

TOWN BOARD  
TOWN OF OYSTER BAY  
REGULAR MEETING  
July 14, 2020  
10:30 a.m.

**HEARING - LOCAL LAW**

To consider a local law entitled: "A Local Law to Authorize a Local Retirement Incentive Program for the Eligible Employees of the Town of Oyster Bay." (M.D. 6/9/20 #18).

**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 OSTEEN  
Reporter/Notary Public

1 SUPERVISOR SALADINO: Good morning,  
2 ladies and gentlemen.

3 I'm Supervisor Joseph Saldino.

4 Welcome to this very special July 14,  
5 2020 meeting of the Oyster Bay Town Board.

6 It's great to have all of the members  
7 back in this room; although, you've all been here  
8 for other meetings, but now as we're hopefully  
9 coming out of COVID, we are moving quickly to a  
10 healthier time and a better time in the Town of  
11 Oyster Bay, and, hopefully, throughout Long Island  
12 and our region.

13 It's great to have our members here, as  
14 I said, including the members of the Town Board,  
15 our Town Clerk Rich LaMarca and our Receiver Jeff  
16 Pravato.

17 I speak for all my colleagues when we  
18 say it's feeling much better to see people healthy,  
19 to see our hospitals back to normal and, of course,  
20 our thoughts and prayers go out to all who have  
21 lost their lives and all who have gone through a  
22 very difficult situation and for those who lost  
23 loved ones during this COVID pandemic.

24 Although the recent Executive Order  
25 from Governor Cuomo extended suspension of the Open

1 Meetings Law through August 5th, we all felt it was  
2 important to welcome back the public to Town Hall  
3 while ensuring social distancing protocols which we  
4 put in place as well, as a long list of protections  
5 to protect the employees, to protect the public, to  
6 protect all involved. To ensure social distance  
7 and to ensure your safety, the room is limited to  
8 35 people at a time. Therefore, we ask that if  
9 there is need for others to come in, to please give  
10 up your spot once you finished your business of the  
11 day.

12 And as a reminder, all residents can  
13 view the live stream of Town Board meetings on our  
14 website, which is oysterbaytown.com. On  
15 oysterbaytown.com, you can watch the live streaming  
16 of this meeting, you can watch past meetings, but  
17 it's also great for a full lineup of all the  
18 information we have, including our very popular  
19 drive-in concerts and drive-in movies.

20 For tonight, the Doobie Others, which  
21 is a tribute to Doobie Brothers, is performing and  
22 cars can come in at 7:00. The show begins  
23 approximately 8:00 p.m. at Tobay Beach parking lot.

24 Trivia question for you all, the Doobie  
25 Brothers is a spinoff of another famous band.

1 E-mail me at Oyster Bay with your answer.

2 So, just moving forward, even from home  
3 the public has the opportunity be heard on matters  
4 brought before the Town Board and during public  
5 comment for a period of ten days following the  
6 meeting. Those comments will form part of the  
7 public record and will be considered before any  
8 decisions are rendered, especially as it relates to  
9 hearings and so forth.

10 As we continue to face the uncertainty  
11 posted by COVID-19, so many of us share the same  
12 sentiment that we will never take for granted the  
13 simple joys of gathering together and the true  
14 privilege we have as Americans to meet in rooms  
15 like this, to participate in the government, of the  
16 open government process. We are very happy to do  
17 that.

18 And, again, our hearts go out to all  
19 who have suffered through this pandemic, and we  
20 continue to help everyone in the Town of Oyster Bay  
21 and especially helping businesses get back on their  
22 feet.

23 We've done a number of initiatives to  
24 do that including calling for and successfully  
25 getting certain functions allowed to be opened

1 prior, earlier than they were planned, like outdoor  
2 dining. Working with our residents, our Chambers  
3 of Commerce, the other elected officials, all the  
4 mayors in our communities and, of course, the  
5 Members of our Town Board, our Town Clerk and our  
6 Receiver. Making big impacts on those things and  
7 we appreciate the help that everyone has done in  
8 working together through this and certainly the  
9 power of prayer in getting us through that.

10 On that note, we'd like to begin prayer  
11 at our Town Board meeting as we begin in every  
12 single meeting since this administration has taken  
13 over here in the Town of Oyster Bay.

14 And to lead us in that prayer, we're  
15 very fortunate to have Dr. Marjorie Nunes who is  
16 the pastor of the United Methodist Church in  
17 Hicksville. Pastor, if you would step up to the  
18 podium, please to lead us in prayer. I ask  
19 everyone to please rise.

20 (Whereupon, a prayer was recited; the  
21 Pledge of Allegiance was then recited, followed by  
22 a moment of silence.)

23 SUPERVISOR SALADINO: Before we move on  
24 with the business of the day, there are some very  
25 important mentions that I think are important for

1 all of us. I'd like to start off by thanking our  
2 very dedicated workforce for their efforts before  
3 and during this public health crisis. Our  
4 employees have consistently stepped up to the plate  
5 to help others while delivering every possible  
6 service.

7 So many of our services never deterred,  
8 we never lost a day of Sanitation pickup, of Public  
9 Safety, the work in our offices to continue to  
10 generate.

11 Town Clerk, you continued to process  
12 everything so important to life in this Town and I  
13 also know that you personally performed outdoor  
14 wedding ceremonies, so that service never stopped  
15 in the Town of Oyster Bay. Those people I would  
16 imagine have been very, very happy and  
17 appreciative.

18 MR. LaMARCA: They sure have. We've  
19 done about 70 of them since March.

20 SUPERVISOR SALADINO: 70 weddings since  
21 March. God bless you.

22 Do you give any advice to the brides  
23 and grooms.

24 MR. LaMARCA: Yes. I won't tell you  
25 what I tell them actually, but I wish them well.

1 SUPERVISOR SALADINO: You wish them  
2 well and you made their day very special.

3 MR. LaMARCA: To communicate. That's  
4 the best.

5 SUPERVISOR SALADINO: That's important  
6 for all of us and I learn more about that each and  
7 every day. So true.

8 I just want to also thank so many  
9 people who made a difference in this Town. We see  
10 the Sanitation workers, the SORT workers. We see  
11 Public Safety. If you've been to the concerts and  
12 the drive-in movies, the great jobs the staff are  
13 doing, but behind the scenes, there's been quite a  
14 lot of work, and the fruits of their labor is  
15 something that's coming to fruition.

16 And we're so happy to report about the  
17 rapid repair of our Town's finances over the past  
18 three years. The clearest indicators of this  
19 success came last week when two Wall Street credit  
20 agencies granted the Town of Oyster Bay upgrades in  
21 our bond rating.

22 And this all followed the outside  
23 independent audit when CPAs who audit the books of  
24 the Town showed and approved as of the close of  
25 2019, the Town now has a \$27.4 million surplus in

1 our ongoing operating budget.

2 This Town, before we got here, had a  
3 \$44 million deficit in its operating budget. When  
4 I first arrived three years ago, the Town had a \$34  
5 million deficit in our operating budget. We worked  
6 with at the time Michelle Johnson, Lou Imbroto, Tom  
7 Hand came next, and then in the following year, the  
8 other elected officials came and we pooled our  
9 talents together working with staff to, again, go  
10 from that \$44 million deficit to a \$27.4 million  
11 surplus in the day-to-day operating budget.

12 The Town has two budgets, in fact; one  
13 is the day-to-day operating budget and one is the  
14 capital debt, how much we borrow to pave the roads,  
15 to buy new garbage trucks, to refortify bridges and  
16 other public work sites in our Town.

17 The Town had an enormous amount of  
18 debt. We have reduced the Town's capital debt by a  
19 net of \$206 million. Why do I say net? Because we  
20 reduced it by far more than that, but we have  
21 borrowed to pave the roads because we've heard the  
22 public and answered their cries to get roads paved.  
23 We've done quite a bit of that.

24 We have done quite a bit of work to  
25 freshen up this Town and get it back to where it



1 needs to be in our parks and different facilities.

2 So we took all of that information,  
3 \$206 million reduction of capital debt net, \$27  
4 million surplus in our operating budget.

5 And we gave all the information to Wall  
6 Street and what did they find?

7 During COVID when it's extremely rare  
8 to get any bond rating upgrade, we got two. We've  
9 had an earlier one this year. Moody's Investor  
10 Services upgraded the Town's long-term and short-  
11 term credit ratings. This was the second upgrade  
12 from Moody's this year alone. These two because we  
13 had one earlier in the year. This means we scored  
14 a 3P on Wall Street.

15 This year as the Town of Oyster Bay  
16 received a credit rating upgrade in February, two  
17 upgrades in July. In awarding the most recent  
18 credit rating increases, the agency stated that we  
19 are on the road to healthier finances and that we  
20 are now in a substantially improved financial  
21 position. This is a quote directly from what  
22 Moody's wrote about us.

23 And people know -- Jeff you have an  
24 extensive background on Wall Street. You know how  
25 tough it is to get these credit rating upgrades

1 during normal circumstances and almost no  
2 municipalities got a credit upgrade during COVID.

3 What did they say to us? They said to  
4 us, your credit rating should be even higher based  
5 on your financial success, but they only give them  
6 in small increments. People who have worked, as I  
7 said, in Wall Street or have managed the fire  
8 department understand anything in the municipal  
9 government, understand this is not easy, but I want  
10 to thank this team: Steve Labriola, Lou Imbroto,  
11 Michelle Johnson, Tom Hand, Vicki Walsh, Laura  
12 Maier and, of course, Rich LaMarca and Jeff  
13 Pravato.

