

TOWN BOARD
TOWN OF OYSTER BAY
ACTION CALENDAR
May 19, 2020
10:13 a.m.

JOSEPH SALADINO
SUPERVISOR

RICHARD LaMARCA
TOWN CLERK

P R E S E N T:

SUPERVISOR JOSEPH S. SALADINO
COUNCILWOMAN MICHELE M. JOHNSON
COUNCILMAN LOUIS B. IMBROTO
COUNCILMAN THOMAS P. HAND
COUNCILMAN STEVE L. LABRIOLA
COUNCILWOMAN LAURA L. MAIER
COUNCILWOMAN VICKI WALSH

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

RICHARD LaMARCA, TOWN CLERK
JEFFREY P. PRAVATO, RECEIVER OF TAXES

Minutes of the meeting
taken by:

HOLLY DALOIA OSTEEEN
Reporter/Notary Public

1 SUPERVISOR SALADINO: Good morning,
2 ladies and gentlemen and thank you and welcome to
3 the Town of Oyster Bay Town Board Meeting for
4 Tuesday, May 19, 2020.

5 We meet this morning with some of the
6 Oyster Bay Town Board meeting -- members here in
7 person and some are on the telephone to help and
8 ensure proper social distancing measures.

9 While Governor Cuomo has not yet
10 reopened our region, New York State continues to
11 make great progress in battling COVID-19. We
12 remain hopeful that Long Island will soon follow
13 with other regions into Phase I of reopening and we
14 are lobbying very strong in order to reopen some of
15 the essential services, things we feel are
16 essential services as quickly as possible, as well
17 as other lobbying efforts with Albany right know as
18 it relates to COVID-19.

19 This Town of Oyster Bay Town Board
20 believes it's critical that we get more industries
21 open and that we get people back to work in a safe
22 way, but that we get them back to work.

23 Residential and outdoor construction
24 should be classified essential. With proper PPE
25 and safety protocols, construction projects should

1 move forward just as they are in neighboring
2 states. Small business should be allowed with
3 reopen with safety protocols in place. After all,
4 Target, Wal-Mart are open to sell shoes, clothing
5 and more, why shouldn't small businesses be able to
6 sell the same products at the curbside in a safe
7 manner?

8 So we ask and we continue to lobby and
9 we continue with letters and our voices and our
10 leadership to push for small businesses in the
11 construction industry which are the heartbeat of
12 our local economy to get back to work in a safe way
13 that protects the safety of the public and the
14 employees but protects our economy that we all know
15 has to get up and running again.

16 It make sense as COVID-19
17 hospitalizations and new transmissions and the rate
18 of these positive tests are in a great decline in
19 Nassau County, and after the meeting, those who
20 would like to stay, we have information to update
21 you on where we are as it relates to COVID
22 statistics.

23 This past week the Governor authorized
24 us to reopen tennis courts, batting cages. It's a
25 small step, but we're going do continue to reopen

1 our facilities in the appropriate way. We also
2 began parking sticker sales for our beaches.

3 Beaches will be open with lifeguards
4 beginning this coming weekend. We will have
5 restricted access to residents only. Obviously,
6 the social distancing rules all are in effect. We
7 ask people to please have face coverings with them,
8 especially between their car and their spot on the
9 beach. Then once they're safe on the beach, we
10 know that we will be able to handle this, monitor
11 it, and supervisor it but we also thank our
12 residents because they've been very, very
13 cooperative.

14 For our residents' enjoyment, we plan
15 drive-in movies and concerts this Summer that
16 provide our residents with free entertainment in a
17 safe manner.

18 The Town of Oyster Bay is well known
19 for providing these great services. Our residents
20 expect them and, quite frankly, we all, all of us
21 here in Town of Oyster Bay government, including
22 our Town Board members here and on the phone, our
23 elected individuals and our Departments realize
24 it's so critically important that you get back to
25 some resemblance of normality, even though it's the

1 new normal, it's important as the weather gets
2 better for people to safely enjoy the outdoor
3 resources of our Town.

4 In anticipation of the Governor's
5 reopening of businesses over the coming weeks,
6 we're also working with restaurant owners, we're
7 working with our Village Mayors to create greater
8 outdoor dining options and close streets on the
9 weekend evenings to boost dining opportunities
10 outside in a safe way.

11 Currently, it is legal for the
12 restaurants to provide takeout service. Now, we're
13 looking for more ways to build on that for safe
14 dining, and we will -- are considering waiving fees
15 for the permits that are necessary to eat outdoors
16 and so forth so that we are not making it a further
17 financial impact on these businesses that are
18 struggling.

19 We must get back to normal as quickly
20 but as safely as possible. Now, I ask everyone to
21 please rise and I ask my longtime colleague and
22 friend, Councilman Steve Labriola, to lead us in
23 the Pledge of Allegiance.

24 (Whereupon, the Pledge of Allegiance
25 was recited.)

1 SUPERVISOR SALADINO: Now, I would like
2 to take a moment to remember all of those who have
3 lost their lives to this terrible disease, remember
4 our first responders in the military, our first
5 responders in fire departments, EMS services, all
6 of our frontline workers in healthcare, including
7 our doctors and nurses and P.A.s and so forth, all
8 of our hospital employees, and but I want to take a
9 moment to talk about and remember a fine leader in
10 this Town, someone who we recently lost and my
11 heart goes out and our condolences go out to the
12 family of Ann Ocker. Ann Ocker was a Town Clerk in
13 this Town beginning on January 1st of 1973. She
14 became a Town Councilwoman on the 1st of January of
15 1988, and retired in 1999, making fifteen years as
16 Town Clerk, seven years of Town Councilwoman and
17 she passed early this morning at the age of 101
18 years old. God Bless Ann Ocker for her long life.
19 God Bless her for her leadership and all she has
20 done over the many years.

