

John Carving
COMMISSIONER OF HUMAN RESOURCES

APPROVED

Meeting of March 19, 2024

RESOLUTION P-6-2024

WHEREAS, The 2024 Budget, adopted October 24, 2023 established the titles and salaries of officers and employees of the Town of Oyster Bay pursuant to Section 27 of Town Law, and other Local Laws relating to the establishment of Town Departments, and Rules and Regulations governing appointments, etc., of employees; and

WHEREAS, The adoption of said 2024 Budget, on October 24, 2023, was by a Resolution of the Town Board; and

WHEREAS, Resolution #P1063, dated December 12, 1972, provides a procedure for the amendment of the Resolution establishing grades, salaries and titles as required and requested by Department Heads,

NOW, THEREFORE, BE IT RESOLVED, That the Budget as adopted be and hereby is amended to reflect the approved additions and deletions as indicated by the attached.

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Absent
Councilman Imbrolo	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye

John Lanning
COMMISSIONER OF HUMAN RESOURCES

APPROVED

Meeting Of March 19, 2024 PA-7-2024

RESOLVED, That the Hon. Angelo A. Delligatti, residing at 9 West Street, Massapequa Park, New York 11762 is hereby appointed to the position of Commissioner of Planning & Development in the Department of Planning & Development of the Town of Oyster Bay, effective March 21, 2024, and to serve at the pleasure of the Town Board.

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Absent
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye

Meeting of March 19, 2024

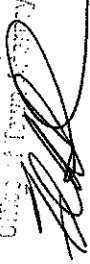
Resolution No. TF-4-2024

RESOLVED, That the Comptroller be and he hereby is directed to Transfer Funds within the various Departments Accounts as indicated:

ITEM NO.	DEPT.	AMOUNT	FROM
007-24	DGS	\$ 5,000.00	DGS A 1620 41600 000 0000
			TO
		\$ 5,000.00	DGS A 1620 47860 000 0000
			FROM
		\$ 5,000.00	DGS A 1620 41600 000 0000
			TO
		\$ 5,000.00	DGS A 1620 47870 000 0000

-#-

Enforced by
Councilwoman Walsh



The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Absent
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye

TOWN OF OYSTER BAY

INTER – DEPARTMENTAL MEMO

Date: March 5, 2024
 To: MEMORANDUM DOCKET
 From: RALPH J. RAYMOND, COMMISSIONER OF GENERAL SERVICES
 Subject: **OPERATING ACCOUNTS – TRANSFER OF FUNDS**


The following transfer is respectfully requested:

FROM: DGS A 1620 41600 000 0000	MATERIALS & SUPPLIES	\$10,000.00
		<u>TOTAL \$10,000.00</u>

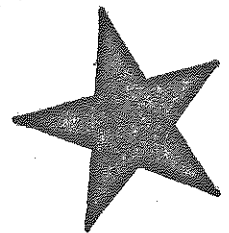
TO: DGS A 1620 47860 000 0000	EARL WIGHTMAN HOUSE	\$5,000.00
DGS A 1620 47870 000 0000	RAYNHAM HALL	\$5,000.00
		<u>TOTAL \$10,000.00</u>

JUSTIFICATION: THE NEW AGREEMENTS WITH EARL WIGHTMAN HOUSE AND RAYNHAM HALL HAVE AN INCREASED RATE OF \$5000.00 EACH

Town Board approval is respectfully requested.

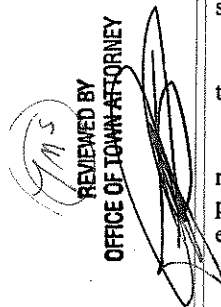

 Ralph J. Raymond
 Commissioner of General Services

RJR/nl



WHEREAS, Maureen A. Fitzgerald, Commissioner, Department of Community and Youth Services, by memorandum dated February 27, 2024, requested Town Board authorization to present the 2024 "Art in the Park", at Theodore Roosevelt Memorial Park & Beach, Oyster Bay, from 12:00 a.m. to 4:00 p.m., on Saturday, May 18, 2024 (with a rain date of Sunday, May 19, 2024), free of charge to the public, and featuring local artists and artisans who will provide hand-crafted goods for display and sale, including ceramics, jewelry, paintings, and photography; and also featuring live music, food trucks and children's activities, with the event subject to the following terms and conditions:

REVIEWED BY
OFFICE OF TOWN ATTORNEY



1. A \$25.00 artist participant fee shall be collected to guarantee each vendor a spot, and the funds collected shall be deposited in Account No. CYS A 001 02001 511 0000;
2. Both the Town of Oyster Bay, and the Department of Community and Youth Services, reserve the right to refuse any vendor, exhibitor and/or media-based organization, for any reason; particularly if a vendor, exhibitor and/or media-based organization, does not properly serve the event, or the public in attendance;
3. Purchase and/or service orders related to this event shall be procured through the Purchasing Division of the Department of General Services pursuant to the Town of Oyster Bay Procurement Policy and charged to an appropriate account;
4. Carnival Equipment shall be provided by "Dynamic Events", via a service order, through the Purchasing Division of the Department of General Services.
5. Funds for payments for event-related expenses shall be drawn from Account No. CYS A 7020 41800 000 0000, *Recreational Supplies*, and Account No. CYS A 7020 45100 000 0000, *Equipment Rental*;
6. The Town's responsibility for the cost of the event shall not exceed the amount of \$10,000.00;
7. Any and all other additional costs for the event shall be supplemented by the *Friends of the Community Service Department, Inc.*;
8. Food and beverages shall be available to the public for purchase, and the Department of Community and Youth Services reserves the right to utilize the current Town concessionaire(s) for this purpose; and

WHEREAS, Commissioner Fitzgerald, by said memorandum, further requested that the Town Board waive the provisions of the Code of the Town of Oyster Bay, Part II, "General Legislation", Chapter 82, "Alcoholic Beverages", Sections 82-3 A., B. and C., "Prohibitions", in the location and for and the duration of the event; and

WHEREAS, Commissioner Fitzgerald, by said memorandum, further requested that the Town Board waive the provisions of the Code of the Town of Oyster Bay, Part II, "General Legislation", Chapter 168, "Parks and Recreation", Article I, "General Provisions", Section 168-22, "Alcoholic Beverages", in the location and for and the duration of the event; and

WHEREAS, Commissioner Fitzgerald, by said memorandum, further requested that the Town Board authorize the Supervisor and/or his designee, to sign a contract with Vinyl Revival, 990 Marconi Boulevard, Copiague, New York 11726, to provide live music for the event, for an amount not to exceed \$2,500.00, with the funds for said payment to be drawn from Account No. CYS A 7020 47660 000 0000, *Special Events*; and

WHEREAS, Commissioner Fitzgerald, by said memorandum, further advised that the proposed vendor's disclosure questionnaires have been reviewed and has satisfied the Town of Oyster Bay Procurement Policy,

NOW, THEREFORE, BE IT RESOLVED, that the requests as hereinabove set forth are hereby accepted and approved, and the Department of Community and Youth Services is hereby authorized to present the "Art in the Park", to be held at Theodore Roosevelt Memorial Park & Beach, Oyster Bay, from 12:00 p.m. to 4:00 p.m., on Saturday, May 18, 2024 (with a rain date of Sunday, May 19, 2024), free of charge to the public, and featuring local artists and artisans who will provide hand-crafted goods for display and sale, including ceramics, jewelry, paintings, and photography; and also featuring live music, food trucks and children's activities, subject to the foregoing terms and conditions; and be it further

RESOLVED, That the Town Board hereby waives the provisions of the Code of the Town of Oyster Bay, Part II, "General Legislation", Chapter 82, "Alcoholic Beverages", Sections 82-3 A., B. and C., "Prohibitions", in the location and for and the duration of the event; and be it further

RESOLVED, That the Town Board hereby waives the provisions of the Code of the Town of Oyster Bay, Part II, "General Legislation", Chapter 168, "Parks and Recreation", Section 168-22, "Alcoholic Beverages", in the location and for and the duration of the event; and be it further

RESOLVED, That the Supervisor and/or his designee, is hereby authorized to sign a contract with Vinyl Revival, to provide live music for the event, for an amount not to exceed \$2,500.00; and be it further

RESOLVED, That the Town Comptroller is hereby authorized and directed to make payment for event-related expenses, upon the submission of duly certified claims, after audit.

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The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Absent
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye

TOWN OF OYSTER BAY
Inter-Departmental Memorandum

February 27, 2024

TO: Memorandum Docket

FROM: Maureen A. Fitzgerald, Commissioner
Department of Community and Youth Services

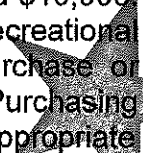
SUBJECT: 2024 Art in the Park

The Department of Community and Youth Services is requesting Town Board authorization to present the 2024 Art in the Park. Art In the Park is scheduled to be held on Saturday, May 18, 2024 (rain date: Sunday, May 19, 2024) from 12:00 PM to 4:00 PM at Theodore Roosevelt Memorial Park & Beach in Oyster Bay. If approved, this event will be free to the public and will feature local artists and artisans who will provide hand-crafted goods on display and for sale. These items include ceramics, jewelry, paintings, photography and more. This family-friendly event will also include live music, food trucks and activities for kids.

A \$25.00 artist participant fee will be collected to guarantee each vendor a spot. The funds collected shall be deposited in Account CYS A 0001 02001 511 0000. The Town of Oyster Bay and the Department of Community and Youth Services reserves the right to refuse any vendor, exhibitor and/or media based organization, for any reason, that it deems does not properly serve said event and/or the public in attendance.

Additionally, the Department of Community and Youth Services requests Town Board authorization to sign a contract with Vinyl Revival located at 990 Marconi Boulevard Copiague, NY 11726 who will provide live music. The fee for this performance is \$2,500 and the funds are available in Account CYS A 7020 47660 000 0000, *Special Events*. In accordance with Guideline 5, Section b of the Town Procurement Policy, musicians are exempt from the solicitation, written proposal or requirements of the policy.

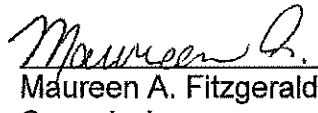
The Town's responsibility for the cost of this event will not exceed \$10,000. Funding is available in account CYS A 7020 41800 000 0000, Recreational Supplies and CYS A 7020 45100 000 0000, Equipment Rental. Purchase of service orders related to this event shall be procured through the Purchasing Division pursuant to the Town's Procurement Policy and charged to an appropriate

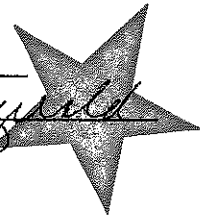


account. Carnival equipment will be provided by Dynamic Events via a service order through the Purchasing Division. Any additional costs will be supplemented by *Friends of the Community Service Department, Inc.*

The proposed vendors Disclosure Questionnaires have been reviewed and have satisfied the Town's Procurement Policy.

Therefore, it is respectfully requested that the Town Board authorize the Department to present the 2024 Art in the Park and permit the Town to enter into an agreement, as negotiated and approved by the Town Attorney's Office. It is further requested that the Town Board authorize the Supervisor and/or his designee or the Commissioner of Community and Youth Services to execute said agreement.


Maureen A. Fitzgerald
Commissioner



MAF:kf

Reviewed By
Office of Town Attorney
America Wolfe

WHEREAS, Maureen A. Fitzgerald, Commissioner, Department of Community and Youth Services, by memorandum dated February 26, 2024, requested that the Town Board authorize the Department to present a Senior Trip to the Fairfield Properties Ballpark, Central Islip, for the Long Island Ducks Baseball Game and Picnic, on Thursday, June 20, 2024, at a cost of \$50.00 per attendee, which includes a ticket to the game, an onsite picnic dinner, and Town or School Bus transportation from select Town locations if needed; and

WHEREAS, Commissioner Fitzgerald, by said memorandum, further advised that the event shall be conducted pursuant to the Department's procedures for self-sustaining accounts and that the Department shall collect the funds for the event as an administrative convenience,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is hereby approved, and the Department of Community and Youth Services is hereby authorized to present a Senior Trip to the Fairfield Properties Ballpark for the Long Island Ducks Baseball Game and Picnic, on Thursday, June 20, 2024, at a cost of \$50.00 per attendee, which includes a ticket to the game, an onsite picnic dinner, and Town or School Bus transportation from select Town locations if needed, on the terms hereinabove set forth.

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The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Absent
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye

TOWN OF OYSTER BAY
Inter-Departmental Memorandum


February 26, 2024

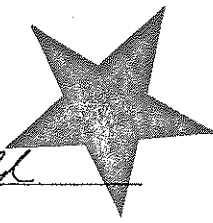
TO: Memorandum Docket
FROM: Maureen A. Fitzgerald, Commissioner
Department of Community and Youth Services
SUBJECT: Senior Trip to the Long Island Ducks Game

The Department of Community & Youth Services is requesting Town Board authorization to conduct a Senior Trip to the Fairfield Properties Ballpark in Central Islip for The Long Island Ducks Baseball Game and Picnic. The event is scheduled to take place on Thursday, June 20th 2024 and will include a ticket to the game, an onsite picnic dinner and Town or School Bus transportation from select Town locations, if needed.

The cost for the trip will be \$50.00 per attendee. The Department will collect funds for the event as an Administrative Convenience and the event will be conducted pursuant to the Department of Community and Youth Services' procedures for self-sustaining accounts.

Therefore, it is respectfully requested that the Town Board authorize the Department of Community and Youth Services to proceed with the event as presented. The Department also requests authorization for the Commissioner of Community & Youth Services to make adjustments, deletions or changes if necessary


Maureen A. Fitzgerald
Commissioner



MAF:sab

Meeting of March 19, 2024

Resolution No. 212-2024


WHEREAS, Maureen A. Fitzgerald, Commissioner, Department of Community and Youth Services, by memorandum dated February 20, 2024, requested Town Board authorization for the Supervisor and/or his designee to execute an agreement for the Town to employ the services of Walter Lazauskas, d/b/a John Walters, to provide entertainment for the 2024 "Salute to Seniors" Luncheon at The Mansion at Oyster Bay, Woodbury, on Tuesday, May 7, 2024; and

WHEREAS, the cost for the performance will be \$870.00 with funds available in Account No. CYS A 7020 47660 000 0000, Special Events; and

WHEREAS, Guideline 5, Section b of the Town Procurement Policy exempts musicians from solicitation and written proposal requirements of the policy, and the vendor's Disclosure Questionnaire has been reviewed and has satisfied the town's Procurement Policy,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is accepted and approved, and Town Board hereby authorizes the Supervisor and/or his designee to execute an agreement for the Town to employ the services of Walter Lazauskas, d/b/a John Walters, to provide entertainment for the 2024 "Salute to Seniors" Luncheon at The Mansion at Oyster Bay, located on the Town of Oyster Bay Golf Course, Woodbury, on Tuesday, May 7, 2024.

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REVIEWED BY
OFFICE OF TOWN ATTORNEY
Maureen A. Fitzgerald

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Absent
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye

TOWN OF OYSTER BAY
Inter-Departmental Memorandum

February 20, 2024

TO: Memorandum Docket

FROM: Maureen A. Fitzgerald, Commissioner
Department of Community and Youth Services

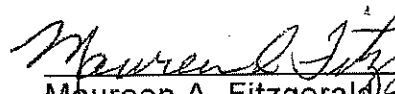
SUBJECT: Musician Services for "Annual Salute to Seniors" Luncheon

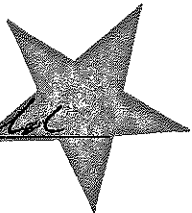
The Department of Community & Youth Services is requesting Town Board authorization to employ the services of Walter Lazauskas, dba John Walters, to provide entertainment for the "Annual Salute to Seniors" Luncheon scheduled to be held on Tuesday, May 7, 2024 at the Mansion at Oyster Bay, located on the Town of Oyster Bay Golf Course, 1 S. Woods Rd, Woodbury NY 11797. Last year, this event was authorized by Town Board Resolution No. 198-2023, dated March 21, 2023.

The total cost for the performance will be \$870.00. Funds for the fees are available in Account CYS A 7020 47660 000 0000, Special Events.

In accordance with Guideline 5, Section b of the Town Procurement Policy, musicians are exempt from the solicitation, written proposal or requirements of the policy. The proposed vendor's Disclosure Questionnaire has been reviewed and has satisfied the Town's Procurement Policy.

Therefore, it is respectfully requested that the Town Board authorize the Town to enter into an agreement as negotiated and attached and further authorize the Supervisor and/or his designee to execute said agreement.


Maureen A. Fitzgerald
Commissioner



MAF:sab
Attachment

WHEREAS, Maureen A. Fitzgerald, Commissioner, Department of Community and Youth Services, by memorandum dated March 6, 2023, requested Town Board authorization for the Supervisor and/or his designee to execute an agreement to employ the services of Walter Lazauskas, d/b/a John Walters, to provide entertainment for the 2023 "Salute to Seniors" Luncheon at The Royal Palm, 2143 Boundary Avenue, Farmingdale, NY 11735, on Wednesday, May 17, 2023; and

WHEREAS, the cost for the performance will be \$870.00 with funds available in Account No. CYS A 7020 47660 000 0000, Special Events; and

WHEREAS, the Office of the Inspector General is satisfied that Guideline 5, Section b of the Town Procurement Policy, which exempts musicians from solicitation and written proposal requirements of the policy, has been complied with,

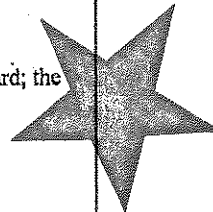
NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is accepted and approved, and Town Board hereby authorizes the Supervisor and/or his designee to execute an agreement to employ the services of Walter Lazauskas, d/b/a John Walters, to provide entertainment for the 2023 "Salute to Seniors" Luncheon at The Royal Palm, 2143 Boundary Avenue, Farmingdale, NY 11735, on Wednesday, May 17, 2023.

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Reviewed By
Office of Town Attorney
America Wolfe

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Absent
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Absent
Councilwoman Maier	Aye
Councilwoman Walsh	Aye



Contract

This Contract, made by and between the Town of Oyster Bay's Department of Community and Youth Services, located at 977 Hicksville Road, Massapequa, New York 11758 (hereinafter referred to as "TOWN") and Walter Lazauskas, d/b/a John Walters located at 3983 Darby Lane, Seaford, New York 11783 (hereinafter referred to as "CONTRACTOR") in consideration of mutual interests provided for hereby, the parties herein agree as follows:

Performance by: John Walters
Dates: May 7, 2024
Location: The Mansion at Oyster Bay
Amount: \$870.00

In consideration of these services, the TOWN agrees to pay CONTRACTOR a sum of Eight hundred seventy dollars. If CONTRACTOR fails to appear, or is incapacitated from rendering a performance through sickness or otherwise, CONTRACTOR shall not receive any compensation. Payment for the above services shall be made upon submission of your invoice and the claim form provided by TOWN.

CONTRACTOR agrees to defend, indemnify and hold harmless the Town, its officers and employees, from any and all claims, suits, losses, damages, or injury to person or property of whatsoever kind or nature, whether direct or indirect, arising out of the performance of this agreement as a result of the carelessness, recklessness, negligence or improper conduct of CONTRACTOR and/or its subcontractors, agents or employees.

WALTER LAZAUSKAS D/B/A
JOHN WALTERS

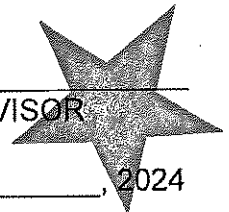
_____ →
CONTRACTOR

_____ → DATE: _____, 2024

TOWN OF OYSTER BAY

_____ →
DEPUTY SUPERVISOR

_____ → DATE: _____, 2024



WHEREAS, Joseph G. Pinto, Commissioner, Department of Parks, by memorandum dated February 23, 2024, requested Town Board authorization to modify the refund policy that is being implemented at the Joseph Colby Town of Oyster Bay Golf Course; and

WHEREAS, Commissioner Pinto, by said memorandum, advised that pursuant to Resolution No. 281-18, adopted on April 24, 2018, the Department of Parks charges a \$5.00 reservation fee per golfer, which is paid upon check-in to the tee time reservation; and

WHEREAS, Commissioner Pinto, by said memorandum, requested that the reservation fee be collected at the time of booking a tee time reservation, and that the Department may automatically refund said fee through the reservation system for cancellations made prior to twenty-four (24) hours of the scheduled tee time,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is hereby approved, and the Department of Parks is hereby authorized to collect a reservation fee at the time of booking a tee time reservation and the Department may automatically refund said fee through the reservation system for cancellations made prior to twenty-four (24) hours of the scheduled tee time.

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Reviewed By
Office of Town Attorney
JMS

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Ayc
Councilwoman Johnson	Absent
Councilman Imbroto	Ayc
Councilman Hand	Ayc
Councilman Labriola	Ayc
Councilwoman Maier	Ayc
Councilwoman Walsh	Ayc

**TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO**

TO: MEMORANDUM DOCKET
FROM: JOSEPH G. PINTO, COMMISSIONER OF PARKS
DATE: FEBRUARY 23, 2024
SUBJECT: TOWN OF OYSTER BAY GOLF COURSE REFUND POLICY

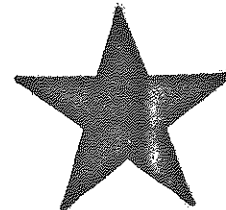
The Town of Oyster Bay Parks Department respectfully requests Town Board approval to modify the refund policy that is being implemented at the Town Golf Course.

The Department of Parks charges a \$5.00 reservation fee per golfer pursuant to Town Board Resolution No. 281-18. Currently, this fee is paid upon check-in to the tee time reservation. The Department of Parks respectfully requests this fee instead be collected at the time of booking.

Additionally, the Department seeks authorization to automatically refund this fee through the reservation system for cancellations made prior to 24 hours of the scheduled tee time. Please note there are no increases in fees.



JOSEPH G. PINTO, COMMISSIONER
DEPARTMENT OF PARKS



WHEREAS, Anthony C. Ventiera, Member, Board of Directors, and Event Chairman, The Chamber of Commerce of the Massapequas, Inc. ("the Chamber"), 675 Broadway, Massapequa, New York 11758-2372, by letter dated December 12, 2023, requested the closure of Broadway, between Clark Avenue, Veterans Boulevard and Sunrise Highway (under the train trestle), Massapequa, the closure of all sidewalks on the east and west sides of Broadway north from the LIRR train trestle to Ohio Avenue, Massapequa, beginning at 6:00 a.m., the use of eighty-five (85) complete barricades, one hundred (100) temporary "No Parking" signs and one (1) street sweeper, for the Chamber of Commerce's Annual Community Street Festival, to be held on Sunday June 2, 2024, from 11:00 a.m. to 6:30 p.m., with a rain date of Sunday, June 9, 2024; and

WHEREAS, Mr. Ventiera, by said letter, further requested that the Town Board waive the provisions of the Code of the Town of Oyster Bay, Part II, "General Legislation", Chapter 82, "Alcoholic Beverages", Section 82-3, "Prohibitions", in the location of, and for the duration of the Chamber of Commerce of the Massapequas Annual Community Street Festival; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works, by memorandum dated February 23, 2024, advised that the abovementioned property and equipment will not be required for use by the Town at that time, and that the Department has no objection to the closure of Broadway, Massapequa, between Clark Avenue, Veterans Boulevard, and Sunrise Highway (under the train trestle), the closure of all sidewalks on the east and west sides of Broadway north from the LIRR train trestle to Ohio Avenue, Massapequa, beginning at 6:00 a.m., the use of eighty-five (85) complete barricades, one hundred (100) temporary "No Parking" signs and one (1) street sweeper, for the Chamber's Annual Community Street Festival, to be held on Sunday June 2, 2024, from 11:00 a.m. to 6:30 p.m., with a rain date of Sunday, June 9, 2024; and

WHEREAS, the Town Board deems this event to be an appropriate and worthwhile endeavor, and one which will benefit the residents of the Town of Oyster Bay,

NOW, THEREFORE, BE IT RESOLVED, That the requests as hereinabove set forth are hereby approved, and the Department of Public Works is hereby authorized to provide the Chamber of Commerce of the Massapequas, Inc., with the closure of Broadway, Massapequa, between Clark Avenue, Veterans Boulevard, and Sunrise Highway (under the train trestle), Massapequa, the closure of all sidewalks on the east and west sides of Broadway north from the LIRR train trestle to Ohio Avenue, Massapequa, beginning at 6:00 a.m., the use of eighty-five (85) complete barricades, one hundred (100) temporary "No Parking" signs and one (1) street sweeper, for the Chamber's Annual Community Street Festival, to be held on Sunday June 2, 2024, from 11:00 a.m. to 6:30 p.m., with a rain date of Sunday, June 11, 2024, subject to the following terms and conditions:

1. The use of all Town property and equipment shall be in conformance with the direction of the Commissioner of the Department of Public Works, or his duly designated representative;

DPS
Reviewed By
Office of Town Attorney

Richard W. Lenz

2. The said organization shall comply with all ordinances of the Town of Oyster Bay, both in its use of Town property and equipment, and in the conduct of the afore-described activity;

3. The said organization shall file a Certificate of Insurance with the Office of the Town Clerk, indicating said organization maintains general liability insurance in the amount of \$1,000,000.00 with a general aggregate in the amount of \$2,000,000.00, and naming the Town of Oyster Bay as an additional insured, in connection with the afore-described activity; and

4. The said organization shall follow all New York State Guidelines with respect to social distancing, and the afore-described activity may be cancelled by the Town of Oyster Bay at any time, to prevent harm to the population from the COVID-19 Virus, or any other threat to public health and/or safety; and be it further

RESOLVED, That the Town Board hereby waives the provisions of the Code of the Code of the Town of Oyster Bay, Part II, "General Legislation", Chapter 82, "Alcoholic Beverages", Section 82-3, "Prohibitions", in the location of, and for the duration of the Chamber of Commerce of the Massapequas Annual Community Street Festival.

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The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Absent
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye

TOWN OF OYSTER BAY

Inter-Departmental Memo

February 23, 2024

TO: MEMORANDUM DOCKET

FROM: RICHARD W. LENZ, P.E., COMMISSIONER
DEPARTMENT OF PUBLIC WORKS

SUBJECT: THE CHAMBER OF COMMERCE OF THE MASSAPEQUAS, INC.
ANNUAL COMMUNITY STREET FESTIVAL
TO BE HELD JUNE 2, 2024 (RAIN DATE: JUNE 9, 2024)

Enclosed please find a letter from Anthony Ventiera, Event Chairman, requesting our assistance on behalf of the Chamber of Commerce of the Massapequas, Inc. in conducting their Annual Community Street Festival on Sunday, June 2nd 2024 with a rain date of June 9th 2024.


The Highway Division has no objection to the Chamber of Commerce of the Massapequas, Inc. conducting their Annual Community Street Festival being held on Broadway between Clark Avenue, Veterans Boulevard, and Sunrise Highway (under the train trestle) in Massapequa.

For this event the Highway Division can readily supply Eighty Five (85) complete barricades, One Hundred (100) No Parking signs, and (1) street sweeper as requested.

The Parks Department will be providing various equipment for the event as well.

The organization is also requesting the waiver of the Town Ordinance pertaining to the consumption of alcoholic beverages in public (Chapter 82-3 of the Town of Oyster Bay Town Code) on Sunday, June 2nd 2024 and also on the rain date of Sunday, June 9th 2024.


Also attached are the Certificate of Insurance, Endorsement Sheet, and Hold Harmless Agreement to cover this event. Therefore, Town Board approval is requested.


RICHARD W. LENZ, P.E., COMMISSIONER
DEPARTMENT OF PUBLIC WORKS

① RWL/kaz

C: John C. Tassone, Chief Deputy Commissioner
Peter Brown, General Foreman 002
Steve Kelly, Sign Bureau Supervisor
Justin McCaffrey, Commissioner, DPS

Cathy McWilliams, Department of Parks
James McCaffrey, Director of Operations
Grace SantaMaria, Highway Administration





The Chamber of Commerce of the Massapequas, Inc.

Address: 675 Broadway, Massapequa, NY 11758-2318 / Phone (516) 541 – 1443

E-mail: massapequachamber@gmail.com / Website: www.massapequachamber.org

Officers 2023-2024

- President
Robert Zabbia
AllState/Zabbia Agency
- First Vice President
Robin Hepworth
Robin Joy Photography
- Second Vice President
Linda Rowse
Ind Care Provider
- Third Vice President
Salvatore Polito
Better Homes & Gardens Realty
- Treasurer
Junice Talento
Drug Free Long Island
- Recording Secretary
Karen Gawrych
Mary Kay Representative
- General Counsel
Michael Venditto, Esq.
- Board of Directors
Robert R. Barrett *
Nappa Realty
- Lucrezia Falacara
Apple Bank
- Maria Guzzetta
Lock and Key Therapy
- Thomas LoFaso
TLo Productions
- Chris Merz
CenterPoint Church
- Denis Monette*
Top Shelf Property
- Stephen Parmiter
Morgan Stanley
- Isabelle Rapaciuolo
The Tiny Aras Studio
- Tim Ryan
Transfiguration Project
- Gary Shavin *
MassMutual
- Anthony C. Ventiera*
Tony V. Productions
- Keith Wilson*
Better Homes & Gardens Realty

December 12, 2023

Town Supervisor Joseph Saladino
54 Audrey Ave.
Oyster Bay, NY 11771

RE: Massapequa Chamber of Commerce
Annual Massapequa Community Street Festival

Dear Supervisor Saladino,

On behalf of the Massapequa Chamber of Commerce, we are respectfully requesting permission to hold our Annual Massapequa Community Street Festival. We ask that you please approve the following date and location for our 2024 event:

Sunday, June 2, 2024 from 11:00 AM – 6:30 PM
Broadway in Massapequa from Veterans Blvd. to Clark Ave.
(Rain date: Sunday, June 9, 2024)

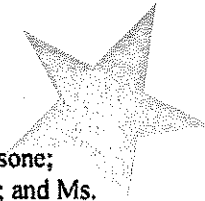
Our equipment requests and other necessities are listed on the next page. We respectfully ask that you please provide confirmation of this date, time, and location as soon as possible.

