

TOWN OF OYSTER BAY
TOWN BOARD
REGULAR MEETING
February 12, 2019
10:00 A.M.

NOTE:

ANYONE WISHING TO ADDRESS THE TOWN BOARD ON ANY PUBLIC HEARING IS REQUIRED TO FILL OUT A "PERSON INTENDING TO SPEAK" FORM, WHICH MAY BE OBTAINED FROM THE TOWN CLERK. PLEASE RETURN COMPLETED FORM TO THE TOWN CLERK.

AT THE CONCLUSION OF THE PUBLIC HEARINGS, THE TOWN BOARD WILL CONSIDER THE ACTION CALENDAR.

AT THE CONCLUSION OF THE ACTION CALENDAR, ANYONE MAY ADDRESS THE TOWN BOARD RELATED TO ANY MATTER UPON FILLING OUT A "PERSON INTENDING TO SPEAK" FORM, WHICH MAY BE OBTAINED FROM THE TOWN CLERK. PLEASE RETURN COMPLETED FORM TO THE TOWN CLERK AND YOU WILL BE CALLED AT THE APPROPRIATE TIME.

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HEARING - HYDRANT RENTAL

To consider the 2019 Hydrant Rental Agreement for the Oyster Bay Water District. (M.D. 1/15/19 #23).

HEARING - HYDRANT RENTAL

To consider the 2019 Hydrant Rental Agreement for the Plainview Water District. (M.D. 1/15/19 #24).

HEARING - TRAFFIC

To consider amendments to the Code of the Town of Oyster Bay, New York, amending Chapter 233 of the said Code pertaining to parking, stopping, crossing, loading zones, thru traffic, trucking operations and other traffic regulations. (M.D. 12/25/18 #13).

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PERSONNEL RESOLUTION NO. P-4-19

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

TRANSFER OF FUNDS RESOLUTION NO. TF-3-19

Resolution pertaining to Transfer of Funds within various departments accounts for the Year 2019.

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RESOLUTION NO. 99 - 2019

Resolution authorizing the Supervisor or his designee to execute a renewal contract for a four-month extension relative to medical claims review and bill auditing services effective January 1, 2019 through April 30, 2019. Account No. TWN AMW 9040 84020 000 0000 000. (M.D. 1/22/19 #5).

RESOLUTION NO. 100 - 2019

Resolution authorizing the property cleanup assessment of 63 Vandewater Street, Farmingdale, New York, performed on September 6, 2018, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 1/22/19 #7).

RESOLUTION NO. 101 - 2019

Resolution authorizing the property cleanup assessment of 140 Ninth Street, Hicksville, New York, performed on November 16, 2018, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 1/22/19 #8).

RESOLUTION NO. 102 - 2019

Resolution authorizing the property cleanup assessment of 9 Peter Lane, Plainview, New York, performed on November 13, 2018, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 1/22/19 #9).

RESOLUTION NO. 103 - 2019

Resolution authorizing the property cleanup assessment of 23 Bailey Drive, Massapequa, New York, performed on September 6, 2018, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 1/22/19 #10).

RESOLUTION NO. 104 - 2019

Resolution authorizing the property cleanup assessment of 43 Maxwell Drive, Westbury, New York, performed on November 1, 2018, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 1/22/19 #11).

RESOLUTION NO. 105 - 2019

Resolution authorizing the Spring 2019 Enrichment Programs, retention of instructor services and for the Department Commissioner to process any necessary refunds. Account No. CYS A 7020 47660 000 0000. (M.D. 1/29/19 #5).

RESOLUTION NO. 106 - 2019

Resolution authorizing Town Wide Senior Trips for the period April, May and June, 2019 and for the Department Commissioner to make any necessary changes. (M.D. 1/29/19 #6).

RESOLUTION NO. 107 - 2019

Resolution authorizing the employment of the services of the Nassau County ASA Umpires Association for the Town's Senior Citizen softball teams for the 2019 season. Account No. PKS A 7110 44900 000 0000. (M.D. 1/29/19 #7).

