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TOWN BOARD
TOWN OF OYSTER BAY

February 7, 2023

10:21 a.m.

SPECIAL PRESENTATIONS

JOSEPH SALADINO

SUPERVISOR

**

RICHARD LaMARCA

TOWN CLERK

TAKEN BY: KAREN LORENZO, STENOGRAPHER

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A P P E A R A N C E S

P R E S E N T:

SUPERVISOR	JOSEPH S. SALADINO
COUNCILWOMAN	MICHELE M. JOHNSON
COUNCILMAN	LOUIS B. IMBROTO (EXCUSED)
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
DONNA ANTETOMASO,	DEPUTY TOWN CLERK
JEFFREY P. PRAVATO	RECEIVER OF TAXES

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SUPERVISOR SALADINO: Good morning, ladies and gentlemen. Welcome to our Town of Oyster Bay Town Board meeting for Tuesday, February 7, 2023. Can you believe we're in 2023? Wow.

For those of you joining us, you have the opportunity to be heard on matters brought before this town board as well as during the public comment period at the end of the meeting.

As always, this meeting is being live streamed on social media and on the Town's website, which everyone knows now, I hope, is OysterBayTown.com.

These proceedings are recorded and later transcribed. And your voice is important to us. To submit comments and input from the public relative to our meetings on our Resolution Calendar and the issues we are discussing and voting on, you're always welcomed and respected as part of this program, to submit comments online, e-mail us at Publiccomment@OysterBay-NY.gov, or mail

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us at the office of the Town Attorney, 54
Audrey Avenue, Oyster Bay, New York
11771.

Leading us in prayer, as we always
begin our board meetings with prayer, our
new friends, Pastors Carol and Robert
Brown of True Life Christian Worship
Center right here in Oyster Bay. If you
kindly step up to the microphone, let's
all rise, please.

(Whereupon, all rise.)

REVEREND BROWN: Supervisor Saladino,
and all of the officials, community,
veterans, it is great to be here with
you. If you would just oblige me just to
read one quick Scripture before I pray.

Psalm 37, Verse 3: Trust in the Lord
and do good; so shall thou dwell in the
land, verily, thou shall be fed. I
believe that strongly for this community
going into 2023. Let's pray.

Heavenly Father, I thank you for
this day. Thank you, Lord God, for this
next month, this February month, Lord, of

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2023, Lord. And even as we are in the beginnings of this year, I pray for wisdom upon this board, wisdom upon the supervisor of this town, Lord God, and the officials, Lord God, that are running the business at hand, Lord God. That your Holy Spirit, Lord, would be upon them in a mighty way, Lord Jesus, that we as community, Lord God, would always be one, Lord Jesus, as we deal with the matters at hand, Lord God, as we love each other and this community, as we serve one another in this community, as we give of our best and what we have, Lord Jesus, to this community.

Lord, your word sets a trust in you with all our heart. And, Father, I pray that in the deepest part of our heart, Lord Jesus, we would learn to do that more and more as we look to you, as we honor you, Lord God, in our time, honor you and all that we do and say.

And, Lord, I pray that this would be a fruitful year for the Town of Oyster

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Bay, that it would be a fruitful year for the leaders of Oyster Bay, that it would be a fruitful year for the community of Oyster Bay, that we would end this year saying, look at the goodness the Lord God upon us. We thank you and praise you for this time that we have today, this morning, in Jesus' name, Amen.

(Whereupon, all, "Amen".)

SUPERVISOR SALADINO: Amen. Thank you, Pastor Carol and Pastor Bob, for your friendship, for your spiritual nourishment, and your support of the community. We are so pleased to have you here and we hope you'll come back soon.

REVEREND BROWN: Thank you.

SUPERVISOR SALADINO: God bless.

Leading us in the Pledge of Allegiance this morning is a very distinguished veteran, Sharran Chambers-Murphy, a specialist with the United States Army Reserves. Sharran served from 1986 to 1997 and was deployed to Germany during Operation Desert

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Shield/Desert Storm in 1990.

In 2008, she began working at the Northport VA Medical Center as a medical support assistant and later as a program support assistant. She now sits on the Center's Women's Health Committee.

Sharran currently works with the Vet Center in Hicksville, where she focuses specifically on military trauma. Thank you so much for your service to our nation, your service to our men and women who are our heroes, our veterans; you are amazing. Thank you so much for being with us. And if you would, now please lead us in the Pledge of Allegiance.

MS. CHAMBERS-MURPHY: Thank you for having me. If everyone would face the flag.

(Whereupon, the Pledge of Allegiance is said.)

SUPERVISOR SALADINO: Thank you very much. Let's keep in mind now our men and women in military service in the United States Armed forces serving here in the

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homeland and abroad, all of those currently serving, all of those who have served our nation and provided us with the freedoms we enjoy today and each and every day.