Please feel free to call our office at (516) 541 – 1443, or you can call me directly at (516) 851 – 8531 with any questions. Your assistance and support are deeply appreciated. We thank you very much.

Sincerely,

Anthony Ventiera
Event Chairman, Massapequa Chamber of Commerce

cc: Ms. Kimberly Zervos OMalley; Deputy Commissioner John Tassone;
Commissioner Joseph Pinto; Ms. Lenore Booth; Ms. Kim Melworm; and Ms.
Cathy McWilliams



Honorary Members

- Joseph Saladino
Supervisor, T.O.B.
- Dr. Edward Salina
Superintendent of Schools
Plainedge

Chaplain

Pastor Chris Merz
CenterPoint Church

Office Staff

Shelley Siemsen
Office Manager



The Chamber of Commerce of the Massapequas, Inc.

Address: 675 Broadway, Massapequa, NY 11758-2318 / Phone (516) 541 – 1443

E-mail: massapequachamber@gmail.com / Website: www.massapequachamber.org

2024 Massapequa Community Street Fair Requests

Street Closures:

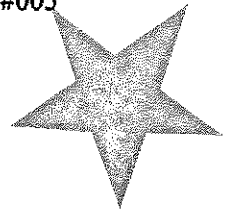
- Please close Broadway in Massapequa (between Clark Ave. and Veterans Blvd.) beginning at 6:00 a.m.
- Please close all sidewalks on the east and west sides of Broadway up to Ohio Avenue beginning at 6:00 a.m.

Waivers Needed:

- Please waive the **Open Container Law** (for both the anticipated date and the rain date.) We would appreciate if you would please *include the written waiver at the same time as the Resolution / Confirmation Letter is issued.*

Town Equipment:

- 2 Large Showmobiles with PA System (*At Veterans Blvd., we request Showmobile #005 which has the trellis needed to display our sponsor banners.)
- 1 Roll-Off Container
- 175 Chairs
- 85 Barricades
- 1 Street Sweeper
- 8 Hand-Held Radios





CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

12/18/2023

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed, IF SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Hubbnette Cowell Associates Inc. 100S Park Blvd, Ste 3 Massapequa Park, NY 11762	CONTACT NAME: Rosanne Capuano PHONE (A/C No. EXT): (516)795-1330 E-MAIL ADDRESS: rosanna@hubbnette-cowell.com INSURER(S) AFFORDING COVERAGE INSURER A: SENTINEL INSURANCE CO. LTD INSURER B: INSURER C: INSURER D: INSURER E: INSURER F:	FAX (A/C No): (516)795-6101 NAIC #: 15580
INSURED CHAMBER OF COMMERCE OF THE MASSAPEQUAS, INC 575 BROADWAY MASSAPEQUA, NY 11758-2318		

COVERAGES CERTIFICATE NUMBER: 0000022-171535 REVISION NUMBER: 51

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

OVER LTR	TYPE OF INSURANCE	ADDITIONAL INSURED	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A X	COMMERCIAL GENERAL LIABILITY CLAIMS MADE X OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: POLICY P/C SUBJECT LOC OTHER	Y	12SBAUL1281	11/04/2023	11/04/2024	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COM/OP AGG \$ 2,000,000
	AUTOMOBILE LIABILITY ANY AUTO OWNED AUTOS ONLY LEASED AUTOS ONLY SCHEDULED AUTOS NON-OWNED AUTOS ONLY					COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	UMBRELLA LIAB EXCESS LIAB DED RETENTION					EACH OCCURRENCE \$ AGGREGATE \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETARY PARTNER/EXECUTIVE OFFICER/CHAMBER EXCLUDED? (Mandatory in NH) If yes, describe worker DESCRIPTION OF OPERATIONS	Y/N	N/A			PER STATUTE, DIX-ER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYE \$ E.L. DISEASE - POLICY LIMIT \$
REVIEWED BY OFFICE OF TOWN ATTORNEY <i>Paul P. Decker</i>						

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

Proof of insurance for use of town equipment (2 large showmobiles w/PA system, 1 roll-off container, 175 chairs, 85 barricades, 1 street sweeper, 8 hand-held radios and 100 'No Parking signs') for annual Massapequa Community street festival. Request for street closures beginning at 6:00am (Broadway in Massapequa between Veterans Blvd. and Clark Avenue; all sidewalks on the East and West sides of Broadway up to Ohio Avenue) Additional request includes the waiving of the open container law. Event to be held on June 2, 2024 on lower Broadway in Massapequa between Veterans Blvd. and Clark Ave. Rain Date June 9, 2024.

CERTIFICATE HOLDER TOWN OF OYSTER BAY 64 AUDREY AVENUE OYSTER BAY, NY 11771	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE <i>Paul A. Lowell Jr.</i> (RMC)
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Chamber of Commerce of the Massapequas Inc

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

**ADDITIONAL INSURED - DESIGNATED
PERSON OR ORGANIZATION**

This endorsement modifies insurance provided under the following:

**COMMERCIAL GENERAL LIABILITY COVERAGE PART
SCHEDULE**

Name Of Additional Insured Person(s) Or Organization(s):

Town of Oyster Bay
54 Audrey Avenue
Oyster Bay, NY 11771

Proof of Insurance for Use of Town Equipment (2 Large Showmobiles with PA System; 1 Roll-Off Container; 175 Chairs; 85 Barricades; 1 Street Sweeper; 8 Hand-Held Radios; and 100 "No Parking Signs") for Annual Massapequa Community Street Festival. Request for Street Closures beginning at 6:00 AM (Broadway in Massapequa between Veterans Blvd. and Clark Ave; All Sidewalks on the East and West sides of Broadway up to Ohio Ave.) Additional Request includes the Waiving of the Open Container Law. Event to be held on Sunday, June 2, 2024 on lower Broadway in Massapequa between Veterans Blvd. and Clark Ave. Rain Date: Sunday, June 9, 2024.

Information required to complete this Schedule, if not shown above, will be shown in the Declarations

A. Section II - Who Is An Insured is amended to include as an additional insured the person(s) or organization(s) shown in the Schedule, but only with respect to liability for "bodily injury", "property damage" or "personal and advertising injury" caused, in whole or in part, by your acts or omissions or the acts or omissions of those acting on your behalf:

1. in the performance of your ongoing operations; or
2. in connection with your premises owned by or rented to you.

However:

1. The insurance afforded to such additional insured only applies to the extent permitted by law; and
2. If coverage provided to the additional insured is required by a contract or agreement, the insurance afforded to such additional insured will not be broader than that which you are required by the contract or agreement to provide for such additional insured

B. With respect to the insurance afforded to these additional insureds, the following is added to Section III - Limits Of Insurance:

If coverage provided to the additional insured is required by a contract or agreement, the most we will pay on behalf of the additional insured is the amount of insurance:

1. Required by the contract or agreement; or
2. Available under the applicable Limits of insurance shown in the Declarations;

whichever is less.

This endorsement shall not increase the applicable Limits of insurance shown in the Declarations.

REVIEWED BY
OFFICE OF TOWN ATTORNEY

Ralph P. Hendrix



Harmless Agreement for Use of Town Property and/or Equipment

This Agreement is made this 19 day of December 2023, by Chamber of Commerce of the Massapeguas, Inc. (hereinafter "CONCESSIONAIRE"). Whereas, the CONCESSIONAIRE has entered into a contract to provide certain services and products at various Town locations, as designated in the contract between the TOWN and the CONCESSIONAIRE for the contract period Sunday, June 2, 2024 through Rain Date: Sunday, June 9, 2024.

In consideration of the Town granting the Organization permission to temporarily use Town property and/or equipment, the undersigned, on behalf of the Organization, hereby agrees to assume all liability and risk of loss and shall be responsible for the supervision and welfare of all persons arriving on and using Town property and/or equipment in connection with the abovementioned event. The undersigned further hereby releases the Town of Oyster Bay, its officers, employees, servants, agents and enumerated volunteers from any liability for any injuries sustained or damages incurred and agrees to reimburse the Town for any damages arising out of the Organization's use of the Town property and/or equipment. The undersigned agrees to indemnify and hold harmless the Town, its officers, employees, servants, agents and enumerated volunteers, and to protect and defend them against any and all claims for the loss and/or expense or suits for damage to persons or property, including its property, arising from its use of Town property and/or equipment.

Further, the Organization agrees to provide the Town with a copy of its general liability insurance certificate, in the amounts of \$1,000,000 each occurrence, \$2,000,000 general aggregate, \$500,000 for property damage and, where appropriate, \$1,000,000 products, naming the Town as additional insured. All certificates of insurance must be accompanied by an endorsement.

I understand that the abovementioned use of Town property and/or equipment is subject to the approval of the Town Board of the Town of Oyster Bay.

Name of Organization:

Chamber of Commerce of the Massapeguas, Inc.

Address of Organization:

675 Broadway, Massapequa, NY 11758

By:

Anthony Ventiera

Authorized Representative

Title: Anthony Ventiera, Event Chairman

Telephone Number: Office: (516) 541 - 1443

Cell: (516) 851 - 8531

REVIEWED BY
OFFICE OF TOWN ATTORNEY

Ralph P. Healy

DATE: 2/20/24

TO: HIGHWAY OPERATIONS

SUBJECT: Massapequa CC Annual Street Fair (Rain Date 6/9/24)

PLEASE DELIVER TO:
Broadway in Massapequa
From Veterans Blvd to Clark Ave
Massapequa

DATE OF EVENT: 6/2/24

CARD STOCK SIGNS: 100

BARRICADES: 85

CONTACT: Tony Ventiera
516-851-8531

CONES:

SORT PAILS:

PORTABLE LIGHTS:

STREET SWEEPER: 1

PACKER:

DELIVER ON: 5/31/24


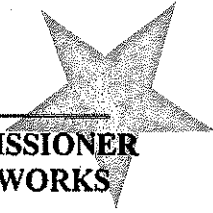
PICKUP ON: 6/3/24

SWEEPING BEFORE AFFAIR IS NEEDED:

XX
YES NO

Please be advised that when signing on receipt of Town Equipment, your organization will be held responsible for their return.

RWL/kaz


RICHARD W. LENZ, P.E., COMMISSIONER
DEPARTMENT OF PUBLIC WORKS


CC: Peter Brown, General Foreman 002
Sal Ceccere, Area Foreman 007
Area Foreman, 019
Public Safety Division

Dan Kornfeld

Meeting of March 19, 2024

Resolution No. 215-2024

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works, by memorandum dated February 26, 2024, advised that in connection with Contract No. PWC16-24, On-Call Engineering Services Relative to Building Renovation Services, the Department of Public Works issued a Request for Proposals ("RFP") to forty eight (48) firms that have demonstrated applicable experience, as detailed in Guideline Nos. 6 and 9 of the Town of Oyster Bay Procurement Policy, and responded to requests from fourteen (14) additional firms, for RFP-related documents, generated by posting the RFP upon the official Town of Oyster Bay website; and

WHEREAS, Commissioner Lenz, by said memorandum, further advised that on February 15, 2024, the Division of Engineering, Department of Public Works, received a total of thirteen (13) proposals submitted in response to said RFP, and reviewed the proposals based upon their technical merits, with the reviews conducted in compliance with Guideline Nos. 6 and 9 of the Town of Oyster Bay Procurement Policy, and with all related support documentation filed with, and retained by, said Division of Engineering; and

WHEREAS, Commissioner Lenz, by said memorandum, requested that the Town Board authorize the following firms to provide the Town of Oyster Bay with On-Call Engineering Services Relative to Building Renovation Services, under Contract No. PWC16-24, for a two (2) year contract term, commencing, from January 1, 2024 through December 31, 2025, *nunc pro tunc*:

BBS Architects, Landscape Architects & Engineers, P.C.
John A. Grillo, Architect, P.C.
Mark Design Studios Architecture, P.C.; and

WHEREAS, Commissioner Lenz, by said memorandum, advised that the Town of Oyster Bay has reviewed the proposed vendors' disclosure questionnaires, and has been satisfied that the requirements of the Town Oyster Bay Procurement Policy have been fulfilled; and

WHEREAS, Commissioner Lenz, by said memorandum, further advised that the Department of Public Works shall request Town Board authorization at the time the Town shall require said On-Call Services under Contract No. PWC16-24; and

WHEREAS, Commissioner Lenz, by said memorandum, further advised that should any Town Department choose to utilize said On-Call services under Contract No. PWC16-24, said Town Department shall first notify the Commissioner of the Department of Public Works, who shall determine the suitability, and the availability, to perform the requested service(s),

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is approved, and that BBS Architects, Landscape Architects & Engineers, P.C., B&D

REVIEWED BY
OFFICE OF TOWN ATTORNEY

Engineers and Architects, D.P.C., and Mark Design Studios Architecture, P.C., are hereby authorized to provide the Town of Oyster Bay with On-Call Engineering Services Relative to Building Renovation Services, under Contract No. PWC16-24, for a two (2) year contract term, commencing, from January 1, 2024 through December 31, 2025, *nunc pro tunc*; and be it further

RESOLVED, That the Department of Public Works shall request Town Board authorization at the time the Town shall require said On-Call Services under Contract No. PWC16-24 by a separate memorandum docket; and be it further

RESOLVED, That should any Town Department choose to utilize On-Call services under Contract No. PWC16-24, said Town Department shall first notify the Commissioner of the Department of Public Works, who shall determine the suitability, and the availability, to perform the requested service(s).

#

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Absent
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye

TOWN OF OYSTER BAY

INTER-DEPARTMENTAL MEMO

FEBRUARY 26, 2024

TO : MEMORANDUM DOCKET

FROM : RICHARD W. LENZ, P.E., COMMISSIONER
DEPARTMENT OF PUBLIC WORKS

SUBJECT : AWARD OF CONSULTANT CONTRACT
ON-CALL ENGINEERING SERVICES RELATIVE TO
BUILDING RENOVATION SERVICES
SOLICITATION NO. 2024-02
CONTRACT NO. PWC16-24

The Department of Public Works issued a Request for Proposal to firms seeking to provide On-Call Engineering Services relative to Building Renovation Services to forty-eight (48) firms who have demonstrated relevant experience as detailed in Guideline 6 & 9 of the Town of Oyster Bay Procurement Policy, in addition to fourteen (14) requests for the RFP documents generated through a posting on the Town of Oyster Bay website.

On February 15, 2024 the Division of Engineering had received thirteen (13) submissions that were reviewed and evaluated based on the technical merits of the responses. Related support documentation is on file in the Division of Engineering.


The Commissioner of Public Works, after review of the Division's preliminary recommendations, including current workload, has selected the following firms:

- BBS Architects, Landscape Architects & Engineers, P.C.
- John A. Grillo, Architect, P.C.
- Mark Design Studios Architecture, P.C.

The evaluation and selection process were performed in compliance with the requirements of Guideline 6 & 9 of the Town of Oyster Bay Procurement Policy. The Town has reviewed the proposed firms' disclosure questionnaires and is satisfied that the Procurement Policy has been fulfilled.

A separate Memorandum Docket will be provided requesting an authorization for an on-call assignment at the time actual services are required. If and when any department wants to make use of the services of this contract, they must first notify the Commissioner of Public Works who will determine the suitability and availability of the consultant to perform the service.

It is hereby requested that the Town Board authorize, by resolution, the firms of BBS Architects, Landscape Architects & Engineers, P.C., John A. Grillo, Architect, P.C., and Mark Design Studios Architecture, P.C., to perform On-Call Engineering Services Relative to Building Renovation Services Contract No. PWC16-24 for the term of January 1, 2024 through December 31, 2025, and that the Supervisor, or his designee, be authorized to execute a Standard Consultant Agreement with these firms if not already on file with the Town.



 RICHARD W. LENZ, P.E.
 COMMISSIONER
 DEPARTMENT OF PUBLIC WORKS


 RWL/MR/lk

cc: Steven Ballas, Comptroller

PWC16-24 DOCKET CONTRACT AWARD

Meeting of March 19, 2024

Resolution No. 216-2024

WHEREAS, Louis G. Savinetti, Commissioner, Department of Environmental Resources, and Colin Bell, Deputy Commissioner, Department of Environmental Resources, by memorandum dated February 21, 2024, requested that the Town Board authorize the Department to host, in conjunction with the Department of Parks, the 2024 Dune Stabilization Program, at TOBAY Beach, at 10:00 a.m., on Saturday, March 23, 2024; and

WHEREAS, the Town Board deems this event to be an appropriate and worthwhile endeavor, and one which will benefit the residents of the Town of Oyster Bay,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is approved, and the Town Board hereby authorizes the Department of Environmental Resources to host, in conjunction with the Department of Parks, the 2024 Dune Stabilization Program, at TOBAY Beach, at 10:00 a.m., on Saturday, March 23, 2024.

#


Reviewed By
Office of Town Attorney
Ralph P. Healey

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Absent
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye

Town of Oyster Bay
Inter-Departmental Memorandum

TO: Memorandum Docket

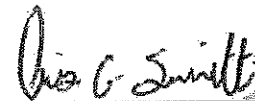
FROM: Louis G. Savinetti, Commissioner
Department of Environmental Resources

DATE: February 21, 2024

SUBJECT: 2024 Dune Stabilization Program

The Department of Environmental Resources respectfully request Town Board authorization to host the 2024 Dune Stabilization Program at TOBAY Beach in conjunction with the Parks Department on Saturday, March 23, 2024 starting at 10:00 a.m.

Residents and organizations such as scouting groups, environmental awareness groups and local residents participate in the program attracting over 1,000 volunteers each year. The TOBAY Beach Dune Stabilization Project is one of the most successful examples of government and residents working together for a common cause, in this case helping to preserve the dunes at TOBAY Beach.



Louis G. Savinetti
Commissioner
Bj Colvin Bell

LGS:ca

cc: Brian Nevin, Public Information Officer
Joseph G. Pinto, Commissioner, Department of Parks

[Signature]
Reviewed By
Office of Town Attorney
[Signature]

WHEREAS, Maureen A. Fitzgerald, Commissioner, Department of Community and Youth Services, by memorandum dated February 29, 2024, requested Town Board authorization for the Department's Group Activities Program for the Handicapped ("GAP"), to present two (2) drama show performances at the Alfred G. Berner Middle School, Massapequa, on Thursday, April 18, 2024, and Friday April 19, 2024, with the Berner School auditorium to be used for the dress rehearsal, and for the staging of both performances, at no cost to the Town of Oyster Bay,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is approved, and the Department of Community and Youth Services' Group Activities Program for the Handicapped ("GAP"), is hereby authorized to present two (2) drama show performances at the Alfred G. Berner Middle School, Massapequa, on Thursday, April 18, 2024, and Friday April 19, 2024, with the Berner School auditorium to be used for the dress rehearsal, and for the staging of both performances, at no cost to the Town of Oyster Bay; and be it further

RESOLVED, That the Commissioner of the Department of Community and Youth Services, or her designee, is hereby authorized to make changes, as necessary, as to the date(s) and/or time(s) of said performance(s).

#

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Absent
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye

TOWN OF OYSTER BAY
Inter-Departmental Memorandum

February 29, 2024

TO: Memorandum Docket

FROM: Maureen A. Fitzgerald, Commissioner
Department of Community and Youth Services


SUBJECT: GAP Drama Show

The Department of Community & Youth Services' Group Activities Program for the Handicapped (GAP) is requesting Town Board authorization to present two drama show performances at the Alfred G. Berner Middle School in Massapequa, NY. The performances will be held on Thursday, April 18, 2024 and Friday, April 19, 2024 and the Berner School auditorium would be used for the dress rehearsal and both performances.

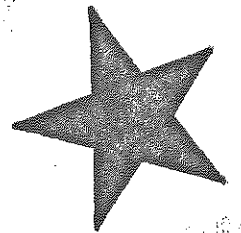
If approved, the performances will allow the GAP Drama Club participants to showcase their acting talents to their family and friends. The Massapequa School District has stated it will donate the use of the auditorium to the GAP Drama Club, so there is **no cost** to the Town of Oyster Bay.

The Department also requests authorization for the Commissioner of the Department and/or her designee to make changes, as necessary, to the date and time of these performances.

Therefore, it is respectfully requested that the Town Board authorize the Department of Community and Youth Services to proceed with these events as presented.


Maureen A. Fitzgerald
Commissioner

MAF:jd



WHEREAS, Maureen A. Fitzgerald, Commissioner, Department of Community and Youth Services, by memorandum dated February 29, 2024, requested Town Board authorization for the Town to enter into an agreement, negotiated and approved by the Office of the Town Attorney, to employ the services of Mayhem Long Island, 33 Carriage Lane, Plainview, N.Y. 11803, to provide entertainment for Group Activities Program (GAP) participants, on Friday, May 3, 2024, at the North Massapequa Community Center; and

WHEREAS, Commissioner Fitzgerald, by said memorandum, advised that there will be no cost for this service, and further advised, that this performer is exempt from the Town's Exiger requirements,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is approved, and the Commissioner, Department of Community and Youth Services, is hereby authorized to execute an agreement, negotiated and approved by the Office of the Town Attorney, for the Town to employ the services of Mayhem Long Island, 33 Carriage Lane, Plainview, N.Y. 11803, to provide entertainment for Group Activities Program (GAP) participants, on Friday, May 3, 2024, at the North Massapequa Community Center, at no cost to the Town.

#

MAS
Reviewed By
Office of Town Attorney
Paul P. [Signature]

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Absent
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye

TOWN OF OYSTER BAY
Inter-Departmental Memorandum

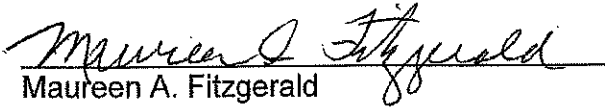
February 29, 2024

TO: Memorandum Docket
FROM: Maureen A. Fitzgerald, Commissioner
Department of Community and Youth Services
SUBJECT: Services for GAP

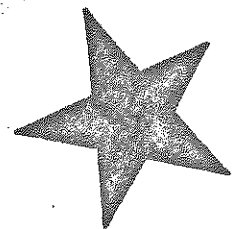
The Department of Community & Youth Services requests Town Board authorization to utilize the services of Mayhem Long Island to provide entertainment for the Group Activities Program (GAP). Mayhem Long Island of 33 Carriage Lane, Plainview, NY 11803 will provide entertainment on Friday, May 3, 2024 at the North Massapequa Community Center.

Last year, this service was authorized by Town Board Resolution No. 742-2023, dated October 17, 2023. The proposed vendor's *Disclosure Questionnaire* has been reviewed and satisfies the Town's Procurement Policy. There is no fee for this service.

Therefore, it is respectfully requested that the Town Board authorize the Town to enter into an Agreement as negotiated and approved by the Town Attorney's Office and further authorize the Supervisor and/or his designee to execute said Agreement.


Maureen A. Fitzgerald
Commissioner

MAF:jd
Attachment



Meeting of October 17, 2023

Resolution No. 742-2023

WHEREAS, Maireen A. Fitzgerald, Commissioner, Department of Community and Youth Services, by memorandum dated September 21, 2023, requested Town Board authorization for the Town to enter into an agreement, negotiated and approved by the Office of the Town Attorney, to employ the services of Mayhem Long Island, 33 Carriage Lane, Plainview, N.Y. 11803, to provide entertainment for Group Activities Program (GAP) participants, on Friday, December 1, 2023 at the North Massapequa Community Center; and

WHEREAS, Commissioner Fitzgerald, by said memorandum, advised that there will be no cost for this service, and further advised, that this performer is exempt from the Town's Exiger requirements,

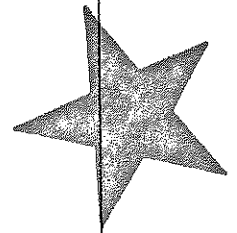
NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is approved, and the Commissioner, Department of Community and Youth Services, is hereby authorized to execute an agreement, negotiated and approved by the Office of the Town Attorney, for the Town to employ the services of Mayhem Long Island, 33 Carriage Lane, Plainview, N.Y. 11803, to provide entertainment for Group Activities Program (GAP) participants, on Friday, December 1, 2023 at the North Massapequa Community Center, at no cost to the Town.

-#-

Reviewed By
Office of Town Attorney
[Signature]

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye



WHEREAS, Maureen A. Fitzgerald, Commissioner, Department of Community and Youth Services, by memorandum dated February 29, 2024, requested Town Board authorization for the Town to enter into an agreement, negotiated and approved by the Office of the Town Attorney, to employ the services of Timothy Aldridge, 38 Constable Lane, Levittown, N.Y. 11756, to provide entertainment for Group Activities Program (GAP) participants, on Tuesday, May 14, 2024, at the Syosset-Woodbury Community Center; and

WHEREAS, Commissioner Fitzgerald, by said memorandum, advised that the total cost of this service is \$400.00, which will be paid by Friends of the Community Services Dept., Inc.; and

WHEREAS, Commissioner Fitzgerald, by said memorandum, further advised, that the proposed vendor's disclosure questionnaire has been reviewed and has satisfied the Town's Procurement Policy,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is approved, and the Commissioner, Department of Community and Youth Services, is hereby authorized to execute an agreement, negotiated and approved by the Office of the Town Attorney, for the Town to employ the services of Timothy Aldridge, to provide entertainment for Group Activities Program (GAP) participants on Tuesday, May 14, 2024, at the Syosset-Woodbury Community Center, for an amount not to exceed \$400.00, with said amount paid by the Friends of the Community Services Department, Inc.

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MS
Reviewed By
Office of Town Attorney
Alph. P. Kealey

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Ayc
Councilwoman Johnson	Absent
Councilman Imbroto	Ayc
Councilman Hand	Ayc
Councilman Labriola	Ayc
Councilwoman Maier	Ayc
Councilwoman Walsh	Ayc

TOWN OF OYSTER BAY
Inter-Departmental Memorandum


February 29, 2024

TO: Memorandum Docket
FROM: Maureen A. Fitzgerald, Commissioner
Department of Community and Youth Services
SUBJECT: Services for GAP

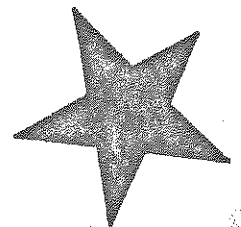
The Department of Community & Youth Services requests Town Board authorization to employ the services of Timothy Aldridge of 38 Constable Lane, Levittown, NY 11756 on Tuesday, May 14, 2024 at the Syosset-Woodbury Community Center. Timothy will be providing entertainment for GAP Program participants.

The total cost of these services is \$400.00 which will be paid by Friends of the Community Services Dept., Inc. The proposed vendor's *Disclosure Questionnaire* has been reviewed and satisfies the Town's Procurement Policy.

Therefore, it is respectfully requested that the Town Board authorize the agreement, as negotiated and approved by the Town Attorney's Office, and further authorize the Commissioner of Community and Youth Services to execute said agreement on behalf of Friends of the Community Services Dept., Inc.


Maureen A. Fitzgerald
Commissioner

MAF:jd



Meeting of March 19, 2024

Resolution No. 220-2024

WHEREAS, Mary Jo Reby, by letter dated February 27, 2024, has requested to donate a memorial plaque to be placed on a new bench at Marjorie R. Post Community Park, Massapequa, in memory of Mary E. Hurst; and

WHEREAS, the value of the plaque and a new bench is estimated to be \$1,325.00, and the monies donated will be deposited into Account No. PKS A 0001 02705 000 0000; and

WHEREAS, Joseph G. Pinto, Commissioner, Department of Parks, by memorandum dated February 28, 2024, recommended that the Town accept said donation,

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is accepted, and the Town hereby accepts the donation of \$1,325.00 from Mary Jo Reby to donate a memorial plaque to be placed on a new bench at Marjorie R. Post Community Park, Massapequa, in memory of Mary E. Hurst.

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JMS
Reviewed By
Office of Town Attorney
Klamerica Wolfe

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Absent
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye

Town of Oyster Bay
Inter-Departmental Memo

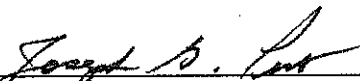
TO: Memorandum Docket
FROM: Joseph G. Pinto, Commissioner of Parks
SUBJECT: Memorial Plaque and Bench
DATE: February 28, 2024

The Department of Parks has received a request from Mary Jo Reby (letter attached) requesting a memorial plaque on a new bench at Marjorie R. Post in memory of Mary Hurst.