21 Quite frankly, Ann Ocker was one of the
22 Matriarchs of the Town of Oyster Bay and I remember
23 her very well from my youth. She was always kind,
24 endearing. She spoke to everyone with that
25 motherly smile, but she was a true government

1 leader who understood government, fought for the
2 best of the best of the Town of Oyster Bay for our
3 residents and showed that women do an amazing job
4 in Town government. She and people like Isabel
5 Dodd broke through that glass ceiling, and we are
6 so happy for that, and our condolences go out to
7 her entire family including Kevin Ocker, a
8 long-time friend, her husband, Ed Ocker was a Town
9 Councilman as well, and please, Ann Ocker, thank
10 you for all you have done for our Town and rest in
11 peace.

12 (Whereupon, a moment of silence
13 observed.)

14 SUPERVISOR SALADINO: Now, I would like
15 to ask our Town Clerk to please call the roll as we
16 mentioned earlier that some of our counsel members
17 are here in person wearing face coverings and
18 situated at a safe distance, both face coverings
19 and at least six feet apart and other members of
20 the Board are here by telephone.

21 Town Clerk Rich LaMarca, would you
22 please call the roll.

23 MR. LaMARCA: Supervisor Saladino?

24 SUPERVISOR SALADINO: Present.

25 MR. LaMARCA: Councilwoman Johnson?

1 COUNCILWOMAN JOHNSON: Present.

2 MR. LaMARCA: Councilman Imbroto?

3 COUNCILMAN IMBROTO: Councilman Imbroto
4 is present via telephone.

5 MR. LaMARCA: Councilman Hand?

6 COUNCILMAN HAND: Present.

7 MR. LaMARCA: Councilman Labriola?

8 COUNCILMAN LABRIOLA: Present.

9 MR. LaMARCA: Councilwoman Maier?

10 COUNCILWOMAN MAIER: Present.

11 MR. LaMARCA: Councilwoman Walsh?

12 COUNCILWOMAN WALSH: Present.

13 SUPERVISOR SALADINO: There are no
14 hearings as part of this Town Board Meeting, but
15 the Town is beginning through the Building
16 Department to begin hearings for the ZBA which will
17 be conducted via Zoom and meet all the criteria by
18 our attorneys for the open meeting laws as does
19 this meeting in the process we have in place.

20 So, with the Board polled and everyone
21 here, we have our forum. We have all our elected
22 officials present. We also have Jeff Pravato, our
23 Receiver of Taxes, and, as you know, Rich LaMarca,
24 our Town Clerk, along with all of our Town Board
25 members.

1 So let us please proceed with the
2 business of the day.

3 MR. LaMARCA: Supervisor, we have some
4 Resolutions to add to the calendar, so I'm going to
5 ask for a motion to suspend the rules and add
6 Resolution Nos. 275 through 279-2020.

7 COUNCILWOMAN JOHNSON: So moved.

8 MR. LaMARCA: Motion made by
9 Councilwoman Johnson.

10 COUNCILMAN LABRIOLA: Second.

11 COUNCILMAN IMBROTO: Second.

12 MR. LaMARCA: Seconded by Councilman
13 Labriola.

14 On the vote:
15 Supervisor Saladino.

16 SUPERVISOR SALADINO: This is a vote to
17 suspend the rules to add walk-on items to this --
18 three.

19 MR. LaMARCA: There's five --

20 SUPERVISOR SALADINO: I'm sorry, five
21 walk-on items --

22 MR. LaMARCA: They're not walk-ons.
23 They were added today to the calendar but not
24 before the public hadn't seen them initially.

25 SUPERVISOR SALADINO: Thank you.

1 So I vote, "Aye."
2 MR. LaMARCA: Councilwoman Johnson?
3 COUNCILWOMAN JOHNSON: "Aye."
4 MR. LaMARCA: Councilman Imbroto?
5 COUNCILMAN IMBROTO: "Aye."
6 MR. LaMARCA: Councilman Hand?
7 COUNCILMAN HAND: "Aye."
8 MR. LaMARCA: Councilman Labriola?
9 COUNCILMAN LABRIOLA: "Aye."
10 MR. LaMARCA: Councilwoman Maier?
11 COUNCILWOMAN MAIER: "Aye."
12 MR. LaMARCA: Councilwoman Walsh?
13 COUNCILWOMAN WALSH: "Aye."
14 MR. LaMARCA: Motion to suspend the
15 rules and add Resolution Nos. 275 through 279-2020
16 passes with seven "Ayes."
17 SUPERVISOR SALADINO: I know there is
18 correspondence, but before you read the
19 correspondence, do you have anything else for us?
20 MR. LaMARCA: Yes.
21 We have two more Resolutions that are
22 walk-ons to add to the calendar. I will tell you
23 what they are about.
24 **RESOLUTION NO. 280;** Resolution
25 authorizing the department of community and youth

1 services to host a series of drive-in movies
2 partially funded by Friends of the Community
3 Services Department on the dates, times and
4 locations established by the Commissioner.

5 **RESOLUTION NO. 281;** Resolution
6 authorizing the amendment of the 2020 Fee Schedule,
7 Rules and Regulations of the Town of Oyster Bay
8 Beaches, beach parking, launching ramps and the
9 Joseph J. Saladino Memorial Marina at Tobay to
10 waive certain requirements for senior citizens and
11 disabled individuals for the 2020 beach season.

12 SUPERVISOR SALADINO: So what that
13 specifically means is we are assuring through
14 Resolution and a Town vote to ensure that all beach
15 fees will be waived for senior citizens and those
16 with disabilities and we are voting today on that
17 Resolution.