14 But we also want to thank the unsung  
15 heroes working in the offices. Some of them are  
16 here with us. Most of them are back in their  
17 offices for this great work.

18 We're proud of our successes in cutting  
19 costs. We eliminated the need for cash flow  
20 borrowing. We do not do that anymore. We have a  
21 successful resolution to critical litigation and  
22 they spoke of that. There's an article in today's  
23 daily paper that quotes them as saying that we've  
24 gotten -- we disposed of all these signif- --  
25 resolved the significant legal issues in the Town

1 that was holding them back from giving us the bond  
2 rate increases and we're proud of these successes.

3 We kept our pledges to restrict new  
4 spending, to significantly pay down debt and  
5 maintain the tax cut that we gave to our residents  
6 in 2018. So the 2018 budget, cut taxes. 2019 held  
7 the line on taxes. 2020 held the line on taxes.  
8 And yet we still cured the financial bills in the  
9 Town.

10 As stated, the Town now has a \$27.4  
11 million reserve fund. The New York State  
12 Comptroller asks for 10 percent in reserves. That  
13 10 percent represents \$30 million. We're almost  
14 there to the maximum reserve account that the New  
15 York State Comptroller asks for us to use as a  
16 target, and we are almost there in three years.

17 So, we are very proud of these funds  
18 and the three straight budgetary surpluses reduced  
19 by this administration and this Board and with the  
20 help of our very capable staff. Those surpluses  
21 are indisputable and have been verified by  
22 independent Certified Public Accountants.

23 And best of all, the Town of Oyster  
24 Bay, we are just getting started. We will continue  
25 to keep our promise. We will continue to deliver,

1       protections for our taxpayers, protecting their  
2       wallets while delivering even greater services and  
3       finding cures for all of the many issues that  
4       plagued the Town before we got here.

5                 Just some recent news to bring you up  
6       to speed on. We held another Cruise Through Food  
7       Drop Collection Drive. The Town hosted the second  
8       one. And we did this to feed those on Long Island  
9       and who have been impacted by the economic downturn  
10      since COVID-19. Thousands of pounds of food were  
11      collected for Island Harvest Long Island. We met  
12      with them last Saturday. Councilwoman Laura Maier  
13      joined me at that event. It was amazing how many  
14      cars. The first one we did brought in 19,000  
15      pounds of food.

16                Do I have that number, right? Now,  
17      this one did 11,000 pounds of food. So, we are  
18      very proud of our residents. And we thank them for  
19      all of their help in opening up their cabinets and  
20      hearts to end hunger on Long Island.

21                With that said, I mentioned the Doobie  
22      Others will be performing at 8:00 p.m. at Tobay  
23      parking lot tonight. We have a full schedule of  
24      drive-in concerts. We're the first town on Long  
25      Island to do that and the others are following suit

1 and calling us to get suggestions. And we're very  
2 happy to share our best practices with all the  
3 towns and municipalities on Long Island, so we can  
4 all share of the beautiful bounty that we provide  
5 the Town of Oyster Bay.

6 The drive-in movies and drive-in  
7 concerts are for residents only. So one of the  
8 people in the car has to be a resident. And you  
9 can find out all the information about these free  
10 shows.

11 Did I mention free, Lou?

12 COUNCILMAN IMBROTO: You mentioned it.

13 SUPERVISOR SALADINO: They are all free  
14 and you can get all that information by visiting  
15 our website at [oysterbaytown.com](http://oysterbaytown.com).

16 Boy, it feels great to be back with all  
17 of you and seeing the numbers getting much better.  
18 Only about three percent of the County's population  
19 was infected, so that's very low. We happen to  
20 have the longest downturn in hospitalizations of a  
21 long list of criteria in this region, the best  
22 numbers anywhere in the State, and we are very  
23 proud of that.

24 And that comes from leadership but it  
25 comes from you, our residents doing what's asked of

1 you, wearing the face coverings, social distancing  
2 and being cautious, washing your hands. All the  
3 advice mom gave us back in the day, the things  
4 we're doing today. I know you're a wonderful mom  
5 keeping your kids safe and it's not always easy,  
6 but it certainly is effective.

7 With that, I thank all of you and I  
8 thank you everyone for participating today.

9 With that, Clerk LaMarca, will you  
10 please poll the Board.

11 MR. LaMARCA: Supervisor Saladino?

12 SUPERVISOR SALADINO: Present.

13 MR. LaMARCA: Councilwoman Johnson?

14 COUNCILWOMAN JOHNSON: Here.

15 MR. LaMARCA: Councilman Imbroto?

16 COUNCILMAN IMBROTO: Present.

17 MR. LaMARCA: Councilman Hand?

18 COUNCILMAN HAND: Here.

19 MR. LaMARCA: Councilman Labriola?

20 COUNCILMAN LABRIOLA: Here.

21 MR. LaMARCA: Councilwoman Maier?

22 COUNCILWOMAN MAIER: Present.

23 MR. LaMARCA: Councilwoman Walsh?

24 COUNCILWOMAN WALSH: Present.

25 SUPERVISOR SALADINO: Our work for the

1 day includes a public hearing on a local law which  
2 we will listen to today, and we'll leave those  
3 rolls open as stated earlier to get feedback from  
4 the public.

5 Then we will go through the Action  
6 Calendar and we will answer any questions that the  
7 Board members have and so forth, if public has  
8 questions, and then from there, we will break to  
9 meet with our counsel in appearance to the open  
10 laws meetings where we will be informed on certain  
11 legal issues of the Town.

12 And after that, we will come back and  
13 report on any findings, if any.

14 Then we will listen to the public  
15 during public comment period.

16 So with that, would you please present  
17 our calendar for the day?

18 MR. LaMARCA: Yes, Supervisor.

19 We have a hearing. Today's hearing is  
20 to consider a local law entitled a Local Law to  
21 Authorize a Local Retirement Incentive Program for  
22 the Eligible Employees of the Town of Oyster Bay.

23 SUPERVISOR SALADINO: Good morning.

24 Please state your presence, Counsel.

25 MR. SCALERA: Chief Deputy Town

1 Attorney Frank Scalera.

2 Good morning, Supervisor, Members of  
3 the Town Board. This is a hearing to consider  
4 local law which we're calling a local law to  
5 authorize a local retirement incentive program for  
6 the eligible employees of the Town of Oyster Bay.

7 You were given a copy of the draft of  
8 the local law and basically as simply stated,  
9 individuals who are now working for the Town of  
10 Oyster Bay who are eligible to retire in the  
11 New York State local retirement system can take  
12 advantage of this retirement incentive.

13 In order to do so if this law -- local  
14 law is passed, an eligible employee has to submit  
15 what we call an Irrevocable Letter of Voluntary  
16 Retirement on or before September 30th of this  
17 year. Once they submit that Irrevocable Letter,  
18 they are indicating definitively that they're going  
19 to retire from the Town and they are able to  
20 retire, obviously, any time beyond September 30th  
21 up and through -- up and through January 31, 2021.

22 So, in other words, if anybody  
23 exercises their option on this retirement law,  
24 their last day of employment -- the furthest and  
25 last day would be January 31, 2021.



1 Now, what does the incentive provide?

2 The incentive provides \$1,000 per year  
3 for every year of service credit that that employee  
4 has. And in addition, it also provides, at no cost  
5 to the retiree who takes the option, health care,  
6 medical health care, dental and vision for their  
7 life and for the life of their surviving spouse, if  
8 it's applicable, for a certain period of time.

9 And that's --

10 SUPERVISOR SALADINO: Just for  
11 correction on that.

12 We speak to life, but that is for five  
13 years after the employee passes, the spouse would  
14 continue to get that health insurance for five  
15 years or until they reach 65 years old. At that  
16 point, they go onto Medicare.

17 MR. SCALERA: All right. I'll clarify.

18 If the employee has been working in the  
19 Town for over ten years, the Town of Oyster Bay  
20 employment for over ten years and the person  
21 exercises this option, that person during  
22 retirement -- if that person dies, their surviving  
23 spouse will get the health coverage which is under  
24 this local law for another five years. You are  
25 correct.

1           At age 65, as it's set forth in our  
2           current policies, our Collective Bargaining  
3           Agreement, people go on -- 65 and older go on  
4           Medicare. When they go on Medicare, at that point  
5           in time, the Town of Oyster Bay provides a  
6           supplemental plan, not the full cost plan that we  
7           pay for the active employee. The benefit,  
8           obviously, is that the supplemental plan is a lot  
9           less costly than the full plan of an active  
10          employee and most folks who are, you know, have X  
11          amount of years in are closer to the -- that group,  
12          that age group.

13                 SUPERVISOR SALADINO: So for clarity,  
14                 for people listening, because we throw a lot of  
15                 financial information around --

16                 MR. SCALERA: Sure.

17                 SUPERVISOR SALADINO: -- under normal  
18                 conditions in this municipality in Nassau County  
19                 and towns and municipalities across the State, when  
20                 the employee retires, they get may -- based on  
21                 their union contract -- they get health care that  
22                 is paid for by the Town.

23                 In some cases, like myself, I pay into  
24                 my health care costs in the Town because I came to  
25                 the Town after January 1, 2017. All employees

1 coming after that time, pay into their health care.  
2 The employee retires. They get health -- the  
3 Town's health care as their primary health care  
4 until they're 65.