The Department of Parks has reviewed this request and concurs this will be a fitting tribute.

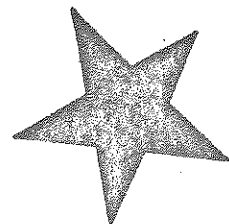
In accordance with Town Board Resolution 156-2024, adopted February 27, 2024 the Department of Parks respectfully requests Town Board Approval to accept a donation of \$1,325.00 from Mary Jo Reby.

Monies from this donation will be deposited into account no. PKS-A-0001-02705-000-0000.



JOSEPH G. PINTO, COMMISSIONER
DEPARTMENT OF PARKS

JGP/dc



February 27, 2024

RE: MEMORIAL BENCH WITH PLAQUE

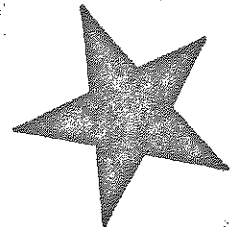
I Mary Jo Reby, would like to donate a new bench with a plaque to be displayed at Marjorie Post Park, Massapequa, NY in honor of our former Director, *Mary E. Hurst*. Mary spent decades at our Parks serving the needs of the children of our community and we feel it is a fitting tribute for her.

Your consideration is greatly appreciated.

Sincerely,

Mary Jo Reby

Mary Jo Reby



Meeting of February 27, 2024

Resolution No.156-2024

Reviewed By
Office of Town Attorney
Ralph P. Stealey

WHEREAS, Joseph G. Pinto, Commissioner, Department of Parks, by memorandum dated January 24, 2024, requested that the Town Board approve the following 2024 fees for memorial plaques and benches:

FEES FOR A MEMORIAL PLAQUE:

8" x 4" plaque is \$425.00 – includes 4 lines top to bottom
8" x 6" plaque is \$560.00 – includes 5 lines top to bottom

FEES FOR A MEMORIAL PLAQUE AND A NEW BENCH:

8" x 4" plaque and a new bench is \$1,225.00
8" x 6" plaque and a new bench is \$1,325.00

FEES FOR A MEMORIAL PLAQUE PLACED ON AN EXISTING BENCH:

8" x 4" plaque placed on an existing bench is \$750.00
8" x 6" plaque placed on an existing bench is \$850.00

FEES FOR A MEMORIAL PLAQUE PLACED UNDER AN EXISTING TREE:

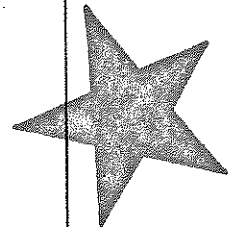
8" x 4" plaque placed under an existing tree is \$500.00
8" x 6" plaque placed under an existing tree is \$600.00

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is hereby approved, and the Town Board hereby approves the fees as specified hereinabove to be collected in Account No. PKS A 0001 02705 000 0000.

-#-

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Absent
Councilwoman Maier	Aye
Councilwoman Walsh	Aye



Reviewed By
Office of Town Attorney
Jamesica Wolfe

WHEREAS, Joseph G. Pinto, Commissioner of the Department of Parks, by memorandum dated February 28, 2024, requested that the Town Board authorize the Department of Parks to reimburse individuals that successfully complete the American Red Cross Lifeguard Training Course and the Nassau County Certification course and become employed as a Town of Oyster Bay lifeguard, with the combined fee for the aforementioned training being \$146.00 per applicant;

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is hereby accepted, and authorization is granted for the Department of Parks to reimburse individuals that successfully complete the American Red Cross Lifeguard Training Course and the Nassau County Certification course and become employed as a Town of Oyster Bay lifeguard at an amount not to exceed \$146.00 per applicant; and be it further

RESOLVED, That the funds for said payment are to be drawn from No. PKS A 7110 44900 000 0000.

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The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Absent
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye

TOWN OF OYSTER BAY
Inter-Departmental Memorandum

TO: MEMORANDUM DOCKET
FROM: JOSEPH G. PINTO, COMMISSIONER OF PARKS
DATE: FEBRUARY 28, 2024
SUBJECT: TOWN OF OYSTER BAY LIFEGUARD TRAINING REIMBURSEMENT

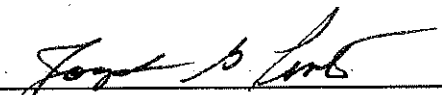
The Department of Parks shall conduct a lifeguard training program to fulfill the mandatory requirements determined by the American Red Cross and Nassau County in preparation for the employment of Town of Oyster Bay Lifeguards for the 2024 summer season.

Fees, to apply for both the American Red Cross Lifeguard Training course and the Nassau County Certification course are the responsibility of the applicant enrolling for lifeguard certification at a combined fee of \$146.00 per applicant.

The Department of Parks requests Town Board approval to allow for the monetary reimbursement of these fees. Any individual who successfully completes the above referenced courses, submits proof of payment for said courses and thereafter becomes employed as a Town of Oyster Bay lifeguard shall be eligible for the total amount of reimbursement not to exceed \$146.00 per individual.

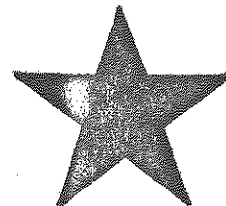
All funds for the reimbursement of Town of Oyster Bay lifeguards shall be drawn from Account No. PKS A 7110 44900 000 0000.

Pursuant to the aforementioned, the Department of Parks recommends Town Board approval.



Joseph G. Pinto
Commissioner of Parks

JGP/BR



WHEREAS, Timothy R. Zike, Deputy Commissioner, Department of Planning and Development, by memorandum dated February 28, 2024, recommended that the Town Board authorize payment of a refund in the amount of \$5,675.00 to Avin Builders Inc., 471 North Broadway, Jericho, New York 11753, for the fee paid for Building Permit No. R22005538, dated December 16, 2022, for a new house to be built on an empty parcel on Locust Street, Hicksville, New York 11801, as the property owner decided to alter the design of the project and the aforementioned building permit was replaced and superseded by Building Permit Application No. P2305-0324, for which a fee was paid,

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is accepted, and the Town Board authorizes payment of a refund in the amount of \$5,675.00 to Avin Builders Inc., 471 North Broadway, Jericho, New York 11753, for the fee paid for Building Permit No. R22005538, and payment of said refund is to be made upon presentation of a duly certified claim, after audit by the Office of the Comptroller; and be it further

RESOLVED, That funds for said payment are to be drawn from Account No. PAD B 0001 02555 000 0000.

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MS
REVIEWED BY
OFFICE OF TOWN ATTORNEY
Samantha Wolfe

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Ayc
Councilwoman Johnson	Absent
Councilman Imbroto	Ayc
Councilman Hard	Ayc
Councilman Labriola	Ayc
Councilwoman Maier	Ayc
Councilwoman Walsh	Ayc

TOWN OF OYSTER BAY

227

INTER-DEPARTMENTAL MEMO

February 28, 2024

TO: MEMORANDUM DOCKET

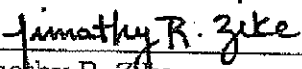
FROM: OFFICE OF THE COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT

SUBJECT: RESIDENT REFUND - AVIN BUILDERS INC.

Pursuant to the Code of the Town of Oyster Bay, this Department issued Building Permit Number R22005538, dated December 16, 2022, for a new house to be built on an empty parcel on Locust Street, Hicksville, N.Y. 11801. The property owner subsequently decided to alter the design of the project. The Building Permit was thereby replaced and superseded by Building Permit Application Number P2305-0324.

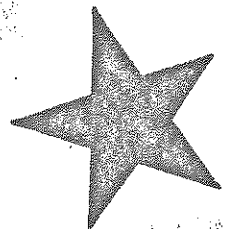
In light of the aforementioned facts, a five thousand, six hundred, seventy five dollar (\$5,675.00) refund for the issuance of Building Permit Number R22005538 should be refunded to Avin Builders Inc., 471 North Broadway, Jericho, New York 11753 under account number PAD B 0001 02555 000 0000.

The Office of the Comptroller has reviewed the Department back-up documentation and verified that funds are available for this requested refund.



Timothy R. Zike
Deputy Commissioner

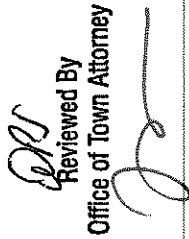
TRZ:km



WHEREAS, ST. MARK'S COPTIC CHURCH, fee owner, has requested Site Plan Approval to construct a 4,951 square foot, one-story addition to the existing house of worship located on premises located at 90 Woodbury Road, Woodbury, Town of Oyster Bay, County of Nassau, New York, located in an R1-2A (One Family Residence) zoning district, known and designated as Section 14, Block B, Lots 244, 209, 239, 240 and 241, on the Land and Tax Map of Nassau County; and

WHEREAS, the Town of Oyster Bay Department of Environmental Resources, Town Environmental Quality Review Division, has reviewed the application and related documents and submitted its memorandum dated September 26, 2023, regarding the environmental impacts contemplated by said application and concluded that the proposed action is deemed to fall under the New York State Environmental Quality Review Act, 6 NYCRR, Part 617, Section 617.5(c), Type II Actions List, as Item No. 9, relative to "construction or expansion of a primary or accessory/appurtenant, non-residential structure or facility involving less than 4,000 square feet of gross floor area and not involving a change in zoning or a use variance and consistent with local land use controls, but not radio communication or microwave transmission facilities" and Item No. 18, pertaining to "reuse of a residential or commercial structure, or of a structure containing mixed residential and commercial uses, where the residential or commercial use is a permitted use under the applicable zoning law or ordinance, including permitted by special use permit, and the action the action does not meet or exceeds any of the thresholds" in Section 617.4 of 6 NYCRR, Part 617, and does not require the completion of an Environmental Impact Statement, or any review or other procedural activities pursuant to SEQR/TEQR; and

WHEREAS, Scott L. Byrne, Commissioner, Department of Planning and Development, by memorandum dated March 1, 2024, has advised that the Department of Planning and Development has reviewed the following nine (9) plans prepared by Michael Rant, P.E., Northcoast Civil, Oyster Bay, New York, as well as the following eleven (11) plans prepared by M. Sergio Tedesco, R.A., Core Architects, Oyster Bay, New Jersey:


 Reviewed By
 Office of Town Attorney

SHEET NO.	TITLE	PREPARED BY	DATE
N/A	Title Page	Michael Rant, P.E.	01/25/2024
C-1	Demolition Plan	Michael Rant, P.E.	01/25/2024
C-2	Alignment Plan	Michael Rant, P.E.	01/25/2024
C-3	Grading & Drainage Plan	Michael Rant, P.E.	01/25/2024
C-4	Soil Erosion Control Plan	Michael Rant, P.E.	01/25/2024
C-5	Passenger Vehicle Autoturn Plan	Michael Rant, P.E.	01/25/2024
C-6	Garbage Truck Autoturn Plan	Michael Rant, P.E.	01/25/2024
C-7	Detail Sheet	Michael Rant, P.E.	01/25/2024
C-8	Site Distance Evaluation Plan	Michael Rant, P.E.	01/25/2024
C-100	Cover Sheet	M. Sergio Tedesco, R.A.	01/29/2024
Z-100	Plot Plan, Zoning & Parking Calculations	M. Sergio Tedesco, R.A.	01/29/2024
Z-101	Proposed Building Area & GFA Diagrams	M. Sergio Tedesco, R.A.	01/29/2024
L-100	Proposed Landscape Plan	M. Sergio Tedesco, R.A.	01/29/2024
L-200	Proposed Lighting Plan	M. Sergio Tedesco, R.A.	01/29/2024

A-100	Proposed Lower Level Plan	M. Sergio Tedesco, R.A.	01/29/2024
A-101	Existing Lower Level Plan	M. Sergio Tedesco, R.A.	01/29/2024
A-102	Proposed Upper Level Plan	M. Sergio Tedesco, R.A.	01/29/2024
A-103	Existing Upper Level Plan	M. Sergio Tedesco, R.A.	01/29/2024
A-200	Proposed Elevations	M. Sergio Tedesco, R.A.	01/29/2024
A-201	Proposed Elevations	M. Sergio Tedesco, R.A.	01/29/2024

WHEREAS, said Deputy Commissioner further reported that the plans submitted comply with the standards set forth in the Code of the Town of Oyster Bay, Section 246.6, Site Plan Review, and recommended Town Board Approval for the plans enumerated herein,

NOW, THEREFORE, BE IT RESOLVED, That the Town Board of the Town of Oyster Bay does hereby accept the conclusion of the Town of Oyster Bay Department of Environmental Resources, and determines that the proposed action is deemed to fall under the New York State Environmental Quality Review Act, 6 NYCRR, Part 617, Section 617.5(c), Type II Actions List, as Item No. 9, relative to "construction or expansion of a primary or accessory/appurtenant, non-residential structure or facility involving less than 4,000 square feet of gross floor area and not involving a change in zoning or a use variance and consistent with local land use controls, but not radio communication or microwave transmission facilities" and Item No. 18, pertaining to "reuse of a residential or commercial structure, or of a structure containing mixed residential and commercial uses, where the residential or commercial use is a permitted use under the applicable zoning law or ordinance, including permitted by special use permit, and does not meet or exceeds any of the thresholds" in Section 617.4 of 6 NYCRR, Part 617, and does not require the completion of an Environmental Impact Statement, or any review or other procedural activities pursuant to SEQR/TEQR; and be it further

RESOLVED, That the request of ST. MARK'S COPTIC CHURCH, fee owner, for Site Plan Approval to construct a 4,951 square foot, one-story addition to the existing house of worship located on premises located at 90 Woodbury Road, Woodbury, Town of Oyster Bay, County of Nassau, New York, located in an R1-2A (One Family Residence) zoning district, known and designated as Section 14, Block B, Lots 244, 209, 239, 240 and 241, on the Land and Tax Map of Nassau County, be APPROVED subject to the fee owner applying to the Town of Oyster Bay Zoning Board of Appeals for the necessary variances required, including off street parking, and the Zoning Board of Appeals granting said required variances; and be it further

RESOLVED, That in accordance with the memorandum of Scott L. Byrne, Deputy Commissioner of the Department of Planning and Development, dated March 1, 2024, the eleven (11) plans described hereinabove are hereby approved.

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The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Absent
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye

223

Town of Oyster Bay
Inter-Departmental Memo

TO: MEMORANDUM DOCKET

FROM: SCOTT L. BYRNE, DEPUTY COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT

DATE: MARCH 1, 2024

SUBJECT: SITE PLAN REVIEW SP 04-23
ST. MARK'S COPTIC CHURCH
90 WOODBURY RD.
WOODBURY, N.Y. 11797
SEC. 14 BLK. B LOT(S) 244, 209, 239, 240 & 241
ZONE: ONE FAMILY RESIDENCE (R1-2A)

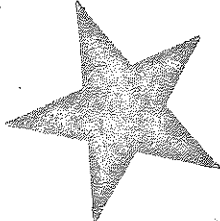
This Department has reviewed the proposed Site Plan Application for the above-captioned project. The Department has reviewed the Application with regard to section, block and lot designation, zoning classification, existing variances, zoning violations and required off-street parking. The Department's review is made pursuant to Chapter 246, Section 6.2.2.3 which requires Town Board Site Plan Approval (without the need of a public hearing) after the approval from the Planning Advisory Board (P.A.B. Resolution Number 1-2024, dated January 11, 2024; attached) and Chapter 246, Section 6 (Site Plan Review) of the Code of the Town of Oyster Bay.

This applicant is seeking site plan approval from the Department of Planning and Development for a proposed one-story addition (4,951 sq. ft.) to an existing church with associated site improvements.

Please find the nine (9) drawings prepared by Michael Rant P.E., Northcoast Civil, Oyster Bay, New York, as well as the eleven (11) drawings prepared by M. Sergio Tedesco R.A., Core Group Architects, Oyster Bay, New York that have been submitted for approval. The plans are as follows:

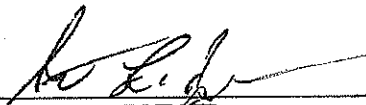
<u>SHEET NO.</u>	<u>TITLE:</u>	<u>PREPARED BY:</u>	<u>LAST REVISED DATE:</u>
N/A	Title Page	Michael Rant P.E.	01/25/2024
C-1	Demolition Plan	Michael Rant P.E.	01/25/2024
C-2	Alignment Plan	Michael Rant P.E.	01/25/2024
C-3	Grading & Drainage Plan	Michael Rant P.E.	01/25/2024
C-4	Soil Erosion Control Plan	Michael Rant P.E.	01/25/2024
C-5	Passenger Vehicle Autoturn Plan	Michael Rant P.E.	01/25/2024
C-6	Garbage Truck Autoturn Plan	Michael Rant P.E.	01/25/2024
C-7	Detail Sheet	Michael Rant P.E.	01/25/2024
C-8	Site Distance Evaluation Plan	Michael Rant P.E.	01/25/2024
C-100	Cover Sheet	M. Sergio Tedesco R.A.	01/29/2024
Z-100	Plot Plan, Zoning & Parking Calculations	M. Sergio Tedesco R.A.	01/29/2024
Z-101	Proposed Building Area & GFA Diagrams	M. Sergio Tedesco R.A.	01/29/2024
L-100	Proposed Landscape Plan	M. Sergio Tedesco R.A.	01/29/2024
L-200	Proposed Lighting Plan	M. Sergio Tedesco R.A.	01/29/2024
A-100	Proposed Lower Level Plan	M. Sergio Tedesco R.A.	01/29/2024
A-101	Existing Lower Level Plan	M. Sergio Tedesco R.A.	01/29/2024
A-102	Proposed Upper Level Plan	M. Sergio Tedesco R.A.	01/29/2024
A-103	Existing Upper Level Plan	M. Sergio Tedesco R.A.	01/29/2024
A-200	Proposed Elevations	M. Sergio Tedesco R.A.	01/29/2024
A-201	Proposed Elevations	M. Sergio Tedesco R.A.	01/29/2024

Also submitted for your review are the following documents:

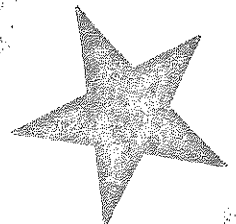


1. Memorandum from Gina LoPresti, Planning Division, Department of Planning and Development, dated February 5, 2024.
2. Memorandum from Julia K. Schneider, AICP, CPESC, Director of TEQR, Department of Environmental Resources, dated September 26, 2023.
3. Memorandum from Luis Zeda, Zoning Division, dated March 1, 2023.
4. Memorandum from Susan Cloninger, Executive Secretary of Zoning Board of Appeals, dated February 29, 2024.
5. Memorandum from John Tassone, Chief Deputy Commissioner, Highway Division, Department of Public Works, dated March 3, 2023.
6. Memorandum from Matthew Russo P.E., Deputy Commissioner, Department of Public Works, dated May 15, 2023.
7. Memorandum from Michael Esposito, Code Enforcement Bureau, dated February 20, 2024.
8. Letter stating the submitted plans are "approved" from Keith Holloway, Planner II, Nassau County Department of Public Works, dated December 4, 2023.
9. Parking memorandum from Gina LoPresti, Planning Division, Department of Planning and Development, dated February 5, 2024.
10. Planning Advisory Board Resolution Number 1-2024, dated January 11, 2024.

This Department has reviewed the revised Site Plan for the above-captioned property and finds that the revised Site Plan is in conformance with the guidelines of Chapter 246. Therefore, I refer the enclosed documentation to the Honorable Town Board for their review and action in accordance with Chapter 246 of the Code of the Town of Oyster Bay.


SCOTT L. BYRNE
DEPUTY COMMISSIONER

SLB/gi



TOWN OF OYSTER BAY
Inter-Departmental Memo
February 5, 2024

To : SCOTT L. BYNRE, DEPUTY COMMISSIONER
DEPARTMENT OF PLANNING & DEVELOPMENT

From : GINA LOPRESTI
PLANNING DIVISION

Subject : SITE PLAN REVIEW SP 04-23
90 WOODBURY RD.
WOODBURY, N.Y. 11797
SEC. 14 BLK. B LOT(S) 244, 209, 239, 240 & 241
ZONE: ONE FAMILY RESIDENCE (R1-2A)

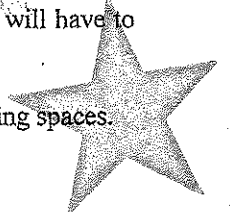
The office of Planning and Development has reviewed the following documents, which were received by the Planning Division in regards to the above referenced application:

Nine (9) drawings prepared by Michael Rant P.E., Northcoast Civil, Oyster Bay, New York, as well as eleven (11) drawings prepared by M. Sergio Tedesco R.A., Core Group Architects, Oyster Bay, New York have been submitted for approval. The plans are as follows:

<u>SHEET NO.</u>	<u>TITLE:</u>	<u>PREPARED BY:</u>	<u>LAST REVISED DATE:</u>
N/A	Title Page	Michael Rant P.E.	01/25/2024
C-1	Demolition Plan	Michael Rant P.E.	01/25/2024
C-2	Alignment Plan	Michael Rant P.E.	01/25/2024
C-3	Grading & Drainage Plan	Michael Rant P.E.	01/25/2024
C-4	Soil Erosion Control Plan	Michael Rant P.E.	01/25/2024
C-5	Passenger Vehicle Autoturn Plan	Michael Rant P.E.	01/25/2024
C-6	Garbage Truck Autoturn Plan	Michael Rant P.E.	01/25/2024
C-7	Detail Sheet	Michael Rant P.E.	01/25/2024
C-8	Site Distance Evaluation Plan	Michael Rant P.E.	01/25/2024
C-100	Cover Sheet	M. Sergio Tedesco R.A.	01/29/2024
Z-100	Plot Plan, Zoning & Parking Calculations	M. Sergio Tedesco R.A.	01/29/2024
Z-101	Proposed Building Area & GFA Diagrams	M. Sergio Tedesco R.A.	01/29/2024
L-100	Proposed Landscape Plan	M. Sergio Tedesco R.A.	01/29/2024
L-200	Proposed Lighting Plan	M. Sergio Tedesco R.A.	01/29/2024
A-100	Proposed Lower Level Plan	M. Sergio Tedesco R.A.	01/29/2024
A-101	Existing Lower Level Plan	M. Sergio Tedesco R.A.	01/29/2024
A-102	Proposed Upper Level Plan	M. Sergio Tedesco R.A.	01/29/2024
A-103	Existing Upper Level Plan	M. Sergio Tedesco R.A.	01/29/2024
A-200	Proposed Elevations	M. Sergio Tedesco R.A.	01/29/2024
A-201	Proposed Elevations	M. Sergio Tedesco R.A.	01/29/2024

The office of Planning and Development has conducted a review in accordance with Chapter 246, Section 6 (Site Plan Review) of the Code of the Town of Oyster Bay and it is the determination of this Department that the applicant has satisfactorily addressed all concerns relative to the Town of Oyster Bay's Zoning Ordinances, as they pertained to the site plan alterations proposed in this application. If the Site Plan is approved, please be advised that the Applicant will have to apply for relief from the Zoning Board of Appeals for the following Variances:

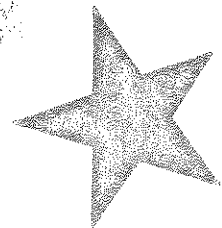
- **Chapter 246, Section 8.2.1:** Proposed use does not have the minimum required off-street parking spaces.



- **Chapter 246, Section 7.5.1.3:** Proposed off-street parking spaces designed at 90° angle requires two-way traffic access.
- **Chapter 246, Table 5.3:** Proposed addition exceeds the maximum allowable building coverage.
- **Chapter 246, Table 5.3:** Proposed addition exceeds the maximum allowable gross floor area.
- **Chapter 246, Table 5.3:** Proposed height of building exceeds maximum height for the R1-2A Zone.
- **Chapter 246, Table 5.3:** Proposed deck/patio does not have the minimum required rear yard setback.



GINA LOPRESTI
PLANNING DIVISION



**TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO**

September 26, 2023

TO: HAROLD B. MAYER, JR., COMMISSIONER,
DEPARTMENT OF PLANNING AND DEVELOPMENT

FROM: JULIA K. SCHNEIDER, DIRECTOR OF TEQR,
DEPARTMENT OF ENVIRONMENTAL RESOURCES

SUBJECT: PROPOSED SITE IMPROVEMENTS FOR 90 WOODBURY ROAD, WOODBURY
CLASSIFICATION PURSUANT TO THE STATE ENVIRONMENTAL
QUALITY REVIEW ACT (SEQR): TYPE II


LOCATION: 90 WOODBURY RD, WOODBURY
SECTION:14 BLOCK:B LOT(S):209,239-241, 244


SP NO: SP04-23

Pursuant to Article 8 of the New York State Environmental Conservation Law, SEQR, and the implementing regulations thereto at 6 NYCRR Part 617, and the Town of Oyster Bay Environmental Quality Review Law (TEQR, Chapter 110 of the Code of the Town of Oyster Bay), the Department of Environmental Resources (DER) has reviewed the above captioned proposed action. In connection with review of this subject action pursuant to SEQR/TEQR, DER was provided with the Application for Site Plan Approval, dated February 8, 2023; a set of Site Plans, revised September 5, 2023; the New York State Short Environmental Assessment Form, dated September 19, 2023; and, a Town of Oyster Bay Short Environmental Assessment Form Addendum, dated September 19, 2023.

On the basis of our evaluation, the Department of Environmental Resources concluded that this proposed action is classified as Type II pursuant to the SEQR Type II Actions List, at 6 NYCRR §617.5(c), item #9, pertaining to, "construction or expansion of a primary or accessory/appurtenant, non-residential structure or facility involving less than 4,000 square feet of gross floor area and not involving a change in zoning or a use variance and consistent with local land use controls, but not radio communication or microwave transmission facilities", item #18, pertaining to "reuse of a residential or commercial structure, or of a structure containing mixed residential and commercial uses, where the residential or commercial use is a permitted use under the applicable zoning law or ordinance, including permitted by special use permit, and the action does not meet or exceeds any of the thresholds in section 617.4 of this Part."

Actions or classes of actions identified as Type II in the above-referenced section of the SEQR regulations have been pre-determined not to have a significant impact on the environment or are otherwise precluded from environmental review under the Environmental Conservation Law, Article 8, and the SEQR regulations. Inasmuch as the subject proposed action is classified under SEQR's pre-determined Type II Action list, as described above, the Department of Environmental Resources has applied the law and finds that said proposed action does not require the completion of an Environmental Impact Statement (EIS), or any review or other procedural activities pursuant to SEQR/TEQR.


Julia K. Schneider, AICP, CPESC
Director of TEQR



cc. Louis G. Savinetti, Commissioner, Department of Environmental Resources
Colin Bell, Deputy Commissioner, Department of Environmental Resources



Town of Oyster Bay
Department of Planning and Development
Town Hall – 74 Audrey Avenue
Oyster Bay, New York 11771
(516) 624-6200
FAX (516) 624-6240
www.oysterbaytown.com

HAROLD B. MAYER, JR.
COMMISSIONER

TIMOTHY R. ZIKE
DEPUTY COMMISSIONER

SCOTT BYRNE
DEPUTY COMMISSIONER

TOWN OF OYSTER BAY

Inter-Office Memorandum

March 1, 2023

TO: DIVISION OF PLANNING
RE: MEMO OF FEBURARY 27, 2023

FROM: LUIS ZEDA
ZONING DIVISION
DEPARTMENT OF PLANNING AND DEVELOPMENT

SUBJECT: PROPERTY NAME: ST. MARK'S COPTIC CHURCH
PROPERTY ADDRESS: 90 WOODBURY ROAD WOODBURY, NY 11797
SECTION/BLOCK/LOTS: 14-B-244, 209, 239, 240, & 241
SITE PLAN NO: SP04-23

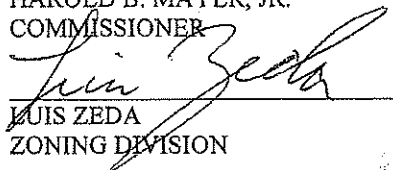
Please be advised that the Nassau County Land Use and Tax Maps indicate the above mentioned property as:

SECTION: 14
BLOCK: B
LOTS: 244, 209, 239, 240, & 241

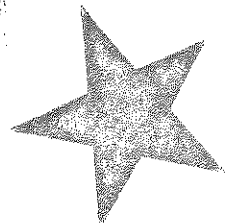
According to the Town of Oyster Bay Zoning information, the subject property is located within a "R1-2A" Residential Zone.

The subject property is not located within the "APO" Aquifer Protection Overlay District.