18 MR. LaMARCA: Correct.

19 So may I have a motion to resuspend the
20 rules and add walk-on Resolution Nos. 280-2020 and
21 281-2020.

22 On the motion?

23 COUNCILWOMAN JOHNSON: So moved.

24 MR. LaMARCA: Motion made by
25 Councilwoman Johnson.

1 May I have a second.
2 COUNCILMAN IMBROTO: Second.
3 MR. LaMARCA: Seconded by Councilman
4 Imbroto.
5 On the vote:
6 Supervisor Saladino.
7 SUPERVISOR SALADINO: "Aye."
8 MR. LaMARCA: Councilwoman Johnson?
9 COUNCILWOMAN JOHNSON: "Aye."
10 MR. LaMARCA: Councilman Imbroto?
11 COUNCILMAN IMBROTO: "Aye."
12 MR. LaMARCA: Councilman Hand?
13 COUNCILMAN HAND: "Aye."
14 MR. LaMARCA: Councilman Labriola?
15 COUNCILMAN LABRIOLA: "Aye."
16 MR. LaMARCA: Councilwoman Maier?
17 COUNCILWOMAN MAIER: "Aye."
18 MR. LaMARCA: And Councilwoman Walsh?
19 COUNCILWOMAN WALSH: "Aye."
20 MR. LaMARCA: Motion to resuspend the
21 rules, procedure and add walk-on Resolution Nos.
22 280-2020 and 281-2020 passes with seven "Ayes."
23 SUPERVISOR SALADINO: Just as a
24 reminder to our Town Board members who are on the
25 phone, please begin anything you say by identifying

1 yourself. This way there is no confusion as to who
2 is speaking.

3 We appreciate that.

4 COUNCILMAN LABRIOLA: Supervisor, could
5 you just for the sake of our residents add some
6 clarification to Resolution 281 and, you know, the
7 conflicting information that has been out there and
8 as a result of the pandemic, the changes that we
9 instituted today?

10 SUPERVISOR SALADINO: Okay.

11 On 281, that is our garbage pails.

12 As it relates to garbage pails you're
13 referring, right?

14 COUNCILMAN LABRIOLA: No. Senior --
15 senior beach pass.

16 SUPERVISOR SALADINO: Oh, I'm sorry.

17 COUNCILMAN LABRIOLA: Our Town
18 attorney --

19 SUPERVISOR SALADINO: Basically, what
20 we have done is ensure that senior citizens and
21 those who are disabled will be able to use Tobay
22 Beach for free. We have already set a rule for
23 this year due to the COVID pandemic and realizing
24 that we have to ensure that our residents are
25 social distancing on the beach and throughout our

1 facilities. We have to limit the amount of cars in
2 the parking lot, but for seniors, we want to make
3 sure that we are committed to our senior citizens
4 and those with disabilities and this will -- this
5 vote we are taking will ensure that they will not
6 be charged a fee to attend the beach.

7 We've also strengthened and changed the
8 process by which we give the resident their -- I
9 was going to use the word sticker but it's a --
10 it's more of a hanger now. So it can be given
11 while the windows are rolled up.

12 Beach stickers are on sale for all our
13 residents. Everyone can show their ID while
14 keeping their windows rolled up. That protects the
15 resident in the car and it also protects our -- our
16 workers with that window closed. So I hope that
17 brings the clarification you were looking for.

18 Anything else you would like to add.

19 COUNCILMAN LABRIOLA: Yeah, I wanted to
20 add and I know the Town Clerk is here. We've
21 talked about this and I know -- Rich, feel free to
22 jump in -- I know that seniors who do want to still
23 get their senior ID can still appear, or through
24 the mail, appear at the Town Clerk Rich LaMarca's
25 office and have that which is a one-time --

1 one-time fee which would -- for the rest of their
2 lives.

3 MR. LaMARCA: Correct.

4 COUNCILMAN LABRIOLA: They would still
5 be able to come to the beach with that and then get
6 their sticker or day pass -- however the Supervisor
7 has explained it.

8 Is that correct.

9 MR. LaMARCA: That's correct. We
10 instituted a contact less procedure whereby
11 residents can mail in the documents required for
12 the senior beach ID card. We ask them to also send
13 a head shot, a photo of themselves that we match up
14 to their driver's license and we affix that on
15 their senior beach ID card and mail it back to
16 them.

17 So nobody has to come to the office
18 anymore. We can do it all via mail and e-mail.

19 COUNCILMAN LABRIOLA: So for those who
20 choose not to and to show up at the booth itself
21 there'll be a special lane just for senior --

22 MR. LaMARCA: Dedicated for them to
23 come through.

24 COUNCILMAN LABRIOLA: And it will be
25 contactless as the Supervisor said, but they will

1 also have to demonstrate residency, correct?

2 MR. LaMARCA: Absolutely.

3 SUPERVISOR SALADINO: They will be
4 holding ID against the glass so there is no passing
5 of this ID. There's no open window. Our employees
6 are wearing face coverings and it's a safer
7 environment for all of them.

8 I would like to expand on that speed
9 pass lane if you would, much like Disney does,
10 there is a lane set up to get people into the beach
11 quickly. Our employees have been trained as to a
12 new process to speed up the entrance into the beach
13 parking lot. We've strengthened security there.
14 We've strengthened so many procedures. So it's all
15 about getting our residents -- residents only -- at
16 our beaches, making sure that those with the pass
17 get in more quickly and efficiently, making sure
18 there is no contact and making sure that seniors
19 and those with disabilities continue to utilize our
20 beach for free.

21 COUNCILMAN LABRIOLA: Thank you,
22 Supervisor.

23 SUPERVISOR SALADINO: Thank you.

24 Does anyone have any questions on any
25 of the Resolutions.

1 (No response.)

2 MR. LaMARCA: We do have
3 correspondence.

4 SUPERVISOR SALADINO: I know that.

5 MR. LaMARCA: Board members who --

6 SUPERVISOR SALADINO: Before we get to
7 the correspondence, I know there was some
8 correspondence on one issue in particular, so I
9 just want to make sure we get the facts out
10 immediately before we begin with letters.