5 At that point, they go on Medicare and  
6 the Town becomes the secondary or the supplemental.

7 MR. SCALERA: Correct.

8 SUPERVISOR SALADINO: Not primary --

9 MR. SCALERA: Correct.

10 SUPERVISOR SALADINO: -- insurance and  
11 the premiums the Town's taxpayer pay are much, much  
12 less.

13 If that employee, that retired  
14 employee, passes away, their spouse gets the health  
15 care -- has the primary health care for five years  
16 or if they reach 65, whichever comes first.

17 Then once again, the Town becomes the  
18 supplemental, not the primary insurance which is  
19 much less. The employee gets the insurance, the  
20 health insurance. The spouse gets the health  
21 insurance, but the Town's payments are much less.  
22 We save money.

23 Now, we started this meeting talking  
24 about all of the wonderful news, the financial news  
25 in this Town. No more deficit. Now, a \$27 million

1 surplus, paying down the capital cost, so  
2 obviously, this initiative is designed to save  
3 money in the long term.

4 MR. SCALERA: Yes.

5 SUPERVISOR SALADINO: Do you care to  
6 speak to that issue, please?

7 MR. SCALERA: Yes.

8 I'm working with Human Resources. We  
9 identified the number of employees that would be  
10 eligible. And those are the employees that are 55  
11 years old and older that have 30 years of service.

12 Again, this is New York State  
13 Retirement System rules and regs. We also  
14 identified people who are at least 62 and ten years  
15 of service. All together, that unit, that group,  
16 that universe was 159 people.

17 I took the liberty with Vicky Spinelli,  
18 Deputy Commissioner of Human Resources gave me all  
19 the salaries, added them up, added up all their  
20 years and this is what -- this is the summary of  
21 what I found:

22 That adding all the salaries of 159  
23 people, their current salaries, added them up,  
24 subtracted \$1,000 a year if they took this  
25 incentive, and then came up with the total savings

1 which would be recurring to the Town, if everybody  
2 takes it, you have approximately \$10.2 million in  
3 savings.

4 Now, we've had retirement incentives in  
5 the past. Sometimes they -- we've gotten up to 65,  
6 70 percent; other times 40 percent of that  
7 universe. So, if we use a number of 50 percent,  
8 which is conservative, you -- we are talking about  
9 minus the paying \$1,000 a year incentive 10.2 in  
10 half approximately 5.1 million dollars re --

11 SUPERVISOR SALADINO: I just want to  
12 add to that, when you talk about the payment, so we  
13 are -- as an incentive because you can't force  
14 people to retire --

15 MR. SCALERA: Correct.

16 SUPERVISOR SALADINO: At least you have  
17 to give them an incentive to bring down your labor  
18 costs and that's the whole design of this  
19 initiative, to save money for the taxpayers and  
20 continue moving forward.

21 This would be the third -- if passed,  
22 it will be the third incentive that has been  
23 brought forward since I became the Supervisor,  
24 since this new administration --

25 MR. SCALERA: Correct.

1 SUPERVISOR SALADINO: -- is here,  
2 designed to save money.

3 MR. SCALERA: Correct.

4 SUPERVISOR SALADINO: When we give them  
5 that money, you mentioned \$1,000 per year of  
6 service, so if you worked for the Town for 20  
7 years, you would get \$20,000.

8 MR. SCALERA: Correct.

9 SUPERVISOR SALADINO: That's a one-time  
10 payment, but the savings are saving year after year  
11 after year after year. So you're talking to us  
12 about the net after that money is paid out. But  
13 it's paid out once and that, again, the savings is  
14 reoccurring which means the Town gets the savings  
15 year after year, which is a big deal, and adds up  
16 to quite a bit of money and savings.

17 MR. SCALERA: Well, based upon -- based  
18 upon the calculations here, the \$1,000 payout if  
19 everybody took it, was about three and a half  
20 million dollars. So year one, if everybody took  
21 it, you'd pay three and a half million, but you  
22 would save five million. The following years  
23 thereafter, would be 8.5 million, because you  
24 wouldn't be paying out that --

25 SUPERVISOR SALADINO: Going on and on

1 and on.

2 MR. SCALERA: Correct. That's a good  
3 point, Supervisor. You're right.

4 SUPERVISOR SALADINO: Is there any  
5 other information you would like to add to that  
6 before we open up to questions from the Board?

7 MR. SCALERA: The only thing the  
8 universe is 159 people, like I mentioned, that  
9 are -- that are, you know, ripe or eligible to  
10 taking it. At this present time, you have about  
11 1,011 employees. Again, if 50 percent take this  
12 retirement or 60 percent, you're talking about, you  
13 know, 70 to 90 employees. So you still have a  
14 sufficient workforce to continue to deliver the  
15 services as you've all been doing throughout the  
16 COVID pandemic.

17 SUPERVISOR SALADINO: Because we have  
18 to adhere to a union contract, the longer an  
19 employee is employed with the Town generally the  
20 higher their salary, correct?

21 MR. SCALERA: Yes. Typically, with the  
22 Collective Bargaining, correct.

23 SUPERVISOR SALADINO: Would the end  
24 result, is that the higher salaried employees would  
25 be the ones retiring and their role is filled with

1 current employees who are at a lower salary?

2 MR. SCALERA: Correct.

3 That's why the financial -- the  
4 financial aspect efficiencies, as well as the  
5 financial efficiencies are there because higher  
6 paid employees -- typically, people who have been  
7 here a long time, like you said, make more money  
8 pursuant to the Collective Bargaining Agreement and  
9 then you also have operational efficiencies because  
10 based on the number that's going to retire, if they  
11 take it, you -- based upon how well this Town has  
12 been operating the last three months under COVID,  
13 will have sufficient amount of employees to give  
14 the services that you've been giving to the Town of  
15 Oyster Bay residents.

16 SUPERVISOR SALADINO: One more question  
17 before I turn it over to the Board members, if they  
18 have any question.

19 We did two of these early retirement  
20 incentives. I know we did one in 2017.

21 MR. SCALERA: Correct.

22 SUPERVISOR SALADINO: And was it two in  
23 -- and one in 2018, if my recollection serves me  
24 correct. We've done two of them.

25 Did we save money in the past?



1 MR. SCALERA: Yes. We did save money.  
2 I don't have those numbers I didn't get, but we  
3 definitely saved money.

4 SUPERVISOR SALADINO: Was it  
5 considerable money?

6 MR. SCALERA: Yes, in the millions, in  
7 the seven figures, yes, yes, absolutely, yeah.

8 SUPERVISOR SALADINO: In the millions.

9 MR. SCALERA: Yes, absolutely because  
10 based on current calculations, you know, you get  
11 30, 40, 50 people, you're talking 3, 4, 5 million  
12 dollars a year. And from then -- from that point  
13 forward, the hiring was pretty -- was pretty steady  
14 in the sense that you didn't, you know, the hires  
15 were limited so you got the benefit of running the  
16 operations.

17 Again, from when you came over here,  
18 you had about 1,200 employees and then it was  
19 dropped below, you know, it was dropped down to  
20 about 1,000 now. So, do the math. You get a  
21 couple of hundred employees off taking the  
22 incentive and you'll take another 70 or 85 off  
23 here.

24 So, you've been seeing consistent  
25 savings and, of course, the ability having --

1 having the room for growth and promotion for some  
2 of the, you know, less serving term or, you know,  
3 lower-ranked employees who are looking to promote  
4 themselves and better their lives.

5 SUPERVISOR SALADINO: I'd like to open  
6 the floor to questions from any of our Board  
7 members.

8 Councilman Labriola.

9 COUNCILMAN LABRIOLA: Thank you,  
10 Supervisor.

11 SUPERVISOR SALADINO: You're welcome.

12 COUNCILMAN LABRIOLA: Thank you,  
13 Mr. Scalera, and I appreciate you taking the time  
14 with your team to answer most of my questions.

15 So, I just have a few things I wanted  
16 to put on the record so that the administration  
17 will consider them after the hearing.

18 I know that you said that we can make  
19 modifications, if necessary, based upon the remarks  
20 of the Board or the public for that matter.

21 MR. SCALERA: Correct.

22 COUNCILMAN LABRIOLA: So I just wanted  
23 to point out there have been discussions amongst  
24 some of the State Assembly and Senators and some  
25 talk has filtered back to the County and to the

1 Town officials that there may be a State retirement  
2 incentive offered.

3 If, in fact, that happens, which I know  
4 has been rare. It hasn't happened in, I believe,  
5 over a decade, but if it does happen, is there a  
6 provision in our local law that will nullify or  
7 basically make moot the incentivized retirement  
8 that we do here.

9 MR. SCALERA: Good question. Thanks.  
10 I thank you for your question.

11 We discussed it yesterday. You and I  
12 discussed this yesterday with the Supervisor. We  
13 can add a provision in here that the -- any  
14 eligible employee cannot take two incentives.

15 So if the State comes out with an  
16 incentive tomorrow, we'll -- well, if the State  
17 comes out with an incentive and we pass -- if we  
18 pass this local law, we'll add a provision that the  
19 employee cannot take both.

20 We did some due diligence, meaning the  
21 attorney's office, as well as Vicky Spinelli from  
22 Human Resources, we did some due diligence with the  
23 help from Brian Nevin, who has been monitoring it  
24 with the State and Rules Committee about a proposed  
25 incentive that the State, you know, has, you know,

1 both houses of the State has proposed, but it  
2 happens quite often when you read the notes of  
3 Albany, and I know you've been in Albany for many  
4 years, I notice that every year they will always  
5 propose some retirement incentive and then the term  
6 expires in June and they never come back in  
7 September of that year. It looks like it's  
8 following that same path. It was proposed.