Let's also remember all of those in law enforcement, all of our first responders and fire medics in all the services we depend on for our lives and safety, and, of course, all of our healthcare heroes. May God bless each and every one of them. Thank you.

Folks, Please be seated.

So we're into February 2023. February is a very important month for our entire nation. It marks the 47th annual Black History Month, a celebration of the achievements and advancements of Black Americans and the positive impact they've had on our country and our world. As we said many times, our diversity is our strength in this great nation and in our town. We have discussions on Black History Month and culture, not only this

1
2 time of year, but those discussions and
3 keeping them in mind should happen all
4 year round. In our busy lives we should
5 all take the opportunity to embolden
6 discussion on African Americans'
7 significance in America, in world's
8 history, in our nation, and in the Town
9 of Oyster Bay.

10 We have an incredible history of
11 African Americans right here in Oyster
12 Bay that goes back over a century, and
13 the contributions made by African
14 Americans here is much longer than that.
15 So what we will be doing is holding an
16 annual Black History Month celebration on
17 Wednesday, February 15th, from 6 to 8
18 p.m. right here in Town Hall North in
19 Oyster Bay. And we're looking forward to
20 seeing you all here. Everyone is invited.
21 It's a phenomenal way to embrace the
22 culture and learn more about each other,
23 foster acceptance, foster understanding
24 and all of the very important initiatives
25 that our town board and our community has

1
2 been pushing for. I'm very proud to be a
3 part of that with so much great
4 information. And I was just amazed when
5 we had the first presentation here to
6 learn about an entire town from down
7 south, uprooted and moved here to Oyster
8 Bay. This is one of so many incredible
9 stories. And since all of the
10 contributions that are being made, not
11 only to Oyster Bay, but obviously to our
12 entire nation speaking of culture.

13 So please, everyone, join us
14 February 15, 6 to 8 p.m. And if someone's
15 not able to physically get here, they'll
16 be able to enjoy it on our Town website,
17 Oysterbaytown.com, so please consider
18 that too. This is one of many cultural
19 celebrations and firsts that we're
20 enjoying in the Town of Oyster Bay for
21 all the right reasons.

22 The Town of Oyster Bay, held its
23 annual Lunar New Year celebration in
24 January and it was an amazing event with
25 a great turnout. I thank everyone who

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played a role in this, including our town employees. Thank you for your role in making that such a success.

Now, before we start the work of today, my colleagues on the town board and I are proud to recognize the community contributions of a very important organization. You might say they're up and running, but they're not brand new. That organization is the Greater Long Island Running Club represented here today by GLIRC Corporate Secretary Tracey Epstein, who's a Plainview resident. Tracey, raise your hand.

MS. EPSTEIN: Hello.

SUPERVISOR SALADINO: Thank you for being here. And GLIRC General Manager Suzanne Nelson. Thank you for being here. And I think we have some other members of GLIRC here. Your name?

MS. SHAPIRO: Sheila Shapiro.

SUPERVISOR SALADINO: Ms. Shapiro, thank you for joining us. Anyone else?

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(Whereupon, no verbal response.)

SUPERVISOR SALADINO: But there is a former fellow from GLIRC that is now a reporter (referring). He might have had some influence on this organization. Thank you always for being here with us. And thank you for all you've done.

So today, the running club will present a \$2,500 check, the contribution to the Life Enrichment Center, a very worthy organization that does amazing work for residents of all walks of life, but especially concentrating on our North Shore residents to bring socialization and nutrition programs, assistance on where to get help -- and that's just scratching the surface.

The Life Enrichment Center is one of the jewels of our town, and we're so happy to have you right down the block from Town Hall. They're being represented today by executive director Judy Palumbo and Ms. Ellie Cronin, and we're happy to

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have you both here. Ellie, thank you so much for joining us.

So this \$2,500 check represents proceeds from the TOBAY triathlon and tri relay that the Greater Long Island Running Club had this year. The Life Enrichment Center is a vibrant senior center and it provides social activities, vital services, so much that's needed for our older adults to stay active, healthy, engaged, happy, and to provide the services to people who blaze the trail for the rest of us. So we owe so much to all of the seniors there who are enjoying those services and we're thrilled that GLIRC recognizes the importance, the productivity and the amazing work of the Life Enrichment Center. So we commend everyone from the Greater Long Island Running Club for the important role that they're playing in our community, for what you provide for our physical and mental health and that you choose the beauty of TOBAY to hold this event. We're

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happy to work with you.

This morning, the Town Board is proud to recognize the Greater Long Island Running Club for their distinguished legacy of supporting incredibly deserving charities and initiatives.

So, Tracy, if you and your team will come forward and, Judy, if you and your team will come forward, we'll do the check presentation. And if my colleague, Mr. Councilman Labriola will assist.

So let's all join at the rail to make this presentation. Thanks.

(Whereupon, Citation is presented and photographs are taken.)

SUPERVISOR SALADINO: The money that was raised came from the Town Supervisor's 5K race. And no matter what, you are running in the right direction. So let's all join in, please.