11 There is a Resolution, and it's
12 Resolution 265-2020, authorizing an award of a bid
13 proposal for glass recycling and the glass
14 recycling program in the Town of Oyster Bay. We've
15 described this in the past at great length.

16 Glass is no longer an item that
17 recyclers or the market wants to accept. Glass
18 breaks. It has very little value, unfortunately,
19 because of the transportation cost to get the glass
20 from where we collect it and our transfer station
21 here in this Town to where that glass is then
22 ground and made into other products. Glass weighs
23 ten times what aluminum or cardboard weighs, at
24 least ten times, and the transportation cost
25 between fuel and the other issues associated with

1 transportation have made glass almost valueless.

2 But that wasn't enough in our Town of
3 Oyster Bay because of our commitment to the
4 environment and our commitment to the residents and
5 best practices, so we went out and established a
6 means by which to collect glass at multiple
7 locations. I believe it's a dozen locations
8 throughout the Town. The top spot that seems to be
9 the most popular is at 150 Miller Place on the north
10 or westbound service road of the Long Island
11 Expressway at the Town's Department of Public Works
12 facility.

13 So our plan is a three-stage plan. One
14 is to beginning accepting residents' glass.
15 Secondly, is to expand upon these location where
16 residents can pick up glass, and thirdly, as those
17 who have been following our Town Board meetings
18 know we've already passed Resolutions to explore a
19 much more holistic approach to the collection of
20 solid waste, including glass and many more
21 recyclables.

22 In the Town of Oyster Bay, you can rest
23 assured that your glass is actually recycled. I
24 say that because some municipalities continue to
25 collect glass and they're recycling and then they

1 throw it out. Other municipalities are collecting
2 glass with their municipality solid waste with no
3 way to recycle it.

4 We came up with an approach that we
5 think is creative, is helpful, is certainly the
6 best practice economically under the current
7 situation and environmentally our commitment
8 continues in the Town of Oyster Bay to continue to
9 recycle your glass with even better, more news and
10 better news coming since we are in the process of
11 putting out our fees to look at state-of-the-art,
12 cutting-edge technologies that would better for
13 recycling and our solid waste efforts.

14 Three companies responded to the bid.
15 The names of the companies are EWG Glass Recycling,
16 Omni Recycling of Westbury and Winter Brothers, who
17 happens to be the company that we also do our solid
18 waste removal with.

19 Winter Brothers was the lowest cost of
20 the three and, therefore, are the ones who have won
21 this bid and we expect to pay \$72.85 a ton for the
22 cost of recycling glass in the Town of Oyster Bay.

23 So that really delineates and provides
24 transparency on this issue on Resolution 265.

25 Before we get to reading the letters,

1 is there anyone who has questions on this
2 Resolution.

3 (No response.)

4 SUPERVISOR SALADINO: All right.

5 Then I'll ask the Town Clerk to please
6 read the letters that we currently have from our
7 residents.

8 MR. LaMARCA: We received an e-mail
9 from Arthur Adelman of Sea Cliff on Resolution
10 265-2020.

11 Mr. Adelman states, "Please make a
12 motion to table today's Resolution 265-2020 from
13 the documents offered by the Town, residents and
14 elected officials are precluded from reviewing any
15 and all bids made by alternative qualified vendors.

16 "As dictated by Town Law, such bids
17 must be disclosed prior to entering of contract,
18 especially one issued nunc pro tunc.

19 "It is my belief the vendor approved
20 and granted that a contract at discussion is the
21 same as the one which backed out of a previous
22 obligation favorable to the Town back in 2017.

23 "Why would we believe Winter Brothers
24 Hauling will honor today's agreement through its
25 term as they reneged on a previous agreement.

1 "In anticipation of a negative response
2 to this request and the approval of Resolution
3 265-2020, my protest should be memorialized."

4 SUPERVISOR SALADINO: Your words and
5 opinion are memorialized because this is now
6 permanent part of the record, Mr. Adelman.

7 So we have run this through our
8 departments, including and especially our Legal
9 Department, but I'm going to ask Matt Rozea to
10 please join us to shed more light.

11 You know what? Let's read all the
12 letters first. I apologize. Let's read the
13 letters first. There are two other letters.

14 MR. LaMARCA: I have one more on --

15 SUPERVISOR SALADINO: This issue.

16 MR. LaMARCA: -- Resolution 265 and
17 that is from Kevin McKenna of 3 Edna Drive in
18 Syosset, who states, "Due to the fact that complete
19 backup on Resolution 265 was not posted on this
20 prior to this meeting and the competitive bids with
21 financial information made known to the public, the
22 Board must table and adjourn the vote on this
23 Resolution until the public has had an opportunity
24 to review to adhere to Town's stated process and
25 the Open Meetings Law.

1 "One document marked 265 does not have
2 anything to do with this bid. It's an error. In
3 addition, the fact that the public cannot
4 participate either in person or via telephone like
5 the Board members do, violates transparency in the
6 Open Meetings Laws."

7 SUPERVISOR SALADINO: Can we have one
8 more last correspondence on this?

9 MR. LaMARCA: I don't have any others.

10 SUPERVISOR SALADINO: Okay. So there
11 are two letters -- two e-mails rather from the
12 residents.

13 So I'm going to ask Frank Scalera from
14 the Town's Attorneys office to please step forward.

15 MR. SCALERA: Just to answer --

16 SUPERVISOR SALADINO: Could you stand
17 closer to this microphone?

18 MR. SCALERA: -- to answer the question
19 about the bidding process --

20 SUPERVISOR SALADINO: Just one moment.

21 Can the Town Board members listening on
22 the telephone all hear Mr. Scalera.

23 COUNCILMAN HAND: Councilman Hand.

24 I can't hear him.

25 MR. SCALERA: Okay. I'll talk a little

1 louder.