HAROLD B. MAYER, JR.
COMMISSIONER



LUIS ZEDA
ZONING DIVISION



Town of Oyster Bay
Inter-Departmental Memo

February 29, 2024

TO: DIVISION OF PLANNING

FROM: ZONING BOARD OF APPEALS

SUBJECT: ST. MARK'S COPTIC CHURCH
90 WOODBURY ROAD WOODBURY, NY 11797
SECTION/BLOCK/LOT(s): 14-B-244, 209, 239, 240 & 241
STE PLAN NO: SP04-23

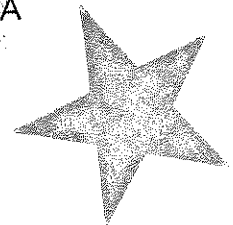
Pursuant to your request on 2/12/24, the following variances were found for the above captioned site:

- APPEAL # - 91-482: MAINTAIN FIVE 14' HIGH LIGHT STANTIONS
- APPEAL # - 03-295: PROPOSED ADDITION
- APPEAL # - 11-91: ATTACHED
- APPEAL # - 21-491: ATTACHED



SUSAN CLONINGER
EXECUTIVE SECRETARY ZBA

SC/mw





Town of Oyster Bay

Zoning Board of Appeals

TOWN HALL, AUDREY AVENUE, OYSTER BAY, NEW YORK 11791-1892 - TELEPHONE: (516) 624-4222 - FAX: (516) 624-4140

PATRICIA A. BARANELLO, *Chairwoman* - JOSEPH BORDINO, *Vice-Chairman* - SCOTT F. GUARDINO - JACQUELINE A. WATTERS
SUSAN CLONINGER - LOIS SCHMITT - HOLLY SAVINETTI - ELISABETTA TREDICI, *Counsel*

NOTICE OF DECISION

NOTIFY: St. Mark Coptic Church
90 Woodbury Road
Woodbury, New York 11797

DECISION NO.: 11-91

DATE OF DECISION: 4/28/11

BLDG. APP. NO.: 10000681

Thomas A. Abbate, Esq.
100 Crossways Park West - Suite 101
Woodbury, NY 11797

ADVERTISED AS:

APPEAL NO. 11-91

WOODBURY

ST. MARK COPTIC CHURCH: Variance to erect an addition having less rear yard setback, exceeding the maximum percent of building coverage, and exceeding the gross floor area as required by Ordinance.

NE/cor. of Woodbury Rd. and Avery Rd., a/k/a 90 Woodbury Rd., Woodbury, NY
SEC. 14 BLK. B LOT 244 ZONE R1-1A

DECISION (FULL RECORD HAS BEEN FILED IN THE OFFICE OF THE ZONING BOARD OF APPEALS):

GRANTED: Proposed Addition
Rear Yard - 53 ft. 2 1/2 in.
Building Coverage - 14.5%
Gross Floor Area - 23,860 sq. ft.

- SUBJECT TO:** (1) SPECIFIC PLAN by Core Group Architects, LLP, Michael Sergio Tedesco, RA, dated 12/15/09, last revised 4/22/10 (14 sheets), as submitted by the applicant for the subject appeal, and as so marked and recorded by the Executive Secretary to the Zoning Board of Appeals.
- (2) The TERMS AND CONDITIONS stated on the reverse side of this Notice.

ENVIRONMENTAL REVIEW: The subject appeal has been classified as a TYPE II ACTION, having no significant impact on the environment, pursuant to the New York State Environmental Quality Review Act.

VOTING: MOTION OF: Scott F. Guardino SECONDED BY: Patricia A. Baranello, *Chairwoman*
VOTING AYE: Jacqueline A. Watters; Susan Cloninger; Lois Schmitt; Holly Savinetti
ABSENT: Joseph Bordino

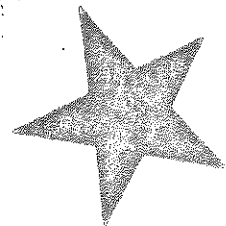
CERTIFICATION:

THIS NOTICE IS NOT VALID
UNLESS SIGNED AS INDICATED

Thomas A. Abbate, Deputy Commissioner

FREDERICK P. IPPOLITO, COMMISSIONER OF PLANNING AND DEVELOPMENT

IMPORTANT - PLEASE READ REVERSE SIDE





Town of Oyster Bay

Zoning Board of Appeals

TOWN HALL, AUDREY AVENUE, OYSTER BAY, NEW YORK 11791-1592 - TELEPHONE: (516) 634-5232 - FAX: (516) 634-6118

RITA BYRNE, Chairwoman - LOIS SCHMITT, Vice Chairwoman LEWIS J. YEVOLI
KATHLEEN MULLIGAN - REBECCA M. ALESIA - JEROME FITZPATRICK - ANDREW MONTELEONE

NOTICE OF DECISION

NOTIFY: St. Mark Coptic Church Center
90 Woodbury Road
Woodbury, NY 11797

DECISION NO.: 21-491

DATE OF DECISION: 11/4/21

Thomas A. Abbate, P.C.
88 Sunnyside Boulevard
Suite 210
Plainview, NY 11803

BLDG. APP. NO.: 21010327

ADVERTISED AS:

APPEAL NO. 21-491

WOODBURY

ST. MARK COPTIC CHURCH CENTER: Variance for the reduction of off-street parking spaces.
Reduction of spaces to 127 when 202 parking spaces are required.

SE/ cor. of Woodbury Rd. & Avery Rd., a/k/a 90 Woodbury Road, Woodbury, NY
SEC. 14 BLK. B LOT 244 ZONE R1-2A

DECISION (FULL RECORD HAS BEEN FILED IN THE OFFICE OF THE ZONING BOARD OF APPEALS):

GRANTED:

Reduction of Off-Street Parking Spaces
Parking Spaces – 202

- SUBJECT TO:**
- (1) SPECIFIC PARKING PLAN by Michael Sergio Tedesco, Registered Architect, Core Group Architects, LLP, last revised 1/6/21 (8 sheets) as submitted by the applicant for the subject appeal, and as so marked and recorded by the Zoning Board of Appeals.
 - (2) The TERMS AND CONDITIONS stated on the reverse side of this Notice.

ENVIRONMENTAL REVIEW: The subject appeal has been classified as a TYPE II ACTION, having no significant impact on the environment, pursuant to the New York State Environmental Quality Review Act.

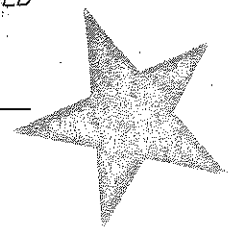
VOTING: MOTION OF: Lois Schmitt SECONDED BY: Rita Byrne
VOTING AYE: Rebecca M. Alesia; Andrew Monteleone; Lewis J. Yevoli; Kathleen Mulligan
ABSENT: Jerome Fitzpatrick

CERTIFICATION:

THIS NOTICE IS NOT VALID
UNLESS SIGNED AS INDICATED


SUSAN CLONINGER, EXECUTIVE SECRETARY TO THE ZONING BOARD OF APPEALS

IMPORTANT - PLEASE READ REVERSE SIDE



Town of Oyster Bay
Inter-Departmental Memo

Friday, March 03, 2023

TO: Department of Planning and Development
ATT: Planning Division

FROM: John C. Tassone, Chief Deputy Commissioner
Department of Public Works

SUBJECT: Review of Site Plan Application: SP04-23
SBL: 14-B-244, 209, 239, 240 & 241
Location: 90 Woodbury Road, Woodbury


The Highway Division has reviewed the above site plan application and has no objections.

The property abuts Avery Road, a Town right of way. Although the plans show no work to be performed in the right of way, if the need to perform work in the right of way does arise, permits are required in order to perform the following work in the Town's right of way: Curb cut, apron, curb installation, sidewalk installation, sewer connections, and road openings for gas & water connections.

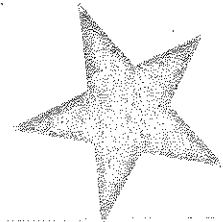
If the builder needs more information, he should call the highway inspector, Salvatore DiLeo Jr., between 6:00 AM and 1:00 PM at 677-5888.

Public Lighting Report

Street Lights Required: NO
Street Lights Working: YES



John C. Tassone, Chief Deputy Commissioner
Department of Public Works
JCT/SDJ



TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO

SP04-23
2023
May 15, 2022

TO : HAL MAYER, COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT


ATTN : DIVISION OF PLANNING

FROM : MATTHEW RUSSO, P.E., DEPUTY COMMISSIONER,
DEPARTMENT OF PUBLIC WORKS


THROUGH : RICHARD W. LENZ, P.E., COMMISSIONER
DEPARTMENT OF PUBLIC WORKS

SUBJECT: PROPOSED ADDITION
90 WOODBURY ROAD-WOODBURY
SBL: 14-B-244, 209, 239, 240 & 241

The Division of Engineering has reviewed the plans for the proposed project and has no objections.



MATTHEW RUSSO, P.E.
DEPUTY COMMISSIONER
DEPARTMENT OF PUBLIC WORKS

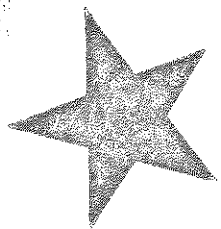


RICHARD W. LENZ, P.E.
COMMISSIONER
DEPARTMENT OF PUBLIC WORKS

RWL/MR/HAS/lk

c: John C. Tassone, Chief Deputy Commissioner, Highway

SITE PLAN REVIEW (SBL 14-B-244) SP04-23 St. Mark Church 2023-05-15



Town of Oyster Bay

INTER-DEPARTMENTAL MEMO

FEBRUARY 20, 2024

TO: DIVISION OF PLANNING

FROM: MICHAEL ESPOSITO
BUREAU CHIEF
CODE ENFORCEMENT BUREAU

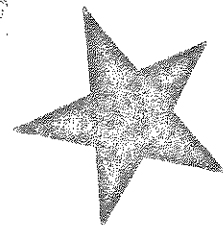
SUBJECT: ST. MARK'S COPTIC CHURCH
90 WOODBURY ROAD
WOODBURY, NY 11791
SECTION/BLOCK/LOT(S): 14-B-244, 209, 239, 240 & 241
SITE PLAN NO: SP04-23

Please be advised that a review of the files and records for this division has produced no open case(s) for the above premises:

TIMOTHY R. ZIKE
DEPUTY COMMISSIONER


MICHAEL ESPOSITO
BUREAU CHIEF
CODE ENFORCEMENT BUREAU

13
TZ:ME:sc



BRUCE A. BLAKEMAN
NASSAU COUNTY EXECUTIVE



KENNETH G. ARNOLD, P.E.
COMMISSIONER

COUNTY OF NASSAU
DEPARTMENT OF PUBLIC WORKS
1194 PROSPECT AVENUE WESTBURY, NEW YORK 11590-2723
NEW YORK STATE GENERAL MUNICIPAL LAW§ 239-f
APPROVED

December 4, 2023

REFERRING MUNICIPALITY: TOWN OF OYSTER BAY

ATT: GINA LOPRESTI
PLAN EXAMINER
74 AUDREY AVENUE
OYSTER BAY, NY 11771

NCDPW 239F File # 9423F-3
BUILDING DEPARTMENT APPLICATION NO.: SP04-23

Property Location:

90 Woodbury Road
Woodbury, NY 11797
SECTION:14 BLOCK:B LOT:244

To Whom It May Concern:

The subject application was referred to the Nassau County Department of Public Works under the provisions found in NYS GML §239-f. Please be advised the enclosed site plans and engineering drawings are approved by this Department.

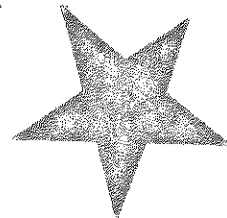
Before commencing construction work, the applicant MUST secure a building permit from the local municipality, contact the Nassau County Department of Public Works, Permits Division, at (516)-571-6840, submit a Road Opening Permit Application with associated fees, insurances and plans, secure required Road Opening Permit(s) and schedule a pre-construction meeting(s) as necessary.

Please note mandatory site inspections, and final inspection, be scheduled for all the concrete curbs/ walks/ curb cuts/ aprons poured in County Right of Way (R.O.W) to ensure no delays to the project schedule occur.

Very truly yours,

Keith Holloway

Keith Holloway - Planner II
239F Application Administrator
Nassau County Department of Public Works



**TOWN OF OYSTER BAY
Inter-Departmental Memo**

February 5, 2024

To : SCOTT L. BYRNE, DEPUTY COMMISSIONER

**From : GINA LOPRESTI
PLANNING DIVISION**

**Subject : SITE PLAN REVIEW SP 04-23
90 WOODBURY RD.
WOODBURY, N.Y. 11797
SEC. 14 BLK. B LOT(S) 244, 209, 239, 240 & 241
ZONE: ONE FAMILY RESIDENCE (R1-2A)**

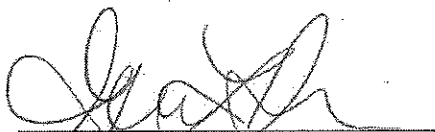
As per present review procedures for matters before the Town Board and based, on a review of the proposed floor plan and site plan, the required off-street parking breaks down as follows:

Place of Worship @ 1 Parking Space/3 Occupants (1,033 Occupants)= 345 Parking Spaces
Outdoor Basketball Court @ 1 Parking Space/2 Occupants (106 Occupants) = 53 Parking Spaces

TOTAL REQUIRED SPACES
TOTAL SPACES PROVIDED

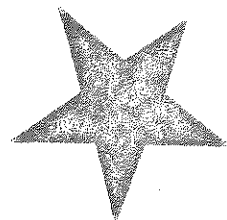
398 Parking Spaces
200 Parking Spaces*
(60 Spaces are Landbanked)

***This application will require a parking variance granted by the Zoning Board of Appeals**



GINA LOPRESTI
PLANNING DIVISION

GL



Town of Oyster Bay
Planning Advisory Board
Meeting of January 11, 2024

APPROVED AS TO FORM
[Signature]

WHEREAS, an application and proposed plans have been submitted to the Town of Oyster Bay Planning Advisory Board by St. Mark's Coptic Church, (hereinafter referred to as "Applicant") 90 Woodbury Road, Woodbury, NY 11797 for the construction of a one-story addition (4,951 sq. ft.) to an existing Place of Worship with associated site improvements at 90 Woodbury Road, Woodbury, NY 11797 (a/k/a Section 14, Block B, Lot(s) 244, 209, 239, 240 & 241) on the Nassau County Land and Tax Maps) located in the "R1-2A" One-Family Residence Zoning District of the Town of Oyster Bay; and

WHEREAS, the submitted site plans have been reviewed by the Department of Planning and Development in accordance with the requirements of Chapter 246, Section 6 (Site Plan Review) of the Code of the Town of Oyster Bay and have been reviewed by other various interested departments and governmental agencies; and

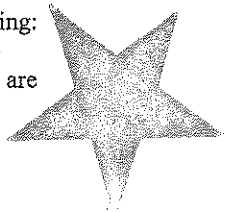
WHEREAS, the Town of Oyster Bay Department of Environmental Resources forwarded a memorandum dated September 26, 2023, to the Planning Advisory Board; and

WHEREAS, the Planning Advisory Board has reviewed said memorandum, and finds that the proposed action is classified as a Type II Action pursuant to the SEQR Type II Actions List, and therefore, adopts same for the purposes of SEQR, and

WHEREAS, the Nassau County Planning Commission, by memorandum dated December 19, 2023, deferred this matter to the Town of Oyster Bay for action as deemed appropriate; and

WHEREAS, at the public meeting held on January 11, 2024, the Planning Advisory Board duly reviewed all the pertinent and relevant materials, exhibits, submissions and testimony; and

WHEREAS, the Planning Advisory Board, based upon the relevant facts and circumstances presented at the public meetings, and based upon the facts and information within the personal knowledge of the members of the Planning Advisory Board, finds the following: that because of the area, location, nature and character of the subject property, the premises are



adequate and suitable for the construction of a one-story addition (4,951 sq. ft.) to an existing Place of Worship with associated site improvements; and

WHEREAS, the Planning Advisory Board, after due deliberation, finds that the request for the construction of a one-story addition (4,951 sq. ft.) to an existing Place of Worship with associated site improvements will not constitute an over intensification of land use and will be compatible with the surrounding area and community at large; and

NOW, THEREFORE BE IT RESOLVED that the following nine (9) drawings prepared by Michael Rant, P.E. which were revised in accordance with the Planning Advisory Board Member's comments that were made during the January 11, 2024 meeting, are identified as follows:

APPROVED AS TO FORM
[Signature]

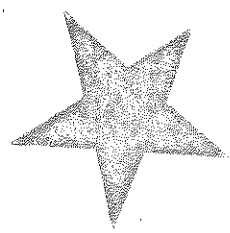
NUMBER	TITLE	LAST REVISED
N/A	TITLE PAGE	01/25/2024
C-1	DEMOLITION PLAN	01/25/2024
C-2	ALIGNMENT PLAN	01/25/2024
C-3	GRADING & DRAINAGE PLAN	01/25/2024
C-4	SOIL EROSION CONTROL PLAN	01/25/2024
C-5	PASSENGER VEHICLE AUTOTURN PLAN	01/25/2024
C-6	GARBAGE TRUCK AUTOTURN PLAN	01/25/2024
C-7	DETAIL SHEET	01/25/2024
C-8	SITE DISTANCE EVALUATION PLAN	01/25/2024

and the following eleven (11) drawings prepared by M. Sergio Tedesco, R.A., which were revised in accordance with the Planning Advisory Board Member's comments that were made during the January 11, 2024 meeting, are identified as follows:

NUMBER	TITLE	LAST REVISED
C-100	COVER SHEET	01/29/2024
Z-100	PLOT PLAN, ZONING & PARKING CALCULATIONS	01/29/2024
Z-101	PROPOSED BUILDING AREA & GFA DIAGRAMS	01/29/2024
L-100	PROPOSED LANDSCAPE PLAN	01/29/2024
L-200	PROPOSED LIGHTING PLAN	01/29/2024
A-100	PROPOSED LOWER LEVEL PLAN	01/29/2024
A-101	EXISTING LOWER LEVEL PLAN	01/29/2024
A-102	PROPOSED UPPER LEVEL PLAN	01/29/2024
A-103	EXISTING UPPER LEVEL PLAN	01/29/2024
A-200	PROPOSED ELEVATIONS	01/29/2024
A-201	PROPOSED ELEVATIONS	01/29/2024

and which are attached hereto, made part hereof and are hereby APPROVED by the Town of Oyster Bay Planning Advisory Board, subject to final Town Board Site Plan Approval, and subject to full compliance in all respects with the following conditions and provisions:

1. The site plans captioned above shall be strictly adhered to.
2. Pursuant to Chapter 246 (Zoning), Section 6.9.1 (Minor Amendments) of the Code of the Town of Oyster Bay, the Commissioner of the Department of Planning and Development may approve minor adjustments to the approved site plan that are deemed necessary or appropriate. Minor adjustments must be consistent with the basic concepts of the approved site plan.



APPROVED AS TO FORM



- 3. The exterior structures, the parking lot, landscaped areas and all other installations shall be continually maintained and kept neat and in good repair.
- 4. All garbage and rubbish shall be disposed in accordance with local standards.
- 5. No lighting shall be located on said site so as to cause any annoyance, inconvenience or glare to abutting neighbors or vehicular traffic.
- 6. This resolution is not intended to approve building and construction plans which must be submitted to the Division of Building for approval prior to the issuance of a Building Permit.
- 7. The subject parcel shall be used and developed so as to comply with all local laws, ordinances, building codes, rules and regulations of any and all Town, County, State and/or Federal bodies, departments or agencies thereof.

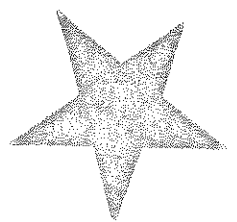
A motion for adoption was made by Member Warner and seconded by Member Chabina.

The foregoing resolution was declared adopted after a poll of the members of the Board, the vote being recorded as follows:

Chairman Stanco	Aye
Member DiLeonardo	Aye
Member Chabina	Aye
Member Warner	Aye
Member Castellane	Absent
Member Byrne	Aye

DATE FILED WITH OFFICE OF THE TOWN CLERK:

RECEIVED
TOWN CLERK
TOWN OF OYSTER BAY
07 FEB 2024



Meeting of March 19, 2024

Resolution No. 224-2024

RESOLVED, That a public hearing will be held before the Town Board, in the Hearing Room, Town Hall, East Building, 54 Audrey Avenue, Oyster Bay, New York, on the 9th day of April, 2024, at 10:00 o'clock a.m., prevailing time, or as soon thereafter as practicable, to consider amending the Code of the Town of Oyster Bay, New York, by adopting a new Local Law entitled, "A LOCAL LAW TO AMEND CHAPTER 233 – TRAFFIC, OF THE CODE OF THE TOWN OF OYSTER BAY"; and be it further

RESOLVED, That the Town Clerk shall publish a notice of said hearing in the newspapers of general circulation in the Town of Oyster Bay pursuant to the provisions of law.

-#-

CLAS
Reviewed By
Office of Town Attorney
Jim Magallon

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Absent
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye

PUBLIC NOTICE

PLEASE TAKE NOTICE, that pursuant to law, a public hearing will be held before the Town Board, in the Hearing Room, Town Hall, East Building, Audrey Avenue, Oyster Bay, New York, on the 9th day of April, 2024, at 10:00 o'clock a.m., prevailing time, or as soon thereafter as practicable, to consider the following proposed Local Law, entitled "A LOCAL LAW TO AMEND CHAPTER 233 - TRAFFIC, OF THE CODE OF THE TOWN OF OYSTER BAY." The abovementioned Local Law is on file and may be viewed daily (except Saturday, Sunday and Holidays) between the hours of 9 a.m. and 4:45 p.m., prevailing time, at the Office of the Town Clerk located at Oyster Bay and Massapequa. All persons interested in the subject matter of said hearing shall have an opportunity to be heard in connection with the aforementioned Local Law at the time and place designated herein.

TOWN BOARD OF TOWN OF OYSTER BAY. JOSEPH S. SALADINO, Supervisor.
RICHARD LaMARCA, Town Clerk.
Dated: March 19, 2024, Oyster Bay, New York.

JMS
Reviewed By
Office of Town Attorney
John M. LaMotta

TOWN OF OYSTER BAY
Inter-Departmental Memorandum

TO : MEMORANDUM DOCKET

FROM : Office of the Town Attorney

DATE : March 4, 2024

SUBJECT: Proposed Local Law to amend Chapter 233 - Traffic, of the Code of the Town of Oyster Bay.

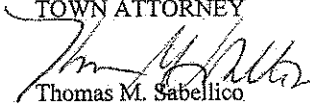
The Town seeks to amend Sections 233-25, 233-44, 233-80, 233-119, 233-120, 233-138, 233-152, 233-166, 233-168, 233-215, and 233-216 of Chapter 233 - Traffic, of the Code of the Town of Oyster Bay.

This office has prepared the following items necessary to establish a new local law referenced above:

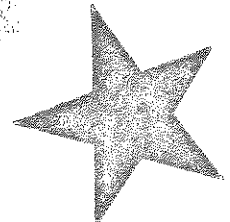
1. Resolution calling for a Public Hearing to be held on April 9, 2024 at 10:00 am;
2. Public Notice; and
3. Proposed legislation.

Kindly place this matter on the March 19, 2024 Town Board action calendar.

FRANK M. SCALERA
TOWN ATTORNEY


Thomas M. Sabellico
Special Counsel

TMS/nb
Attachment

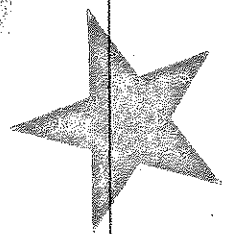


EPS
Reviewed By
Office of Town Attorney
Tom M. [Signature]

RESOLVED, That a public hearing will be held before the Town Board, in the Hearing Room, Town Hall, East Building, 54 Audrey Avenue, Oyster Bay, New York, on the 9th day of April, 2024, at 10:00 o'clock a.m., prevailing time, or as soon thereafter as practicable, to consider amending the Code of the Town of Oyster Bay, New York, by adopting a new Local Law entitled, "A LOCAL LAW TO AMEND CHAPTER 233 - TRAFFIC, OF THE CODE OF THE TOWN OF OYSTER BAY"; and be it further

RESOLVED, That the Town Clerk shall publish a notice of said hearing in the newspapers of general circulation in the Town of Oyster Bay pursuant to the provisions of law.

-#-



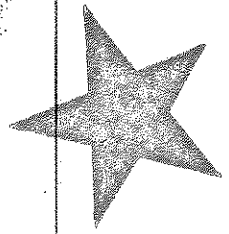
PUBLIC NOTICE

PLEASE TAKE NOTICE, that pursuant to law, a public hearing will be held before the Town Board, in the Hearing Room, Town Hall, East Building, Audrey Avenue, Oyster Bay, New York, on the 9th day of April, 2024, at 10:00 o'clock a.m., prevailing time, or as soon thereafter as practicable, to consider the following proposed Local Law, entitled "A LOCAL LAW TO AMEND CHAPTER 233 - TRAFFIC, OF THE CODE OF THE TOWN OF OYSTER BAY." The abovementioned Local Law is on file and may be viewed daily (except Saturday, Sunday and Holidays) between the hours of 9 a.m. and 4:45 p.m., prevailing time, at the Office of the Town Clerk located at Oyster Bay and Massapequa. All persons interested in the subject matter of said hearing shall have an opportunity to be heard in connection with the aforementioned Local Law at the time and place designated herein.

TOWN BOARD OF TOWN OF OYSTER BAY. JOSEPH S. SALADINO, Supervisor,
RICHARD LaMARCA, Town Clerk.

Dated: March 19, 2024, Oyster Bay, New York.

JMS
Reviewed By
Office of Town Attorney
Jim McShelton



Local Law Filing

Town of OYSTER BAY

Local Law No. _____ of the year 2024

A LOCAL LAW TO AMEND CHAPTER 233 – TRAFFIC, OF THE CODE OF THE TOWN OF OYSTER BAY.

Be it enacted by the TOWN BOARD of THE TOWN OF OYSTER BAY as follows:

Section 1. Amend Chapter 233 – Traffic, of the Code of the Town of Oyster Bay, as follows:

§233-2 Penalty for violation of chapter.

AMEND TO READ AS FOLLOWS:

Except as otherwise expressly provided, the Nassau County District Court and the Bureau of Administrative Adjudication shall have concurrent jurisdiction of any matter concerning a violation of any provision of this chapter. Any such violation shall be deemed an infraction and the District Court may impose a fine not exceeding \$750 or imprisonment not exceeding 15 days, or both, and the Bureau of Administrative Adjudication, after a determination of guilt, may impose a civil, monetary penalty only, not exceeding \$750.

§233-25 Stop intersections established and enumerated.

BETHPAGE

ADD:

Through Street
Stewart Avenue
Stewart Avenue
Stewart Avenue

Stop Street
Buckingham Gate, southbound
Cedar Avenue, southbound
Nottingham Gate, southbound

FARMINGDALE

ADD:

Through Street
Woodward Parkway

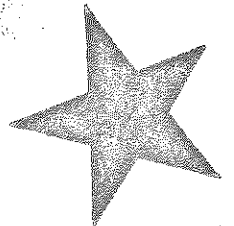
Stop Street
Tomes Avenue, westbound

GLEN COVE

ADD:

Through Street
Nassau Avenue

Stop Street
Bella Vista Avenue, eastbound



GLEN HEAD

ADD:
Through Street
Locust Avenue

Stop Street
Cherry Street, southbound

HICKSVILLE

ADD:
Through Street
10th Street

Stop Street
Salem Road, northbound

LOCUST VALLEY

ADD:
Through Street
Buckram Road
Buckram Road
Edgewood Place
Town Cocks Lane

Stop Street
Edgewood Place, southbound
Locust Place, southbound
Buckram Road, westbound
Buckram Road, eastbound

MASSAPEQUA

ADD:
Through Street
Bayview Place
Beaumont Avenue
Harbour Lane
Roosevelt Place
Roosevelt Place
Sunset Road

Stop Street
Jomarr Court, northbound
Amherst Place, northbound
Kenwood Drive, northbound
Forest Avenue, northbound
Forest Avenue, southbound
Highland Street W., eastbound

PLAINVIEW

ADD:
Through Street
Lincoln Road
Lincoln Road

Stop Street
Grohmans Lane, northbound
Grohmans Lane, southbound

SYOSSET

ADD:
Through Street
Hicks Avenue

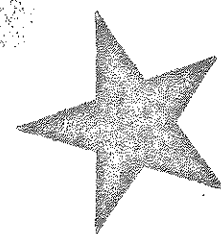
Stop Street
Underhill Avenue, southbound

§233-44

No Left Turn

**SYOSSET
AT ALL TIMES**

ADD:
Robbins Lane, southbound traffic on Robbins Lane is prohibited from making a left turn into the northernmost entrance into the Amazon distribution center.



§233-80 Unauthorized parking in spaces designated for use of permittees; penalty for violation.

AMEND TO READ AS FOLLOWS:

It shall be unlawful for any person to leave a motor vehicle parked, stopped or standing, or to allow, suffer, or permit a motor vehicle to be parked, stopped or standing in any public place, street or portions of streets set aside pursuant to this division for the sole and exclusive use by the holders of valid physically disabled drivers' parking permits, unless such person is the valid holder of a permit issued pursuant hereunder and a violation of this division shall be an offense and shall be punishable as provided in Section 233-2, but in no event shall an offense hereunder be punishable by a fine less than \$100 or more than \$750.

§233-119 Parking Meter Zones.

**HICKSVILLE
ALL-DAY PARKING METER ZONE**

AMEND West Barclay Street entry TO READ AS FOLLOWS:

West Barclay Street, on the north side, starting at the west curbline of the entrance to the Long Island Railroad Parking Field, west for a distance of +/- 955 feet.