Along with Councilman Labriola, I want to point out all that our North

1
2 Shore board members do, including
3 Councilwoman Vicki Walsh, including Rich
4 LaMarca an Oyster Bay resident himself,
5 looking forward to his golden years at
6 the Life Enrichment Center (laughter),
7 and one of the youngest members of the
8 board, also from the North Shore, Michele
9 Johnson. So all of us appreciate GLIRC
10 and what you continue to do. We are so
11 appreciative of the services of the Life
12 Enrichment Center and we all look forward
13 to coming down and visiting soon. Let's
14 hear it for all of them.

15 (Whereupon, applause.)

16 MS. EPSTEIN: I thank the Supervisor
17 as well as the Town Board and other
18 officials that are here. We really
19 appreciate your support, not only during
20 the triathlon, but for our other events.
21 We have our Supervisor's 5K in the fall.
22 We have our 10K in the area of Plainview.
23 And for so many years as a member of
24 GLIRC -- I've been a member of GLIRC for
25 several decades working and running the

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 races and we would not be able to put on these events and give back to the communities where our members are from, were it not for the Town Lawyer and Supervisor. We'd like to thank you. And we're very, very happy to present this check to Judy and the Life Enrichment Center. And we're learning about all the wonderful things they do, and it makes us very, very happy to be able to present you with the check.

 MS. PALUMBO: Thank you so much.

 (Whereupon, applause.)

 SUPERVISOR SALADINO: GLIRC, we're happy to partner with you. And the three of us, three groups, the Town of Oyster Bay, GLIRC and the Life Enrichment Center make for a great tribe.

 Would you like to say something?

 MS. PALUMBO: I just want to say thank you to the Town of Oyster Bay for hosting all the benefits to such a wonderful organization. And I want to thank you for having us be one of your

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beneficiaries since 2009 now. I can't tell you how much it helps us to help the older people in our community to stay active, healthy, and engaged; that's our mission.

SUPERVISOR SALADINO: So this is a great opportunity to ask both groups to let your members know about our Black History Month Program here. We think it's a very, very important program. We have a lot of great information and a very rare collection will be displayed, a very rare collection of items that associate with some of the tremendous historical moments as it relates to Black America.

So we encourage you and everyone else a part of any organization and media to get the word out. We're extremely proud of this program that will result in many things, including the importance of bringing us all closer together and appreciating what everyone brings to the table and remember by recognizing our

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history, a very important piece, so we don't make the mistakes of the history of the past, and keep promoting all of these positives, which clearly brings us all closer together at a time when our nation needs it most. Oyster Bay is setting the tone and showing the rest of the country the best way to proceed, whether we're we're running up or down hill.

(Whereupon, presentation ends.)

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SUPERVISOR SALADINO: Ladies and gentlemen, for our second presentation we're very fortunate to be joined by some of our amazing veterans. All of them are amazing. But we have with us -- I'm going to ask you to please rise when I call your name because everyone wants to see you. AMVETS Post 21 Commander Rich De Jesu. Give him a hand, please.

(Whereupon, applause.)

SUPERVISOR SALADINO: Veteran Army Special Force Class Bob Selby. Bob's very active with AMVETS Post 21.

(Whereupon, applause.)

SUPERVISOR SALADINO: Air Force Sergeant Frank Marcinek.

(Whereupon, applause.)

SUPERVISOR SALADINO: E4 Corporal and Gulf War veteran, Pete Sylvestri.

(Whereupon, applause.)

SUPERVISOR SALADINO: Is there anybody else there that I didn't call. Oh, there he is, Bob Lane. Let's hear it for Bob Lane of the Army. Thank you.

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(Whereupon, applause.)

SUPERVISOR SALADINO: So these hometown heroes are here to accept Valentines for Veterans cards, the program we initiated here in the Town of Oyster Bay; Valentines for Veterans. Thousands of these Valentine's cards were collected by the Town and will be distributed to local veteran organizations and the VA hospital just in time for Valentine's Day.

Some of you know already that the first Valentine in American history was written and handed out right here across the street in the Town of Oyster Bay. So this is a very heartwarming tribute to the men and women who selflessly serve our nation. They're beautiful cards put together by our schoolchildren, and what a true testament.

I'm going to read this one, because it really speaks to the tone of what they all say. This beautiful Valentine's card put together with all this creativity

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2 says, "Thank you for putting your life on
3 hold to serve our country". Another one
4 says -- this is the tone of all of
5 them -- "Dear Veterans, Thank you for
6 your service", and this is, "Love,
7 Ariana". And we have thousands of these
8 cards. It's a great way to teach and
9 remind our young people that freedom is
10 not free, and to get people focused on
11 thanking and continually remembering the
12 acts that have brought about the
13 greatness of America. And this correlates
14 in so many ways for veterans, for
15 recognizing groups, especially those that
16 we're honoring, each and every group. So
17 this is important. Once again, the Town
18 of Oyster Bay is leading the way.

