

**TOWN OF OYSTER BAY
TOWN BOARD
REGULAR MEETING
August 15, 2017
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 - Local Law

To consider a proposed Local Law entitled: "A Local Law to Amend the Code of the town of Oyster Bay, New York, Chapter 93- Building Construction, Section 93-16.1 Safe and Code Compliant Construction." (M.D. 7/11/17 #29).

HEARING - Local Law

To consider a proposed Local Law entitled: "A Local Law to Add Chapter 84 of the Code of the Town of Oyster Bay entitled 'All-Terrain Vehicles.'" (M.D. 7/11/17 #27).

HEARING - Hydrant Rental

To consider the 2017 Hydrant Rental Agreement with New York American Water Company, Inc. - Glenwood-Glen Head Fire Protection District. (M.D. 6/20/17 #12).

HEARING - P-7-17

To consider the application of 5220 Merrick LLC, fee owner, for a Special Use Permit and Site Plan approval for premises located at 5220 Merrick Road, Massapequa, NY. (M.D. 7/11/17 #26).

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PERSONNEL RESOLUTION NO. P-19-17

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

TRANSFER OF FUNDS RESOLUTION NO. TF-12-17

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

RESOLUTION NO. 451 - 2017

Resolution authorizing the Town-wide Senior Trips in September and October 2017 and to authorize the Department Commissioner to make any necessary adjustments. (M.D. 7/18/17 #4)

RESOLUTION NO. 452 - 2017

Resolution directing the Town Clerk to advertise the application of Avi Polischuk to erect, maintain, improve, alter or repair a dock, float, bulkhead or other mooring at 249 West Shore Drive, Massapequa, NY. (M.D. 7/18/17 #12),

RESOLUTION NO. 453 - 2017

Resolution pertaining to special counsel to the Town Attorney. Account No. OTA A 1420 44110 000 0000. (M.D. 7/18/17 #13).

RESOLUTION NO. 454 - 2017

Resolution pertaining to legal services in connection with various matters. Account No. OTA A 1420 44110 000 0000. (M.D. 7/18/17 #14).

RESOLUTION NO. 455 - 2017

Resolution pertaining to outside counsel relative to the Town's housing programs. Account No. OTA A 1420 44110 000 0000. (M.D. 7/18/17 #15).

RESOLUTION NO. 456 - 2017

Resolution authorizing the issuance of a refund of a parking permit fee to B.S. Kalra. Account No. HWY St 0001 01721 000 0000. (M.D. 7/18/17 #16).

RESOLUTION NO. 457 - 2017

Resolution granting request from the Kiwanis of Central Bethpage for Town assistance in conducting their community garage sale on September 16, 2017, to use Municipal Parking Field B-7 and the use of Town equipment for the event. (M.D. 7/18/17 #18).

RESOLUTION NO. 458 - 2017

Resolution granting request from Pakistan Day Parade Long Island, for Town assistance in conducting their Pakistan Day Parade in Hicksville on August 27, 2017, to use Municipal Parking Field H-14 on August 26 & 27, 2017 and Town equipment for the event. (M.D. 7/18/17 #19).

RESOLUTION NO. 459 - 2017

Resolution granting request from Holy Trinity Greek Orthodox Church in Hicksville, for Town assistance in conducting their annual Grecian Festival from September 8-10, 2017 and use Town equipment for the event. (M.D. 7/18/17 #20).

RESOLUTION NO. 460 - 2017

Resolution authorizing payment of the Town's share of dues in the Oyster Bay/Cold Spring Harbor Protection Committee from June 1, 2017 through May 31, 2018. Account No. DER A 8090 44900 000 0000. (M.D. 7/18/17 #21).

RESOLUTION NO. 461 - 2017

Resolution authorizing renewal of membership in the Nassau Municipal Swim Conference Inc., for the year 2017 for Marjorie R. Post Community Park and Syosset-Woodbury Community Park. Account Nos. PKS SP07 7180 47900 000 0000 and PKS SP11 7180 47900 000 0000. (M.D. 7/25/17 #8).

RESOLUTION NO. 462 - 2017

Resolution pertaining to the decision on the application of James B. Busch, 156 Division Avenue, Massapequa, NY to erect, maintain, improve, alter or repair a dock, float, bulkhead or other moorings. (M.D. 7/25/17 #9).