2 COUNCILMAN IMBROTO: Councilman
3 Imbroto.

4 Yes, I can hear.

5 MR. SCALERA: Okay. I'll speak a
6 little louder.

7 Very simply, this was a public bid, a
8 public sealed bid. The bidding process, as you
9 know, we amended to keep it -- keep it current with
10 the COVID crisis. So public bids are opened in
11 this room and the names of the bidders and the
12 amount they are bidding is read out loud, done by
13 the Department of General Services and is live
14 streamed.

15 SUPERVISOR SALADINO: It's all public.

16 MR. SCALERA: So it was available to
17 the public. There were three bids and the
18 Commissioner of the Department which proposed the
19 recommended bid to be awarded reviewed the three
20 bids and submitted the lowest responsible bid. So
21 it was covered both -- it was covered both
22 separately by the public bid opening.

23 SUPERVISOR SALADINO: Okay.

24 Did, in your opinion, have you reviewed
25 this entire process as it relates to this

1 Resolution --

2 MR. SCALERA: I reviewed the process.

3 SUPERVISOR SALADINO: -- of all our
4 bids?

5 MR. SCALERA: I reviewed the process
6 and we followed New York State Law. The fact --
7 the fact that the backup doesn't list all three is
8 of no moment. The fact is that it was opened
9 before the public. Reviewed and the lowest
10 responsible bidder was the one that's set forth in
11 that Resolution, period. Nothing more.

12 SUPERVISOR SALADINO: I was inform --
13 just so we are transparent on this -- the wrong
14 Resolution was originally posted with the correct
15 backup. That was corrected. And the information
16 -- the correct information went up and I see Rich
17 LaMarca is also nodding.

18 So the correct information went up
19 before this meeting, correct.

20 MR. LaMARCA: Yes.

21 SUPERVISOR SALADINO: And, in your
22 opinion, do we meet every criteria, every rule and
23 law as it applies to bidding and the public Open
24 Meetings Law?

25 MR. SCALERA: We followed both New York

1 State Town Law and our own Town Code, our own
2 internal procedures, so everything was done
3 properly and legally.

4 SUPERVISOR SALADINO: Okay.

5 So, we did have three bidders. I
6 mentioned all three names EWG Glass Recycling, Omni
7 Recycling of Westbury and Winter Brothers.

8 MR. SCALERA: Correct.

9 SUPERVISOR SALADINO: Which was the
10 lowest bid?

11 MR. SCALERA: The Winter Brothers was
12 the lowest bid and pursuant to the department head
13 that submitted it, which was General Service, as
14 well as DPW Public Works Commissioner also reviewed
15 this because it's a function that comes out of
16 Sanitation. He also reviews it -- reviewed it and
17 also recommended Winter Brothers as the lowest
18 responsible bidder.

19 SUPERVISOR SALADINO: What about the
20 Inspector General?

21 MR. SCALERA: And the Inspector General
22 also did his -- the procedure we put in place to
23 check both the contract, the notice requirements
24 and the awarded contract.

25 SUPERVISOR SALADINO: Have you spoken

1 with our Inspector General on this Resolution?

2 MR. SCALERA: No, I have not spoken to
3 him.

4 SUPERVISOR SALADINO: But I know your
5 office has?

6 MR. SCALERA: My -- correct, and my
7 office has and, yes --

8 SUPERVISOR SALADINO: I just want to
9 get the question answered.

10 Has the Inspector General found that
11 this meets all criteria?

12 MR. SCALERA: Correct, because as you
13 know, it's part of the new procedure -- the
14 additional procedures put in, the Town Attorney's
15 office, two Deputy Town Attorneys review, sign off
16 by way of --

17 SUPERVISOR SALADINO: Independently of
18 each other.

19 MR. SCALERA: Independently of each,
20 and then it goes to the Inspector General, and then
21 he finally signs off and gives the okay so the
22 procedure -- our docket procedure can move forward
23 with putting on the Town Board calendar for your
24 decision.

25 SUPERVISOR SALADINO: So in addition to

1 Department of Public Works that puts this out and
2 reviews it, we also have the Department of General
3 Services --

4 MR. SCALERA: Correct.

5 SUPERVISOR SALADINO: -- that oversaw
6 the bidding process, two Town Attorneys who
7 independently go over all of this to make sure it's
8 done according to law and our Inspector General.

9 MR. SCALERA: Correct.

10 SUPERVISOR SALADINO: And all of them
11 have found that this has been done properly and
12 that this is in compliance with all laws and rules
13 and regulations?

14 MR. SCALERA: And don't forget to add
15 public bid opening, live stream.

16 SUPERVISOR SALADINO: And the public
17 bid opening on this Resolution was live streamed.

18 MR. SCALERA: In this room by General
19 Services who opens them and reads them aloud to the
20 public because they are sealed bids when they come
21 in.

22 SUPERVISOR SALADINO: I am entirely
23 satisfied.

24 Does any other Board member have any
25 questions.

1 (No response.)

2 SUPERVISOR SALADINO: On the telephone,
3 any of our Board members via telephone have any
4 questions?

5 COUNCILMAN IMBROTO: No.

6 COUNCILMAN HAND: No.

7 SUPERVISOR SALADINO: I heard two nos.

8 Is there --

9 (Inaudible.)

10 SUPERVISOR SALADINO: There were three.
11 Okay.

12 Please let the record reflect that no
13 Board member has asked any questions when given the
14 opportunity on this Resolution because they all
15 reviewed it.

16 Please continue.

17 MR. LaMARCA: We have two other e-mails
18 on two different Resolutions.

19 This is from Kevin McKenna, 3 Edna
20 Drive, Syosset, New York.

21 This is on Resolution P-9-2020.

22 "It is the right of the public to be
23 told the names of any and all employees that have
24 changes in titles and/or salaries.