19 So with that, I'm going to ask our
20 veterans to come up to the rail and we
21 are going to now have an opportunity led
22 by our North Shore contingents and that's
23 Rich LaMarca, Michele Johnson and Vicki
24 Walsh, but all of us want to join in on
25 this great program and initiative. Let's

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hear it for our veterans.

(Whereupon, applause.)

(Whereupon, above matter
concludes, 10:47 a.m.)

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C E R T I F I C A T E

STATE OF NEW YORK)

: SS.:

COUNTY OF NASSAU)

I, KAREN LORENZO, a Notary Public
for and within the State of New York, do
hereby certify:

That the above is a correct
transcription of my stenographic notes.

IN WITNESS WHEREOF, I have hereunto
set my hand this 7th day of February, 2023.

Karen Lorenzo

Karen Lorenzo

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TOWN BOARD
TOWN OF OYSTER BAY
REGULAR MEETING

February 7, 2023

10:47 a.m.

ACTION CALENDAR

JOSEPH SALADINO

SUPERVISOR

RICHARD LaMARCA

TOWN CLERK

TAKEN BY: KAREN LORENZO, STENOGRAPHER

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A P P E A R A N C E S

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
FRANK SCALERA, ESQ. TOWN ATTORNEY

PUBLIC COMMENT:

ARTHUR ADELMAN

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SUPERVISOR SALADINO: So with that,
Rich LaMarca, would please poll the
Board?

TOWN CLERK: Supervisor Saladino?

SUPERVISOR SALADINO: Present.

TOWN CLERK: Councilwoman Johnson.

COUNCILWOMAN JOHNSON: Present.

TOWN CLERK: Councilman Imbroto?

COUNCILMAN IMBROTO: I'm here.

TOWN CLERK: Councilman Hand.

COUNCILMAN HAND: Present.

TOWN CLERK: Councilman Labriola.

COUNCILMAN LABRIOLA: Present.

TOWN CLERK: Councilwoman Maier?

COUNCILWOMAN MAIER: Present.

TOWN CLERK: Councilwoman Walsh?

COUNCILWOMAN WALSH: Present.

TOWN CLERK: We have a quorum.

SUPERVISOR SALADINO: Thank you,
Rich.

So, folks, we have a number of
aspects of this Town Board Meeting. I
want to keep you all in the loop. We're
going to be breaking for Executive

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Meeting by law and this one should not take a long time. And then we're going to come out and address our Resolution Calendar. If you'd like to be heard on the Resolution Calendar, please fill out a slip. And after we're done with our Resolution Calendar, we're going to go to public comment. If anyone who would like to be heard on an issue not related to the Resolution Calendar.

So with that, we're going to break for Executive Session and make it as quick as possible.

May, please have a motion?

COUNCILWOMAN JOHNSON: Supervisor, I'll make a motion at this board break for Executive Session for purposes of discussing pending litigation.

COUNCILMAN IMBROTO: Second.

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

(Whereupon, all members of the TOBAY Town Board respond in favor with, "Aye".)

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SUPERVISOR SALADINO: Those opposed,
""Nay""?

(Whereupon, no verbal
response.)

SUPERVISOR SALADINO: The eyes have
it.

All right, folks. We'll come back
out as quickly as we can to make the most
efficient use of your time and ours.
Thank you so much.

(Whereupon, TOBAY Town Board
enters into Executive Session,
10:47 a.m.-11:45 a.m.)

SUPERVISOR SALADINO: Okay, folks.
Back to business. And I thank you for
your patience.

With that, may I have a motion,
please?

COUNCILWOMAN JOHNSON: Supervisor, I
make a motion for the Executive Session
to be closed.

COUNCILMAN IMBROTO: Second.

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

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(Whereupon, all members of
the TOBAY Town Board respond in
favor with, "Aye".)

SUPERVISOR SALADINO: Those opposed,
""Nay""?

(Whereupon, no response.)

SUPERVISOR SALADINO: The "Ayes"
have it.

Will the town clerk please hold the
Regular Action Calendar?

TOWN CLERK: May I have a motion to
suspend the rules and add Resolution
number 100-112 - 2023? On the motion,
please.

COUNCILWOMAN JOHNSON: So moved.

COUNCILMAN HAND: Second.

TOWN CLERK: Motion made by
Councilwoman Johnson and seconded by
Councilman Hand.

On the vote, Supervisor Saladino?

SUPERVISOR SALADINO: Aye.

TOWN CLERK: Councilwoman Johnson?

COUNCILWOMAN JOHNSON: Aye.

TOWN CLERK: Councilman Hand?

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COUNCILMAN HAND: Aye.

TOWN CLERK: Councilman Labriola.

COUNCILMAN LABRIOLA: Aye.

TOWN CLERK: Councilwoman Maier.