RESOLUTION NO. 108 - 2019

Resolution authorizing the Town of Oyster Bay Thirty-fourth Annual Bluefish Tournament at Theodore Roosevelt Memorial Park on September 15, 2019. (M.D. 1/29/19 #8).

RESOLUTION NO. 109 - 2019

Resolution authorizing publication to advertise surplus equipment of Recycling Trucks, for competitive bid sale or public auction. (M.D. 1/29/19 #16).

RESOLUTION NO. 110 - 2019

Resolution authorizing retention of the annual workers compensation insurance for the youth that are enrolled in the Division's Youth Employment and Training program. Account No. IGA CD 6293 43000 000 CW 18. (M.D. 1/29/19 #18).

RESOLUTION NO. 111 - 2019

Resolution authorizing payment for process service on various parties in the civil actions entitled *Town of Oyster Bay v. Bethpage Associates, LLC et al.*, *Town of Oyster Bay v. Mercyfirst* and *Town of Oyster Bay v. Seville Central Mix Corp.* Account No. OTA A 1420 44110 000 0000. (M.D. 1/29/19 #20).

RESOLUTION NO. 112 - 2019

Resolution authorizing maintenance of a License and Permit Bond for the period November 2, 2018 through November 1, 2019, as required by the New York State Department of Transportation in connection with Route 107 Median Planting, Hicksville, New York. Account No. HWY DB 5110 44900 000 0000. (M.D. 1/29/19 #21).

RESOLUTION NO. 113 - 2019

Resolution pertaining to Contract No. PWC07-18, On-Call Engineering Service Request relative to Civil Engineering, including surveying and design in connection with Lake Avenue C.V.M. Building Extension. Account No. DPW H 1997 20000 1501 001. (M.D. 1/29/19 #22).

RESOLUTION NO. 114 - 2019

Resolution authorizing award of Engineering Services Contract No. DP18-181, Installation of Sidewalk & Lighting at Theodore Roosevelt Elementary School, Oyster Bay, New York. Account No. IGA CD 8662 28800 722 CD16. (M.D. 1/29/19 #23).

RESOLUTION NO. 115 - 2019

Resolution authorizing acceptance of the design and entrance into bid and construction phases for Contract No. H19-186, Construction of Highway Improvements for the Fairwater Avenue Area, Massapequa, New York. (M.D. 1/29/19 #24).

RESOLUTION NO. 116 - 2019

Resolution authorizing award of Contract No. H17-165, Construction of Highway Improvements to the William Street area located in Glen Head, New York. Account No. HWY H5197 20000 000 1903 008. (M.D. 1/29/19 #25).

RESOLUTION NO. 117 - 2019

Resolution authorizing acceptance of the design and entrance into bid and construction phases for Contract No. DP18-182, Replacement of Synthetic Turf

Fields at John J. Burns Park & Cpl. Kevin T. Kolm Memorial Park. (M.D. 1/29/19 #26).

RESOLUTION NO. 118 - 2019

Resolution authorizing payment of the Town's membership dues for the Oyster Bay/Cold Spring Harbor Protection Committee for the period June 1, 2018 through May 31, 2019. Account No. DER A 8090 44900 000 0000. (M.D. 1/29/19 #27).

RESOLUTION NO. 119 - 2019

Resolution authorizing the first one-year extension of Basic Medical Care of Town Shelter Animals for the period January 1, 2019 to December 31, 2019. Account No. DER A 3510 44900 000 0000. (M.D. 1/29/19 #28).

RESOLUTION NO. 120 - 2019

Resolution pertaining to legal fees for outside counsel in connection with pending litigation regarding telecommunications for the period through December 31, 2018. Account No. OTA A 1420 44110 000 0000. (M.D. 1/29/19 #29).

RESOLUTION NO. 121 - 2019

Resolution pertaining to legal fees for outside counsel services with respect to certain negligence matters for the year 2018. Account No. TWN AMS 1910 43010 602 0000 000 and TWN AMS 1910 43020 602 0000 000. (M.D. 1/29/19 #30).