9 It just recently went to both Assembly  
10 and State Senate Rules Committee and now it's kind  
11 of lingering there, but Mr. Nevin from Public  
12 Information is monitoring it with the folks up in  
13 Albany to see if it -- to see if it's going to come  
14 to fruition, but your suggestion is duly noted and  
15 I -- we can add a provision in our local law that  
16 you can't take both incentives.

17 COUNCILMAN LABRIOLA: Just two quick  
18 other items that I'd like to be considered if  
19 there's consensus among the Board. One is to make  
20 it a section in this local law that the Town Board  
21 will not offer another incentive within at least  
22 two years.

23 This may, in fact, incentivize people  
24 to take this option now while we're offering it,  
25 rather than believing that there'll be another one

1 offered next year, we'll pass on this one because  
2 as it's been noted there were two prior, one in '17  
3 and one in 2018, and perhaps it should be known  
4 that the Town Board will not be offering another  
5 one for at a minimum of at least three or five  
6 years. Maybe that's something to be considered.

7 And my last suggestion is that we also  
8 add a provision in there that no incentivized  
9 retiree can return to service for at least two  
10 years without a special waiver granted by the Town  
11 Board or by the Executive. Something else to be  
12 placed into local law.

13 Thank you.

14 MR. SCALERA: Okay. Thank you,  
15 Councilman.

16 SUPERVISOR SALADINO: Would you kindly  
17 do the research on those initiatives and report  
18 back to us?

19 MR. SCALERA: Yes. I will research --  
20 the retiree returning to work issue, that would  
21 have to -- that would require some legal research.  
22 The other -- the other one about the two  
23 incentives, you can't take both, that's pretty  
24 clear. I think we can leave that to you folks to  
25 deliberate on. And no other incentive. Again,

1 that's something for you to deliberate on.

2 COUNCILMAN IMBROTO: I think that's  
3 really important because if it gets out there that  
4 we're always doing these incentives, it loses its  
5 ability to incentivize retirement because  
6 everybody's just going to wait until the next  
7 incentive. So, I think that's really important.

8 MR. SCALERA: So the first two points  
9 Councilman Labriola made, that's more of a policy  
10 decision for you folks on the Board to deliberate.  
11 The third one about whether a retiree can work or  
12 not work thereafter that one will require a little  
13 bit of research to, you know, the legality behind  
14 that. Okay?

15 COUNCILMAN LABRIOLA: I understand  
16 there are special circumstances. We spoke about  
17 that.

18 SUPERVISOR SALADINO: Yes, we have.

19 Councilman Labriola and I have spoken  
20 at length on this and I appreciate your addition to  
21 the conversation and what you bring to the  
22 conversation. And in terms of the credibility,  
23 when I started in State Assembly 16 years ago I  
24 followed Councilman Labriola as a State Assemblyman  
25 and I came in a Special Election, so I got his

1 committee assignments. Steve Labriola was the  
2 ranking member of the government employees  
3 committee.

4 So, he comes to the table with quite a  
5 bit and we appreciate your talents on this and the  
6 many initiatives. I followed -- and I stayed on  
7 that committee the entire time in my years there.  
8 And people -- there were some people that had some  
9 very nice things to say about you, Steve.

10 COUNCILMAN LABRIOLA: Well, that's  
11 good.

12 SUPERVISOR SALADINO: Thank you,  
13 Councilman.

14 Any other questions.

15 COUNCILMAN HAND: We talked about the  
16 universe of 159 people.

17 Is there going to be an adverse impact  
18 to any specific department? Is there a greater  
19 number coming from one department as opposed to --

20 MR. SCALERA: Well, that's a good  
21 point. I didn't break it down by department in  
22 terms of operational efficiencies. It looked  
23 like --

24 SUPERVISOR SALADINO: Why don't you  
25 provide the Councilman, all the Town Board members

1 with that data sheet?

2 It's important to keep in mind, these  
3 are the people who meet the criteria but haven't  
4 necessarily expressed a strong interest in taking  
5 advantage of the policy, but, of course, we'll need  
6 to know what we are dealing with moving forward.

7 So, if you and Human Resources would  
8 provide that information to our Board members so we  
9 can have more incite on what would be -- of course,  
10 we don't know if one department has five people who  
11 can meet the criteria, we don't know if all five of  
12 them would take advantage of --

13 COUNCILMAN IMBROTO: Do we have an idea  
14 of how many people we expect to take the incentive  
15 or how many have expressed interest?

16 MR. SCALERA: Councilman Imbroto, like  
17 indicated before, typically you get anywhere from  
18 as low as 40 percent to 60 to 65 percent. That's  
19 been the typical response over the years with  
20 incentives. So if you use 50 percent, 159, you've  
21 got approximately 79 to 80 people.

22 SUPERVISOR SALADINO: Councilman Hand,  
23 I'm going to ask that our Deputy Commissioner of  
24 Human Resources Vicky Spinelli step forward to shed  
25 more light on your question.



1 COUNCILMAN IMBROTO: And I would  
2 imagine the likelihood is going to increase if we  
3 did have a provision or if we did make it clear  
4 that there weren't going to be anymore incentives  
5 coming for a little while, that would likely  
6 increase the number of people who would take the  
7 incentive, right?

8 MR. SCALERA: It could appear to be  
9 that way if you did that. It would definitely  
10 incentivize if you know the number --

11 COUNCILMAN IMBROTO: It could appear --

12 DEPUTY COMMISSIONER SPINELLI: Good  
13 morning, everybody.

14 Vicky Spinelli, Deputy Commissioner of  
15 Department of Human Resources.

16 Just to answer that question, we have  
17 already started personnel meetings with all the  
18 departments, myself, Greg Harmon, Commissioners  
19 Lenz and Fitzgerald and the Director of Finance Rob  
20 Darienzo.

21 So, we've all started now as a  
22 personnel committee meeting with every department.  
23 Every department has been tasked to speak to  
24 everybody who is able to be retiring of age or even  
25 close to being able to retire without a penalty.

1 Are they interested. Anybody thinking that they're  
2 going to go. So we have already begun that process  
3 and we've already begun the process of figuring out  
4 how we're going to train people to replace those  
5 people. So that's already underway and in the  
6 works because of this.

7 SUPERVISOR SALADINO: Deputy  
8 Commissioner, just for the public's information, if  
9 somebody asks, well, why are you meeting with  
10 people if they -- if we haven't voted on this  
11 hearing yet and the idea is to get as much  
12 information to us to help us in the decision  
13 making.

14 DEPUTY COMMISSIONER SPINELLI: Yes, but  
15 we're also doing other planning. I mean, if this  
16 doesn't happen and people don't retire, you still  
17 need to plan, what are we doing for next year.

18 How -- you know, COVID has changed a  
19 lot of things about the way we work. So now every  
20 department is reevaluating themselves and  
21 reconfiguring the way they work and that's all what  
22 part of this is. What kind of personnel needs do  
23 you have, what do you need, who may be leaving.

24 That's kind of the progression of what  
25 we're doing.

1 SUPERVISOR SALADINO: Are there any  
2 other questions from anyone for our counsel or for  
3 the Deputy Commissioner; anyone have any questions  
4 on this hearing?

5 MR. SCALERA: I want to add one thing,  
6 Supervisor.

7 There are -- Vicky Spinelli did an  
8 analysis of all -- and Rob Darienzo did an analysis  
9 of all the people who can retire without a penalty.  
10 There are some people who are 55 years old who have  
11 29 years instead of the 30 necessary under the  
12 State system. Some of those folks would opt to  
13 take this and take a one-year penalty. It's up to  
14 them.

15 So, the 159 is the most conservative  
16 number of people who are eligible. You'll probably  
17 get a dozen people in there as well who are  
18 one-year short, but would like to leave now because  
19 they have plans. Their kids are grown, they're out  
20 of the house, they want to move out of state,  
21 things of that nature or they just want to enjoy  
22 their retirement.

23 So you get -- usually you get about a  
24 dozen of those folks but we just used the numbers,  
25 the hard numbers, the conservative numbers eligible

1 under the New York State system just as an added  
2 supplemental --

3 SUPERVISOR SALADINO: Thank you.

4 Any other questions.

5 COUNCILMAN LABRIOLA: Supervisor, I  
6 just want to comment --

7 SUPERVISOR SALADINO: Sure.

8 COUNCILMAN LABRIOLA: -- about the  
9 hearing.

10 You know, I'm sure people who're  
11 listening to you earlier were saying to themselves  
12 well, the Town's in such terrific shape with our  
13 surplus, we just had a bond upgrade.

14 SUPERVISOR SALADINO: Multiple.

15 COUNCILMAN LABRIOLA: Multiple. I  
16 believe we are BAA-1 and we're on our way to A  
17 rating again, and I hope when Standard & Poor's  
18 rating comes in, that we'll be there.

19 So, the people may be saying well, why  
20 are you doing a retirement incentive if you're in  
21 such great shape, and I think it's important for us  
22 to let them know the kind of planning that goes in  
23 especially in a year where we've been impacted  
24 financially by this coronavirus crisis.