ADD:

West Barclay Street, on the south side, starting at the west curbline of the entrance to the Long Island Railroad Parking Field, west for a distance of +/- 955 feet.

§233-120 Manner of parking; deposit of coins.

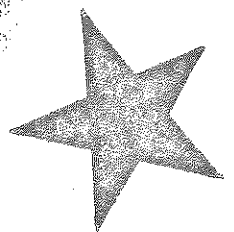
AMEND TO READ AS FOLLOWS:

When any vehicle shall be parked next to a parking meter, the owner or operator of the vehicle shall park within the area designated by the curb or street marking lines as indicated for parallel or diagonal parking, which parking meter spaces shall be so marked that vehicles shall be required to park parallel with the curb or edge of the pavement on any state highway, and so that no vehicle will be required to park in violation of Article 32 of the Vehicle and Traffic Law, or this article, and upon entering the parking space shall immediately deposit in the meter such a coin or coins of the United States as may be prescribed in the instructions on the parking meter, at a rate established by the Town Board. It shall be unlawful for any person to fail to park within the designated area, or fail or neglect to so deposit the proper coin or coins.

§233-138 Manner of parking; deposit of coins.

AMEND TO READ AS FOLLOWS:

When any vehicle shall be parked next to a parking meter, the owner or operator of the vehicle shall park within the area designated by the curb or street marking lines as indicated for parallel or diagonal parking, which parking meter spaces shall be so marked that vehicles shall be required to park parallel with the curb or edge of the pavement on any state highway, and so that no vehicle will be required to park in violation of Article 32 of the Vehicle and Traffic Law, or this article, and upon entering the parking space shall immediately deposit in the meter such a coin or coins of



the United States as may be prescribed in the instructions on the parking meter, at a rate established by the Town Board. It shall be unlawful for any person to fail to park within the designated area, or fail or neglect to so deposit the proper coin or coins.

§233-152 No-stopping at any time zones established.

BETHPAGE

ADD:

Nan Road, on the east side, starting at the north curblineline of Broadway, north for a distance of +/- 45 feet.

ADD:

Nan Road, on the west side, starting at the north curblineline of Broadway, north for a distance of +/- 70 feet.

ADD:

Seaman's Neck Road, on the south side, starting at the west curblineline of Hicksville Road, west to the Town of North Hempstead borderline.

GLEN HEAD

ADD:

Glen Head Road, on the south side, starting at the west curblineline of Sheppard Street, west for a distance of +/- 60 feet.

GLENWOOD LANDING

ADD:

Grove Street, on the south side, starting at the west curblineline of Mott Place, west for a distance of +/- 30 feet.

ADD:

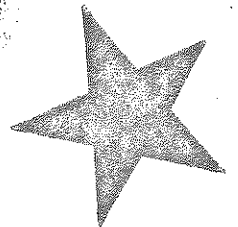
Grove Street, on the south side, starting at the east curblineline of Mott Place, east for a distance of +/- 30 feet.

ADD:

Mott Place, on the west side, starting at the south curblineline of Grove Street, south for a distance of +/- 15 feet.

ADD:

Mott Place, on the east side, starting at the south curblineline of Grove Street, south for a distance of +/- 15 feet.



HICKSVILLE

DELETE:

Maglie Drive, on the northeast side, starting at the extended east curbline of Jerusalem Avenue, east to a point +/- 50 feet east of said extended curb line.

ADD:

East Avenue, on the west side, starting at the south curbline of Genesee Street, south for a distance of +/- 30 feet.

ADD:

East Avenue, on the east side, starting at the south curbline of Genesee Street, south for a distance of +/- 40 feet.

ADD:

Genesee Street, on the south side, starting at the west curbline of East Avenue, west for a distance of +/- 30 feet.

ADD:

Genesee Street, on the south side, starting at the east curbline of East Avenue, west for a distance of +/- 30 feet.

ADD:

Lawn Place, on the east side, starting at the north curbline of Tiptop Lane, north for a distance of +/- 35 feet.

ADD:

Lawn Place, on the west side, starting at the north curbline of Tiptop Lane, north for a distance of +/- 45 feet.

ADD:

Maglie Drive, on the north side, starting at the east curbline of Jerusalem Avenue, east for a distance of +/- 75 feet.

ADD:

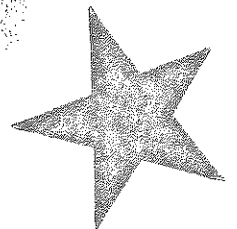
Mead Avenue, on the east side, starting at the south curbline of Duffy Avenue, south for a distance of +/- 45 feet.

ADD:

Mead Avenue, on the west side, starting at the south curbline of Duffy Avenue, south for a distance of +/- 35 feet.

ADD:

Tiptop Lane, on the north side, starting at the east curbline of Lawn Place, east for a distance of +/- 30 feet.



ADD:

Tiptop Lane, on the north side, starting at the west curbline of Lawn Place, west for a distance of +/- 30 feet.

ADD:

Willett Avenue, on the south side, starting at the east curbline of Libby Avenue, east for a distance of +/- 50 feet.

ADD:

Willett Avenue, on the south side, starting at the west curbline of Libby Avenue, west for a distance of +/- 40 feet.

JERICHO

DELETE DUPLICATE ENTRY:

Burke Avenue, on the south side, starting at the west curbline of Twenty-Second Street, west for a distance of +/- 30 feet.

LOCUST VALLEY

ADD:

Forest Avenue, on the north side, starting at the east curbline of 8th Street, east for a distance of +/- 30 feet.

ADD:

Forest Avenue, on the north side, starting at the west curbline of 8th Street, west for a distance of +/- 20 feet.

MASSAPEQUA

ADD:

Boundary Avenue, on the south side, starting at the east curbline of North Central Drive, east for a distance of +/- 40 feet.

ADD:

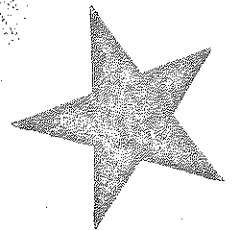
Boundary Avenue, on the south side, starting at the west curbline of North Central Drive, west for a distance of +/- 30 feet.

DELETE:

Carmans Road, on the west side, north from Joan Lane to the south curb cut to Cameo Condos.

ADD:

Carmans Road, on the west side, starting at the north curbline of Joan Lane, north to a point +/- 350 feet north of the south curb cut to Cameo Condos.



ADD:

Central Avenue, on the west side, starting at a point +/- 30 feet north of the north curblineline of Hamilton Avenue.

ADD:

North Broadway, on the west side, starting at a point +/- 190 feet north of the north curblineline of North Delaware Avenue, north for a distance of +/- 35 feet.

DELETE DUPLICATE ENTRY:

North Detroit Avenue, on the south side, starting at the east curblineline of North Broadway, east for a distance of +/- 30 feet.

DELETE DUPLICATE ENTRY:

Redwood Lane, on the east side, starting at the north curblineline of Merrick Road, north for a distance of +/- 30 feet.

PLAINVIEW

ADD:

Audrey Avenue, on the south side, starting at the east curblineline of South Oyster Bay Road, east for a distance of +/- 30 feet.

ADD:

Central Park Road, on the west side, starting at the south curblineline of Garnet Lane, south for a distance of +/- 30 feet.

ADD:

Central Park Road, on the east side, starting at the south curblineline of the traffic island at the intersection on Garnet Lane, south for a distance of +/- 50 feet.

ADD:

Central Park Road, on the east side, starting at the north curblineline of the traffic island at the intersection of Garnet Lane, north for a distance of +/- 35 feet.

ADD:

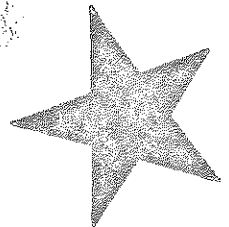
Eldorado Boulevard, on the south side, starting at the east curblineline of South Oyster Bay Road, east for a distance of +/- 30 feet.

ADD:

Gerhard Road, on the west side, starting at the south curblineline of the entrance to the Residences at Plainview, south for a distance of +/- 30 feet.

ADD:

Island Street, on the south side, starting at the east curblineline of South Oyster Bay Road, east for a distance of +/- 45 feet.



ADD:

Nassau Avenue, on the south side, starting at the east curbline of South Oyster Bay Road, east for a distance of +/- 30 feet.

ADD:

Ontario Avenue, on the south side, starting at the east curbline of South Oyster Bay Road, east for a distance of +/- 30 feet.

ADD:

Relda Street, on the south side, starting at the east curbline of South Oyster Bay Road, east for a distance of +/- 30 feet.

DELETE DUPLICATE ENTRY:

Stratford Road, on the east side, starting at the south curbline of Bedford Road, south for a distance of +/- 30 feet.

ADD:

Sunrise Street, on the south side, starting at the east curbline of South Oyster Bay Road, east for a distance of +/- 30 feet.

ADD:

Sydney Street, on the north side, starting at the west curbline of Abbey Lane, west for a distance of +/- 30 feet.

ADD:

Vernon Street, on the south side, starting at the east curbline of South Oyster Bay Road, east for a distance of +/- 30 feet.

ADD:

Wendell Street, on the south side, starting at the east curbline of South Oyster Bay Road, east for a distance of +/- 30 feet.

ADD:

Westbury Avenue, on the north side, starting at the east curbline of South Oyster Bay Road, east for a distance of +/- 40 feet.

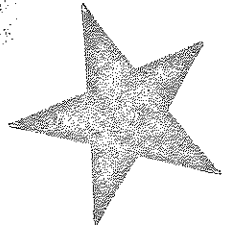
ADD:

Westbury Avenue, on the south side, starting at the east curbline of South Oyster Bay Road, east for a distance of +/- 35 feet.

SYOSSET

DELETE DUPLICATE ENTRY:

Miller Boulevard, on the east side, starting at the north curbline of Ira Road, north for a distance of +/- 70 feet.



ADD:

Willis Avenue, on the south side, starting at a point +/- 484 feet east of the east curbline of Railroad Avenue, east for a distance of +/- 60 feet.

§233-165 Locations at which parking is prohibited at any time; sign posted.

BETHPAGE

ADD:

Seaman's Neck Road, on the north side, starting at the west curbline of Hicksville Road, west to Keats Court.

HICKSVILLE

ADD:

Commerce Place, on the south side, starting at a point +/- 390 feet east of the east curbline of New South Road, east for a distance of +/- 50 feet.

MASSAPEQUA

ADD:

Forest Avenue, on the east side, starting at a point +/- 285 feet south of the south curbline of Garfield Place, north for a distance of +/- 20 feet.

DELETE:

Lee Place, on the west side, starting at the south curbline of Jerusalem Avenue, south to the north curbline of Hamilton Avenue.

ADD:

Rhode Island Avenue, on the north side, starting at a point +/- 144 feet west of the west curbline of Broadway, west for a distance of +/- 104 feet.

OLD BETHPAGE

ADD:

South Park Drive, on the south side, starting at a point +/- 140 feet west of the entrance to the bike path for a distance of +/- 50 feet.

PLAINVIEW

DELETE DUPLICATE ENTRY:

Southern Parkway, on the south side, starting at the west curbline of Central Park Road, west for a distance of +/- 680 feet.

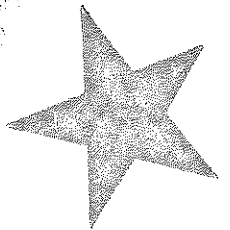
DELETE DUPLICATE ENTRY:

Southern Parkway, on the south side, opposite John Street, starting at the east side of the entrance of Plant No. 4 of the Plainview Water District, east for a distance of +/- 30 feet.

SYOSSET

ADD:

Aerial Way, on the west side, starting at a point +/- 970 feet south of the south curbline of Aerial Way, south for a distance of +/- 160 feet.



§233-166 Locations at which parking is prohibited on certain days and hours.

HICKSVILLE

**NO PARKING 8:00 A.M. TO 6:00 P.M.
EXCEPT SATURDAY, SUNDAY AND HOLIDAY**

DELETE:

Carlton Place, on the east side, starting at the south curblineline of Princess Street, south to the north curblineline of Nevada Street.

Carlton Place, on the west side, starting at the south curblineline of Princess Street, south to the north curblineline of Nevada Street.

ADD:

Carlton Place, on the east side, starting at the south curblineline of Princess Street, south to the north curblineline of Nevada Street.

Carlton Place, on the west side, starting at the north curblineline of Nevada Street, north for a distance of +/- 100 feet.

Carlton Place, on the west side, starting at a point +/- 280 feet north of the north curblineline of Nevada Street, north to the south curblineline of Princess Street.

MASSAPEQUA

NO PARKING 8:30 A.M. TO 3:30 P.M.

DELETE:

Central Avenue, on the west side, starting at a point +/- 40 feet south of the south curblineline of Jerusalem Avenue, south for a distance of +/- 106 feet.

MASSAPEQUA

NO PARKING 10:00 A.M. TO 5:00 P.M.

DELETE:

Rhode Island Avenue, on the north side, starting at a point +/- 144 feet west of the west curblineline of Broadway, west for a distance of +/- 104 feet.

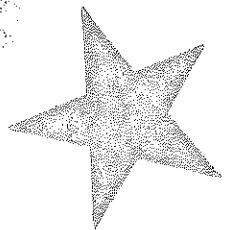
SYOSSET

NO PARKING 8:00 A.M. TO 10:00 A.M. EXCEPT SAT. SUN. & HOLIDAYS

DELETE:

North Street, on the west side, starting at the north curblineline of Church Street, north to the northernmost property line of House No. 35 North Street.

Willis Avenue, on the south side, starting at a point +/- 85 feet east of the east curblineline of Railroad Avenue, east to a point +/- 30 feet west of the west curb line of Jackson Avenue.



ADD:

Willis Avenue, on the south side, starting at a point +/- 85 feet east of the east curbline of Railroad Avenue, east for a distance of +/- 399 feet.

ADD:

Willis Avenue, on the south side, starting at a point +/- 544 feet east of the east curbline of Railroad Avenue, east to a point +/- 30 feet west of the west curb line of Jackson Avenue.

SYOSSET

NO PARKING 10:00 A.M. TO 12:00 NOON

DELETE:

Miller Boulevard, on the north side, starting at a point +/- 414 feet north and easterly of the north curbline of Ira Road, east for a distance of +/- 970 feet.

SYOSSET

NO PARKING 6:00 P.M. TO 10:00 P.M.

DELETE:

Aerial Way, on the west side, starting at a point +/- 642 feet south of the south curbline of Aerial Way, south for a distance of +/- 488 feet.

ADD:

Aerial Way, on the west side, starting at a point +/- 642 feet south of the south curbline of Aerial Way, south for a distance of +/- 328 feet.

§233-168 No Parking

BETHPAGE

2 HOUR PARKING 7:00 A.M. TO 7:00 P.M.
EXCEPT SATURDAY, SUNDAY AND HOLIDAYS

DELETE:

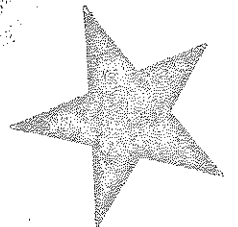
Railroad Avenue, on the north side, starting at the south curbline of Grant Street, southeast to the west curbline of Stewart Avenue.

BETHPAGE

4 HOUR PARKING 8:00 A.M. TO 4:00 P.M.
EXCEPT SATURDAY, SUNDAY AND HOLIDAYS

ADD:

Railroad Avenue, on the north side, starting at the west curb line of Burkhardt Avenue, west to the east curbline of South 4th Street.



HICKSVILLE

ONE HOUR PARKING 8:00 A.M. TO 6:00 P.M.
EXCEPT SATURDAY, SUNDAY AND HOLIDAY

DELETE:

Sackett Street, on the west side, starting at a point +/- 159 feet north of the southernmost curbline of the dead end, north for a distance of +/- 64 feet.

HICKSVILLE

FOUR HOUR PARKING 8:00 A.M. TO 6:00 P.M.
EXCEPT SATURDAY, SUNDAY AND HOLIDAY

ADD:

Sackett Street, on the west side, starting at a point +/- 159 feet north of the southernmost curbline of the dead end, north for a distance of +/- 64 feet.

MASSAPEQUA

TWO HOUR PARKING 10:00 A.M. TO 1:00 A.M.

ADD:

Forest Avenue, on the east side, starting at a point +/- 165 feet south of the south curbline of Garfield Place, south for a distance of +/- 80 feet.

Forest Avenue, on the east side, starting at a point +/- 285 feet south of the south curbline of Garfield Place, south for a distance of +/- 75 feet.

SYOSSET

TWO HOUR PARKING
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS
9:00 A.M. TO 5:00 A.M.

DELETE DUPLICATE ENTRY:

Jackson Avenue, on the west side, starting at the south curbline of Railroad Avenue, south to the north curbline of Willis Avenue.

§233-215 No Trucks Over 4 Tons Gross Weight

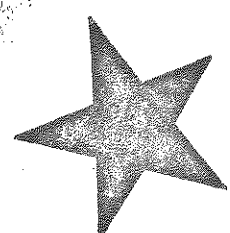
HICKSVILLE

ADD:

Elmira Street, westbound, at Newbridge Road (except local delivery) from W. Old Country Road.

§233-216 Streets closed to certain trucks, trailers, combinations and other vehicles; signposted.

AMEND TO READ AS FOLLOWS:



Except as otherwise provided in this Chapter, it shall be unlawful for any person to operate, or move, or cause or knowingly permit to be operated or moved any vehicle or truck or trailer or combination of such vehicles of more than 20 tons in gross weight, as such term is defined in Section 117 of the New York State Vehicle and Traffic Law, for through traffic on the following streets in the hamlets designated when said streets so designated are properly sign posted as being so restricted, but such restriction shall not be construed to prevent the performance of usual municipal services and the delivery and pickup of merchandise or other property along the highways on which such vehicles and combinations are otherwise prohibited: (Rederived)

Section 2. SEQR Determination. It is hereby determined pursuant to the provisions of the State Environmental Quality Review Act, (SEQR), 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., that the adoption of this local law is a "Type II" Action within the meaning of Section 617.5 (c) (26) of 6 N.Y.C.R.R., pertaining to "routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment" and, accordingly, is of a class of actions which does not have a significant effect on the environment and no further review is required.

Section 3. Severability. If any section, subdivision or provision of this local law or the application thereof to any person or circumstance be adjudged invalid by a court of competent jurisdiction, such judgment shall be confined in its operation to the section, subdivision or provision of or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of this local law, or the application thereof to other persons or circumstances.

Section 4. Effective Date. This local law shall take effect immediately upon its adoption and filing with the Office of the Secretary of State.

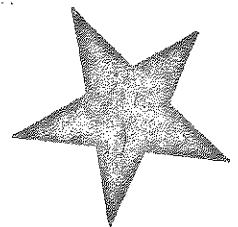
Certification:

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 2024 of the Town of Oyster Bay was duly passed by the Town Board on _____ 2024, in accordance with the applicable provisions of law.

Clerk of the Town of Oyster Bay

(Seal)

Date: _____, 2024



STATE OF NEW YORK
COUNTY OF NASSAU

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

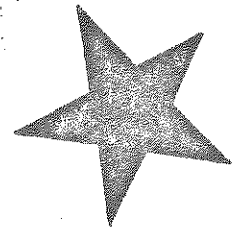
Signature

Town Attorney

Title

Town of Oyster Bay

Date: _____ 2024



Meeting of March 19, 2024

Resolution No. 225-2024

WHEREAS, pursuant to Domestic Relations Law Section 11-c, the Town Board is authorized to appoint one or more New York State Marriage Officers, who shall be authorized to solemnize a marriage in accordance with the provisions of law; and

WHEREAS, Richard LaMarca, Town Clerk, by memorandum dated March 4, 2024, has requested that the Town Board appoint Concetta Galasso and Kelsey Doyle as Marriage Officers for the Town of Oyster Bay on an as needed basis; and

WHEREAS, pursuant to Domestic Relations Law Section 11-c and General Municipal Law Section 805-b, a fee may be accepted by a Marriage Officer for each marriage officiated, with such fees to be paid by or on behalf of the persons married,

NOW, THEREFORE, BE IT RESOLVED, That pursuant to New York State Domestic Relations Law Section 11-c and General Municipal Law Section 805-b, the Town Board hereby appoints Concetta Galasso and Kelsey Doyle as Marriage Officers for the Town of Oyster Bay on an as needed basis; and be it further

RESOLVED, That pursuant to Domestic Relations Law Section 11-c and General Municipal Law Section 805-b, fees for marriage ceremonies may be accepted by the Marriage Officer, and may be paid by or on behalf of the persons married.

-#-

REVIEWED BY
OFFICE OF TOWN ATTORNEY

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Absent
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye



225

TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO

Date: March 4, 2024
To: Memorandum Docket
From: Richard LaMarca, Town Clerk
Subject: Appointment of Concetta Galasso & Kelsey Doyle as Marriage Officers

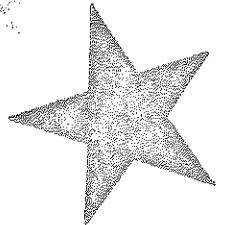
It is hereby requested that the Town Board appoint Concetta Galasso and Kelsey Doyle, of the Town Clerk's Office as marriage officers on an as needed basis.

Pursuant to Domestic relations Law section 11-c and General Municipal Law Section 805-b, a fee may be accepted by a marriage officer for each marriage officiated, with such fee to be paid by or on behalf of the persons married.



Richard LaMarca
Town Clerk

RL/lg



WHEREAS, by Resolution No. 906-2023, adopted on December 12, 2023, the Town Board authorized the Department of Public Works to enter into Contract No. PWC07-24, On-Call Engineering Service Request Relative to Civil Engineering, with the firm of Lockwood, Kessler & Bartlett, Inc., One Aerial Way, Syosset, New York 11791, for a two (2) year Contract term, commencing on January 1, 2024 through December 31, 2025; and

WHEREAS, Brian Ednie, P.E., Vice-President, Lockwood, Kessler & Bartlett, Inc., by letter dated February 27, 2024, and Richard W. Lenz, P.E., Commissioner, Department of Public Works, by memorandum dated March 1, 2024, requested that the Town Board authorize and direct the Comptroller to issue an encumbrance order in an amount not to exceed \$150,000.00, for the work to be performed in connection with Contract No. PWC07-24, On-Call Engineering Service Request Relative to Civil Engineering, with said work to include design and construction management services for work undertaken through highway requirements contracts; and

WHEREAS, Commissioner Lenz, by said memorandum, advised that the funds for said payment are available in Account No. HWY H 5197 20000 000 2103 008, Project I.D. No.: 2103HWYDB-05; and

WHEREAS, Commissioner Lenz, by said memorandum, further advised that the Town has reviewed the proposed firm's disclosure questionnaire and is satisfied that the Procurement Policy has been fulfilled,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is hereby approved, and in connection with Contract No. PWC07-24, On-Call Engineering Service Request Relative to Civil Engineering, the Town Comptroller is hereby authorized and directed to issue an encumbrance order in an amount not to exceed \$150,000.00, for work to be performed with respect to said contract; and be it further

RESOLVED, That the funds for said payment shall be drawn from Account No. HWY H 5197 20000 000 2103 008, Project I.D. No.: 2103HWYDB-05; and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to make payment for same, upon the submission of a duly certified claim, after audit.

-#-

Reviewed By
Office of Town Attorney

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Absent
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye

TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO

MARCH 1, 2024

TO: MEMORANDUM DOCKET

FROM: RICHARD W. LENZ, P.E., COMMISSIONER
DEPARTMENT OF PUBLIC WORKS

SUBJECT: ON-CALL ENGINEERING SERVICE REQUEST RELATIVE TO
CIVIL ENGINEERING
CONTRACT NO.: PWC07-24
ACCOUNT NO. HWY H 5197 20000 000 2103 008
PROJECT ID NO. 2103HWYDB-05

The consultant, Lockwood, Kessler & Bartlett, Inc., has been approved by the Commissioner of Public Works to provide engineering services under On-Call Contract No. PWC07-24 by Resolution No. 906-2023 for the subject project.

Attached is a letter dated February 27, 2024 from Lockwood, Kessler & Bartlett, Inc., regarding the scope of work to be performed in an amount not to exceed \$150,000.00. Services to be performed include design and construction management services for work undertaken through highway requirements contracts.

Attached is an availability of funds in the amount of \$150,000.00 to satisfy said engineering costs from the Director of Finance indicating that funds are available in Account No. HWY H 5197 20000 000 2103 008, Project ID No. 2103HWYDB-05.

The Town has reviewed the proposed firms' disclosure questionnaires and is satisfied that the Procurement Policy has been fulfilled.

It is hereby requested that the Town Board authorize, by Resolution, Lockwood, Kessler & Bartlett, Inc., under Contract No. PWC07-24, On-Call Engineering Services Relative to Civil Engineering, and requests that the Comptroller be directed to issue an encumbrance order for this purpose.

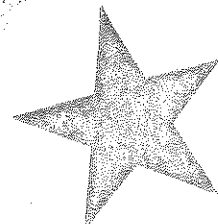


RICHARD W. LENZ, P.E.
COMMISSIONER
DEPARTMENT OF PUBLIC WORKS

RWL/MR/TLS/lk
Attachment

cc: Steve C. Ballas, Comptroller
John C. Tassone, Chief Deputy Commissioner/DPW

PWC07-24 LKB DOCKET 2024 REQ INSP





**ON-CALL CONSULTANT SERVICE / REQUIREMENTS CONTRACT
REQUEST FOR AVAILABILITY OF FUNDS**



Requesting Division/Department _____ Highway _____

THIS SECTION TO BE COMPLETED BY DEPARTMENT ADMINISTERING ON-CALL CONSULTANT CONTRACT

Contract Number _____ PWC07-24 _____

Contract Period _____ 1/1/2024 - 12/12/2025 _____

Consultant/Contractor _____ Lockwood, Lessler & Bartlett, Inc. _____

Discipline _____ Civil Engineering _____

Total Authorization _____ \$150,000 _____

Resolution No. _____ 906-2024 _____ Date _____ 12/12/2023 _____

Funded To Date _____ 40 _____

Amount Requested _____ \$150,000.00 _____

Account To Be Used Hwy H5197 2000000.2105 008 - 2105 Hwy 156 05

If Capital Account, State The Related Contract Number: Harbor 256R

Description Of Work

If a Capital Account Is used and work is not related to a Capital Project, specify the nature of the requested service that qualifies it as a Capital Expense.

To provide Inspection and Estimating Services for

the Town of Oyster Requirements Contract for Road Restoration

Work To Be Completed In Contract Period: Yes No

A "No" response will require Town Board authorization to extend the contract period.

Required Insurances Are In Effect: Yes No

A "No" response will prevent further processing of this form.

Required 50% Performance Bond For This Request In Effect: Yes No N/A

Amount of Bond \$ _____

Requesting Division/Department

Signature _____

Title Chief Deputy Commissioner of Public Works

Date 2-28-2024

DPW Approval

Only To Be Executed By The Commissioner

Signature _____

Title Commissioner of Public Works

Date _____

THIS SECTION TO BE COMPLETED BY THE DIRECTOR OF FINANCE

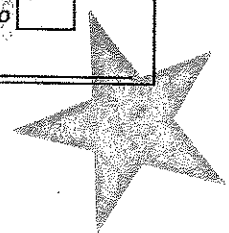
Amount Requested 150,000.00

Unencumbered Balance 928,846.87

Is The Account To Be Used Consistent With The Nature Of Work Listed Above? Yes No

Signature _____

Date 2/28/24





TOWN OF OYSTER BAY



WORK ORDER

This Section To Be Completed By The Department Of Public Works

Work Order No. _____

E.O. No. _____

Contract Start 1/1/2024

Contract No. PWC07-24

Contract End 12/12/2025

Commencement Date _____

No claim shall be paid for work performed prior to the Commencement Date

Vendor Name and Address

Lockwood, Kessler & Bartlett, Inc.

One Aerial Way

Syosset, New York 11791

Requesting Town Department Engineering Division

Contact Thomas L. Scaffano Phone 516 677-5114

Description of Work to be Performed (Attach Detail If Necessary)

To provide Inspection and Estimating Services for

the Town of Oyster Bay Requirements Contract for Road Restoration

This work order shall not exceed \$ \$150,000.00

Please notify the above mentioned contact person 48 hours prior to commencing any work.

Requesting Division/Department

Department Of Public Works Approval

Only To Be Executed By The Commissioner

Signature [Signature]

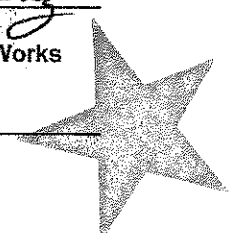
Signature [Signature]

Title Chief Deputy Comm/DPW

Commissioner of Public Works

Date 2-28-2024

Date _____





ENGINEERING
EXCELLENCE
SINCE 1889

Lockwood, Kessler & Bartlett, Inc.
One Aerial Way · Syosset, NY 11791
516.938.0600 www.lkbinc.com

February 27, 2024

Mr. Richard Lenz, P.E., Commissioner
Department of Public Works
Town of Oyster Bay
150 Miller Place
Syosset, NY 11791

**RE: On-Call Services for Civil Engineering PWC 07-24
2024 Town of Oyster Bay Requirements Contract for Road Restoration**

Dear Commissioner Lenz:

Per your request, Lockwood, Kessler & Bartlett, Inc. (LKB) is pleased to submit our proposal to provide engineering services, including field inspection and developing quantities and estimates, for the Town's Requirement Contract for Road Restoration under our Agreement for On-Call Civil Engineering Services.