25 "Please read aloud the names of

1 employees that are in this Resolution."

2 SUPERVISOR SALADINO: In an effort to
3 comply with all of the rules and regulations, we
4 have continued to protect the identity of these
5 employees and all of this -- all the other
6 information is available to our residents at -- at
7 their asking, and that's in compliance with our
8 union. That's in compliance with all labor rules
9 and regulations in protecting their private --
10 private information.

11 MR. LaMARCA: And The last piece of
12 correspondence that we received is on Resolution
13 270 from Kevin McKenna, 3 Edna Drive, Syosset,
14 New York.

15 "I do not see in the backup that shows
16 the other bidders on this Resolution.

17 "In addition, the proposal by
18 Nassau/Suffolk does not break out any explanation
19 as to how they arrived at the amount of \$60,000.

20 "There should be a labor rate,
21 estimated number of hours and quantity of manpower.
22 I would like to say that if this is simply for
23 contract management and inspection of other
24 company's physical labor, this is excessive,
25 especially not being broken out and compared to

1 other bids.

2 "How can the Town Board have any
3 benchmarks to make an intelligent decision on
4 whether this be awarded in the best interest of the
5 taxpayers?

6 "I request this Resolution be tabled
7 until the public has been provided all this
8 information.

9 "How could this be approved by
10 Inspector General Brian, no one?"

11 SUPERVISOR SALADINO: In answer to
12 those questions, Mr. McKenna, is a regular -- at
13 our Town Board meetings and regular -- on these
14 letters and that's fine. We always appreciate the
15 public's participation.

16 What Mr. McKenna has -- may not realize
17 is this amount covers the Town for two years, not
18 one. So it would cover the Town for \$30,000 a year
19 for inspections, design, any changes as they open
20 up the tower and also the Littauer Estates that we
21 are preserving. This is open space. One of the
22 last farms in Nassau County the Town owns to
23 preserve open space and to preserve the
24 environmental history of our Town and to the
25 agricultural history of our Town.

1 We continue to have programs there that
2 we hope will be -- the location will be open,
3 reopen to the public once the COVID is behind us,
4 COVID-19 pandemic is behind us, but this, just like
5 all of our projects whether they're street
6 projects, construction projects, rebuilding
7 projects, we bring in professional services and one
8 only has to remember that the Town, under the
9 previous administration, had problems at the
10 Hicksville garage. This is exactly designed to
11 avoid problems of that type or any other nature as
12 it relates to getting construction done right the
13 first time.

14 Any other correspondence?

15 MR. LaMARCA: No.

16 SUPERVISOR SALADINO: Yes, Mr. Scalera.

17 MR. SCALERA: I wanted to add,
18 Supervisor --

19 SUPERVISOR SALADINO: Would you please
20 start by coming up and reidentifying yourself?

21 MR. SCALERA: Yes.

22 Frank Scalera, Chief Deputy Town
23 Attorney.

24 Just wanted to add for Resolution
25 270-2020. It says in the first paragraph that

1 pursuant to a prior Resolution 808-2019 certain
2 engineers, several of them listed in that Reso,
3 were procured pursuant to the procurement policy
4 and the New York State Laws, and one of them that
5 were previously procured on the approved list, one
6 of them was put into this Reso for this particular
7 project, so it's almost like a double layer.

8 SUPERVISOR SALADINO: Because of their
9 expertise?

10 MR. SCALERA: Correct, yes.

11 Okay?

12 SUPERVISOR SALADINO: Yes, thank you.

13 This also -- the other aspect of this
14 that people may not realize is by bringing in these
15 professionals who are State certified and State
16 licensed, the taxpayers have a better protection
17 from liability because now this is another licensed
18 entity who assumes some of the liability
19 responsibilities.

20 Is there any other correspondence.

21 MR. LaMARCA: I have no other
22 correspondence.

23 SUPERVISOR SALADINO: Any questions or
24 comments from our Board members?

25 COUNCILMAN LABRIOLA: I'm going to make

1 a comment prior to the vote as we go through.

2 SUPERVISOR SALADINO: Certainly.

3 COUNCILMAN LABRIOLA: On a couple of
4 things.

5 SUPERVISOR SALADINO: Certainly,
6 Councilman Labriola.

7 Is there any comment from our Board
8 members who are participating via telephone.

9 COUNCILMAN HAND: Councilman Hand,
10 none.

11 COUNCILMAN IMBROTO: Councilman
12 Imbroto, no.

13 SUPERVISOR SALADINO: That's two.

14 COUNCILMAN LABRIOLA: That's it.

15 SUPERVISOR SALADINO: You're throwing
16 me by your distance. So those are the two Board
17 members who are connected telephonically.

18 I ask you to please continue.

19 MR. LaMARCA: May I have a Motion to
20 adopt Resolution Nos. P-9-20 through 281-2020?

21 **PERSONNEL RESOLUTION NO. P-9-20;**

22 Resolution pertaining to personnel of various
23 departments within the Town of Oyster Bay.

24 **TRANSFER OF FUNDS RESOLUTION NO.**

25 **TF-8-20;** Resolution pertaining to transfer of funds

1 within various departments' accounts for the Year
2 2020.

3 **RESOLUTION NO. 265-2020;** Resolution
4 authorizing award of Bid Proposal SE002A-20, Glass
5 Recycling Program for the Town of Oyster Bay. Bids
6 Received: April 8, 2020. (M.D. 4/28/20 #6).

7 **RESOLUTION NO. 266-2020;** Resolution
8 pertaining to the dock application of Anthony Durso
9 III, 14 Riverdale Avenue, Massapequa, New York.
10 (M.D. 4/28/20 #9).

11 **RESOLUTION NO. 267-2020;** Resolution
12 pertaining to the dock application of Thomas
13 D'Angelo, 53 Forest Avenue, Massapequa, New York.
14 (M.D. 4/28/20 #10).