25 There will be a financial impact.

1 We're anticipating that. I think we're in good  
2 shape. I think this is just smart planning for us  
3 and I think that by anticipating that the State  
4 will not act and will not be helping us, we are  
5 standing on our own and this is a way in which we  
6 are in charge of our own financial destiny and I  
7 think that this is a smart move and I think that we  
8 should though, in essence, consider some of the  
9 amendments that we've discussed if there's a  
10 consensus among the Board so we can make sure that  
11 our people are truly incentivized if the State  
12 fails to act. But I don't know what their deadline  
13 is. I know our deadline is, you said,  
14 September 30th.

15 MR. SCALERA: September 30th, right, to  
16 submit that letter, yes.

17 COUNCILMAN LABRIOLA: September 30th  
18 for our employees to make their decision. So we  
19 cannot wait much longer for the State to act and I  
20 think this is very prudent and I just want to say  
21 thank you, Supervisor, for providing that  
22 leadership.

23 SUPERVISOR SALADINO: Councilman  
24 Labriola, thank you for your assistance in all of  
25 this.

1 I would like to -- because it ties so  
2 directly into what you just said. When we came  
3 here in 2017, we made a commitment to the residents  
4 and the taxpayers that we would be continuous in  
5 looking for ways to save money to run the Town more  
6 efficiently, to run the Town smarter and to ensure  
7 that we would get the Town back to strong financial  
8 health, no matter what is thrown at us.

9 Who knew of COVID and what that would  
10 mean, but I would like to quote directly from  
11 Moody's when they wrote in their upgrade to our  
12 bond rating, when they said COVID-19 pandemic,  
13 quote, "has been only a small speed bump in the  
14 Town's progress."

15 The Town currently expects this  
16 continuation and that's really where we're moving.  
17 We're going to continue to move forward with every  
18 -- COVID or no COVID. We're going to continue to  
19 do things right, save money, make the Town more  
20 efficient and everything we've heard thus far is  
21 that this step helps up us to continue growing in  
22 that direction.

23 Thank you, Councilman.

24 Anyone else want to be heard on that  
25 before we close the hearing.

1 MR. SCALERA: Before we close the  
2 hearing, Supervisor, Town Clerk Rich LaMarca, we  
3 have a, I guess, submitting for the record the  
4 posting of this local law publication -- affidavit  
5 of publication --

6 MR. LaMARCA: We have affidavits of  
7 posting and publication, and there is no other  
8 correspondence.

9 MR. SCALERA: Very well.

10 SUPERVISOR SALADINO: Okay.

11 Just so everyone knows, in order to  
12 speak on a hearing or on any other issue, you've  
13 got to fill out a form. I do not have any forms on  
14 this.

15 Would you like speak on this hearing or  
16 -- okay, okay. So we don't have any forms of  
17 anyone asking to speak on this hearing. I assume  
18 that means there is no one who wants to be heard on  
19 this issue.

20 Sir, you'd like to be heard on this  
21 issue.

22 MR. SCHLENOFF: Yes.

23 SUPERVISOR SALADINO: Would you like to  
24 step forward?

25 MR. SCHLENOFF: Steve, you and I

1 worked together for years --

2 SUPERVISOR SALADINO: Excuse me, I'm  
3 just going to stop you for a moment.

4 Would you start off by giving your full  
5 name and address for the record and so those who  
6 are watching --

7 MR. SCHLENOFF: Michael Schlenoff,  
8 28 Parkway Drive, Syosset, New York.

9 SUPERVISOR SALADINO: Thank you.

10 MR. SCHLENOFF: You and I worked with  
11 -- in the County for many years. I was wondering  
12 why you're trying to limit management's ability to  
13 rehire people who have taken the incentive.

14 COUNCILMAN LABRIOLA: Well, I think  
15 that sometimes we find people who have special  
16 skills are, in fact, needed. It saves the Town  
17 money to bring them back, but it shouldn't be  
18 available for everybody in my view.

19 If you retire, we're going to provide  
20 an opportunity for new people, young people to take  
21 their place in these titles that exist and are  
22 limited. So, you know, it's the revolvment --  
23 that's why the State has a retirement system in  
24 place. We're incentivizing that retirement system  
25 because some people do not take the retirement when



1 they're eligible but -- what my proposal was to  
2 limit only to those who the Supervisor or this Town  
3 Board feels have special skills, whereas, for  
4 instance, you're an engineer and/or an accountant,  
5 we need those special skills because of your  
6 expertise in municipal finance or municipal  
7 engineering, we may -- we would -- my proposal is  
8 to grant a waiver to that to allow them to come  
9 back.

10 MR. SCHLENOFF: So you're allowing the  
11 Supervisor, as he sees fit, to rehire people if the  
12 need occurs?

13 COUNCILMAN LABRIOLA: It's either that  
14 or the Board, whichever consensus we agree to.

15 I certainly trust the Supervisor's  
16 judgment also.

17 SUPERVISOR SALADINO: Thank you.

18 Thank you for your input.

19 Anyone else who would like to be heard  
20 on this issue.

21 Okay. Then may I have a motion,  
22 please.

23 COUNCILWOMAN JOHNSON: Supervisor, I  
24 make a motion that this public hearing be closed  
25 and decision be reserved.

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SUPERVISOR SALADINO: Councilman Hand,  
would you like to second the --

COUNCILMAN HAND: Second.

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

ALL: "Aye."

SUPERVISOR SALADINO: Opposed, "Nay."

(No verbal response.)

SUPERVISOR SALADINO: The "Ayes" have  
it.

Thank you.

Thank you, Counselor, and thank you,  
Deputy Commissioner.

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

TOWN BOARD  
TOWN OF OYSTER BAY  
ACTION CALENDAR  
July 14, 2020  
11:20 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 OSTEEN  
Reporter/Notary Public

1 SUPERVISOR SALADINO: Would the Town  
2 Clerk proceed with the regular Action Calendar?

3 MR. LaMARCA: Supervisor, we have one  
4 Resolution that has been added to the calendar.  
5 It's Resolution 367 which is a Resolution directing  
6 the Town Clerk to publish a Notice of Hearing in  
7 connection with the application of Bolla Operating  
8 Long Island Corp. and Ates Azra Realty Corp., for a  
9 change of zone and special use permit on premises  
10 located at 630 Main Street, Farmingdale, New York.

11 The hearing date is August 18, 2020.

12 May I have a motion please to suspend  
13 the rules and add Resolution 367-2020?

14 **RESOLUTION NO. 367-2020;** Resolution  
15 directing the Town Clerk to publish a Notice of  
16 Hearing in connection with the application of Bolla  
17 Operating Long Island Corp. and Ates Azra Realty  
18 Corp., for a Change of Zone and Special Use Permit  
19 on premises located at 630 Main Street,  
20 Farmingdale, New York. Hearing Date: August 18,  
21 2020. (M.D. 7/7/20 #9).

22 COUNCILWOMAN JOHNSON: So moved.

23 COUNCILMAN IMBROTO: Second.

24 MR. LaMARCA: A motion made by  
25 Councilwoman Johnson and seconded by Councilman

1 Imbroto.

2 On the vote:

3 Supervisor Saladino?

4 SUPERVISOR SALADINO: Just for clarity,  
5 this is a vote to set a date for the hearing.  
6 We're not holding the hearing today, but to  
7 advertise it so everyone who is interested could  
8 attend the hearing here at Town Hall on August 18,  
9 2020.

10 And to that motion, I vote, "Aye."

11 MR. LaMARCA: Councilwoman Johnson?

12 COUNCILWOMAN JOHNSON: "Aye."

13 MR. LaMARCA: Councilman Imbroto?

14 COUNCILMAN IMBROTO: "Aye."

15 MR. LaMARCA: Councilman Hand?

16 COUNCILMAN HAND: "Aye."

17 MR. LaMARCA: Councilman Labriola?

18 COUNCILMAN LABRIOLA: "Aye."

19 MR. LaMARCA: Councilwoman Maier?

20 COUNCILWOMAN MAIER: "Aye."

21 MR. LaMARCA: Councilwoman Walsh?

22 COUNCILWOMAN WALSH: "Aye."

23 MR. LaMARCA: Motion to suspend the  
24 rules and add Resolution No. 367-2020 passes with  
25 seven "Ayes."

1 SUPERVISOR SALADINO: Thank you.

2 MR. LaMARCA: Moving on to the regular  
3 calendar before we call for a vote, I would like to  
4 see if anybody has any -- if any Board members have  
5 any questions. If not, we do have correspondence  
6 from some residents. So you let me know when  
7 you're ready.

8 SUPERVISOR SALADINO: Okay. So let's  
9 start off with Board members who would like to be  
10 heard or have questions on any of the Resolution of  
11 the day. We don't -- again, don't have any slips.  
12 No one has -- let the record indicate no one has  
13 indicated that they have questions or would like to  
14 be heard on that. We also have no slips indicating  
15 that any member of the public would like to be  
16 heard or has questions on any of the Resolutions on  
17 this calendar.

18 I'm looking across the room. No one is  
19 indicating that they would like to speak on these  
20 Resolutions.

21 So to that, I ask for a motion for a  
22 vote.

23 MR. LaMARCA: I do have --

24 SUPERVISOR SALADINO: Correspondence,  
25 I'm sorry.

1 MR. LaMARCA: Correspondence.

2 SUPERVISOR SALADINO: Yes, please.

3 MR. LaMARCA: On three Resolutions.

4 SUPERVISOR SALADINO: Please.

5 MR. LaMARCA: We have correspondence  
6 from Arthur Adelman from Sea Cliff on Resolution  
7 TF-11-20.

8 I will distribute that to the Board and  
9 this will be made part of record, that Resolution.

10 SUPERVISOR SALADINO: Okay.

11 MR. LaMARCA: We also have  
12 correspondence on Resolution 336 from Kevin  
13 McKenna. Correspondence on Resolution 351 from  
14 Kevin McKenna as well. Kevin is from Syosset.

