

**TOWN OF OYSTER BAY  
TOWN BOARD  
REGULAR MEETING  
May 23, 2017  
7:00 P.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 - P-2-17**

To consider the application of Adults and Children with Learning and Developmental Disabilities, Inc., for a Special Use Permit to construct a three-story, 48 unit, congregate care facility located in a Light Industry Zone on premises located at 857-857A South Oyster Bay Road, Bethpage, NY. (M.D. 4/25/17 #15).

**HEARING - P-1-17**

To consider the application of Sunrise Mall, LLC, for a Special Use Permit to allow the establishment of a two-level Restaurant and public assembly use on premises located at One Sunrise Mall, Massapequa, NY. (M.D. 4/25/17 #14).

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**PERSONNEL RESOLUTION NO. P-12-17**

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

**TRANSFER OF FUNDS RESOLUTION NO. TF-7-17**

Resolution pertaining to Transfer of Funds within various departments accounts for the Year 2017.

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**RESOLUTION NO. 256 - 2017**

Resolution authorizing the employment of the services of a judge to adjudicate for the "Suburban Art League Annual Open Show" for the Town of Oyster Bay Awards, scheduled to be held June 16, 2017. Account No. CYS A 7020 47660 000 0000. (M.D. 5/2/17 #4).

**RESOLUTION NO. 257 - 2017**

Resolution authorizing the Department of Community & Youth Services to sponsor *Battle of the Bands* during the 2017 "Music Under the Stars" on August 5, 2017 at John J. Burns Town Park, Massapequa. (M.D. 5/2/17 #5).

**RESOLUTION NO. 258 - 2017**

Resolution authorization the Department of Community and Youth Services to obtain an explosive permit for the fireworks display at the *Salute to America* program on July 11, 2017 at John J. Burns Town Park, Massapequa, and to authorize the Town Clerk to waive the Town's portion of fees for said permit. Account No. CYS A 7020 41800 000 0000. (M.D. 5/2/17 #6).

**RESOLUTION NO. 259 - 2017**

Resolution authorizing the contracts with various performers and/or their agents for the 2017 "Music Under the Stars" concert series including *Salute to America* and *Movies by Moonlight*. Account No. CYS A 7020 47660 000 0000. (M.D. 5/2/17 #7).

**RESOLUTION NO. 260 - 2017**

Resolution authorizing a waiver of the fee for the beach and pool passes and membership for the 2017 beach/pool season for the family of fallen New York City Firefighter and Bethpage resident, William Tolley. (M.D. 5/2/17 #8).

**RESOLUTION NO. 261 - 2017**

Resolution authorizing an agreement for Cablevision Master Services, for a three year period and to authorize the Supervisor, or his designee, to sign said agreement after negotiation by the Town Attorney. Account No. CMP A 1315 46410 000 0000. (M.D. 5/2/17 #10)

**RESOLUTION NO. 262 - 2017**

Resolution authorizing and directing the Town Clerk to advertise a "Notice of Application" for Edwin A. Goodman, to erect, maintain, improve, and/or repair a dock, float, bulkhead or other mooring at 91 Cove Road, Oyster Bay, NY. (M.D. 5/2/17 #11).

**RESOLUTION NO. 263 - 2017**

Resolution pertaining to Settlement of Negligence Claim of P & J. Dankowitz. (M.D. 5/2/17 #12)

**RESOLUTION NO. 264 - 2017**

Resolution authorizing the issuance of a refund of a Parking Permit fee to B. D. Parker, for a permit that is no longer needed. Account No. HWY ST 0001 01721 000 0000. (M.D. 5/2/17 #13).

**RESOLUTION NO. 265 - 2017**

Resolution pertaining to on-call engineering services relative to Environmental Science for Contract No. PWC 12-16, Harbor Management for 2017. Account No. DER A 8090 44500 000 0000. (M.D. 5/2/17 #14).

**RESOLUTION NO. 266 - 2017**

Resolution pertaining to on-call engineering services relative to Environmental Science for Contract No. PWC 12-16, Shellfish Management Programs for 2017. Account No. DER A 8090 44500 000 0000. (M.D. 5/2/17 #15).