COUNCILWOMAN MAIER: Aye.

TOWN CLERK: Councilwoman Walsh.

COUNCILWOMAN WALSH: Aye.

TOWN CLERK: Councilman Imbroto.

COUNCILMAN IMBROTO: What is the --

TOWN CLERK: To suspend the rules
and add Resolutions 100-112.

COUNCILMAN IMBROTO: I'm seconding
the motion, or --

TOWN CLERK: Voting.

COUNCILMAN IMBROTO: I vote Aye.

TOWN CLERK: Motion to suspend the
rules and add Resolution 100-112 - 2023.
Passes with seven "Ayes" and zero "Nays".

May I have a motion to adopt
Resolution P423-112 - 2023? On the
motion.

COUNCILWOMAN JOHNSON: So moved.

COUNCILMAN IMBROTO: Second.

TOWN CLERK: Motion made by

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Councilwoman Johnson and seconded by Councilman Imbroto. I believe we have a speaker.

SUPERVISOR SALADINO: Okay, we're all set.

Arthur, you are the only person who is asked to speak. As you throw your hands in the air, is that a frustrated motion?

COUNCILMAN IMBROTO: Arthur's going to be very professional today; right, Arthur?

MR. ADELMAN: Yes. I'm staying behind the screen.

SUPERVISOR SALADINO: Good to see you.

MR. ADELMAN: Arthur Adelman, 110 Dubois Avenue, Sea Cliff, New York.

Hello, Board. Happy February. Glad to see everyone's here.

I have a few resolutions to discuss. Number one was number 92, and it's regarding acceptance of a design, according to the Lenz memo of January 18.

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But in the backup documentation, there is no picture or rendering of what the design is going to be. I find that surprising because when we have residents submitting dock applications, the paperwork is extensive and drawings and submissions of the renderings of what they want to build is all included. But when the Town is -- here we are accepting a design, it would be nice to see what it looks like. I think maybe we can table that motion until we can show that to the public.

I have the same complaint about number 95. Again, we're resolving to accept the design and enter into bid for a project. But I have no idea what it looks like.

I have a comment about Resolution 97. This is to approve the increase in costs or expenditures to the installation of a turf field in Glen Head at the Gaynor Park. It was my understanding, that I was explained to, when we paid the

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engineers to start this project, one of the reasons we want to go to turf as opposed to grass was because of drainage issues, and that Cameron did, at the time, do borings into the soil. I'm shocked to find out -- here we are, almost two months after the original proposed deadline for completion, which was supposed to be completed by the end of December 2022 for just over \$2 million, now we're expected to come up with another almost quarter of \$1,000,000 -- \$234,709, to pay for the disposal of contaminated soil. I am shocked that this wasn't in the engineering report and the initial bids by the three contractors who had bid on this original proposal, and now Land Tech is coming to us and saying, hey, you guys got to get rid of contaminated soil. We didn't know about this. Cameron Engineering -- we don't know about this. I find it a little upsetting that I didn't -- I don't even know if there's

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2 the letter referred to regarding this
3 issue is even included in the backup. So
4 we'll discuss that. I think I'm pretty
5 sure that's already done. They're well
6 on their way to completing the project. I
7 just would like to see the contractor
8 maybe split that additional costs with us
9 because it wasn't our error. It was
10 either the engineers or the contractor's,
11 I won't say it was negligence, but
12 absence of looking at what was there to
13 be done.

14 The next is a procedural question
15 regarding Resolution 98. You're
16 discussing whether to have a hearing or
17 not to put forth the penalties to be
18 assessed for a Bureau of Adjudication. I
19 don't know why we're going to have a
20 hearing for penalties before -- we don't
21 even have a Bureau of Adjudication yet.
22 As far as I understand, it hasn't been
23 created. We're having a hearing at the
24 next meeting to discuss this proposal. I
25 don't know how we're having a hearing on

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finer when we don't even have the court set up. I would hope that whoever is in charge of the court would have some input with that hearing.

COUNCILWOMAN MAIER: Arthur, which Reso (sic) are you talking about?

MR. ADELMAN: Resolution 98.

COUNCILWOMAN MAIER: I don't think that's 98.

MR. ADELMAN: Is is not the right number?

COUNCILMAN IMBROTO: Arthur, it's to amend "different code provisions that already exist". You don't need to have the court's input.

SUPERVISOR SALADINO: Let's let Arthur finish.

MR. ADELMAN: I don't understand why I have the number that concerns --

SUPERVISOR SALADINO: It's okay. We know which one without knowing the number.

MR. ADELMAN: I'm just curious why we're discussing and going to have a

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hearing at the next meeting.

SUPERVISOR SALADINO: And when you're done, I have an answer for you.

MR. ADELMAN: The last is Resolution 111. I'm curious to know, number one, has B&B Maintenance filed a civil suit against the Town or not, or are the attorneys retained in this case still working to reply to the fact that they said they're going to sue us?