15 So I'll distribute that.

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

18 MR. LaMARCA: That was just the add on.  
19 If I may, I'll distribute this.

20 SUPERVISOR SALADINO: Please.

21 So, as we stated earlier that the  
22 public has a -- multiple ways to contact us and to  
23 ensure that their voices are heard, and in this  
24 case, e-mails and letters sent by residents that  
25 all Board members will review before taking any

1 vote to meet all the legal requirements.

2 (Whereupon, a discussion was held off  
3 the record.)

4 SUPERVISOR SALADINO: Do you want to  
5 call for a vote first and then show us these?

6 (Whereupon, a discussion was held off  
7 the record.)

8 SUPERVISOR SALADINO: Okay. Why don't  
9 we do that first?

10 Thank you, Councilwoman.

11 Town Clerk, would you please call for  
12 the regular Action Calendar?

13 MR. LaMARCA: (Handing documents to the  
14 Board members.)

15 SUPERVISOR SALADINO: Counselor, in the  
16 case of Mr. Adelman, he's asked about Resolutions  
17 2A and 2B as it relates to Transfer of Funds.

18 What he asks is, is this a bookkeeping  
19 ledger entry versus a remittance request.

20 So let's just bring a clarification.

21 If Mr. Scarpa would like to give us some

22 information on that, if you need help with that.

23 Just so we can clarify because I've been informed

24 that this is a -- falls under what Mr. Adelman

25 considers a bookkeeping ledger entry.



1 MR. SCALERA: Frank Scalera, Town  
2 Attorney's office.

3 My understanding, like most transfers,  
4 it's moneys already in an account within that  
5 department or division that's being transferred to  
6 that account -- to another line, another account or  
7 another line in the same department to be -- to  
8 cover an expense.

9 For instance, sometimes you take money  
10 out of salaries, overtime salaries. Take \$1,000  
11 out of that and put it into equipment. Why? The  
12 photocopier breaks down, you needs another scanner,  
13 things of that nature.

14 This was two different amounts. One, I  
15 believe, came out of light, power and electric, I  
16 think it was called, and the other one was called  
17 other contracts and those two -- those two amounts  
18 were put into an account called Professional  
19 Services to fund the account for the future to pay  
20 our professional services.

21 It's not to pay a bill -- it's not to  
22 pay a past bill. It's to go from this point going  
23 forward. That's my understanding of speaking with  
24 Lauri Scarpa and Tom Licata at the Animal Shelter,  
25 as well as George Baptista, the Deputy

1 Commissioner. That's my understanding.

2 SUPERVISOR SALADINO: Counselor, just  
3 to confirm -- and, of course you're the Senior  
4 Deputy in our Town Attorney's office, just to  
5 confirm -- we approve a budget in front of the  
6 public at a hearing, what the Town will be spending  
7 in the following year, in this case in 2020. Then  
8 we are allowed to transfer moneys because different  
9 needs come up. The same amount allocated to the  
10 department, it doesn't change, but if there's less  
11 money needed for gasoline and more money needed for  
12 uniforms, or if there's money needed, in this case,  
13 for this -- a consultant or top level behaviorist --

14 MR. SCALERA: Correct.

15 SUPERVISOR SALADINO: -- to assist with  
16 our new program of our -- our policy for animals,  
17 money is transferred from one account to another  
18 within the confines of the department that's  
19 already been approved by the Town Board because as  
20 the year goes by, it's an estimate and as years go  
21 by you need less money for one type of service,  
22 more money for another related service.

23 Is that what we're doing here?

24 MR. SCALERA: Yes.

25 If Mr. Darienzo was here, he's not here

1 today, but he would tell you that the budget goes  
2 to that department. That budget stays the same if  
3 you transfer money between accounts. You can have  
4 5 to 10 accounts per department. All you're doing  
5 is transferring the same total budget amount, which  
6 you just indicated to a different account.

7 I mean, it doesn't surprise me light,  
8 power and energy. During COVID, we had less people  
9 working, less people on their phones and computers  
10 and less lights on.

11 SUPERVISOR SALADINO: Less lights on.

12 MR. SCALERA: So we probably had money  
13 left over there, extrapolate it to the end of the  
14 year; however, we needed some money in the  
15 professional services, so that would be a perfect  
16 example -- this is not a budget increase. It's  
17 just a transfer between the same money in that  
18 department.

19 SUPERVISOR SALADINO: So that's why  
20 this relates to, as Mr. Adelman spoke of, a  
21 bookkeeping ledger entry as opposed to new money  
22 spent.

23 It is important to point out that we  
24 approve our budget after a hearing. It's quite a  
25 long process.

1 MR. SCALERA: Right.

2 SUPERVISOR SALADINO: We vote on it,  
3 but then when we make these changes, we don't just  
4 go do them. We bring them back to the Board for  
5 full transparency in front of the public, even to  
6 change money transferring from one account to  
7 another which does not increase taxes, which does  
8 not increase overall spending. It's just transfers  
9 in this case to -- from one account to the other.  
10 But we don't just do it; we bring it back before  
11 the Town Board and thus the public for full  
12 transparency so everyone can see what we're doing  
13 financially.

14 MR. SCALERA: That what it would appear  
15 to be. You're basically -- yeah, right. You can  
16 have the department head make transfers with the  
17 same exact money as long as it doesn't change it to  
18 increase the budget.

19 However, that department head comes to  
20 you to tell you what they're doing so you can have  
21 oversight and accountability, financial oversight.  
22 So, they come to you. You are their bosses and  
23 then you go and tell it to the public because  
24 they're your bosses. That's basically how it  
25 works.

1 SUPERVISOR SALADINO: We work for the  
2 public. I've said it over and over.

3 One just one last question. In terms  
4 of the behaviorist, who is being paid for their  
5 professional service, was that person vetted by the  
6 Inspector General?

7 MR. SCALERA: Yes. That person was  
8 vetted and that's the procedure that we put in  
9 place.

10 We, as a Town, the Town Board when you  
11 hired the Inspector General Mr. Noone and that's  
12 part of his functions. Yes. Every single vendor  
13 that does business and contracts with the Town,  
14 whether it be professional services or whether it  
15 be materials -- material provider, whatever it be,  
16 gasoline, pencils, paper, or even professional  
17 services are vetted by the attorney general --  
18 excuse me, Inspector General.

19 SUPERVISOR SALADINO: Did the Inspector  
20 general find everything as it relates to this  
21 service to meet all measures of the law?

22 MR. SCALERA: Yes. You will notice  
23 that the -- there is language also when the person  
24 is retained by the Board which was some time -- I  
25 don't know how many months ago we retained this

1 professional, you'll see in the back-up  
2 documentation, which is posted to the public that  
3 will have a statement in there that it has been  
4 vetted through the process of the Inspector  
5 General, as well as the Legal office and the  
6 Controller's office.

7 SUPERVISOR SALADINO: Great.

8 Thank you, very much.

9 MR. SCALERA: Okay?

10 SUPERVISOR SALADINO: Does anyone else  
11 have any questions? I know I've been very thorough  
12 but the times certainly call for it in terms of  
13 COVID so forth not everybody can be in the room.  
14 Okay. Great. Wonderful.

15 With that being said, may we move  
16 forward Mr. LaMarca?

17 MR. LaMARCA: May I have a motion  
18 please to adopt Resolution No. P-12-20 through  
19 367-2020?

20 On the motion?

21 COUNCILWOMAN JOHNSON: I need  
22 clarification. I didn't think the regular Action  
23 Calendar was brought to the floor. I thought it  
24 just the one add-on Resolution. I thought  
25 that's -- I completely missed the --

1 MR. ROZEA: Matthew Rozea, Deputy Town  
2 Attorney.

3 That's correct. The motion that was  
4 moved and carried was to add the add-on Resolution,  
5 so we'll need a motion to bring the full calendar  
6 to the Board.

7 COUNCILWOMAN JOHNSON: Thank you.

8 SUPERVISOR SALADINO: Thank you,  
9 Councilwoman.

10 MR. LaMARCA: On the motion.

11 COUNCILWOMAN JOHNSON: So moved.

12 COUNCILMAN IMBROTO: Second.

13 MR. LaMARCA: Motion made by  
14 Councilwoman Johnson and seconded by Councilman  
15 Imbroto.

16 On the vote:

17 Supervisor?

18 SUPERVISOR SALADINO: Motion to do  
19 what? Let's have it fully clarified.

20 MR. LaMARCA: Motion to adopt  
21 Resolution Nos. P-12-20 through 367-2020.

22 **PERSONNEL RESOLUTION NO. P-12-20 and**  
23 **PA-7-20;** Resolution pertaining to personnel of  
24 various departments within the Town of Oyster Bay.

25 **TRANSFER OF FUNDS RESOLUTION NO.**

1 **TF-11-20**; Resolution pertaining to transfer of  
2 funds within various departments' accounts for the  
3 Year 2020.