**RESOLUTION NO. 267 - 2017**

Resolution pertaining to on-call engineering services relative to Groundwater Monitoring at Old Bethpage Landfill for Contract No. PWC27-16. Account No. DER SR 05 8160 44800 000 0000. (M.D. 5/2/17 #17).

**RESOLUTION NO. 268 - 2017**

Resolution pertaining to on-call engineering services relative to Emission Sampling at Old Bethpage Landfill for Contract No. PWC28-16. Account No. DER SR 05 8160 44800 000 0000. (M.D. 5/2/17 #18).

**RESOLUTION NO. 269 - 2017**

Resolution pertaining to on-call engineering services relative to Oversight of Groundwater Treatment Facility for Contract No. PWC 29-16. Account No. DER SR 05 8160 44800 000 0000. (M.D. 5/2/17 #19).

**RESOLUTION NO. 270 - 2017**

Resolution pertaining to on-call engineering services relative to Laboratory Analysis of Air and Water Samples for the Old Bethpage Landfill for Contract No. PWC30-16. Account No. DER SR 05 8160 44800 000 0000. (M.D. 5/2/17 #20).

**RESOLUTION NO. 271 - 2017**

Resolution pertaining to on-call engineering services relative to the Solid Waste Disposal Complex for Contract No. PWC31-16. Account No. DER SR 05 8160 44800 000 0000. (M.D. 5/2/17 #21).

**RESOLUTION NO. 272 - 2017**

Resolution granting request from the Incorporated Village of Massapequa Park, to use one roll-off container for the Village of Massapequa Park's Fireworks event at Brady Park from June 30 through July 6, 2017. (M.D. 5/2/17 #22).

**RESOLUTION NO. 273 - 2017**

Resolution authorizing the use of a sub-contractor for Contract No. PWC 32-16, On-call assistance relative to the Department of Environmental Resources. Account No. DER A 8090 44500 000 0000. (M.D. 5/2/17 #23).

**RESOLUTION NO. 274 - 2017**

Resolution pertaining to on-call engineering services relative to Operation and Development of O.B.S.W.D.C. for Contract No. PWC 31-16. Account No. DER SR 05 8160 44800 000 0000. (M.D. 5/2/17 #24).

**RESOLUTION NO. 275 - 2017**

Resolution authorizing the issuance of a refund for a picnic permit at Marjorie R. Post Community Park to E. Toro. Account No. PKS A 0001 02025 523 0000. (M.D. 5/9/17 #4).

**RESOLUTION NO. 276 - 2017**

Resolution authorizing the issuance of a refund for a registration fee for the Town's Youth Ice Hockey League at the Town of Oyster Bay Ice Skating Center to W. Seid. Account No. PKS A 0001 02001 510 0000. (M.D. 5/9/17 #5).

**RESOLUTION NO. 277 - 2017**

Resolution authorizing the issuance of a refund for a registration fee for the Town's Kickboxing Class at the Hicksville Athletic Center to A. Londner. Account No. PKS A 0001 02001 510 0000. (M.D. 5/9/17 #6).

**RESOLUTION NO. 278 - 2017**

Resolution authorizing the issuance of a refund for a registration fee for the Town's Kickboxing Class at the Hicksville Athletic Center to E. Lamb. Account No. PKS A 0001 02001 510 0000. (M.D. 5/9/17 #7).

**RESOLUTION NO. 279 - 2017**

Resolution authorizing the issuance of a refund for a registration fee for the Town's Summer Recreation Program at Syosset-Woodbury Community Park to L. Schwartz. Account No. PKS A 0001 02001 510 0000. (M.D. 5/9/17 #8).

**RESOLUTION NO. 280 - 2017**

Resolution authorizing the award of Engineering Services for Contract No. H17-152 - Preparation of Contract Documents for various highway requirements contracts. Account No. HWY H 5197 20000 000 1503 008. (M.D. 5/9/17 #25).

**RESOLUTION NO. 281 - 2017**

Resolution pertaining to an agreement for Lead Paint Testing Services, commencing June 1, 2017 and ending May 31, 2018 with an option clause for two one-year extensions and for the Supervisor or his designee to sign said agreement. (M.D. 5/9/17 #13).