RESOLUTION NO. 463 - 2017

Resolution authorizing the issuance of a refund of a building permit fee to SolarCity Corp., for property at 2 Oak Lane, Old Bethpage, NY. Account No. PAD B 0001 02555 000 0000. (M.D. 7/25/17 #10).

RESOLUTION NO. 464 - 2017

Resolution authorizing the property cleanup of 496 North Atlanta Avenue, Massapequa, NY, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 7/25/17 #15).

RESOLUTION NO. 465 - 2017

Resolution authorizing the property cleanup of 70 Lincoln Avenue, Massapequa, NY, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 7/25/17 #16).

RESOLUTION NO. 466 - 2017

Resolution authorizing the property cleanup of One Woodland Avenue, Glenwood Landing, NY, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 7/25/17 #17).

RESOLUTION NO. 467 - 2017

Resolution authorizing the property cleanup of 144 Gerhard Road, Plainview, NY, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 7/25/17 #18).

RESOLUTION NO. 468 - 2017

Resolution authorizing the property cleanup of 6 Hyman Drive, South Farmingdale, NY, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 7/25/17 #19).

RESOLUTION NO. 469 - 2017

Resolution authorizing the property cleanup of 18 Monroe Avenue, Massapequa, NY, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 7/25/17 #20).

RESOLUTION NO. 470 - 2017

Resolution authorizing the property cleanup of 326 Linden Street, Massapequa, NY, be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls. (M.D. 7/25/17 #21).

RESOLUTION NO. 471 - 2017

Resolution pertaining to Settlement of Negligence Claim: West Publishing Corporation d/b/a Thomson Elite, Claimant. Account No. CMP A 1315 46410 000 0000. (M.D. 7/25/17 #22).

RESOLUTION NO. 472 - 2017

Resolution pertaining to legal services in connection with negligence matters. Account Nos. TWN AMS 1910 43010 602 0000 000 and TWN AMS 1910 43020 602 0000 000. (M.D. 7/25/17 #23).

RESOLUTION NO. 473 - 2017

Resolution granting request from the Bayville Chamber of Commerce, for the use of Charles E. Ransom Beach and Stehli Beach to hold their annual Bayville Waterside Festival on September 9, 2017, to waive Town Ordinances 168-22 and 168-20 and for the use of various Town equipment for the event. (M.D. 8/1/17 #58)

RESOLUTION NO. 474 - 2017

Resolution pertaining to On-Call Engineering Services relative to Civil Engineering for Contract No. PWC07-16 - Construction of Pickleball Courts. Account No. PKS H 7197 20000 000 1504 013. (M.D. 8/1/17 #54 & 8/8/17 #24).

RESOLUTION NO. 475 - 2017

Resolution pertaining to Settlement of Negligence claim; Stark v. Town of Oyster Bay; Nassau County. Account No. TWN AMS 1910 43010 602 0000 000. (M.D. 7/25/17 #26).

RESOLUTION NO. 476 - 2017

Resolution authorizing an Inter-Municipal Agreement with the Village of Upper Brookville for Yard Waste Disposal Service from July 1, 2017 until June 30, 2019. (M.D. 7/25/17 #28).

RESOLUTION NO. 477 - 2017

Resolution authorizing the annual "9/11 Memorial Ceremony" at the memorial site located at TOBAY Beach (bay side) on the evening of September 6, 2017, and to employ the services of a vocalist for this event and to authorize the Supervisor or his designee to execute an agreement for said services. Account No. CYS A 7020 47660 000 0000. (M.D. 8/1/17 #4).

RESOLUTION NO. 478 - 2017

Resolution authorizing the issuance of a refund for two resident daily parking permits purchased at TOBAY Beach to M. Smith. Account No. PKS A 0001 02025 523 0000. (M.D. 8/1/17 #6).

RESOLUTION NO. 479 - 2017

Resolution authorizing the issuance of a refund for a resident season parking permit purchased at Harry Tappen Beach and Marina to B. Russo. Account No. PKS A 0001 02025 523 0000. (M.D. 8/1/17 #7).