4 **RESOLUTION NO. 321-2020**; Resolution  
5 authorizing issuance of refunds to various  
6 participants of the In-House Spring Hockey League,  
7 due to COVID-19. Account No. PKS A 0001 02001 510  
8 0000. (M.D. 6/9/20 #4).

9 **RESOLUTION NO. 322-2020**; Resolution  
10 granting request from Joseph Orlich, Flotilla  
11 Operations Officer, Oyster Bay Flotilla 22-05, to  
12 have fees waived for the use of one slip at  
13 Theodore Roosevelt Marina for the 2020 summer  
14 season for the United States Coast Guard  
15 Operational Facility 221722, N.Y. (M.D. 6/9/20 #5).

16 **RESOLUTION NO. 323-2020**; Resolution  
17 authorizing the issuance of a refund to  
18 B. Nienstedt for a Tappen Marina Slip. Account No.  
19 PKS A 0001 02025 526 0000. (M.D. 6/9/20 #6).

20 **RESOLUTION NO. 324-2020**; Resolution  
21 authorizing the property cleanup assessment of  
22 5 Willow Street, Bethpage, New York, performed on  
23 July 18, 2019, be referred to the County of Nassau  
24 for placement on the Nassau County Tax Assessment  
25 Rolls. (M.D. 6/9/20 #10).



1                   **RESOLUTION NO. 325-2020;** Resolution  
2                   authorizing the property cleanup assessment of  
3                   5 Willow Street, Bethpage, New York, performed on  
4                   September 13, 2019, be referred to the County of  
5                   Nassau for placement on the Nassau County Tax  
6                   Assessment Rolls. (M.D. 6/9/20 #11).

7                   **RESOLUTION NO. 326-2020;** Resolution  
8                   pertaining to Contract No. PWC 09-20, On-Call  
9                   Consultant Services Relative to Site Development in  
10                  connection to Western Waterfront Floating Docks.  
11                  Account No. PKS H 7197 20000 000 1102 001. (M.D.  
12                  6/9/20 #14).

13                  **RESOLUTION NO. 327-2020;** Resolution  
14                  authorizing payment of the Town's annual membership  
15                  dues for 2020 in the Hempstead Harbor Protection  
16                  Committee. Account No. DER A 8090 44900 000 0000.  
17                  (M.D. 6/9/20 #17).

18                  **RESOLUTION NO. 328-2020;** Resolution  
19                  pertaining to Contract No. PWC 20-20, On-Call  
20                  Consultant Services Relative to Tank Management, in  
21                  connection with Tank #18 - CVM, and to use  
22                  sub-consultants for the completion of subsurface  
23                  soil collection services, analyzation of soil  
24                  samples and underground utility mark-out survey.  
25                  Account No. DPW H 1997 20000 000 2010 001. (M.D.

1 6/9/20 #19).

2 **RESOLUTION NO. 329-2020;** Resolution  
3 authorizing the issuance of refunds to various  
4 participants of the In-House Spring Hockey League,  
5 due to COVID-19. Account No. PKS A 0001 02001 510  
6 0000. (M.D. 6/16/20 #6).

7 **RESOLUTION NO. 330-2020;** Resolution  
8 authorizing Operation SPLASH (Stop Polluting,  
9 Littering and Save Harbors) to dock their vessel at  
10 John J. Burns Park ramp from April 13, 2020 through  
11 November 8, 2020. (M.D. 6/16/20 #7).

12 **RESOLUTION NO. 331-2020;** Resolution  
13 authorizing issuance of a refund of a Building  
14 Permit fee to Brian Fenning Plumbing and Heating  
15 Incorporated. Account No. PAD B 0001 02555 000  
16 0000. (M.D. 6/16/20 #12).

17 **RESOLUTION NO. 332-2020;** Resolution  
18 authorizing property cleanup assessment of  
19 37 Garfield Avenue, Glen Head, New York, performed  
20 on January 16, 2020, be referred to the County of  
21 Nassau for placement on the Nassau County Tax  
22 Assessment Rolls. (M.D. 6/16/20 #13).

23 **RESOLUTION NO. 333-2020;** Resolution  
24 authorizing property cleanup assessment of  
25 49-51 Hamilton Avenue, Oyster Bay, New York,

1 performed on January 30, 2020, be referred to the  
2 County of Nassau for placement on the Nassau County  
3 Tax Assessment Rolls. (M.D.6/16/20 #14).

4 **RESOLUTION NO. 334-2020;** Resolution  
5 authorizing property cleanup assessment of  
6 21 Oakley Avenue, Massapequa, New York, performed  
7 on January 24, 2020, be referred to the County of  
8 Nassau for placement on the Nassau County Tax  
9 Assessment Rolls. (M.D. 6/16/20 #15).

10 **RESOLUTION NO. 335-2020;** Resolution  
11 amending Resolution No. 318-2020 to reflect several  
12 changes being made to various events in connection  
13 to the drive-in concerts and movies series. (M.D.  
14 6/23/20 #4).

15 **RESOLUTION NO. 336-2020;** Resolution  
16 amending resolution No. 280-2020 to reflect the  
17 increase in authorization needed for additional  
18 materials and/or services for the series of  
19 drive-in movies at various locations in the Town of  
20 Oyster Bay. Account No. CYS A 7020 45100 000 0000.  
21 (M.D. 6/23/20 #5).

22 **RESOLUTION NO. 337-2020;** Resolution  
23 authorizing issuance of a refund to the  
24 Massapequa-Farmingdale Men's Club for a field  
25 rental at Allen Park, which was cancelled due to

1 COVID-19. Account No. PKS A 0001 02001 510 0000.  
2 (M.D. 6/23/20 #6).

3 **RESOLUTION NO. 338-2020;** Resolution  
4 authorizing issuance of refund to G. Ramesberger  
5 for a Tappen Beach Marina slip fee, requested due  
6 to COVID-19. Account No. PKS A 0001 02025 526 0000.  
7 (M.D. 6/23/20 #7).

8 **RESOLUTION NO. 339-2020;** Resolution  
9 authorizing expenditures for the Department of  
10 Planning and Development's Planning Advisory Board  
11 Meetings for the 2020 calendar year. Account No.  
12 PAD B 8020 44800 000 0000. (M.D. 6/23/20 #10).

13 **RESOLUTION NO. 340-2020;** Resolution  
14 pertaining to the Dock Application of Edward Wells,  
15 20 Division Avenue, Massapequa, New York. (M.D.  
16 6/23/20 #11).

17 **RESOLUTION NO. 341-2020;** Resolution  
18 authorizing refunds of the Standard Life Premium  
19 contributions to the listed beneficiaries. Account  
20 No. TWN TA 0000 00020 400 0000. (M.D. 6/23/20 #12).

21 **RESOLUTION NO. 342-2020;** Resolution  
22 directing the Town Clerk to advertise a Notice of  
23 Public Hearing to consider Hydrant Rental  
24 Agreements for the Glenwood-Glen Head Fire  
25 Protection District for the period January 1, 2020

1 through December 31, 2020. Hearing date: August 18,  
2 2020. (M.D. 6/23/20 #13).

3 **RESOLUTION NO. 343-2020;** Resolution  
4 pertaining to settlement of negligence claim;  
5 Claimant: Christopher Vitale, as parent of Dean  
6 Vitale v. Town of Oyster Bay. Nassau County Index  
7 No. 1244/2016; Matter ID No. 2015-5057. (M.D.  
8 6/23/20 #14).

9 **RESOLUTION NO. 344-2020;** Resolution  
10 authorizing an extension of time for Contract No.  
11 DP19-200, Littauer Estate Roof Replacement, delayed  
12 due to weather and COVID-19, at no additional cost  
13 to the Town of Oyster Bay. (M.D. 6/23/20 #15).

14 **RESOLUTION NO. 345-2020;** Resolution  
15 authorizing the services of the Saint Francis  
16 Hospital Community Outreach Van from July 29, 2020  
17 through December 31, 2020 at the Town Parks and  
18 Community Centers, at no cost to the Town of Oyster  
19 Bay. (M.D. 6/30/20 #4).

20 **RESOLUTION NO. 346-2020;** Resolution  
21 authorizing issuance of a refund to D. Sinski for a  
22 Tappen Beach Marina slip fee, requested due to  
23 COVID-19; Account No. PKS A 0001 02025 526 0000.  
24 (M.D. 6/30/20 #5).

25 **RESOLUTION NO. 347-2020;** Resolution

1 authorizing issuance of refunds to various  
2 participants of the In-House Spring Hockey League,  
3 due to COVID-19. Account No. PKS A 0001 02001 510  
4 0000. (M.D. 6/30/20 #6).

5 **RESOLUTION NO. 348-2020;** Resolution  
6 authorizing appointment of a Zoning Board of  
7 Appeals Member for the term commencing July 16,  
8 2020 through December 31, 2021. Account No. B 8010  
9 11000 000 0000. (M.D. 6/30/20 #10).

10 **RESOLUTION NO. 349-2020;** Resolution  
11 pertaining to settlement of a negligence action;  
12 *Laurent v. Town of Oyster Bay*, Nassau County Index  
13 No. 26510/2009, Account No. TWN AMS 1910 43010 602  
14 0000 000. (M.D. 6/30/20 #12).

15 **RESOLUTION NO. 350-2020;** Resolution  
16 authorizing payment for transcription services  
17 retained on an emergency basis for the Town Board  
18 Meeting of March 31, 2020. Account No. OTC A 1410  
19 44120 000 0000. (M.D. 6/30/20 #13).