We approved spending \$18,000 based on an RFP back in August, and now we're sitting here approving an additional \$32,419.99 for, I would guess it's additional, bringing the total up to over \$50,000. And I don't even know if this contract dispute is in litigation yet or is it still in the discussion phases as being B&B Maintenance -- whoever they might be -- has put the Town on notice. I have no idea what it's about. I searched all over the Internet in the Town website to see what this could be about, but found nothing. So I would like some

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information. I'd like to be a fully informed resident regarding that. That's it.

SUPERVISOR SALADINO: Thank you, Arthur. All right.

MR. ADELMAN: I think that could all be addressed.

SUPERVISOR SALADINO: I'm going to address the issue about the adjudication hearing and if you would be kind enough to contact Frank Scalera and ask him to come down on that other other issue.

So last year, we held the public hearing to consider the creation of a Bureau of Administrative Adjudication. In essence, a small Town of Oyster Bay Court to deal with violations of the town code. Today's notice of a hearing relates to housekeeping purposes to ensure that any such bureau that would be created would be placed properly in the town code on the organizational chart, and so forth, if the Town Board chooses to move forward.

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As a reminder, such a bureau would follow closely to what we've seen from other surrounding towns, such as the Town of Huntington and the Town of Babylon, which has created a similar adjudication bureau. This would be in place to hear town code violation cases rather than in the State's District Court. So, A, it's closer. It is a bureau that would hear civil cases, not criminal cases. We want to be very clear about that. And this would have many benefits to neighborhood complaints to get their complaints addressed more quickly.

In terms of putting it all together, the speaker asked, well, why would you discuss one item if you haven't created it yet? The idea is to provide as much transparency as possible. We want to speak to this in holistic terms so the residents, A, understand what we're attempting to create. Secondly, so that it will foster the intellectual questions and clear up misconceptions.

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We had a member of an organization come in here and tell us they were against this. And when I asked, have you read the legislation? The answer was no. I was out on vacation, what have you, haven't had a chance to read it yet. Wow. Someone who is in a position to gain the confidence of the public as to whether this is a good idea or a bad idea comes to the Town of Oyster Bay and tells us what their opinion of this is and then admits they didn't read it. They don't really know what it's about and fostered an illustration of a problem. As it turns out, that doesn't hold merit.

So we want to get the correct information out. Let the public understand what this is about, what the upsides are to the public. One of the big upsides is to protect the identity of neighbors who make complaints about a violation.

I've used the example of having a next door neighbor who's always wanted a

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1968 Mustang and he's got parts from 14 cars piled up, so the backyard looks like a junkyard because one day they're going to get around to building this dream car. When the neighbor complains due to changes in New York State Law that has come about without consulting with us. Albany made a decision as part of a sweeping change to bail, which they call bail reform. One of those is to always tell the defendant right away who's making the complaint, what's their address, what's their cell phone number? In criminal cases, you could imagine how it would scare the daylights out of any resident; they wouldn't want to make that complaint. Organization comes before us and says, you are not giving an opportunity for the defendant to cross examine the accuser. But we pointed out the witness is not the neighbor, it is the trained, certified Town of Oyster Bay employee who's trained what to look for, is trained how to communicate what

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they've witnessed.

This is important because most complaints are ongoing issues. They're not a one time issue that's taken place in the case of someone who allegedly breaks the criminal law. This is ongoing things. Those parts and tires and wheels of piled up in the neighbor's backyard, and they stay piled up. The certified, trained employee of the Town of Oyster Bay comes and documents it, takes photos, perhaps, over the fence; whatever it might be. This way we protect the residents who don't want their information put forth, who want to be able to have some peace of mind that their identities have been protected.

So it's not us. It's New York state changing these laws. But we found a way to address a number of different issues, and we want to put all the information forward in one timely fashion and in one hearing so the public doesn't have to come back three times for all these

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things separately. Make sense, Arthur?

MR. ADELMAN: Yes, thank you.

SUPERVISOR SALADINO: That was a very long explanation.

TOWN ATTORNEY: I cannot add anything. That was --

SUPERVISOR SALADINO: Thank you, Frank. Sorry it was so lengthy. We will be addressing more of this when the hearing comes forward. We're all hoping you'll be there. And we have a pretty strong assumption that you will be with us for that hearing.

So with that, that's the only slip that I have.

MR. ADELMAN: Frank's got to answer the question on 111.

COUNCILMAN IMBROTO: Frank does not have to --

SUPERVISOR SALADINO: What we'll do because you've come forward and your a resident, it's only fair to get you the information because that's what we do here.

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So, Frank, if you please come forward. The resident has asked in relation to Resolution 111.

TOWN ATTORNEY: Frank Scalera, Town Attorney.

With respect to Resolution 111, that is to authorize additional funds to finish the outstanding invoices for the law firm that handle litigation against the Town, we were sued by a company that claimed that they should have done certain street sweeping. I don't want to mention the name. You can get it; it's all public. But they they sued the Town because we had used a different method to get rid of some street sweepings down from our old Bethpage landfill area.