RESOLUTION NO. 480 - 2017

Resolution authorizing the issuance of a refund for a resident daily parking permit purchased at TOBAY Beach to A. Janusas. Account No. PKS A 0001 02025 523 0000. (M.D. 8/1/17 #8).

RESOLUTION NO. 481 - 2017

Resolution authorizing the issuance of a refund for three resident daily parking permits purchased at TOBAY Beach to C. Lis-Johnson. Account No. PKS A 0001 02025 523 0000. (M.D. 8/1/17 #9).

RESOLUTION NO. 482 - 2017

Resolution authorizing the issuance of a refund for registration for one child in Town of Oyster Bay Recreation Program at Theodore Roosevelt Memorial Park to P. Weiss. Account No. PKS A 0001 02001 510 0000. (M.D. 8/1/17 #10).

RESOLUTION NO. 483 - 2017

Resolution authorizing the issuance of a refund for registration for one child in Town of Oyster Bay Recreation Program at Ellsworth Allen Town Park to S. Gangi. Account No. PKS A 0001 02001 510 0000. (M.D. 8/1/17 #11).

RESOLUTION NO. 484 - 2017

Resolution authorizing the issuance of a refund for registration for two children in Town of Oyster Bay Recreation Program at Theodore Roosevelt Memorial Park to M. Svoboda. Account No. PKS A 0001 02001 510 0000. (M.D. 8/1/17 #12).

RESOLUTION NO. 485 - 2017

Resolution authorizing the issuance of a refund for registration for one additional child in Town of Oyster Bay Summer Recreation Program at Ellsworth Allen Town Park to K. McNamara. Account No. PKS A 0001 02001 510 0000. (M.D. 8/1/17 #13).

RESOLUTION NO. 486 - 2017

Resolution authorizing the issuance of a refund for registration for two children in Town of Oyster Bay Summer Recreation Program at Plainview-Old Bethpage Community Park to Mr. & Mrs. Castagna; Account No. PKS A 0001 02001 510 0000. (M.D. 8/1/17 #14).

RESOLUTION NO. 487 - 2017

Resolution authorizing the issuance of a refund for a resident daily parking permit purchased at TOBAY Beach to N. Katz; Account No. PKS A 0001 02025 523 0000. (M.D. 8/1/17 #15).

RESOLUTION NO. 488 - 2017

Resolution authorizing the issuance of a refund for registration for one child in Town of Oyster Bay Swim Team at Syosset-Woodbury Community Park Pool to D. & N. Walowitz .Account No. PKS A 0001 02001 510 0000. (M.D. 8/1/17 #16).

RESOLUTION NO. 489 - 2017

Resolution authorizing the issuance of a refund for registration for one child in Town of Oyster Bay Swim Lessons at Syosset-Woodbury Community Park Pool to O. Campbell. Account No. PKS A 0001 02001 510 0000. (M.D. 8/1/17 #17).

RESOLUTION NO. 490 - 2017

Resolution authorizing the issuance of a refund to Syosset High School Activities Fund for a Town of Oyster Bay Showmobile rental. Account No. PKS A 0001 02414 000 0000. (M.D. 8/1/17 #18).

RESOLUTION NO. 491 - 2017

Resolution authorizing the issuance of a refund for a resident season parking permit purchased at TOBAY Beach to F. J. Carlo. Account No. PKS A 0001 02025 523 0000. (M.D. 8/1/17 #19).

RESOLUTION NO. 492 - 2017

Resolution authorizing the Supervisor to execute an amendment to the Inter-Municipal Agreement with the County of Nassau in connection with Community Revitalization Program: Atlantic Steamer Fire Company. (M.D. 8/1/17 #23)

RESOLUTION NO. 493 - 2017

Resolution authorizing the Supervisor to execute an amendment to the Inter-Municipal Agreement with the County of Nassau in connection with Community Revitalization Program: Oyster Bay Fire Company. (M.D. 8/1/17 #24).

RESOLUTION NO. 494 - 2017

Resolution authorizing the issuance of a refund to SolarCity Corp. in connection with 54 Roosevelt Avenue, Syosset, NY. Account No. PAD B 0001 02555 000 0000. (M.D. 8/1/17 #27).