15 **RESOLUTION NO. 268-2020;** Resolution
16 pertaining to the dock application of Martin Kelly,
17 68 South Bay Avenue, Massapequa, New York. (M.D.
18 4/28/20 #11).

19 **RESOLUTION NO. 269-2020;** Resolution as
20 required by the Town Surplus Policy, Resolution No.
21 415-2018, for the Department of General Services to
22 advertise surplus equipment for competitive bid
23 sale or public auction. (M.D. 5/5/20 #4).

24 **RESOLUTION NO. 270-2020;** Resolution
25 pertaining to Contract No. PWC 22-20, On-Call

1 Engineering Service Request relative to
2 Architecture, in connection with contract
3 administration and construction inspection for
4 Contract No. DP19-200, Littauer Estate Roof
5 Replacement. Account No. DGS H 1997 20000 000 2010
6 001. (M.D. 5/5/20 #6).

7 **RESOLUTION NO. 271-2020;** Resolution
8 pertaining to Contract No. PWC23-20, On-Call
9 Engineering relative to Environmental Engineering,
10 in connection with investigation of mold spores at
11 Town Hall South by way of swabs and ambient air
12 sampling, and for the use of a sub-consultant for
13 laboratory analytical services. Account No. DGS H
14 1997 20000 000 2010 00. (M.D. 5/5/20 #7).

15 **RESOLUTION NO. 272-2020;** Resolution
16 pertaining to Contract No. PWC 07-20, On-Call
17 Engineering Services relative to Civil Engineering,
18 in connection with the construction inspection of
19 Highway Improvements to the Fairwater Avenue Area,
20 Massapequa. Account No. HWY H 5197 20000 000 2003
21 008. (M.D. 5/5/20 #8).

22 **RESOLUTION NO. 273-2020;** Resolution
23 authorizing acceptance of the offer of dedication
24 of Landing Court, Glenwood Landing, New York, and
25 said street be declared a public street of the

1 Town of Oyster Bay. (M.D. 5/5/20 #10).

2 **RESOLUTION NO. 274-2020;** Resolution
3 pertaining to the decision for a Local Law
4 entitled, "A Local Law to Amend Chapter 201, Solid
5 Waste, of the Town Code of the Town of Oyster Bay."
6 Hearing held: May 21, 2019. (M.D. 4/23/19 #15).

7 **RESOLUTION NO. 275-2020;** Resolution
8 authorizing the Town to enter into a contract for a
9 Substance Abuse Professional commencing January 1,
10 2020 through December 31, 2021 and for the
11 Supervisor or his designee to execute said
12 Agreement; Account No. TWN AMM 9060 80030 000 0000
13 000. (M.D. 5/12/20 #19).

14 **RESOLUTION NO. 276-2020;** Resolution
15 authorizing the first option to renew the contract
16 for the Comprehensive Employee Safety & Health
17 Program for an additional year, effective
18 January 1, 2020 through December 31, 2020. Account
19 No. TWN AMW 9040 84040 000 0000 000. (M.D. 5/12/20
20 #16).

21 **RESOLUTION NO. 277-2020;** Resolution
22 authorizing an Agreement for the Employee
23 Assistance Program for a two-year period,
24 commencing January 1, 2020 through December 31,
25 2021, and for the Supervisor, or his designee, to

1 execute said agreement; Account No. TWN AMM 9060
2 80030 000 0000 000. (M.D. 5/12/20 #17).

3 **RESOLUTION NO. 278-2020;** Resolution
4 authorizing the Town Clerk to issue free Green
5 Seasonal Beach Permits to Town of Oyster Bay
6 Residents in connection with the Clean Pass Vehicle
7 Program. (M.D. 5/12/20 #18).

8 **RESOLUTION NO. 279-2020;** Resolution
9 directing the Town Clerk to publish a Notice of
10 Hearing on a proposed local law entitled: "A Local
11 Law to Amend Chapter 246 Zoning, Section 246-5.5.5
12 and Section 246-5.2 of the Code of the Town of
13 Oyster Bay. Hearing date: June 2, 2020. (M.D.
14 5/12/20 #11).

15 **RESOLUTION NO. 280-2020;** Resolution
16 authorizing the department of community and youth
17 services to host a series of drive-in movies
18 partially funded by Friends of the Community
19 Services Department on the dates, times and
20 locations established by the Commissioner.

21 **RESOLUTION NO. 281-2020;** Resolution
22 authorizing the amendment of the 2020 Fee Schedule,
23 Rules and Regulations of the Town of Oyster Bay
24 Beaches, beach parking, launching ramps and the
25 Joseph J. Saladino Memorial Marina at Tobay to

1 waive certain requirements for senior citizens and
2 disabled individuals for the 2020 beach season.

3 On the motion.

4 COUNCILWOMAN JOHNSON: So moved.

5 MR. LaMARCA: Motion made by
6 Councilwoman Johnson.

7 COUNCILMAN IMBROTO: Second.

8 MR. LaMARCA: Seconded by Councilman
9 Imbroto.

10 On the vote:

11 Supervisor Saladino.

12 SUPERVISOR SALADINO: "Aye."

13 MR. LaMARCA: Councilwoman Johnson?

14 COUNCILWOMAN JOHNSON: "Aye."

15 MR. LaMARCA: Councilman Imbroto?

16 COUNCILMAN IMBROTO: "Aye."

17 MR. LaMARCA: Councilman Hand?

18 COUNCILMAN HAND: "Aye."

19 MR. LaMARCA: Councilman Labriola?

20 COUNCILMAN LABRIOLA: "Aye."

21 MR. LaMARCA: Councilwoman Maier?

22 COUNCILWOMAN MAIER: "Aye."

23 MR. LaMARCA: Councilwoman Walsh?

24 COUNCILWOMAN WALSH: "Aye."

25 MR. LaMARCA: Motion to adopt

1 Resolution No. P-9-20 through 281-2020 passes with
2 seven "Ayes."

3 Calendar is complete.

4 COUNCILMAN LABRIOLA: Supervisor, I
5 just want to make a couple of comments.

6 SUPERVISOR SALADINO: Please.

7 COUNCILMAN LABRIOLA: About some of the
8 things we've just done.

9 First and foremost, I wanted to talk
10 about -- I've been asked to make a clarification on
11 281, again, just for the benefit of the public
12 because this is something new that we're doing this
13 year as a result of the pandemic.