SUPERVISOR SALADINO: To remediate a situation.

TOWN ATTORNEY: To remediate situation. And we took the street sweepers, and we took them over to Brookhaven in connection with an Inter Municipal Agreement with the Town of

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Brookhaven. So we did everything following the process.

SUPERVISOR SALADINO: Just a couple of quick questions, not to belabor this:

We're bound by state law, DEC and others as to what we do with them. First and foremost, were our actions in line with the law designed to protect the environment?

TOWN ATTORNEY: Yes, yes.

SUPERVISOR SALADINO: So we fully complied with the law and all DEC regulations and state law?

TOWN ATTORNEY: Correct. When you leave the facility and then when you get to the Brookhaven facility.

The issue here was contractual. They sued for breach of contract, saying, "we should have been able to do it because we had a separate bid with the Town".

SUPERVISOR SALADINO: And what's the outcome?

TOWN ATTORNEY: Well, our attorneys -- and I have to say, I called our

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attorneys; what a nice job. They served the summons and complaint. They brought a lawsuit. And before any litigation ensued, there was no additional discovery. Those words you hear. There were no depositions. Right on the complaint itself, our attorneys made a motion to dismiss and we got a very lengthy, substantive decision dismissing the case; meaning, we won --

SUPERVISOR SALADINO: So we protected our taxpayers, we protected our residents, we protected the environment and we protected the integrity of the Town. We knew we were on the side of the right.

TOWN ATTORNEY: Yes, we did.

SUPERVISOR SALADINO: We won the lawsuit. The judge agreed with us that we were in the right throughout. And this is a nicely, neatly tying up the bow on another chapter of getting the issues of the past behind us.

TOWN ATTORNEY: Correct.

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SUPERVISOR SALADINO: And the vendor was asking for seven figures worth of money and, understand, the vendor's contract with the Town through general services was not exclusive; meaning, they did not have the right to pick up because they said so.

SUPERVISOR SALADINO: And to make it clear for the public, they asked for an award of seven figures, well over \$1,000,000. Based on the outcome of the motion, what will we be paying that entity?

TOWN ATTORNEY: Nothing.

SUPERVISOR SALADINO: Nothing. So it's a big win for our taxpayers and it's a big win for the processes in this town.

TOWN ATTORNEY: And this resolution is to finish the legal fees with that firm.

SUPERVISOR SALADINO: Legal fees. You bring in talented people. They win the case for us. They submit a bill and we pay them for their services.

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TOWN ATTORNEY: Correct, Supervisor.

SUPERVISOR SALADINO: Thank you, Mr. Scalera. I appreciate it.

So with that, that's the only slip by. Have no one else. Please let the record reflect that no one else has indicated that they'd like to speak. And if there are no questions from our board members, it's time to take a vote.

TOWN CLERK: Supervisor Saladino?

SUPERVISOR SALADINO: Aye.

TOWN CLERK: Councilwoman Johnson?

COUNCILWOMAN JOHNSON: Aye.

TOWN CLERK: Councilman Imbroto?

COUNCILMAN IMBROTO: I vote yes on every resolution on today's calendar.

TOWN CLERK: Thank you.

Councilman Hand?

COUNCILMAN HAND: Aye.

TOWN CLERK: Councilman Labriola?

COUNCILMAN LABRIOLA: Aye.

TOWN CLERK: Councilwoman Maier?

COUNCILWOMAN MAIER: Aye.

TOWN CLERK: Councilwoman Walsh?

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COUNCILWOMAN WALSH: Aye.

TOWN CLERK: Motion to adopt Resolution P423 - 112 - 2023 passes with seven "Ayes". The Calendar is complete.

SUPERVISOR SALADINO: Thank you very much, Mr. LaMarca. With that may have a motion, please?

COUNCILWOMAN JOHNSON: Supervisor, I make a motion that this meeting be closed.

COUNCILMAN IMBROTO: Second.

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

(Whereupon, all members of the TOBAY Town Board respond in favor with, "Aye".)

SUPERVISOR SALADINO: Those opposed, "Nay"?

(Whereupon, no response.)

SUPERVISOR SALADINO: The "Ayes" have it. Thank you very much.

(Whereupon, the above matter concludes, 12:04 p.m.)

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C E R T I F I C A T E

STATE OF NEW YORK)

: SS.:

COUNTY OF NASSAU)

I, KAREN LORENZO, a Notary Public
for and within the State of New York, do
hereby certify:

That the above is a correct
transcription of my stenographic notes.

IN WITNESS WHEREOF, I have hereunto
set my hand this 7th day of February, 2023.