RESOLUTION NO. 495 - 2017

Resolution authorizing the issuance of a refund to SolarCity Corp. in connection with 3 Monfort Place, Syosset, NY. Account No. PAD B 0001 02555 000 0000. (M.D. 8/1/17 #28).

RESOLUTION NO. 496 - 2017

Resolution authorizing the issuance of refund to SolarCity Corp. in connection with 5 Rubin Lane, Woodbury, NY. Account No. PAD B 0001 02555 000 0000. (M.D. 8/1/17 #29).

RESOLUTION NO. 497 - 2017

Resolution authorizing the issuance of a refund to SolarCity Corp. in connection with 24 Essex Road, Bethpage, NY. Account No. PAD B 0001 02555 000 0000. (M.D. 8/1/17 #30).

RESOLUTION NO. 498 - 2017

Resolution authorizing the issuance of a refund to SolarCity Corp. in connection with 48 Tidewater Avenue, Massapequa, NY. Account No. PAD B 0001 02555 000 0000. (M.D. 8/1/17 #31).

RESOLUTION NO. 499 - 2017

Resolution authorizing the issuance of a refund to SolarCity Corp. in connection with 36 Irene Lane East, Plainview, NY. Account No. PAD B 0001 02555 000 0000. (M.D. 8/1/17 #32).

RESOLUTION NO. 500 - 2017

Resolution authorizing the issuance a refund to SolarCity Corp. in connection with 79 Brittle Lane, Hicksville, NY. Account No. PAD B 0001 02555 000 0000. (M.D. 8/1/17 #33).

RESOLUTION NO. 501 - 2017

Resolution authorizing the issuance a refund to SolarCity Corp. in connection with 206 Central Park Road, Plainview, NY. Account No. PAD B 0001 02555 000 0000. (M.D. 8/1/17 #34).

RESOLUTION NO. 502 - 2017

Resolution authorizing the Town of Oyster Bay Animal Shelter to host a free rabies clinic on September 16, 2017. (M.D. 8/1/17 #37).

RESOLUTION NO. 503 - 2017

Resolution authorizing the Town of Oyster Bay Animal Shelter to hold a "Free Adoption Month" event and waive adoption fees during the month of September 2017. (M.D. 8/1/17 #38).

RESOLUTION NO. 504 - 2017

Resolution authorizing the Supervisor or his designee to execute a Municipal Cooperation Agreement with the Syosset Fire District for the Syosset Fire Department Memorial Park, under contract No. DP 15-128 and authorizing the award of this contract. (M.D. 8/1/17 #40).

RESOLUTION NO. 505 - 2017

Resolution authorizing the acceptance of the design and entrance into the Bid and Construction Phases for Contract No. DP 16-136 - Improvements to Pool Filter Systems at various Town Parks. (M.D. 8/1/17 #41).

RESOLUTION NO. 506 - 2017

Resolution authorizing the acceptance of design and entrance into Bid and Construction Phases for Contract No. DP 17-157 - Replacement of Parking Lot Lights at Plainview-Old Bethpage Community Park and Syosset-Woodbury Community Park. (M.D. 8/1/17 #42).

RESOLUTION NO. 507 - 2017

Resolution pertaining to Contract No. PWC 08-16, On-Call engineering services relative to mechanical and electrical systems improvements to the Hicksville Parking Facility. Account No. HWY H 5997 20000 000 0811 016. (M.D. 8/1/17 #43).

RESOLUTION NO. 508 - 2017

Resolution pertaining to Contract No. PWC 31-16, On-Call engineering services relative to Solid Waste Disposal Complex. Account No. DER SR05 8160 44800 000 0000. (M.D. 8/1/17 #44).

RESOLUTION NO. 509 - 2017

Resolution pertaining to Contract No. PWC 21-16, On-Call engineering services relative to Solid Waste Planning. Account No. DER SR05 8160 44800 000 0000. (M.D. 8/1/17 #45).

RESOLUTION NO. 510 - 2017

Resolution authorizing the award of Construction Contract No. H17-150, replacement of existing timber bulkhead at Ships Point Lane. Account No. HWY H 5197 20000 000 1503 008. (M.D. 8/1/17 #46).

RESOLUTION NO. 511 - 2017

Resolution pertaining to Contract No. PWC23-16; On-Call Technical Assistance relative to Environmental Engineering - review of groundwater monitoring well locations. Account No. HWY H 5197 20000 000 1503 008. (M.D. 8/1/17 #47 & 8/8/17 #18).