**RESOLUTION NO. 282 - 2017**

Resolution pertaining to Workforce Innovation and Opportunity Act, Career & Employment Options, Inc., In-School Youth Program. (M.D. 5/9/17 #15 & 5/16/17 #8).

**RESOLUTION NO. 283 - 2017**

Resolution authorizing an appointment to the Zoning Board of Appeals. Account No. PAD B 8010 11000 000 0000. (M.D. 5/9/17 #16),

**RESOLUTION NO. 284 - 2017**

Resolution pertaining to settlement of penalties assessed by the New York State Department of Labor, Division of Safety and Health, Public Employee Safety and Health Bureau with respect to conditions at Bethpage Community Park and Department of Public Works in Syosset; Account No. TWN A 1989 47900 000 0000. (M.D. 5/9/17 #17).

**RESOLUTION NO. 285 - 2017**

Resolution pertaining to Contract No. PWC 06-16, On-Call Engineering Services relative to Contract Administration for sidewalk replacement for Highway. Account No. HWY H 5197 20000 000 1503 008. (M.D. 5/9/17 #18 & 5/16/17 #17).

**RESOLUTION NO. 286 - 2017**

Resolution authorizing award of construction Contract No. DP15-132 - Oyster Bay Golf Course C.V.M. Building Roof Replacement. Account No. PKS H 7197 20000 000 1502 001. (M.D. 5/9/17 #19).

**RESOLUTION NO. 287 - 2017**

Resolution pertaining to Contract No. PWC 07-16, On-Call Engineering services relative to Civil Engineering for repairs and improvements at various Town pools. Account No. PKS H 7197 20000 000 1504 013. (M.D. 5/9/17 #20 & 5/16/17 #16).

**RESOLUTION NO. 288 - 2017**

Resolution granting request from the Chamber of Commerce of the Massapequas, Inc., for Town assistance in conducting their Annual Community Street Festival on June 4, 2017, to have Town Ordinance Chapter 82-3 waived and to use various Town equipment for the event. (M.D. 5/9/16 #24).

**RESOLUTION NO. 289 - 2017**

Resolution/Order calling a public hearing to consider the application of the Jericho Water District for Bond Financing for Improvements to said water district. Hearing date: June 6, 2017. (M.D. 5/9/17 #26).

**RESOLUTION NO. 290 - 2017**

Resolution directing the Town Clerk to advertise a Notice of Hearing to consider a Local Law to amend Chapter 64 of the Code of the Town of Oyster Bay to add a new Section 64-11 to Chapter 64 entitled "Purchasing in relation to prohibiting the Town from entering into contracts with certain individuals or companies". Hearing date June 6, 2017. (M.D. 5/9/17 #27).

**SUSPEND THE RULES AND ADD THE FOLLOWING:**

**RESOLUTION NO. 291 - 2017**

Resolution directing the Town Clerk to advertise a Notice of Hearing to consider a Local Law to add Chapter 242 of the Code of the Town of Oyster Bay entitled, "Wireless Telecommunications Facilities" and to Revise Sections of Chapter 246-5 of the Code. Hearing date June 6, 2017. (M.D. 5/16/17 #22).

**RESOLUTION NO. 292 - 2017**

Resolution authorizing litigation against any and all individuals and/or entities responsible for any losses sustained by the Town as a result of prior concessionaires' operations at and involving the Town of Oyster Bay Golf Course, TOBAY Beach, and Tappen Beach. (M.D. 5/16/17 #23).

**RESOLUTION NO. 293 - 2017**

Resolution authorizing the Town to become a member in The Long Island Water Conference, which includes participation in an inter-municipal purchasing agreement, and to secure a contractor through said agreement to make emergency repairs to the chlorinator pump at the TOBAY Beach facility. Account No. PKS H 7197 20000 000 1502 001. (M.D. 5/16/17 #25).

**RESOLUTION NO. 294 - 2017**

Resolution to amend Resolution No. 83-2016 in connection with Contract No. PWC 005-16, Historic Preservation and Special Events Consultant Services. (M.D. 5/16/17 #26).