Karen Lorenzo

Karen Lorenzo

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<p>\$1,000,000 [2] - 10:14, 23:12 \$18,000 [1] - 13:12 \$234,709 [1] - 10:14 \$32,419.99 [1] - 13:15 \$50,000 [1] - 13:17</p>
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<p>100-112 [3] - 6:14, 7:12, 7:18 10:47 [2] - 1:7, 5:14 110 [1] - 8:18 111 [4] - 13:6, 19:18, 20:4, 20:7 112 [1] - 25:4 12:04 [1] - 25:25 14 [1] - 17:2 18 [1] - 8:25 1968 [1] - 17:2</p>
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<p>2 [1] - 10:11 2022 [1] - 10:11 2023 [6] - 1:6, 6:14, 7:18, 7:21, 25:4, 26:14</p>
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<p>7 [1] - 1:6 7th [1] - 26:14</p>
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<p>92 [1] - 8:23 95 [1] - 9:16 97 [1] - 9:21 98 [3] - 11:15, 12:8, 12:10</p>
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<p>a.m [2] - 1:7, 5:14 a.m.-11:45 [1] - 5:14 able [2] - 18:17, 21:20 absence [1] - 11:12 accept [1] - 9:17 acceptance [1] - 8:24 accepting [1] - 9:10 according [1] - 8:25 accuser [1] - 17:21 ACTION [1] - 1:9 Action [1] - 6:11 actions [1] - 21:8 add [4] - 6:13, 7:12, 7:18, 19:6</p>

<p>additional [5] - 11:8, 13:14, 13:16, 20:8, 22:5 address [4] - 4:4, 14:10, 17:14, 18:21 addressed [2] - 14:8, 15:15 addressing [1] - 19:10 Adelman [1] - 8:18 ADELMAN [11] - 2:20, 8:14, 8:18, 12:8, 12:11, 12:19, 12:24, 13:5, 14:7, 19:3, 19:17 Adjudication [3] - 11:18, 11:21, 14:16 adjudication [2] - 14:10, 15:6 Administrative [1] - 14:16 admits [1] - 16:13 adopt [2] - 7:20, 25:3 agreed [1] - 22:20 Agreement [1] - 20:25 air [1] - 8:9 Albany [1] - 17:9 allegedly [1] - 18:6 almost [2] - 10:8, 10:13 amend [1] - 12:14 answer [3] - 13:4, 16:5, 19:17 applications [1] - 9:6 appreciate [1] - 24:4 approve [1] - 9:21 approved [1] - 13:12 approving [1] - 13:14 area [1] - 20:18 ARTHUR [1] - 2:20 Arthur [8] - 8:7, 8:13, 8:18, 12:6, 12:13, 12:18, 14:6, 19:2 Arthur's [1] - 8:11 aspects [1] - 3:23 assessed [1] - 11:18 assumption [1] - 19:13 attempting [1] - 15:23 ATTORNEY [12] - 2:16, 19:6, 20:5, 20:21, 21:11, 21:15, 21:24, 22:18, 22:25, 23:15, 23:19, 24:2 Attorney [1] - 20:6 attorneys [4] - 13:9, 21:24, 22:2, 22:8 August [1] - 13:13 authorize [1] - 20:8 Avenue [1] - 8:19 award [1] - 23:11</p>

<p>Aye [13] - 6:22, 6:24, 7:2, 7:4, 7:6, 7:8, 7:16, 24:12, 24:14, 24:20, 24:22, 24:24, 25:2 Aye" [6] - 4:22, 4:25, 5:25, 6:4, 25:14, 25:17 ayes [1] - 5:6 Ayes [3] - 6:8, 7:19, 25:21 Ayes" [1] - 25:5</p>
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<p>B&B [2] - 13:7, 13:20 Babylon [1] - 15:5 backup [2] - 9:2, 11:3 backyard [2] - 17:3, 18:9 bad [1] - 16:10 bail [2] - 17:10, 17:11 based [2] - 13:12, 23:12 BAY [1] - 1:4 Bay [4] - 14:17, 16:11, 17:23, 18:12 behind [2] - 8:15, 22:24 belabor [1] - 21:5 benefits [1] - 15:13 Bethpage [1] - 20:18 bid [3] - 9:17, 10:18, 21:21 bids [1] - 10:17 big [3] - 16:20, 23:17, 23:18 bill [1] - 23:24 board [2] - 4:17, 24:9 BOARD [1] - 1:3 Board [8] - 3:4, 3:23, 4:24, 5:12, 6:3, 8:20, 14:24, 25:16 borings [1] - 10:6 bound [1] - 21:6 bow [1] - 22:22 breach [1] - 21:19 break [2] - 4:12, 4:17 breaking [1] - 3:25 breaks [1] - 18:7 bring [1] - 23:23 bringing [1] - 13:16 Brookhaven [3] - 20:24, 21:2, 21:17 brought [1] - 22:3 build [1] - 9:9 building [1] - 17:5 Bureau [3] - 11:18, 11:21, 14:16 bureau [4] - 14:21,</p>

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