20 **RESOLUTION NO. 351-2020;** Resolution  
21 pertaining to authorization for Contract No.  
22 HRR17-154, Road Restoration Requirements at Various  
23 Locations throughout the Town of Oyster Bay. (M.D.  
24 6/30/20 #14).

25 **RESOLUTION NO. 352-2020;** Resolution

1       pertaining to Contract No. PWC07-20, On-Call  
2       Engineering Services Request Relative to Civil  
3       Engineering for quality control and oversight of  
4       concrete replacement sight specific contract.  
5       Account No. HWY H 5197 20000 000 2003 008. (M.D.  
6       6/30/20 #15).

7                   **RESOLUTION NO. 353-2020;** Resolution  
8       pertaining to Contract No. HGR 17-162, Requirements  
9       Contract for General Reconstruction at Various  
10      Locations throughout the Town of Oyster Bay for the  
11      remainder of the third year of this contract. (M.D.  
12      6/30/20 #16).

13                   **RESOLUTION NO. 354-2020;** Resolution  
14      granting request from the First Presbyterian Church  
15      in Oyster Bay for the use of one roll-off container  
16      from July 21, 2020 through July 28, 2020 for their  
17      yard cleanup. (M.D. 6/30/20 #17).

18                   **RESOLUTION NO. 355-2020;** Resolution  
19      authorizing Change Order No. 1 and Quantity  
20      Increase/Decrease in connection with Contract No.  
21      H17-165, Highway Improvements to the William Street  
22      area Glen Head. (M.D. 6/30/20 #18).

23                   **RESOLUTION NO. 356-2020;** Resolution  
24      authorizing an Inter-Municipal Agreement with the  
25      South Farmingdale Water District in connection with

1 Ellsworth W. Allen Park Fence Replacement, and for  
2 the Supervisor, or his designee, to execute said  
3 Agreement. (M.D. 6/30/20 #19).

4 **RESOLUTION NO. 357-2020;** Resolution  
5 pertaining to the filing of the Town of Oyster Bay  
6 Comprehensive Annual Financial Report for the  
7 period ended December 31, 2019 and ratifying the  
8 actions of the Town Clerk in publishing said report  
9 as required by law. (M.D. 6/30/20 #21).

10 **RESOLUTION NO. 358-2020;** Resolution to  
11 accept a recommendation from the Town of Oyster Bay  
12 Housing Authority to reappoint a commissioner.  
13 (M.D. 6/30/20 #22).

14 **RESOLUTION NO. 359-2020;** Resolution to  
15 accept a recommendation from the Town of Oyster Bay  
16 Housing Authority for the election of two tenant  
17 commissioners. (M.D. 6/30/20 #23).

18 **RESOLUTION NO. 360-2020;** Resolution  
19 authorizing an Inter-Municipal Agreement with the  
20 City of Glen Cove to allow Glen Cove residents use  
21 of the Tappen Beach boat ramp, commencing July 1,  
22 2020 through September 7, 2020, and for the  
23 Supervisor, or his designee, to execute said  
24 Agreement. (M.D. 6/30/20 #24).

25 **RESOLUTION NO. 361-2020;** Resolution



1       pertaining to Amended Site Plan Approval for Old  
2       Country Road, Plainview, New York, Section 47,  
3       Block E, Lots 753 A/B, 754 A/B/C, 756 A/B, 757, 758  
4       A/B, 759, 760 A/B, 761, 762, 763 and 764 A/B/C  
5       Formally as Section 47, Block E, Lots 747 B/D/E,  
6       748 A/D. (M.D. 6/30/20 #11 & 7/7/20 #8).

7                   **RESOLUTION NO. 362-2020;** Resolution  
8       amending Resolution No. 156-2015 for a reduction of  
9       the 2020 league fee for the Weekday Men's and  
10      Women's Golf League, due to the COVID-19 pandemic.  
11      (M.D. 6/30/20 #25).

12                   **RESOLUTION NO. 363-2020;** Resolution  
13      authorizing the Town's Storage Tank Third-Party  
14      Liability Insurance from July 31, 2020 through  
15      July 31, 2021. Account No. TWN AMS 1910 43010 602  
16      0000 000. (M.D. 6/30/20 #26).

17                   **RESOLUTION NO. 364-2020;** Resolution  
18      pertaining to the decision on a Local Law entitled,  
19      "A Local Law to Amend Chapter 221 Towing, Section  
20      221-37- Charges, of the Code of the Town of Oyster  
21      Bay." Hearing held: June 16, 2020. (M.D. 6/16/20  
22      #4).

23                   **RESOLUTION NO. 365-2020;** Resolution  
24      pertaining to the decision on a Local Law entitled:  
25      "A Local Law to Amend Chapter 246 Zoning, Section

1 246-5.5.5 and Section 246-5.2 of the Code of the  
2 Town of Oyster Bay." Hearing held: 6/2/20. (M.D.  
3 6/2/20 #4).

4 **RESOLUTION NO. 366A-2020;** Resolution/  
5 Order pertaining to the decision on the application  
6 of the Jericho Water District for the issuance of  
7 bonds to pay the cost of improvements to the water  
8 district. Hearing held: June 16, 2020. (M.D.  
9 6/16/20 #5).

10 **RESOLUTION NO. 366B-2020;** Resolution  
11 authorizing the issuance of bonds for the Jericho  
12 Water District to pay the cost of improvements to  
13 the water district. Hearing held: June 16, 2020.  
14 (M.D. 6/16/20 #5).

15 **RESOLUTION NO. 367-2020;** Resolution  
16 directing the Town Clerk to publish a Notice of  
17 Hearing in connection with the application of Bolla  
18 Operating Long Island Corp. and Ates Azra Realty  
19 Corp., for a Change of Zone and Special Use Permit  
20 on premises located at 630 Main Street,  
21 Farmingdale, New York. Hearing Date: August 18,  
22 2020. (M.D. 7/7/20 #9).

23 SUPERVISOR SALADINO: Thank you.

24 MR. LaMARCA: On the vote:

25 Supervisor Saladino?

1 SUPERVISOR SALADINO: "Aye."

2 MR. LaMARCA: Councilwoman Johnson?

3 COUNCILWOMAN JOHNSON: I'm recusing on  
4 352 and 355.

5 "Aye" on the rest.

6 MR. LaMARCA: Councilman Imbroto?

7 COUNCILMAN IMBROTO: "Aye" on all.

8 MR. LaMARCA: Councilman Hand?

9 COUNCILMAN HAND: "Aye" on all.

10 MR. LaMARCA: Councilman Labriola?

11 COUNCILMAN LABRIOLA: "Aye" on all.

12 MR. LaMARCA: Councilwoman Maier?

13 COUNCILWOMAN MAIER: "Aye" on all.

14 MR. LaMARCA: Councilwoman Walsh?

15 COUNCILWOMAN WALSH: "Aye" on all.

16 MR. LaMARCA: Motion to adopt

17 Resolution Nos. P-12-20 through 351-2020 passes  
18 with seven "Ayes."

19 Motion to adopt Resolution No. 352-2020  
20 passes with six "Ayes" and one "Nay" -- "Recusal,"  
21 I apologize.

22 Resolution Nos. 353 and 354 passes with  
23 seven "Ayes."

24 Resolution 355 passes with six "Ayes"  
25 and one "Recusal."

1                   And Resolution Nos. 356 through 367 has  
2                   passed with seven "Ayes."

3                   The calendar is complete.

4                   SUPERVISOR SALADINO: Thank you very  
5                   much.

6                   COUNCILWOMAN JOHNSON: Supervisor, I'll  
7                   make a motion that the Board go into Executive  
8                   Session for the purpose of discussing regarding  
9                   proposed, pending or current litigation.

10                  COUNCILMAN IMBROTO: Second.

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

13                  ALL: "Aye."

14                  SUPERVISOR SALADINO: Those opposed  
15                  "Nay."

16                  (No verbal response.)

17                  SUPERVISOR SALADINO: The "Ayes" have  
18                  it.

19                  So after meeting with counsel, we will  
20                  come out to listen to all of the residents who'd  
21                  like to be heard for this afternoon -- still this  
22                  morning.

23                  Thank you very much. We'll be out  
24                  shortly.

25                  (Whereupon, the Executive Session began

1 at 11:33 a.m. and ended at 11:44 a.m. and the  
2 proceedings resumed as follows:)

3 (Whereupon, a discussion was held  
4 without the presence of the Town Clerk or the  
5 stenographer.)

6 SUPERVISOR SALADINO: Let's do that  
7 again.

8 Councilwoman Johnson, would you please  
9 report on any action taken during Executive  
10 Session?

11 COUNCILWOMAN JOHNSON: No action was  
12 taken.

13 I make a motion to close the Executive  
14 Session.

15 COUNCILMAN IMBROTO: Second.

16 SUPERVISOR SALADINO: And reopen the  
17 public hearing.

18 COUNCILWOMAN JOHNSON: And reopen the  
19 public hearing -- no, the public meeting.

20 (Whereupon, a discussion was held off  
21 the record.)

22 COUNCILWOMAN JOHNSON: And I make a  
23 motion to close the meeting.

24 COUNCILMAN IMBROTO: Second that  
25 motion.

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

ALL: "Aye."

SUPERVISOR SALADINO: Those opposed,  
please signify by saying, "Nay."

(No verbal response.)

SUPERVISOR SALADINO: The "Ayes" have  
it.

Thank you.

(TIME NOTED: 11:44 A.M.)