The Town will identify the roadways that will be restored under the requirements contract for the 2024 paving season. In addition to providing inspection and estimating services, LKB may be requested to provide field survey at a few roadway and parking lot locations to verify grades and address potential drainage/ponding issues.

LKB provided these engineering services on the Town's Requirement Contract for Road Restoration construction inspection contracts last year and we are therefore familiar with the needs of the Town for proper execution of this work. Accordingly, we are exceedingly well positioned to undertake this assignment for the Town.

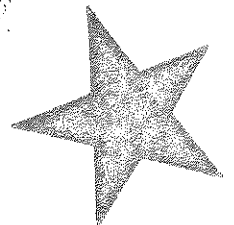
We request a Town resolution authorizing funds in the amount of \$150,000 to compensate for engineering services as indicated above.

We appreciate the Department's consideration of this request. Should you have any questions or require any additional information, please do not hesitate to contact us.

Sincerely,
LOCKWOOD, KESSLER & BARTLETT, INC.

Brian Ednie, P.E.
Vice President

AN EQUAL OPPORTUNITY EMPLOYER



WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works, by memorandum dated November 27, 2023, advised that a Request for Proposals for On-Call Engineering Services Relative to Civil Engineering was issued in accordance with the specifications contained in Contract No. PWC07-24, for a two (2) year contract term, commencing January 1, 2024 through December 31, 2025; and

WHEREAS, in response to the aforementioned Request for Proposals, twenty-one (21) responses were received by the Division of Engineering; and

WHEREAS, Commissioner Lenz, by said memorandum, stated that after review of the Division of Engineering's preliminary recommendations performed in compliance with the requirements of Guideline 6 and 9 of the Town of Oyster Bay Procurement Policy and in conjunction with the current workload, the Department has selected Cameron Engineering & Associates, LLP, Cashin Associates, P.C., D & B Engineers and Architects, D.P.C., de Bruin Engineering, P.C., H2M Engineers & Architects, Land Surveying and Landscape Architecture, D.P.C., Hirani Engineering & Land Surveying, P.C., LiRo Engineers, Inc., Lockwood, Kessler & Bartlett, Inc., N & P Engineering, Architecture & Land Surveying, PLLC, and Nassau Suffolk Engineering & Architecture, PLLC, and;

WHEREAS, Commissioner Lenz, by said memorandum, requested Town Board authorization for the Department of Public Works to enter into Contract No. PWC07-24, On-Call Engineering Services Relative to Civil Engineering, with Cameron Engineering & Associates, LLP, Cashin Associates, P.C., D & B Engineers and Architects, D.P.C., de Bruin Engineering, P.C., H2M Engineers & Architects, Land Surveying and Landscape Architecture, D.P.C., Hirani Engineering & Land Surveying, P.C., LiRo Engineers, Inc., Lockwood, Kessler & Bartlett, Inc., N & P Engineering, Architecture & Land Surveying, PLLC, and Nassau Suffolk Engineering & Architecture, PLLC, for a two (2) year term, commencing on January 1, 2024 through December 31, 2025; and

WHEREAS, the proposed vendor's disclosure questionnaires have been reviewed and have satisfied the Town's Procurement Policy,

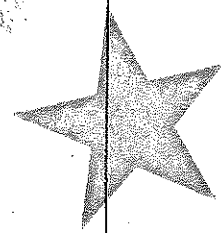
NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is approved and the Department of Public Works is hereby authorized to enter into Contract No. PWC07-24, On-Call Engineering Services Relative to Civil Engineering, with Cameron Engineering & Associates, LLP, Cashin Associates, P.C., D & B Engineers and Architects, D.P.C., de Bruin Engineering, P.C., H2M Engineers & Architects, Land Surveying and Landscape Architecture, D.P.C., Hirani Engineering & Land Surveying, P.C., LiRo Engineers, Inc., Lockwood, Kessler & Bartlett, Inc., N & P Engineering, Architecture & Land Surveying, PLLC, and Nassau Suffolk Engineering & Architecture, PLLC, for a two (2) year term, commencing on January 1, 2024 through December 31, 2025.

#

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Ifand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Nay

Reviewed By
Office of Town Attorney



Meeting of March 19, 2024

Resolution No. 227-2024

1/AC
Reviewed By
Office of Town Attorney

WHEREAS, by Resolution No. 916-2023, adopted on December 12, 2023, the Town Board authorized the Department of Public Works to enter into Contract No. PWC22-24, On-Call Consultant Service Request Relative to Architecture, with the firm of Nassau Suffolk Engineering & Architecture, PLLC, 801 Motor Parkway, Suite 103, Hauppauge, New York 11788 for a two (2) year Contract term, commencing on January 1, 2024 through December 31, 2025; and

WHEREAS, Ryan Rosenberg, AIA, NCARB, CSI, CDT, Director of Architecture, Nassau Suffolk Engineering & Architecture, PLLC, by letter dated February 15, 2024, and Richard W. Lenz, P.E., Commissioner, Department of Public Works, by memorandum dated March 1, 2024, requested that the Town Board authorize and direct the Comptroller to issue an encumbrance order in an amount not to exceed \$23,540.00, for the work to be performed in connection with Contract No. PWC22-24, On-Call Consultant Service Request Relative to Architecture, with said work to include investigation and installation of a new 200 amp service located at Tappen Beach facility; and

WHEREAS, Commissioner Lenz, by said memorandum, advised that the funds for said payment are available in Account No. PKS H7197 20000 000 2402 001, Project I.D. No.: 2402PKSA-05; and

WHEREAS, Commissioner Lenz, by said memorandum, further advised that the Town has reviewed the proposed consultant's disclosure questionnaire and is satisfied that the Procurement Policy has been fulfilled,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is hereby approved, and in connection with Contract No. PWC22-24, On-Call Engineering Service Request Relative to Civil Engineering, the Comptroller is hereby authorized and directed to issue an encumbrance order in an amount not to exceed \$23,540.00, for work to be performed with respect to said contract; and be it further

RESOLVED, That the funds for said payment shall be drawn from Account No. PKS H7197 20000 000 2402 001, Project I.D. No.: 2402PKSA-05; and be it further

RESOLVED, That the Town Comptroller is hereby authorized and directed further, to make payment for same, upon the submission of a duly certified claim, after audit.

-#-

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Absent
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye

227

TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO

March 1, 2024

TO: MEMORANDUM DOCKET

FROM: RICHARD W. LENZ, P.E., COMMISSIONER
DEPARTMENT OF PUBLIC WORKS

SUBJECT: ON-CALL CONSULTANT SERVICE REQUEST
RELATIVE TO ARCHITECTURE
CONTRACT NO. PWC22-24
ACCOUNT NO.: PKS H7197 20000 000 2402 001
PROJECT ID NO. 2402PKSA-05


The consultant, Nassau Suffolk Engineering & Architecture, PLLC has been approved by the Commissioner of Public Works to provide technical services under On-Call Contract No. PWC22-24 by Resolution No. 916-2023 for the subject project.

Attached is a letter dated February 15, 2024 from Nassau Suffolk Engineering & Architecture, PLLC regarding the scope of work to be performed in an amount not to exceed \$23,540.00. Services to be provided are for Architectural and Engineering services necessary to investigate the installation of a new 200amp service located at Tappen Beach facility.

Attached is an availability of funds in the amount of \$23,540.00 to satisfy said engineering costs from the Office of the Director of Finance indicating that funds are available in Account No. PKS H7197 20000 000 2402 001 and Project ID No. 2402PKSA-05.

The proposed consultants' disclosure questionnaire has been reviewed and has satisfied the Town's Procurement Policy.

It is hereby requested that the Town Board authorize, by Resolution Nassau Suffolk Engineering & Architecture, PLLC under Contract No. PWC22-24, On-Call Services Relative to Architecture and requests that the Comptroller be directed to issue an encumbrance order for this purpose.

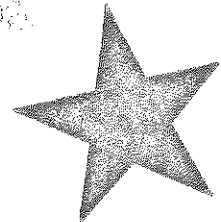

RICHARD W. LENZ, P.E.
COMMISSIONER
DEPARTMENT OF PUBLIC WORKS

RWL/MR/TLS/lk

Attachment

cc: Steven Ballas, Comptroller
Joseph G. Pinto, Commissioner Parks Department

PWC22-24 NSEA TAPPEN DOCKET 23540





**ON-CALL CONSULTANT SERVICE / REQUIREMENTS CONTRACT
REQUEST FOR AVAILABILITY OF FUNDS**



Requesting Division/Department _____

Parks

THIS SECTION TO BE COMPLETED BY DEPARTMENT ADMINISTERING ON-CALL CONSULTANT CONTRACT

Contract Number PWC22-24

Contract Period January 1, 2024 through December 31, 2025

Consultant/Contractor Nassau Suffolk Engineering & Architecture, PLLC

Discipline Architecture

Total Authorization \$ 23,540

Resolution No. 916-2023 Date 12/12/2023

Funded To Date \$0

Amount Requested \$ 23,540

Account To Be Used PKS-H-7197-20000-000-2402-001 2402PKSA-05

If Capital Account, State The Related Contract Number: PRE19-194

Description Of Work

If a Capital Account is used and work is not related to a Capital Project, specify the nature of the requested service that qualifies it as a Capital Expense.

Funds are required for Architectural and Engineering services

necessary to investigate the installation of a new 200amp service

Work To Be Completed In Contract Period: Yes No

A "No" response will require Town Board authorization to extend the contract period.

Required Insurances Are In Effect: Yes No

A "No" response will prevent further processing of this form.

Required 50% Performance Bond For This Request In Effect: Yes No N/A

Amount of Bond \$ _____

Requesting Division/Department

Signature *Joseph P. L...*
Title Commissioner Parks
Date _____

DPW Approval

Only To Be Executed By The Commissioner

Signature *Richard C. Long*
Title Commissioner of Public Works
Date _____

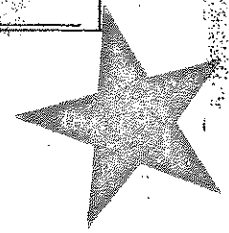
THIS SECTION TO BE COMPLETED BY THE DIRECTOR OF FINANCE

Amount Requested 23,540.00

Unencumbered Balance 7,626,360.00

Is The Account To Be Used Consistent With The Nature Of Work Listed Above? Yes No

Signature *[Signature]* Date 2/28/24





TOWN OF OYSTER BAY

WORK ORDER



This Section To Be Completed By The Department Of Public Works

Work Order No. _____ E.O. No. _____

Contract Start 1/1/2024

Contract No. PWC22-24 Contract End 12/31/2025

Commencement Date _____

No claim shall be paid for work performed prior to the Commencement Date

Vendor Name and Address

Nassau Suffolk Engineering & Architecture, PLLC

801 Motor Pkwy, Suite 103

Happauge, New York 11788

Requesting Town Department Parks

Contact Thomas L. Scalfano Phone 677-5114

Description of Work to be Performed (Attach Detail If Necessary)

Funds are required for Architectual and Engineering services

necessary to investigate the installation of a new 200amp service

This work order shall not exceed \$ \$ 23,540

Please notify the above mentioned contact person 48 hours prior to commencing any work.

Requesting Division/Department

Department Of Public Works Approval

Only To Be Executed By The Commissioner

Signature [Signature]

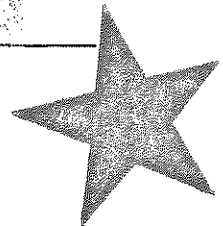
Signature [Signature]

Title Commissioner Parks

Commissioner of Public Works

Date _____

Date _____





NASSAU SUFFOLK
ENGINEERING &
ARCHITECTURE, PLLC

Via Email (rlenzen@oysterbay-ny.gov) and U.S. Mail

February 15, 2024

Richard W. Lenz, PE
Commissioner
Town of Oyster Bay
Department of Public Works
150 Miller Place
Syosset, New York 11791

RE: Additional Electrical Building Service Upgrades
Tappen Beach Concession Building
Contract No. PWC 22-24 (On Call Engineering Services Relative to Architecture)
NSEA No. N-40:2402

Dear Commissioner Lenz:

Nassau Suffolk Engineering and Architecture PLLC ("NSEA") writes in furtherance to correspondences outlining building electrical service upgrades to the Town of Oyster Bay Concession building at Tappen Beach as recommended by NSEA following the building restorations performed in 2023. A copy of NSEA's November 10, 2023, letter recommending a new 200 AMP electrical service is attached.

NSEA understands that the Town of Oyster Bay is in the process of awarding a contract to Welsbach Electric to undertake the electrical work associated with upgrading the current electrical service(s) powering the building, including the installation of a new 200-amp main distribution panel to replace the existing exterior main electrical distribution panel.

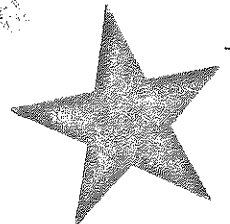
NSEA is pleased to furnish this proposal for Architectural and Engineering services necessary to investigate, coordinate and administrate the installation of a new 200- AMP electrical service to the building.

NSEA currently anticipates the scope of work to be as follows:

Investigation / Design Phase Services:

- Building inspection and documentation of the existing electrical load's and building conditions to report to the Town;
- Analyze building code requirements including but not limited to Local, State and Federal code;

801 Motor Parkway, Suite 103, Hauppauge, New York 11788
T: 631.574.4870 F: 631.574.4871 www.nassausuffolkea.com



- Prepare and provide scope of work for Welsbach Electrical;
- Coordinate on-site meetings and correspondence with PSEG to determine project schedule; and
- Conduct pre-construction meetings with Town officials to confirm additional electrical building loads desired by the Town.

NSEA estimates its fee for this phase of the assignment to be \$5,440 as follows:

- Principal Architect 2 hours @ \$175/hr = \$350
- Director of Architecture 12 hours @ \$175/hr = \$2,100
- Director of Engineering 2 hours @ \$175/hr = \$350
- Project Manager 16 hours @ \$165/hr = \$2,640

Contract Administration:

- Provide inspection /construction observation;
- Facilitate progress meetings;
- Review contractor submittals;
- Review contractor requisitions for payment; and
- Construction closeout administration.

NSEA estimates its fee for this phase of the project to be \$18,100.00 as follows:

- Principal Architect: 4 hours @ \$175/hr = \$700.00
- Director of Architecture: 24 hours @ \$175/hr = \$4,200.00
- Project Manager: 80 hours @ \$165/hr = \$13,200.00

Based on the scope of professional services as described above, NSEA respectfully requests funding in the amount of \$23,540 under our two (2) year contract term commencing January 1, 2024, through December 31, 2025.

Please feel free to contact me if you have any questions or need further information.

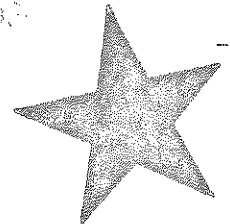
Yours truly,

NASSAU SUFFOLK ENGINEERING & ARCHITECTURE, PLLC

Ryan Rosenberg, AIA, NCARB, CSI, CDT
Director of Architecture

Enc.

cc: John Tassone, Chief Deputy Commissioner, Department of Public Works
~~Matt Russo, P.E., Deputy Commissioner, Department of Public Works, Division of Engineering~~
 Thomas Scalfano, Project Manager, Department of Public Works, Division of Engineering
 Michael Spinelli, JD, AIA, President NSEA
 Michael Spinelli II, Assoc. AIA, Project Manager, NSEA



Meeting of December 12, 2023

Resolution No. 916-2023

WHEREAS, in connection with Contract No. PWC22-24, On-Call Engineering Services Relative to Architecture, the Department of Public Works issued a Request for Proposals ("RFP") to twenty-eight (28) firms that have demonstrated applicable experience, as detailed in Guideline Nos. 6 and 9 of the Town of Oyster Bay Procurement Policy, and responded to requests from eleven (11) additional firms, for RFP-related documents, generated by posting the RFP upon the official Town of Oyster Bay website; and

WHEREAS, on August 30, 2023, the Division of Engineering, Department of Public Works, received a total of eleven (11) proposals submitted in response to said RFP, and reviewed the proposals based upon their technical merits, with the reviews conducted in compliance with Guideline Nos. 6 and 9 of the Town of Oyster Bay Procurement Policy, and with all related support documentation filed with, and retained by, said Division of Engineering; and

WHEREAS, in connection with Contract No. PWC22-24, Richard W. Lenz, P.E., Commissioner, Department of Public Works, by memorandum dated November 7, 2023, requested that the Town Board authorize the following firms to provide the Town of Oyster Bay with On-Call Engineering Services Relative to Architecture, for a two (2) year contract term, commencing from January 1, 2024 through December 31, 2025:

D & B Engineers and Architects, D.P.C.
H2M Architects, Engineers, Land Surveying and Landscape Architecture, D.P.C.
LiRo Architects & Planners, P.C.
N & P Engineering, Architecture and Land Servicing, P.L.L.C.
Nassau Suffolk Engineering & Architecture, P.L.L.C.; and

WHEREAS, Commissioner Lenz, by said memorandum, advised that the Town of Oyster Bay has reviewed the proposed vendors' disclosure questionnaires, and has been satisfied that the requirements of the Town Oyster Bay Procurement Policy have been fulfilled; and

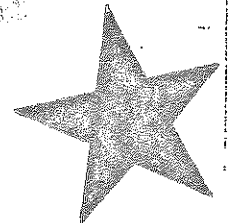
WHEREAS, Commissioner Lenz, by said memorandum, further advised that the Department of Public Works shall request Town Board authorization at the time the Town shall require said On-Call Services under Contract No. PWC22-24; and

WHEREAS, Commissioner Lenz, by said memorandum, further advised that should any Town Department choose to utilize said On-Call services under Contract No. PWC22-24, said Town Department shall first notify the Commissioner of the Department of Public Works, who shall determine the suitability, and the availability, to perform the requested service(s),

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is approved, and that in connection with Contract No. PWC22-24, D & B Engineers and Architects, D.P.C., H2M Architects, Engineers, Land Surveying and Landscape Architecture,

PPS
Reviewed By
Office of Town Attorney

Ralph P. Herold



Meeting of March 19, 2024

Resolution No. 228-2024

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works, by memorandum dated March 1, 2024, informed that by Resolution No. 542-2022, adopted on August 9, 2022, the Town Board authorized L.K. Mclean Associates P.C., to provide the Town with On-Call Engineering Services for the Construction of Highway Improvements To The Hicks Avenue Area – Syosset, New York, Contract Phase: H19-196PH3; and

WHEREAS, Commissioner Lenz, by said memorandum, further advised that in connection with Contract No. H19-196PH3, On-Call Engineering Services for the Construction of Highway Improvements To The Hicks Avenue Area – Syosset, New York, he approved the plans and specifications of said Contract, and requested that the Department of General Services' Division of Purchasing proceed with setting a date for receiving bids for Contract No. H19-196PH3; and

WHEREAS, Commissioner Lenz, by said memorandum, further advised that the estimated completion time for Contract No. H19-196PH3 is one-hundred eighty (180) calendar days,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is hereby approved, and the Department of General Services' Division of Purchasing is hereby authorized and directed to proceed with setting a bid date to receive bids for Contract No. H19-196PH3.

-#-

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Absent
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye

Reviewed By
Office of Town Attorney

TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO

March 1, 2024

TO: MEMORANDUM DOCKET


FROM: RICHARD W. LENZ, P.E., COMMISSIONER
DEPARTMENT OF PUBLIC WORKS

SUBJECT: ACCEPTANCE OF THE DESIGN & REQUEST TO ENTER BID
CONSTRUCTION OF HIGHWAY IMPROVEMENTS TO THE
HICKS AVENUE AREA - SYOSSET, NEW YORK
CONTRACT PHASE: H19-196PH3

Town Board Resolution No. 542-2022 authorized L.K. Mclean Associates P.C. to perform engineering services relative to the above-mentioned contract.

The design has been completed, and the Commissioner of Public Works has approved the plans and specifications. The estimated construction time for completion of this subject contract is 180 days.

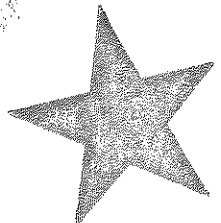
It is hereby requested that the Town Board authorize by Resolution that the Division of Purchasing, by copy of this memorandum, shall proceed with setting a bid date for receiving bids for this contract. They are requested to contact Sunita Chakraborti, Project Manager, at extension 5725 to establish a bid date.



RICHARD W. LENZ, P.E.
COMMISSIONER
DEPARTMENT OF PUBLIC WORKS

RWL/MR/SC/lk

cc: Steven C. Ballas, Comptroller
Ralph Raymond, Commissioner/General Services
John C. Tassone, Chief Deputy Commissioner



Meeting of August 9, 2022

Resolution No 542-2022

WHEREAS, pursuant to Resolution No. 247-2019, adopted on April 16, 2019, the Town Board authorized L.K. McLean Associates, P.C., 437 South Country Road, Brookhaven, New York 11719, to provide the Town of Oyster Bay with engineering services in connection with Contract No. H19-196, Highway Improvements to the Hicks Avenue Area, Syosset; and

WHEREAS, Gilbert Anderson, P.E. Senior Project Director, L.K. McLean Associates, P.C., by letter dated July 12, 2022, described the scope of work to be performed under Contract No. PWC19-196 PH3, consisting of approximately 762 hours of design development, and the preparation of detailed construction plans and contract documents for Phase 3 of the Hicks Avenue Area Highway Improvements Project; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works, by memorandum dated July 15, 2022, requested Town Board authorization for L.K. McLean Associates, P.C., to perform the aforesaid engineering services under Contract No. H19-196 PH3, and further requested that the Town Comptroller be directed to issue an encumbrance order, in an amount not to exceed \$99,439.74, for this purpose; and

WHEREAS, Commissioner Lenz, by said memorandum, advised that funds in the amount of \$99,439.74, to satisfy said engineering costs, are available in Account No. HWY H 5197 20000 000 2003 008, Project ID No. 2003HWYDB-2; and

WHEREAS, Commissioner Lenz, by said memorandum, further advised, that the Office of the Inspector General has reviewed the proposed vendor's questionnaire, and has been satisfied that the Town of Oyster Bay Procurement Policy has been fulfilled,

NOW, THEREFORE, BE IT RESOLVED, That the requests as hereinabove set forth are approved, and that L.K. McLean Associates, P.C., is hereby authorized to perform the aforesaid engineering services under Contract No. H19-196 PH3 for an amount not to exceed \$99,439.74; and be it further

RESOLVED, That the Town Comptroller is hereby authorized and directed to issue an encumbrance order in the amount of \$99,439.74, in connection with the abovementioned project; and be it further

RESOLVED, That the funds for said payment shall be drawn from Account No. HWY H 5197 20000 000 2003 008, Project ID No. 2003 HWYDB-02; and be it further

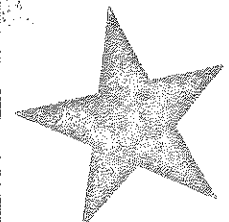
RESOLVED, That the Town Comptroller is hereby authorized and directed to make payment for same therefor, upon the submission of a duly certified claim, after audit.

-#-

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Absent

Reviewed By
Office of Town Attorney
[Signature]



WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works, by memorandum dated March 4, 2024, advised that in connection with Contract No. H22-235, Hicksville Parking Facility Trench Drain Girder Reinforcement, on February 14, 2024, the Division of Purchasing received four (4) bids for the subject project and the consulting engineer reviewed the bids and Gateway Industries, Inc., 77 Newbridge Road, Hicksville, New York 11801, submitted the lowest responsive bid in the amount of \$485,000.00; and

WHEREAS, Latif M., Project Manager, Hirani Engineering and Land Surveying, PC, by letter dated February 20, 2024, recommended the award of Contract No. H22-235 to Gateway Industries, Inc. in the amount of \$485,000.00; and

WHEREAS, Commissioner Lenz, by said memorandum, advised that pursuant to Town policy, \$24,250.00 should be applied to the low bid amount for potential quantity increases for a total bid encumbrance of \$509,250.00; and

WHEREAS, Commissioner Lenz, by said memorandum, further advised that the estimated construction time for completion of the subject contract is sixty (60) calendar days and funds are available for the subject contract work in Account No. HWY H 5997 20000 000 2104 016, Project ID No. 2104HWYST-02; and

WHEREAS, Commissioner Lenz, by said memorandum, further advised that the Town has reviewed the proposed vendor's disclosure questionnaire, and has been satisfied that the requirements of the Town's Procurement Policy have been fulfilled; and

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is approved, and Contract No. H22-235 shall be awarded to Gateway Industries, Inc. in the total amount of \$485,000.00 and that \$24,250.00 be applied to the low bid amount for a total bid encumbrance of \$509,250.00, and that the Town Clerk be directed to release the bid bonds of the remaining three (3) bidders.

#

REVIEWED BY
OFFICE OF TOWN ATTORNEY

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Absent
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye

TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO

MARCH 4, 2024

TO : MEMORANDUM DOCKET

FROM : RICHARD W. LENZ, P.E., COMMISSIONER
DEPARTMENT OF PUBLIC WORKS

SUBJECT: AWARD OF CONSTRUCTION CONTRACT
HICKSVILLE PARKING FACILITY TRENCH DRAIN GIRDER REINFORCEMENT
CONTRACT NO. H22-235
ACCOUNT NO. HWY H 5997 20000 000 2104 016
PROJECT ID NO. 2104HWYST-02

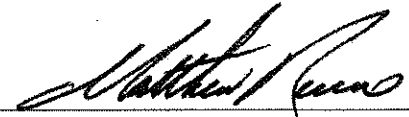
On February 14, 2024, the Division of Purchasing received bids for the subject project and the consulting engineer reviewed the bids. Gateway Industries, Inc., 77 Newbridge Road, Hicksville, New York 11801, Federal ID No. 38-3645088, submitted the lowest responsive bid among four (4) in the amount of \$485,000.00.

Attached is a letter dated February 20, 2024 from the office of Hirani Engineering & Land Surveying, P.C. recommending the award of this contract to Gateway Industries, Inc. in the amount of \$485,000.00. In accordance with Town policy, \$24,250.00 should be applied to the low bid amount for potential quantity increases for a total bid encumbrance of \$509,250.00.

The estimated construction time for completion of the subject contract is sixty (60) calendar days. Funds are available for the subject contract work in Account No. HWY H 5997 20000 000 2104 016, Project ID No. 2104HWYST-02

The proposed vendor's disclosure questionnaire has been reviewed and has satisfied the Town's Procurement Policy.

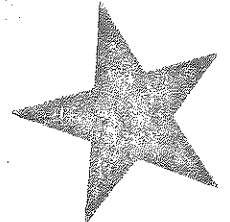
We concur with the recommendation of Hirani Engineering & Land Surveying, P.C. and request that Contract No. H22-235 be awarded to Gateway Industries, Inc. in the total bid amount of \$485,000.00 and that \$24,250.00 be applied to the low bid amount for a total bid encumbrance of \$509,250.00, and that the Office of the Town Clerk be directed to release the bid bonds of the remaining three (3) bidders.


FOR RICHARD W. LENZ, P.E.
COMMISSIONER
DEPARTMENT OF PUBLIC WORKS

RWL/MR/lk
Attachments

cc: Steven Ballas, Comptroller
John Tassone, Chief Deputy Commissioner/DPW

H22-235 DOCKET GATEWAY AWARD





Hirani Group

Hirani Engineering & Land Surveying, P.C.

Engineers ■ Land Surveyors ■ Construction Managers

February 20, 2024

Mr. Richard Lenz-Commissioner
Department of Public Works
150 Miller Place
Syosset, New York 11791-5699

Re: Hicksville Parking Garage, Hicksville, New York
Contract H22-235-Trench Drain Girders Reinforcement

Dear Mr. Lenz,

Hirani Engineering & Land Surveying, P.C. has reviewed the bid documents for Contract H22-235 regarding reinforcement of two trench drain girders at the Hicksville Parking Facility. Gateway Industries Inc. at \$485,000 is the lowest bidder with Fidelis Contracting, Inc. coming in second with a bid amount of \$490,000. Based on Gateway industries, Inc.'s project profile and our experience of working with them on past projects, we feel that they have the experience and professional ability to perform the work under this contract satisfactorily. We therefore recommend the award of the contract to Gateway Industries, Inc.

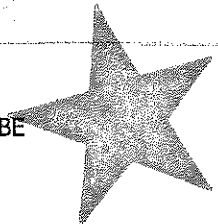
We look forward to providing our services on this opportunity to work with the Team for the successful execution of this necessary repair/rehabilitation project.

Please feel free to contact our office with any questions or concerns.

Very truly yours,

Latif M.