RESOLUTION NO. 512 - 2017

Resolution authorizing the Bid and Construction Phases for Contract No. HRR17-154 - Requirements Contract for Road Restoration throughout the Town of Oyster Bay. (M.D. 8/1/17 #48).

RESOLUTION NO. 513 - 2017

Resolution authorizing the Bid and Construction Phases for Contract No. HVR17-156 - Highway requirements Contract for Inspection and Cleaning of Storm Drainage Systems throughout the Town of Oyster Bay. (M.D. 8/1/17 #49).

RESOLUTION NO. 514 - 2017

Resolution authorizing the award of Construction Contract; Highway Improvements for Canal Road and Seabreeze Road, Massapequa, NY. Account No. HWY H 5197 20000 000 1503 008. (M.D. 8/1/17 #50).

RESOLUTION NO. 515 - 2017

Resolution pertaining to the retention of special counsel for Office of the Town Attorney for *Zombie and Vacant Properties Remediation and Prevention Initiative* which will be covered under a grant awarded to the Town by the Local Initiatives Support Corporation. (M.D. 8/1/17 #51).

RESOLUTION NO. 516 - 2017

Resolution authorizing the establishment of fees for Town of Oyster Bay program - Arts and Crafts for Toddlers Ages 2-4. (M.D. 8/1/17 #52).

RESOLUTION NO. 517 - 2017

Resolution authorizing the award of Contract No. SE 005-17, Surplus Vehicles and Equipment. Bids received July 17, 2017. (M.D. 8/1/17 #53).

RESOLUTION NO. 518 - 2017

Resolution authorizing the acceptance of the design and entrance into bid and construction phases for Contract No. DP16-137, Construction of Pickleball Courts at B-21, Bethpage. (M.D. 8/1/17 #55).

RESOLUTION NO. 519 - 2017

Recommending award of Contract No. SE 006-17, Surplus Recycling Trucks. Bids received July 31, 2017. (M.D. 8/1/17 #20 & 8/8/17 #9).

RESOLUTION NO. 520 - 2017

Resolution authorizing the award of Contract No. SE 002-17, Single Stream Recycling of Commingled Glass, Ferrous and Non-Ferrous Metal, Plastic Containers, Cardboard and Mixed Paper. Bids received July 31, 2017. (M.D. 8/1/17 #21 & 8/8/17 #7).

RESOLUTION NO. 521 - 2017

Resolution pertaining to Standard Workday Resolution for the appointive positions of Town Supervisor and one Councilman. (M.D. 8/1/17 #59).

RESOLUTION NO. 522 - 2017

Resolution authorizing the Division of Employment and Training to enter into an Urban Senior Jobs Program Host Agency Training and maintenance of Effort Agreement and to authorize the Supervisor and/or his designee to execute said agreement. (M.D. 8/1/17 #26 & 8/8/17 #10).

RESOLUTION NO. 523 - 2017

Resolution pertaining to Site plan review in connection with 80 Grumman Road West, Bethpage, NY. (M.D. 8/1/17 #35 & 8/8/17 #12).

RESOLUTION NO. 524 - 2017

Resolution pertaining to Litigation and Retention of Counsel to the Town Attorney in connection with nuisance matters. (M.D. 8/1/17 #36 & 8/8/17 #25).

RESOLUTION NO. 525 - 2017

Resolution pertaining to the decision on the 2017 Hydrant Rental Agreement with New York American Water Company, Inc., - Glenwood-Glen Head Fire Protection District. Hearing held: August 15, 2017. (M.D. 6/20/17 #12).

SUSPEND THE RULES AND ADD THE FOLLOWING:

RESOLUTION NO. 526 - 2017

Resolution authorizing award of Construction Contract No. DPW 17-148R - Reconstruction of the North Massapequa Community Center. Account No. TWN AMS 1910 43030 606 0000 000. (M.D. 8/8/17 23).

RESOLUTION NO. 527 - 2017

Resolution authorizing the Supervisor or his designee to execute an inter-municipal agreement and easement agreement with Plainedge School District. (M.D. 8/8/17 #22).