14 The Commissioner has asked me to just
15 clarify that if a senior arrives in their car, they
16 will get their permanent sticker for the season.
17 If they arrive as a passenger in the car, that is
18 when they'll get the day pass hanger. I just
19 needed to clarify that on behalf of Commissioner
20 Pinto.

21 The other thing I want to say was about
22 the Littauer Estate. I know a lot of people;
23 particularly, on the South Shore of our township
24 don't know about it. It's one of the most
25 beautiful pieces of property that the Town has

1 acquired.

2 It's over 25 acres, I believe, and it's
3 actually a functioning farm in some respects with
4 farm animals and it's one of the most peaceful and
5 tranquil places that you could be in our township.

6 I'm hoping that -- I know the
7 Supervisor has got some terrific plans. He's been
8 talking about with a number of the Commissioners
9 and department heads that we're going to start to
10 utilize this property more and make it more
11 available to the public so that they can enjoy it;
12 in particular, in these very stressful times where
13 they can enjoy some tranquillity and peace in a
14 very natural environment. So, that was that.

15 The other one I wanted to talk about
16 was to congratulate our Town Clerk and the
17 Supervisor and all of the Town Board members for
18 instituting the Green Pass Seasonal Beach Program
19 which encourages our residents to purchase the
20 Clean Pass vehicles that are usually defined by
21 those that have an electrical port, so they are
22 either electrical or they're both electrical and
23 hybrid. And they are all defined under the
24 New York State Department of Transportation. And
25 those residents that own these vehicles, we're

1 encouraging them to purchase those vehicles, of
2 course to help further our footprint, our carbon
3 footprint in the Town.

4 SUPERVISOR SALADINO: Gas reduction?

5 COUNCILMAN LABRIOLA: Yes. And I know
6 Supervisor how supportive you are and the team you
7 put together to -- to make this happen and so
8 that's just another benefit for our residents that
9 they can enjoy a free seasonal beach pass with one
10 of these Clean Pass vehicles.

11 SUPERVISOR SALADINO: Councilman
12 Labriola, you know you really hit the nail on the
13 head when you speak to our moving towards
14 protecting our environment, reducing our carbon
15 footprint, but also the fact that we're constantly
16 looking at all of these aspects, criteria,
17 regulations to forever be improving upon this and
18 we realize that the State has changed some of its
19 criteria as it relates to the definition of these
20 vehicles, and we're following suit with the State's
21 criteria.

22 So, we continue to update and improve
23 every aspect of the Town and this is just one more
24 of the many, many examples.

25 So I thank you for that as well.

1 Well, if there are no other questions,
2 I'll be ready to take a vote in just a moment.

3 I know that the Councilwoman Johnson
4 will be back with us in just a second.

5 Does anyone on the phone have any
6 questions.

7 COUNCILMAN HAND: Councilman Hand, no.

8 COUNCILMAN IMBROTO: Councilman
9 Imbroto, no.

10 SUPERVISOR SALADINO: Would you like to
11 announce that vote?

12 MR. LaMARCA: Yes. I'll restate the
13 vote.

14 Motion to adopt Resolution Nos.
15 P-9-2020 through 218-2020 passes with seven "Ayes."

16 The calendar is complete.

17 SUPERVISOR SALADINO: Thank you.

18 At this time, I'd like to thank all of
19 our Board members and all of our Town employees for
20 a wonderful job they've been doing through very
21 difficult circumstances and especially those who
22 have been on the job every day, Public Safety,
23 Sanitation, Recycling, Highway, our Building
24 Department, some of the members of the Town Clerk's
25 office, the members of the Town Board and your

1 staff who continue to get the job done.

2 Thank you to Jeff for the wonderful job
3 your office has been doing and the difficult
4 process of collecting taxes in the office. The
5 school taxes were due and you did a wonderful job
6 including installing some new barriers, the walkup
7 or drive-up windows are a big help. A lot of
8 seniors have been using that and we appreciate that
9 very much.

10 The collection in taxes will go until
11 what date.

12 MR. PRAVATO: June 1st. We have the
13 walk-up windows at Town Hall North and Town Hall
14 South from 10:00 a.m. to 2:00 p.m. Then either
15 before that or after that, we do have drop boxes at
16 both the north and south where you can drop your
17 taxes in a bin and they'll be picked up that night
18 and then the next morning.

19 SUPERVISOR SALADINO: All right.

20 Well, I have information and closing
21 remarks to speak to, some of the programs we've
22 been doing, but before that, I want to give
23 everybody an opportunity to sign off.

24 May I have a motion to close the
25 meeting?

1 COUNCILWOMAN JOHNSON: Supervisor, I'll
2 make a motion that this meeting be closed.

3 SUPERVISOR SALADINO: May I have a
4 second?

5 COUNCILMAN IMBROTO: Councilman Imbroto
6 seconds that motion.

7 SUPERVISOR SALADINO: In favor, please
8 signify by saying "Aye."

9 ALL: "Aye."

10 SUPERVISOR SALADINO: All opposed,
11 "Nay."

12 (No response.)

13 SUPERVISOR SALADINO: The "Ayes" have
14 it.

15 Thank you very much. Thank you to all.

16 (TIME NOTED: 10:55 A.M.)

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