Project Manager
Hirani Engineering and Land Surveying, PC



WHEREAS, by Resolution No. 192-2019, adopted on March 21, 2019, the Town Board authorized the Town to enter into a license agreement with Island Time 1-Ocean PKY LLC, an affiliate of Island Time Hospitality Group, LLC, 108 West Main Street, Patchogue, New York 11772 ("Island Time"), to serve as the food and beverage concession operator for the two bayside restaurants at TOBAY Beach, for a five (5) year period commencing from April 18, 2019 through April 18, 2024, with two (2) five (5) year extension options for each facility, to be exercised upon mutual consent; and

WHEREAS, Mark Miller, Member, Island Time Hospitality Group, LLC, by letter dated September 12, 2023, and Joseph G. Pinto, Commissioner, Department of Parks, by memorandum dated March 4, 2024, requested and recommended that the Town Board authorize the Town Supervisor, or his designee, to exercise the first five (5) year extension option of the Town's license agreement with Island Time, to serve as the food and beverage concession operator for the Town's two bayside restaurants at TOBAY Beach, commencing from April 18, 2024 through April 18, 2029, under the terms of the current agreement, with a fee of \$115,927.41 for the first year of the extension period, to be increased by 3% during each year of the extension period, and the licensee being required to make capital improvements, in the minimum value of \$265,000.00, over the term of the first extension, said improvements to be subject to the approval of the Commissioner, Department of Parks, or his designee, and to be completed in full during the term of the first extension period,

NOW, THEREFORE, BE IT RESOLVED, That the request and recommendation as hereinabove set forth are accepted and approved, and the Town Supervisor, or his designee, is hereby authorized to exercise the first five (5) year extension option of the Town's license agreement with Island Time, to serve as the food and beverage concession operator for the Town's two bayside restaurants at TOBAY Beach, commencing from April 18, 2024 through April 18, 2029, under the terms and conditions of the current agreement, with a fee of \$115,927.41 for the first year of the extension period, to be increased by 3% during each year of the extension period, and the licensee being required to make capital improvements, in the minimum value of \$265,000.00, over the term of the first extension, said improvements to be subject to the approval of the Commissioner, Department of Parks, or his designee, and to be completed in full during the term of the first extension period.

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The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Absent
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye

JMS
REVIEWED BY
OFFICE OF TOWN ATTORNEY
Robert P. Healey

TOWN OF OYSTER BAY

Inter-Departmental Memorandum

TO: Memorandum Docket

FROM: Joseph G. Pinto, Commissioner, Department of Parks

DATE: March 4, 2024

SUBJECT: License Agreement – TOBAY Beach Food & Beverage Concession Services

By Resolution No. 192-2019, adopted on March 21, 2019, (attached), the Town Board authorized the Supervisor to enter into a license agreement ("Agreement") with ISLAND TIME-1 OCEAN PKWY LLC, an affiliate of ISLAND TIME HOSPITALITY GROUP, LLC to provide food and beverage service at the Town of Oyster Bay TOBAY Beach Concession Facilities located at the Town of Oyster Bay TOBAY Beach.

The term of the initial Agreement runs from April 18, 2019 through April 18, 2024, with two options to extend, each for a five (5) year period, upon the mutual consent of the parties. By letter dated September 12, 2023 (attached), Mark Miller, Member, ISLAND TIME HOSPITALITY GROUP, LLC, requested that the first option to extend be exercised and the Agreement be extended for a five (5) year term from April 18, 2024 through April 18, 2029 under the terms and conditions of the current Agreement.

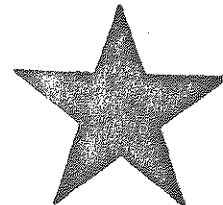
ISLAND TIME-1 OCEAN PKWY LLC has successfully provided food and beverage services to the Town. At this time the vendor is current in its monetary obligation to the Town and it is the determination of this department that the Town would benefit from the continuation of this service if the Town were to exercise the first five (5) year extension option at a fee of \$ 115,927.41 for the first year of the five (5) year contract extension with a contractual 3% increase each subsequent year of the term of the first extension period (attached).

In addition to the established fee payment, the concessionaire by contract is required to make capital improvements, in the minimum value of \$265,000, over the term of the agreement extension. The improvements are subject to the approval of the Commissioner of Parks and/or his designee and shall be completed in full during the five (5) year term of the Agreement extension.

This Department requests and recommends that the Town Board authorize the Supervisor or his designee to exercise the contract provision to extend the Agreement through April 18, 2029 under the same terms and conditions as the current Agreement.


Joseph G. Pinto, Commissioner
Department of Parks

JGP:KC
Attachments



Reviewed By
Office of Town Attorney
Elizabeth A. Faughnan

WHEREAS, pursuant to a Request for Proposals ("RFP") issued by the Department of Parks on January 30, 2019, three proposals for the operation of a food and beverage concession service at the two permanent bayside restaurants at TOBAY Beach were received by the deadline established in the RFP for the submission of proposals; and

WHEREAS, the Town Board heard presentations in an open meeting on March 21, 2019, relative to each of the proposals in order to select the next operator of the two permanent bayside restaurants at TOBAY Beach. After due consideration of the written proposals, as explained by the presentations, the Town Board selected Island Time Hospitality LLC as such concessionaire, subject to the execution of a license agreement with said company; and

WHEREAS, Joseph Nocella, Town Attorney, and Elizabeth A. Faughnan, Deputy Town Attorney, by memorandum dated March 22, 2019, have advised and requested that the Town Board, pursuant to the RFP, authorize the Town to enter into a license agreement with Island Time Hospitality Group LLC, 108 W. Main Street, Patchogue, New York 11772, for the purpose of securing a food and beverage concession operator at the two permanent bayside restaurants at TOBAY Beach,

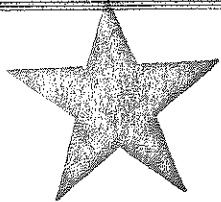
NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is accepted and approved, and the Town is authorized, pursuant to the RFP, to enter into a license agreement with Island Time Hospitality Group LLC, 108 W. Main Street, Patchogue, New York 11772, to serve as the food and beverage concession operator at the two permanent bayside restaurants at TOBAY Beach.

- #-

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Nay
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye

cc: Supervisor
Town Attorney
Comptroller
Parks





September 12th, 2023

Letter of Intent to Extend Lease.

Attn: Andrew Rothstein,
Joe Pinto,
Town of Oyster Bay Officials.

54 Audrey Avenue
Oyster Bay, NY 11771

Good Afternoon Andrew,

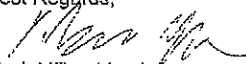
In accordance with our lease under the section "Term", we are required to let you know six months in advance of our intention to request an additional five year lease period.

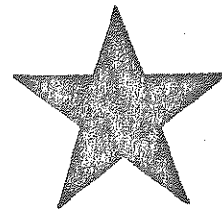
Please accept this letter as a formal intention to renew, and continue our leasehold agreement to operate the full concessions at Tobay Beach currently known as "the Surf Shack", and "The Boat Yard"; Ocean Pkwy, Tobay Beach, Massapequa NY. This 5 year extension request is the term of April 2024 up to and including April 2029.

We look forward to meeting with the Town of Oyster Bay in the near future to discuss various issues as well as means of improvement so this partnership is successful on all levels for everyone involved, especially the residents of Oyster Bay.

Thank You in advance. Myself and my partners are looking forward to 5 more great years.

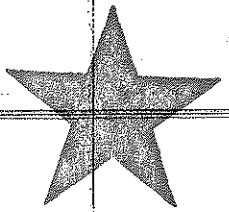
Best Regards,


Mark Miller, Member
Island Time Hospitality Group
631-721-3041



ISLAND TIME-1-OCEAN PKWY LLC (5546)
 CONCESSIONS WORKSHEET
 RSH (02/27/23)

DESCRIPTION	CONCESSION YEAR BEGINS															
	2019	2020	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033	2034
PREVIOUS YEAR ANNUAL RENT:	100,000.00	103,000.00	106,090.00	109,272.70	112,550.88	115,927.41	119,405.25	122,987.40	126,677.00	130,477.30	134,391.60	138,423.35	142,576.05	146,853.35	151,258.95	155,796.70
3% INCREASE PER RESO #192-2019:	3%	3%	3%	3%	3%	3%	3%	3%	3%	3%	3%	3%	3%	3%	3%	3%
ANNUAL TOTALS:	100,000.00	103,000.00	106,090.00	109,272.70	112,550.88	115,927.41	119,405.25	122,987.40	126,677.00	130,477.30	134,391.60	138,423.35	142,576.05	146,853.35	151,258.95	155,796.70
AS400 BILL MONTH: 1-Jun	20,000.00	20,600.00	21,218.00	21,854.54	22,510.18	23,185.48	23,881.05	24,597.48	25,335.40	26,095.46	26,878.32	27,684.67	28,515.21	29,370.67	30,251.79	31,159.34
AS400 BILL MONTH: 1-Jul	20,000.00	20,600.00	21,218.00	21,854.54	22,510.18	23,185.48	23,881.05	24,597.48	25,335.40	26,095.46	26,878.32	27,684.67	28,515.21	29,370.67	30,251.79	31,159.34
AS400 BILL MONTH: 1-Aug	20,000.00	20,600.00	21,218.00	21,854.54	22,510.18	23,185.48	23,881.05	24,597.48	25,335.40	26,095.46	26,878.32	27,684.67	28,515.21	29,370.67	30,251.79	31,159.34
AS400 BILL MONTH: 1-Sep	20,000.00	20,600.00	21,218.00	21,854.54	22,510.18	23,185.48	23,881.05	24,597.48	25,335.40	26,095.46	26,878.32	27,684.67	28,515.21	29,370.67	30,251.79	31,159.34
AS400 BILL MONTH: 1-Oct	20,000.00	20,600.00	21,218.00	21,854.54	22,510.18	23,185.48	23,881.05	24,597.48	25,335.40	26,095.46	26,878.32	27,684.67	28,515.21	29,370.67	30,251.79	31,159.34
ANNUAL TOTALS:	100,000.00	103,000.00	106,090.00	109,272.70	112,550.88	115,927.41	119,405.25	122,987.40	126,677.00	130,477.30	134,391.60	138,423.35	142,576.05	146,853.35	151,258.95	155,796.70
DIFFERENCE:	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00



WHEREAS, Frank M. Scalera, Town Attorney, and Anthony C. Curcio, Deputy Town Attorney, by memorandum dated March 7, 2024, advised that the Opioid Crisis, marked by misuse and addiction to substances including prescription pain relievers, heroin, and fentanyl, continues to impact the residents of the Town of Oyster Bay and Long Island. Deaths from the Opioid Crisis continue to significantly increase on Long Island and New York State; and

WHEREAS, Messrs. Scalera and Curcio, by said memorandum, further advised that the laws in New York State, as currently written, have been ineffective at reversing this trend. Examples of such laws include but are not limited to (i) allowing a defendant to possess up to eight (8) ounces of fentanyl before bail can be set; (ii) permitting Xylazine, a tranquilizer used to sedate large livestock animals and used by drug dealers to dilute their drugs, to be legal to possess in New York State; and (iii) families of those lost to fentanyl as "victims" not being recognized as such, preventing these families from receiving financial compensation; and

WHEREAS, Messrs. Scalera and Curcio, by said memorandum, further advised that as a result of the aforementioned, The Office of Suffolk County District Attorney Raymond A. Tierney has set forth an initiative to amend New York State's Laws relating to the Opioid Crisis; and

WHEREAS, Messrs. Scalera and Curcio, by said memorandum, requested that the Town Board authorize the Supervisor to sign any and all necessary documents, including but not limited to letters of support in connection with Suffolk County District Attorney Raymond A. Tierney's public efforts to change New York State Laws relating to the Opioid Crisis,

NOW, THEREFORE, BE IT RESOLVED, That the Oyster Bay Town Board authorizes the Supervisor to sign any and all necessary documents, including but not limited to letters of support in connection with Suffolk County District Attorney Raymond A. Tierney's public efforts to change New York State Laws relating to the Opioid Crisis.

#

Reviewed By
Office of Town Attorney

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Absent
Councilman Imbroto	Aye
Councilman Iland	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye

Inter-Departmental Memorandum

TO: MEMORANDUM DOCKET
FROM: Office of the Town Attorney
DATE: March 7, 2024
SUBJECT: Town of Oyster Bay Support of the Office of the Suffolk County District Attorney in connection with the Opioid Crisis

The Opioid Crisis, marked by misuse and addiction to substances including prescription pain relievers, heroin, and fentanyl, continues to impact the residents of the Town of Oyster Bay and Long Island. Deaths from the Opioid Crisis continue to significantly increase on Long Island and New York State.


The laws in New York State, as currently written, have been ineffective at reversing this trend. Examples of such laws include but are not limited to (i) allowing a defendant to possess up to eight (8) ounces of fentanyl before bail can be set; (ii) permitting Xylazine, a tranquilizer used to sedate large livestock animals and used by drug dealers to dilute their drugs, to be legal to possess in New York State; and (iii) families of those lost to fentanyl as "victims" not being recognized as such, preventing these families from receiving financial compensation.

As a result of the aforementioned, The Office of Suffolk County District Attorney Raymond A. Tierney has set forth an initiative to amend New York State's Laws relating to the Opioid Crisis.

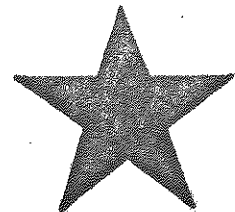
This Office respectfully requests that the Town Board authorize the Supervisor to sign any and all necessary documents, including but not limited to letters of support in connection with Suffolk County District Attorney Raymond A. Tierney's public efforts to change New York State Laws relating to the Opioid Crisis.

Kindly place this matter on the March 19, 2024 Town Board action calendar.

FRANK M. SCALERA
TOWN ATTORNEY


Anthony C. Curcio
Deputy Town Attorney

ACC:acc
Attachment



WHEREAS, Frank M. Scalera, Town Attorney, and Anthony C. Curcio, Deputy Town Attorney, by memorandum dated March 7, 2024, advised that the Opioid Crisis, marked by misuse and addiction to substances including prescription pain relievers, heroin, and fentanyl, continues to impact the residents of the Town of Oyster Bay and Long Island. Deaths from the Opioid Crisis continue to significantly increase on Long Island and New York State; and

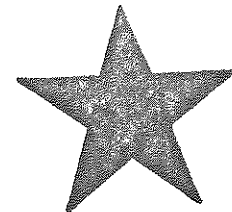
WHEREAS, Messrs. Scalera and Curcio, by said memorandum, further advised that the laws in New York State, as currently written, have been ineffective at reversing this trend. Examples of such laws include but are not limited to (i) allowing a defendant to possess up to eight (8) ounces of fentanyl before bail can be set; (ii) permitting Xylazine, a tranquilizer used to sedate large livestock animals and used by drug dealers to dilute their drugs, to be legal to possess in New York State; and (iii) families of those lost to fentanyl as "victims" not being recognized as such, preventing these families from receiving financial compensation; and

WHEREAS, Messrs. Scalera and Curcio, by said memorandum, further advised that as a result of the aforementioned, The Office of Suffolk County District Attorney Raymond A. Tierney has set forth an initiative to amend New York State's Laws relating to the Opioid Crisis; and

WHEREAS, Messrs. Scalera and Curcio, by said memorandum, requested that the Town Board authorize the Supervisor to sign any and all necessary documents, including but not limited to letters of support in connection with Suffolk County District Attorney Raymond A. Tierney's public efforts to change New York State Laws relating to the Opioid Crisis,

NOW, THEREFORE, BE IT RESOLVED, That the Oyster Bay Town Board authorizes the Supervisor to sign any and all necessary documents, including but not limited to letters of support in connection with Suffolk County District Attorney Raymond A. Tierney's public efforts to change New York State Laws relating to the Opioid Crisis.

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Reviewed By
Office of Town Attorney

Meeting of March 19, 2024

Resolution No. 232-2024

WHEREAS, as required by New York State Law, the Town of Oyster Bay is a member of the Joint Sponsoring Board of the Oyster Bay Fire Protection District Length of Service Award (LOSAP) Program; and

WHEREAS, Frank M. Scalera, Town Attorney, and Elizabeth A. Faughnan, Deputy Town Attorney, by memorandum dated March 5, 2024, advised that Resolution No. 481-2022, adopted June 28, 2022, authorized payment of an amount not to exceed \$275,000.00 annually for the Town's contribution to the Oyster Bay Fire Protection District Length of Service Award (LOSAP) Program for each of the years 2022-2025; and

WHEREAS, Frank M. Scalera, Town Attorney, and Elizabeth A. Faughnan, Deputy Town Attorney, by said memorandum, requested and recommended that Resolution No. 481-2022 be amended to increase the annual contribution amount to an amount not to exceed \$350,000.00 annually for the years 2023, 2024 and 2025, *nunc pro tunc*,

NOW, THEREFORE, BE IT RESOLVED, That the request and recommendation as hereinabove set forth are hereby approved and accepted, and that Resolution No. 481-2022 is hereby amended to increase the annual contribution amount to an amount not to exceed \$350,000.00 annually for the years 2023, 2024 and 2025, *nunc pro tunc*, and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to make payment, in an amount not to exceed those detailed herein, with funds to be drawn from Account No. TWN SF08 3410 44910 000 0000, upon submission of a duly certified claim, after audit.

#

Reviewed By
Office of Town Attorney
Elizabeth A. Faughnan

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Absent
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye

232

**Town of Oyster Bay
Inter-Departmental Memo**

TO : MEMORANDUM DOCKET
FROM : Office of the Town Attorney
DATE : March 5, 2024
SUBJECT: Amendment to Resolution No. 481-2022 with respect to Contributions to the Length of Service Award (LOSAP) Program for Oyster Bay Fire Protection District

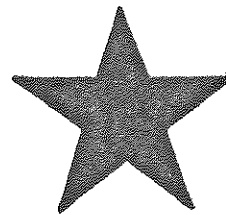
As required by New York State Law, the Town of Oyster Bay is a member of the Joint Sponsoring Board of the Oyster Bay Fire Protection District Length of Service Award (LOSAP) Program. Resolution No. 481-2022, adopted June 28, 2022, authorized payment of an amount not to exceed \$275,000.00 annually for the Town's contribution for each of the years 2022-2025. In order to maintain the funding levels of the LOSAP Program, this Office recommends that Resolution No. 481-2022 be amended to increase the annual contribution amount to an amount not to exceed \$350,000.00 annually for the years 2023, 2024 and 2025, *nunc pro tunc*, with funds to be drawn from Account No., TWN SF08 3410 44910 000 0000.

Kindly include this item on the March 19, 2024, Town Board action calendar. A draft resolution accompanies this memo.

FRANK M. SCALERA
TOWN ATTORNEY

Elizabeth A. Faughnan
Elizabeth A. Faughnan
Deputy Town Attorney

EAF:ba
Attachment
2016-5219



WHEREAS, as required by New York State Law, the Town of Oyster Bay is a member of the Joint Sponsoring Board of the Oyster Bay Fire Protection District Length of Service Award (LOSAP) Program; and

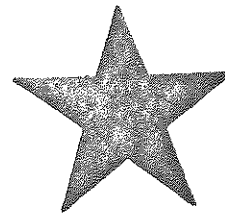
WHEREAS, Frank M. Scalera, Town Attorney, and Elizabeth A. Faughnan, Deputy Town Attorney, by memorandum dated March 5, 2024, advised that Resolution No. 481-2022, adopted June 28, 2022, authorized payment of an amount not to exceed \$275,000.00 annually for the Town's contribution to the Oyster Bay Fire Protection District Length of Service Award (LOSAP) Program for each of the years 2022-2025; and

WHEREAS, Frank M. Scalera, Town Attorney, and Elizabeth A. Faughnan, Deputy Town Attorney, by said memorandum, requested and recommended that Resolution No. 481-2022 be amended to increase the annual contribution amount to an amount not to exceed \$350,000.00 annually for the years 2023, 2024 and 2025, *nunc pro tunc*,

NOW, THEREFORE, BE IT RESOLVED, That the request and recommendation as hereinabove set forth are hereby approved and accepted, and that Resolution No. 481-2022 is hereby amended to increase the annual contribution amount to an amount not to exceed \$350,000.00 annually for the years 2023, 2024 and 2025, *nunc pro tunc*, and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to make payment, in an amount not to exceed those detailed herein, with funds to be drawn from Account No. TWN SF08 3410 44910 000 0000, upon submission of a duly certified claim, after audit.

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Reviewed By
Office of Town Attorney
Elizabeth A. Faughnan

Meeting of June 28, 2022

Resolution No 481-2022

WHEREAS, pursuant to duly published notice, a hearing was held before the Town Board on June 14, 2022, to present Contracts for Fire Protection, as follows:

<u>FIRE COMPANY</u>	<u>FIRE PROTECTION DISTRICT</u>	<u>AGREED PER ANNUM AMOUNT NOT TO EXCEED</u>
<u>CALENDAR YEAR 2022</u>		
1. Atlantic Steamer Fire Company No. 1	Oyster Bay	\$ 556,874.00
2. Oyster Bay Fire Department, Inc.	Oyster Bay	\$ 556,874.00
<u>CALENDAR YEAR 2023</u>		
1. Atlantic Steamer Fire Company No. 1	Oyster Bay	\$ 562,443.00
2. Oyster Bay Fire Department, Inc.	Oyster Bay	\$ 562,443.00
<u>CALENDAR YEAR 2024</u>		
1. Atlantic Steamer Fire Company No. 1	Oyster Bay	\$ 568,067.00
2. Oyster Bay Fire Department, Inc.	Oyster Bay	\$ 568,067.00
<u>CALENDAR YEAR 2025</u>		
1. Atlantic Steamer Fire Company No. 1	Oyster Bay	\$ 573,748.00
2. Oyster Bay Fire Department, Inc.	Oyster Bay	\$ 573,748.00

Reviewed by
Office of Town Attorney
Elizabeth A. Jauchman

WHEREAS, in addition to the costs of the aforesaid fire protection contracts, as required by New York State Law, the Town of Oyster Bay is also a member of the Joint Sponsoring Board of the Oyster Bay Fire Protection District Length of Service Award (LOSAP) Program, and the Town's contribution for which, for each of the years 2022, 2023, 2024 and 2025, is estimated not to exceed \$275,000.00 annually;

WHEREAS, the Town Board finds it desirable to authorize the Town to enter into Contracts with the above-listed entities for the period January 1, 2022 – December 31, 2025, *nunc pro tunc*, and also finds it desirable to continue its joint sponsorship of the Oyster Bay Fire Protection District LOSAP Program,

NOW, THEREFORE, BE IT RESOLVED, That the Supervisor or his designee is hereby authorized to execute the aforesaid Contracts covering Fire Protection on behalf of the Town, and authorizes payment for same, as well as other documents that are necessary to carry out the purpose of this Resolution and Contracts to be effective *nunc pro tunc* January 1, 2022, and be it further

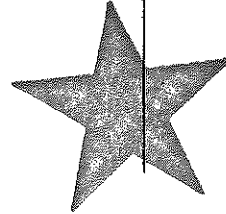
RESOLVED, That the Town shall continue as a member of the Joint Sponsoring Board of the Oyster Bay Fire Protection District LOSAP Program, and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to make payment, in an amount not to exceed those detailed herein, for the listed Contracts and for LOSAP payments, with funds to be drawn from Account No., TWN SF08 3410 44910 000 0000, upon submission of a duly certified claim, after audit.

-#-

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Absent
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye



WHEREAS, an Agreement was originally entered into in 1961, between the Town of Oyster Bay and the Town of Hempstead and the Oyster Bay- Hempstead Joint Community Hall and Swimming Pool District ("District"), a special improvement district of the Towns of Oyster Bay and Hempstead, for the purpose of management and operation of the Joint District by the Department of Parks and Recreation of the Town of Hempstead; and

WHEREAS, the Agreement has been periodically renewed for additional five (5) year terms. The most recent Agreement for the period January 1, 2017 through and including December 31, 2021, has expired; and

WHEREAS, Frank M. Scalera, Town Attorney, and Elizabeth A. Faughnan, Deputy Town Attorney, by memorandum dated March 8, 2024, have recommended that the Supervisor be authorized to execute this Agreement on behalf of the Town in its capacity as a Joint Commissioner of the District,

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is hereby accepted and approved, and the Supervisor is hereby authorized and directed to execute the attached Agreement between the Town of Oyster Bay and the Town of Hempstead and the Oyster Bay- Hempstead Joint Community Hall and Swimming Pool District, *nunc pro tunc*, for the period from January 1, 2022 through and including December 31, 2026.

#

Reviewed By
Office of Town Attorney
Elizabeth A. Faughnan

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Absent
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye

233

Town of Oyster Bay
Inter-Departmental Memo

TO : MEMORANDUM DOCKET
FROM : Office of the Town Attorney
DATE : March 8, 2024
SUBJECT: Oyster Bay- Hempstead Joint Community Hall and Swimming Pool District

An Agreement was originally entered into in 1961, between the Town of Oyster Bay and the Town of Hempstead and the Oyster Bay- Hempstead Joint Community Hall and Swimming Pool District ("District"), a special improvement district of the Towns of Oyster Bay and Hempstead, for the purpose of management and operation of the Joint District by the Department of Parks and Recreation of the Town of Hempstead. The Agreement has been periodically renewed for additional five (5) year terms. The most recent Agreement for the period January 1, 2017 through and including December 31, 2021, has expired.

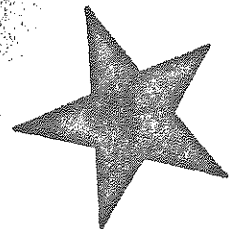
After negotiation with the Town of Hempstead as co-Commissioner of the Joint District and as manager of the Joint District facilities, this Office recommends that the Supervisor be authorized to execute this Agreement on behalf of the Town in his capacity as a co-Commissioner of the Joint District.

Attached herewith is the abovementioned Agreement, as well as a proposed resolution. Kindly include this matter on the Town Board action calendar for March 19, 2024.

FRANK M. SCALERA
TOWN ATTORNEY

Elizabeth A. Faughnan
Elizabeth A. Faughnan
Deputy Town Attorney

EAF:ba
Enclosure



Reviewed By
Office of Town Attorney
Elizabeth A. Faughnan

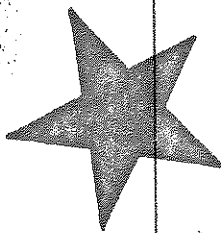
WHEREAS, an Agreement was originally entered into in 1961, between the Town of Oyster Bay and the Town of Hempstead and the Oyster Bay- Hempstead Joint Community Hall and Swimming Pool District ("District"), a special improvement district of the Towns of Oyster Bay and Hempstead, for the purpose of management and operation of the Joint District by the Department of Parks and Recreation of the Town of Hempstead; and

WHEREAS, the Agreement has been periodically renewed for additional five (5) year terms. The most recent Agreement for the period January 1, 2017 through and including December 31, 2021, has expired; and

WHEREAS, Frank M. Scalera, Town Attorney, and Elizabeth A. Faughnan, Deputy Town Attorney, by memorandum dated March 8, 2024, have recommended that the Supervisor be authorized to execute this Agreement on behalf of the Town in its capacity as a Joint Commissioner of the District,

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is hereby accepted and approved, and the Supervisor is hereby authorized and directed to execute the attached Agreement between the Town of Oyster Bay and the Town of Hempstead and the Oyster Bay- Hempstead Joint Community Hall and Swimming Pool District, *nunc pro tunc*, for the period from January 1, 2022 through and including December 31, 2026.

#



THIS AGREEMENT, made as of this ____ day of _____, 20____, pursuant to Article 5-G of the General Municipal Law of the state of New York, by and between the TOWN OF HEMPSTEAD, a municipal corporation, located in Nassau County, New York ("Hempstead"), the TOWN OF OYSTER BAY, a municipal corporation, located in Nassau County, New York ("Oyster Bay") and the OYSTER BAY-HEMPSTEAD JOINT COMMUNITY HALL AND SWIMMING POOL DISTRICT, a special improvement district of the Towns of Oyster Bay and Hempstead, established pursuant to Chapter 835 of the Laws of 1953 ("the Joint District").

W I T N E S S E T H

WHEREAS, the Joint District consists of nine (9) parks facilities, seven (7) of which are in Hempstead and two (2) of which are in Oyster Bay; and,

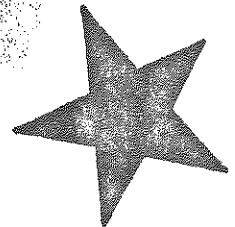
WHEREAS, since 1976, for both efficiency and economy, the facilities of the Joint District are administered, operated and maintained by Hempstead's Department of Parks and Recreation (the "Department"), and Oyster Bay reimburses Hempstead; and,

WHEREAS, Hempstead's and Oyster Bay's previous agreement regarding the Joint District expired on December 31, 2021, and Hempstead, Oyster Bay, and the Joint District desire to again renew the agreement for a five-year term;

IT IS HEREBY MUTUAL COVENANTED AND AGREED,

FIRST: The facilities of the Joint District shall be administered, operated and maintained by Hempstead in the same manner and to the same extent as if the Joint District was a special district of Hempstead established pursuant to Article 12 of the Town Law. Hempstead may acquire, by purchase or gift, material and equipment; contract for as may be necessary; staff; and raising debt for capital improvements; except as hereinafter expressly provided. Hempstead shall have the use and control of all the properties, facilities and equipment of the Joint District.

