeting.

22 COUNCILMAN MUSCARELLA: Supervisor, I
23 make a motion to close the meeting.

24 COUNCILMAN MACAGNONE: Second.

25 SUPERVISOR SALADINO: All in favor,

1 signify by saying aye.

2 ALL: "Aye."

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

5 (No verbal response given.)

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

8 (TIME NOTED: 11:10 A.M.)

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