RESOLUTION NO. 122 - 2019

Resolution amending Resolution No. 515-2017 for outside counsel services in connection with homeowner retention, housing vacancy and blight prevention, with an emphasis on zombie property prevention and enforcement. Account No. OTA A 1420 44110 000 000. (M.D. 1/29/19 #31).

RESOLUTION NO. 123 - 2019

Resolution amending Resolution No. 49-2018 for outside counsel services with respect to certain negligence matters. Account No. TWN AMS 1910 43010 602 0000 000 and TWN AMS 1910 43020 602 0000 000. (M.D. 1/29/19 #32).

RESOLUTION NO. 124 - 2019

Resolution amending Resolution No. 708-2016 for legal services in connection with the action *Romano, et al. v. Town of Oyster Bay, et al.* Account No. OTA A 1420 44110 000 0000. (M.D. 1/29/19 #33).

RESOLUTION NO. 125 - 2019

Resolution authorizing payment of additional legal fees and disbursements for outside counsel retained to represent and provide legal services in connection with various matters. Account No. OTA A 1420 44110 000 0000. (M.D. 1/29/19 #34).

RESOLUTION NO. 126 - 2019

Resolution pertaining to modification of restrictive covenants on property located at 9 Gerhard Road, Plainview, New York. (M.D. 1/29/19 #35).

RESOLUTION NO. 127 - 2019

Resolution pertaining to outstanding invoices for the year 2018 in connection with outside counsel relative to litigation involving the Bethpage Community Park. (M.D. 1/29/19 #36).

RESOLUTION NO. 128 - 2019

Resolution authorizing retention of special counsel to the Town Attorney in connection with *Town of Oyster Bay v. M. Pire Land Rental Corp.* in connection with the Old Bethpage Solid Waste Disposal Complex. (M.D. 1/29/19 #37).

RESOLUTION NO. 129 - 2019

Resolution pertaining to the decision for the 2019 Hydrant Rental Agreement for the Oyster Bay Water District. Hearing held: February 12, 2019. (M.D. 1/15/19 #23).

RESOLUTION NO. 130 - 2019

Resolution pertaining to the decision for the 2019 Hydrant Rental Agreement for the Plainview Water District. Hearing held: February 12, 2019. (M.D. 1/15/19 #24).

RESOLUTION NO. 131 - 2019

Resolution pertaining to the decision on the application of 62 Charlotte Avenue Development LLC and C & R Automotive Inc. d/b/a AAAA-1 Auto and Towing for a Modification of a Special Use Permit for premises located at 62 Charlotte Avenue Hicksville, New York. Hearing held: December 11, 2018. (M.D. 12/11/18 #4).

SUSPEND THE RULES AND ADD THE FOLLOWING:

RESOLUTION NO. 132 - 2019

Resolution amending Resolution No. 406-2017 to satisfy outstanding invoices for outside counsel services in connection with litigation involving the

United States Securities and Exchange Commission. Account No. OTA A 1420
44110 000 0000. (M.D. 2/5/19 #22).

RESOLUTION NO. 133 - 2019

Resolution authorizing the Town of Oyster Bay to opt-in to New York State's initiative to allow furloughed or non-pay federal workers a 90-day temporary extension to pay their property taxes, effective February 4, 2019 through April 25, 2019. (M.D. 2/5/19 #23).

RESOLUTION NO. 134 - 2019

Resolution pertaining to authorization for labor counsel services provided during 2018. Account No. TWN AMW 9040 84040 000 0000 000. (M.D. 2/5/19 #24).

RESOLUTION NO. 135 - 2019

Resolution pertaining to legal services in connection with litigation relative to the design, construction, inspection, and remedial work of the Town of Oyster Bay Garage located in Hicksville, New York. Account No. OTA A 1420 44110 000 0000. (M.D. 2/5/19 #25).

REMOVE FROM THE TABLE AND ADD THE FOLLOWING:

RESOLUTION NO. 79 - 2019, tabled on January 29, 2019

Resolution authorizing award of Construction Contract - Requirements Contract
No. HCR17-160-R for Concrete Restoration throughout the Town of Oyster Bay.
(M.D. 1/15/19 #17).