SECOND: The Hempstead Supervisor shall have custody of the funds of the Joint District as treasurer and the authority to disburse such funds for the lawful purposes of the Joint District, including the charges or fees fixed by the Joint District for use of the Joint District facilities. The books of account of the Joint



District shall be kept by the Hempstead Town Comptroller and shall be available for inspection by the Joint District.

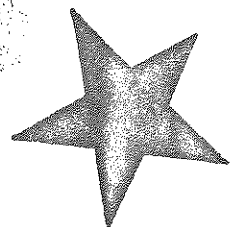
THIRD: Hempstead shall have the authority to legislate and enforce such rules and regulations as may be adopted by Hempstead for the facilities of the Joint District. The Department shall issue all permits, when required, for the use of the Joint District's facilities.

FOURTH: The costs of the Joint District shall be divided between Hempstead and Oyster Bay such that Hempstead's proportional share of the Joint District's costs and expenses shall be 87%, and Oyster Bay's proportional share of the Joint District's costs and expenses shall be 13%. Hempstead shall raise and approve the funds necessary for the operation and improvement of the Joint District. Oyster Bay shall pay to Hempstead 13% of Hempstead's adopted total appropriations for the Joint District, the first-half of the annual amount on or by March 31, and the second-half of the annual amount on or by September 30, of the adopted total appropriations' fiscal year. Oyster Bay shall pay its 2022 share of \$703,788.80, its 2023 of \$720,312.06, and its first-half amount for 2024 of \$389,330.31, for a total of \$1,813,431.17, by March 29, 2024.

FIFTH: Hempstead shall defend and indemnify Oyster Bay against any and all claims arising out of this agreement and the use of the properties, facilities, and equipment of the Joint District.

SIXTH: This agreement shall be for a term beginning January 1, 2022 and terminating on December 31, 2026, shall be subject to all necessary approvals of the respective Towns, and may be renewed by mutual agreement for a successive period of five years by Hempstead, Oyster Bay, and the Joint District, subject to Town Board authorization of same.

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IN WITNESS WHEREOF, the parties hereto have duly executed and delivered this agreement the day and year first above written.

TOWN OF HEMPSTEAD

Supervisor

TOWN OF OYSTER BAY

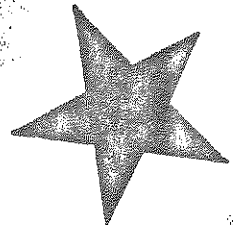
Supervisor

OYSTER BAY-HEMPSTEAD
JOINT COMMUNITY HALL AND
SWIMMING POOL DISTRICT

BY _____
Hempstead Supervisor as District Commissioner

BY _____
Oyster Bay Supervisor as District Commissioner

2022-2026 Agreement between the Town of Hempstead, the Town of Oyster Bay and the Oyster Bay-Hempstead Joint Community Hall and Swimming Pool District



STATE OF NEW YORK)

) ss.:

COUNTY OF NASSAU)

On this day of in the year before me, the undersigned, a Notary Public in and for said state, personally appeared DONALD X. CLAVIN, JR., personally known to me or proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that (s)he executed the same in his/her capacity, and that by his/her signature on the instruments, the person or the entity upon behalf of which the person acted, executed the instruments.

Signature and Office of Individual taking acknowledgement.

Notary Public

STATE OF NEW YORK)

) ss.:

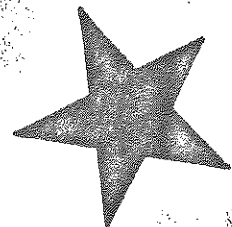
COUNTY OF NASSAU)

On this day of in the year before me, the undersigned, a Notary Public in and for said state, personally appeared JOSEPH SALADINO, personally known to me or proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that (s)he executed the same in his/her capacity, and that by his/her signature on the instruments, the person or the entity upon behalf of which the person acted, executed the instruments.

Signature and Office of Individual taking acknowledgement.

Notary Public

2022-2026 Agreement between the Town of Hempstead, the Town of Oyster Bay and the Oyster Bay-Hempstead Joint Community Hall and Swimming Pool District



Reviewed By
Office of Town Attorney

WHEREAS, the Department of Human Resources, with the assistance of Kurz Planning, Inc., prepared and published a Request for Proposal ("RFP") for dental insurance coverage for the employees and retirees of the Town for the period commencing January 1, 2024 through December 31, 2024, *nunc pro tunc*, with two (2) one-year extension options, and

WHEREAS, John Canning, Commissioner, Department of Human Resources by memorandum dated March 7, 2024, has advised that Kurz Planning, Inc., on behalf of the Department of Human Resources, sent an RFP to more than twenty (20) dental insurance carriers, resulting in nine (9) timely proposals being received in response to the RFP; and

WHEREAS, Kurz Planning, Inc., by letter dated February 22, 2024, recommended that the Town procure coverage through CIGNA, the Town's current carrier for dental coverage since 2009, as its dental insurance carrier for the Town's employees and retirees for one (1) year commencing January 1, 2024 through December 31, 2024, with two (2) one-year extension options, at a cost for year one not to exceed \$2,099,362.00, with the rates for year one as follows:

Year 1 (PPO) - January 1, 2024 through December 31, 2024

Employee Only:	\$ 46.67
Employee Plus Family:	\$130.95

Year 1 (DHMO) - January 1, 2024 through December 31, 2024

Employee Only:	\$35.92
Employee Plus Family:	\$91.08

WHEREAS, Commissioner Canning, by said memorandum, concurred with Kurz Planning, Inc.'s recommendation, and recommended that the Town Board authorize the Town to procure dental insurance coverage through the Town's current carrier, CIGNA,

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is hereby accepted, and the Supervisor or his designee is hereby authorized to enter into an agreement with CIGNA to provide dental coverage for Town employees and qualified retirees for the period beginning January 1, 2024 through December 31, 2024, *nunc pro tunc*, in an amount not to exceed \$2,099,362.00, with two (2) one-year extension options; and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to make payment for same, upon presentation of a duly certified claim, after audit, the funds for said payment to be drawn from Account No. TWN AMM 9060 80000 000 0000 000.

-#-

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Absent
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye



**Town of Oyster Bay
Inter-Departmental Memorandum**

TO: Memorandum Docket
FROM: John Canning, Commissioner
Department of Human Resources
DATE: March 7, 2024
RE: Town of Oyster Bay Dental Insurance Plan-Calendar Year 2024

Pursuant to Resolution 721-2020, the Town of Oyster Bay's dental insurance agreement with Cigna expired on December 31, 2023. Accordingly, Kurz Planning Inc., on behalf of the Department of Human Resources, prepared and published a request for proposals for dental insurance coverage for the Town's employees and retirees for a one-year period with two (2) one-year extensions commencing January 1, 2024, *nunc pro tunc*, through December 31, 2026. Kurz Planning Inc sent the RFP to more than 20 dental insurance carriers and received nine proposals. Four dental Insurance carriers were interviewed by a joint Association/Town Committee, pursuant to the Agreement by and between the Town of Oyster Bay and CSEA, Local 1000 AFSCME, AFL-CIO, Town of Oyster Bay Local 881 (January 1, 2022-December 31, 2028).

Upon completion of the review and rating of the proposals pursuant to and in compliance with Guidelines 6 and 9 of the Town's procurement policy, it is the recommendation of the joint Association/Town Committee and the Department of Human Resources to continue using Cigna as the dental insurance carrier for the Town of Oyster Bay employees and retirees for the next three years. The proposed Cigna rates are as follows:

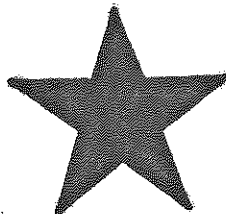
Year 1 (PPO) – January 1, 2024 through December 31, 2024:

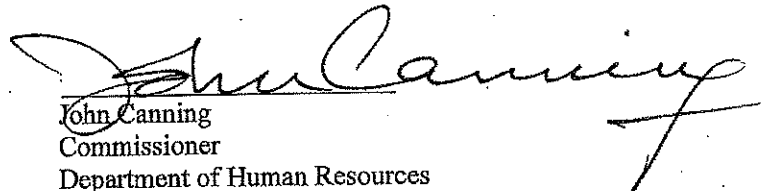
SINGLE \$ 46.67
FAMILY \$130.95

Year 1 (DHMO) – January 1, 2024 through December 31, 2024:

SINGLE \$ 35.92
FAMILY \$ 91.08

Therefore, it is hereby requested that the Town Board approve the recommendation of the Committee and the Department of Human Resources to authorize the Supervisor or his designee to enter into an agreement with Cigna to provide dental insurance coverage to all Town of Oyster Bay employees and qualified retirees for one year with two (2) one-year extensions. The first year will be effective January 1, 2024, *nunc pro tunc*, through December 31, 2024 at a cost not to exceed \$2,099,362.00. It is further requested that the Town Board authorize that payment be made by the Town Comptroller upon receipt of a duly certified Town Claim Form from account no. TWN AMM 9060 80000 000 0000 000.




John Canning
Commissioner
Department of Human Resources



KURZ PLANNING INC.

Working Hand in Hand on Your Insurance Needs

Town of Oyster Bay Dental RFP Results and Recommendation

The RFP was sent out to the dental market place offering fully insured plans. There were specific bid requirements that were also adjusted as bids came in to get the best long term offers for the town. Requirements included matching or exceeding the current DPPO and DHMO benefit structure, large network, good administrative and customer service ability. All offers are effective 4/1/24 except Cigna's which will go retro-active to 1/1/24 (worth about 1.2%).

Current plan is with Cigna Dental fully insured.

Current 1/1/24 Monthly DPPO rates

Single \$50.01	x	664	= \$33,206.64 x 12 = 398,479	Total Annual cost \$2,189,829
Family \$140.30	x	1064	= 149,279.2 x 12 = 1,791,350	Total 3 year cost \$6,569,487

Current Monthly DHMO Rates

Single \$35.92	x 35 = 1,257.20	x 12 = \$15,086
Family \$91.08	x 37 = 3,369.96	x 12 = \$40,439

Total annual cost \$55,525

Below are the best offers from the respective carriers all are offering similar benefits unless noted.

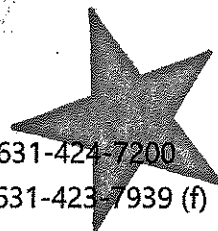
- 1) **Cigna**- Current Carrier has been servicing the Town since 2009. The trend is going the right way with the DHMO getting more enrollment and that is reducing town costs. The reason it works is because it offers a \$0 copay on all services including braces. The DPPO program seems to be slowing in claim load and seeing a migration of the higher claims people into to DHMO, because of this financial benefit to the employees. Below they are offering a 3-year rate guarantee. There is also a 1 year and 2 year rate guarantee offer in the proposal attached. Though the 3 year one seems to be the one of the most value. This is 5% lower than current rates

DPPO Monthly Single \$46.67 Family \$130.95

DHMO Monthly Single \$35.92 Family \$91.08

Total DPPO Costs after 3 years \$6,131,511. Average Annual Cost \$2,045,837

Savings 7% over 1/1/24 rates. Valid for 1/1/24.



2) **Met Life-** This was your carrier 2007 and 2008. You had a good experience with them. They are offering a slightly weaker DHMO. The DHMO benefits Met is offering are financially (from the employees' perspective) substantially better than the DPPO and you should still see migration continuing from the DPPO to the DHMO. We would expect a short-term issue for the first year or two as people still remember the \$0 copays from Cigna. They are offering a 2-year rate guarantee and a 7% rate cap for the 3rd year.

DPPO Monthly Single \$44.86 Family \$125.85 DHMO Monthly Single \$13.99 Family \$34.96

DPPO Annual costs for first 2 years \$1,964,297. 3rd year cost \$2,101,797. Three Year cost \$6,030,391. Average Annual Cost \$2,010,130 Savings 1.7% compared to Cigna offer.

3) **Guardian-** They covered your employees 1997-2007. They are a quality company. Their DHMO bid is a much lesser DHMO plan than your current Cigna program. They do not have a richer one in their portfolio. They are offering a 36 month rate.

DPPO Monthly rate Single \$44.76 Family \$125.60 DHMO Monthly rate Single \$29.50 Family \$74.61

DPPO Annual Cost \$1,960,308. Total 3 year cost \$5,880,924 Savings 4.1% compared to Cigna offer.

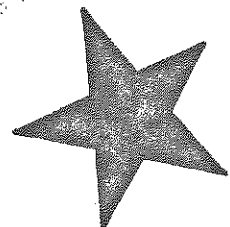
4) **Sun Life** - This is a large dental company. Their DHMO offered is much lesser than Cigna's. Two-year rate guarantee. Third-year rate cap 9%. They offered a in network only plan as an option to run alongside the current Cigna DHMO. It might not be strong enough to entice employees out of the DPPO.

DPPO Monthly rates Single \$43.80 Family \$122.89

DPPO First and Second year annual Cost \$1,918,058. 3rd Year cost \$2,061,861. 3 Year Cost \$5,897,977

Savings 3.8% compared to Cigna offer.

5) **Solstice-** This is a middle size company based out of Florida. We had a customer about your size that just moved from Solstice for service issues. Financially they have offered three-year rate guarantee.



PPO Monthly Rates Single \$46.62 Family \$130.82

Costs after 3 years \$6,125,334

6) **The Standard-** They are a good company, but offering no DHMO. Two-year rate guarantee and 3rd year rate Cap of 8%.

DPPO Monthly Rates Single \$46.19 Family \$129.61

Total Costs after 3 years \$6,230,538 No savings compared to Cigna offer.

7) **Ameritas-**Offering 24 Month rate guarantee. DPPO Monthly Rate- Single \$48.60 Family \$136.32 Annual cost \$2,127,779 3 year estimated cost (15% in 3rd year) \$6,702,503. This is 5% more than the current Cigna program

8) **Aetna-**Offering 12 month Guarantee and a 6.5% 2nd year and 6.5% 3rd year rate cap. They have a DHMO offered.

DPPO Monthly Rate Single \$47.93 Family \$134.48

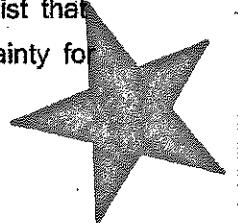
DHMO Monthly Rate Single \$22 Family \$55.79 Cost over 3 years \$6,715,032 This is 5% more than the current Cigna program.

9) **United Healthcare-** 24-month rate guarantee. DPPO Monthly Rate-Single \$56.05 Family \$157.27 \$2,454,630 Annually 3 year estimated cost (15%-year 3 increase) \$7,732,083 this is 24% more than current Cigna program.

10) **Declined to Quote-**Lincoln Financial, Principal

11) **Provided no bid upon solicitation-** Dent Max, Renaissance Dental, Anthem, Humana. This happens usually because they are uncompetitive and do not release a Decline to Quote letter.

In conclusion, we feel offers one through four above are quality offers and are quality offers when compared to your current Cigna DPPO. There are DHMO benefit issues for the 3 non-Cigna offerings where they aren't similar to Cigna's benefit structure. Met Life is the closest in DHMO benefits. Cigna has offered to retain the DHMO coverage if you do switch the DPPO part of the program. We recommend you retain the Cigna DHMO. Most of the financial cost for the town is the DPPO program. This part of the offerings from all the proposals is similar in benefits. The DPPO non-Cigna offers the annual average savings is 1.7% to 4.1% or an Adjusted 0.5% to 4.1% savings. This adjustment is due to the 1.2% that Cigna is willing to make retro actively to 1/1/24 for the Town. There is no wrong choice here. If you wanted to switch, we would recommend Guardian because of past history of good service, and 3-year savings of 4.1% net. That said, staying with Cigna is a good plan also. It promotes stability and there are about 5% of members who's in network dentist that would become out of network on the Guardian switch. This gives you budgeting certainty for



3 years on a fixed rate. This is also a win for the tax base and the employees. This rate would be retroactive to 1/1/24 for the town.

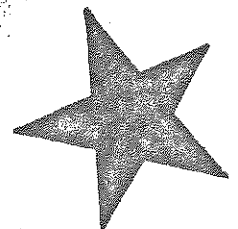
For some historical reference this would be less than the rate the town was paying in 2013 for the same dental benefits. This might be the only line item to have no cost increase for over 10 years in the town.

If you are asking me what I would decide if I was the sole decision maker, we would recommend DPPO Guardian, second Cigna third Sun Life, forth Met Life and DHMO should stay with Cigna as stated earlier. Remember all 4 are great offers and will do the job hired for. All the other proposals are options also, but have less to much less merit. There is also an internal cost in switching plans in Town employee labor to consider. Please be aware switching carriers takes about 4-6 weeks to implement well.

We thank you for the opportunity to work on this project.

Please call with any questions.

Analysis dated 2/22/2024 2:23pm updated post presentation with updated offers by Seth Kurz of Kurz Planning Inc.





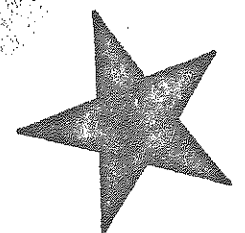
Town of Oyster Bay
Guaranteed Cost Funding
Non-Participating
January 01, 2024 - December 31, 2024

Cigna Total DPPO Tier	Expected Lives		3 years FLAT Option 1
Dental PPO - Match Current			
Employee Only	664		\$46.67
Employee + Family	1,064		\$130.95
Annual Cost	1,728		\$2,043,836
			36 month rates

2/26/2024 Revision

36 months FLAT

Dental Care/Access Plus Tier	Expected Lives	Current Rates	Quoted Rates
Cigna Dental Care [P1-00]			
Employee Only	35	\$35.92	\$35.92
Employee + Family	37	\$91.08	\$91.08
Annual Cost	72	\$55,526	\$55,526
			0.00%
36 month rates			



WHEREAS, by Resolution No. 143-2024, adopted on February 13, 2024, the Town Board authorized Pace Analytical Services, LLC, to provide On-Call Engineering Services in connection with Contract No. PWC17-24; Laboratory Analysis, for a two-year term, commencing January 1, 2024 through December 31, 2025; and

WHEREAS, Kimberley Mack, Client Services Project Manager, Pace Analytical Services, LLC, by letter dated March 5, 2024, described the scope of work to be performed under Contract No. PWC17-24, engineering services related to laboratory analysis of air and water samples relative to the Old Bethpage Landfill environmental monitoring; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works, by memoranda dated March 4, 2024 and March 11, 2024, requested Town Board authorization for Pace Analytical Services, LLC, to provide the aforesaid On-Call Engineering Services under Contract PWC17-24, and that the Comptroller be directed to issue an encumbrance order in an amount not to exceed \$40,000.00 for this purpose, with funds available for payment in Account No. SAN SR05 8160 44800 000 0000; and

WHEREAS, the proposed vendor's disclosure questionnaire has been reviewed and has satisfied the Town's Procurement Policy,

NOW, THEREFORE, BE IT RESOLVED, That the requests as hereinabove set forth are approved, and Pace Analytical Services, LLC, is hereby authorized to provide the aforementioned engineering services in connection with Contract No. PWC17-24, and the Comptroller is hereby authorized and directed to issue an encumbrance order in an amount not to exceed \$40,000.00 for this purpose, with funds available for payment in Account No. SAN SR05 8160 44800 000 0000.

-#-

RR
Reviewed By
Office of Town Attorney
Ralph P. Phalen

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Ayc
Councilwoman Johnson	Absent
Councilman Imbroto	Ayc
Councilman Hand	Ayc
Councilman Labriola	Ayc
Councilwoman Maier	Ayc
Councilwoman Walsh	Ayc

TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO

MARCH 11, 2024

TO: MEMORANDUM DOCKET

FROM: RICHARD W. LENZ, P.E., COMMISSIONER
DEPARTMENT OF PUBLIC WORKS

SUBJECT: SUPPLEMENTAL DOCKET MEMO TO ITEM NO. 28
DOCKET OF MARCH 5, 2024
ON-CALL ENGINEERING SERVICE REQUEST
RELATIVE TO LABORATORY ANALYSIS
CONTRACT NO.: PWC17-24
ACCOUNT NO.: SAN SR05 8160 44800 000 0000


In furtherance to Item No. 28 of the docket of March 5, 2024, the consultant, Pace Analytical Services, LLC, has been approved by the Commissioner of Public Works to provide engineering services under On-Call Contract No. PWC17-24 by Resolution No. 143-2024 for the subject project.

Attached is a letter dated March 6, 2024 from Pace Analytical Services, LLC regarding the scope of work to be performed in an amount not to exceed \$40,000.00. Services to be performed include laboratory analysis of air and water samples relative to the Old Bethpage Landfill environmental monitoring.

Attached is an availability of funds in the amount of \$40,000.00 to satisfy said engineering costs from the Director of Finance indicating that funds are available in Account No. SAN SR05 8160 44800 000 0000.

The vendor's disclosure questionnaire has been reviewed and the Town is satisfied that the Procurement Policy standards have been met.

It is hereby requested that the Town Board authorize, by Resolution, Pace Analytical Services, LLC under Contract No. PWC17-24, On-Call Engineering Services Relative to Laboratory Analysis, and requests that the Comptroller be directed to issue an encumbrance order for this purpose.



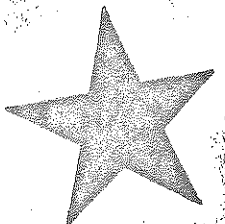
RICHARD W. LENZ, P.E.
COMMISSIONER
DEPARTMENT OF PUBLIC WORKS

RWL/IR/lk

Attachment

cc: Steve C. Ballas, Comptroller
Daniel Pearl, Commissioner/Sanitation

PWC17-24 PACE DOCKET 2024 FUNDS SUPP





**ON-CALL CONSULTANT SERVICE / REQUIREMENTS CONTRACT
REQUEST FOR AVAILABILITY OF FUNDS**



Requesting Division/Department SANITATION

THIS SECTION TO BE COMPLETED BY DEPARTMENT ADMINISTERING ON-CALL CONSULTANT CONTRACT

Contract Number PWC17-24

Contract Period JANUARY 1, 2024 - DECEMBER 31, 2025

Consultant/Contractor PACE ANALYTICAL SERVICES, LLC

Discipline LABORATORY ANALYSIS

Total Authorization \$40,000.00

Resolution No. 143-2024 Date 2/13/2024

Funded To Date \$0.00

Amount Requested \$40,000.00

Account To Be Used SPAN 50 05 8160 44800 000 0000

If Capital Account, State The Related Contract Number: N/A

Description Of Work

If a Capital Account is used and work is not related to a Capital Project, specify the nature of the requested service that qualifies it as a Capital Expense.

2024 LABORATORY ANALYSIS OF AIR & WATER SAMPLES

FROM THE OLD BETHPAGE LANDFILL ENVIRONMENTAL MONITORING

Work To Be Completed In Contract Period: Yes No

A "No" response will require Town Board authorization to extend the contract period.

Required Insurances Are In Effect: Yes No

A "No" response will prevent further processing of this form.

Required 50% Performance Bond For This Request In Effect: Yes No N/A

Amount of Bond \$

Requesting Division/Department

Signature *Mary Tenell*
 Title *Deputy Comm.*
 Date *3/11/24*

DPW Approval

Only To Be Executed By The Commissioner

Signature *Richard Coy*
 Title Commissioner of Public Works
 Date *3/11/24*

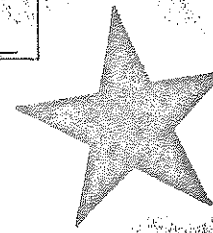
THIS SECTION TO BE COMPLETED BY THE DIRECTOR OF FINANCE

Amount Requested *40,000.00*

Unencumbered Balance *677,090.26*

Is The Account To Be Used Consistent With The Nature Of Work Listed Above? Yes No

Signature *[Signature]* Date *3/11/24*





TOWN OF OYSTER BAY



WORK ORDER

This Section To Be Completed By The Department Of Public Works

Work Order No. _____

E.O. No. _____

Contract Start 1/1/2024

Contract No. PWC17-24

Contract End 12/31/2025

Commencement Date JANUARY 1, 2024

No claim shall be paid for work performed prior to the Commencement Date

Vendor Name and Address

PACE ANALYTICAL SERVICES, LLC

575 BROAD HOLLOW ROAD

MELVILLE, NEW YORK 11747

Requesting Town Department SANITATION

Contact MATTHEW RUSSO, P.E. Phone 516-677-5719

Description of Work to be Performed (Attach Detail If Necessary)

2024 LABORATORY ANALYSIS OF AIR AND WATER SAMPLES FROM THE

OLD BETHPAGE LANDFILL ENVIRONMENTAL MONITORING

This work order shall not exceed \$ 40,000.00

Please notify the above mentioned contact person 48 hours prior to commencing any work.

Requesting Division/Department

Department Of Public Works Approval

Only To Be Executed By The Commissioner

Signature Mary Tenell

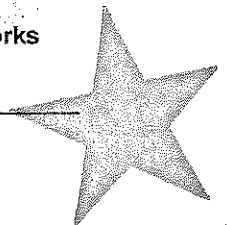
Signature Frederick C. ...

Title DEPUTY COMM.

Commissioner of Public Works

Date 3/11/24

Date 3/11/24





*Pace Analytical Services, LLC.
575 Broad Hollow Road
Melville, NY 11747*

*Phone: 516.370.6000
Fax: (631) 420-8436*

March 6, 2024

Mr. Matthew Russo, P.E.
Town of Oyster Bay
Department of Public Works
Division of Engineering
150 Miller Place
Syosset, New York 11791

**Re: Town of Oyster Bay Landfill Complex
Cost Proposal for 2024 Laboratory Analysis
Contract No.: 2024-01**

Dear Mr. Russo:

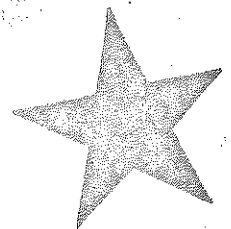
Pace Analytical Services Inc. is pleased to submit this proposal for laboratory analysis for the Town of Oyster Bay Landfill Complex sampling for Contract No.: 2024-01 On-Call Engineering Services for Laboratory Analysis of Air and Water Samples from the Old Bethpage Landfill. The new annual total will not exceed \$40,00.00.

Should you have any questions concerning the proposal please call me at 516-370-6052 or send an email kimberley.mack@pacelabs.com.

We look forward to continuing to provide these services to the Town.

Best Regards,

Kimberley Mack
Client Services Project Manager



WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works, by memoranda dated January 29, 2024 and February 2, 2024, advised that in connection with Contract No. PWC17-24, On-Call Engineering Services Relative to Laboratory Analysis, the Department of Public Works issued a Request for Proposals ("RFP") to seven (7) firms that have demonstrated applicable experience, as detailed in Guideline Nos. 6 and 9 of the Town of Oyster Bay Procurement Policy; and

WHEREAS, Commissioner Lenz, by said memoranda, further advised that on January 24, 2024, the Division of Engineering, Department of Public Works, received a total of one (1) proposals submitted in response to said RFP, and reviewed the proposals based upon their technical merits, with the reviews conducted in compliance with Guideline Nos. 6 and 9 of the Town of Oyster Bay Procurement Policy, and with all related support documentation filed with, and retained by, said Division of Engineering; and

WHEREAS, Thomas M. Sabellico, Special Council, Office of the Town Attorney, by memorandum dated January 29, 2024, provided an opinion that although only one response was received, the Department of Public Works was in compliance with the Town's Procurement Policy; and

WHEREAS, Commissioner Lenz, by said memoranda, requested that the Town Board authorize Pace Analytical Services, LLC to provide the Town of Oyster Bay with On-Call Engineering Services Relative to Laboratory Analysis, under Contract No. PWC17-24, for a two (2) year contract term, commencing from January 1, 2024 through December 31, 2025:

WHEREAS, Commissioner Lenz, by said memoranda, further advised that the Town of Oyster Bay has reviewed the proposed vendor's disclosure questionnaire, and has been satisfied that the requirements of the Town Oyster Bay Procurement Policy have been fulfilled; and

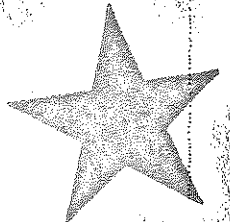
NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is approved, and Pace Analytical Services, LLC is hereby authorized to provide the Town of Oyster Bay with On-Call Engineering Services Relative to Laboratory Analysis, under Contract No. PWC17-24, for a two (2) year contract term, commencing from January 1, 2024 through December 31, 2025.

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The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye

REVIEWED BY
OFFICE OF TOWN ATTORNEY



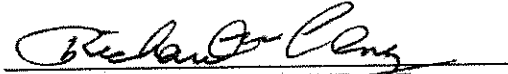
TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO

MARCH 4, 2024

TO : MEMORANDUM DOCKET
FROM : RICHARD W. LENZ, P.E., COMMISSIONER
DEPARTMENT OF PUBLIC WORKS
SUBJECT: ON CALL ENGINEERING SERVICES RELATIVE TO
LABORATORY ANALYSIS
CONTRACT NO. PWC17-24
SUPPLEMENTAL MEMO TO FOLLOW

At this time the Division of Engineering is preparing the necessary documentation for an on-call services request relative to Contract No. PWC17-24. Further information and a formal request will be made by supplemental memorandum docket.

It is requested that a space be reserved at the Town Board meeting of March 19, 2024 for the Town Board to take action on an on-call engineering services request for authorization under Contract No. PWC17-24.

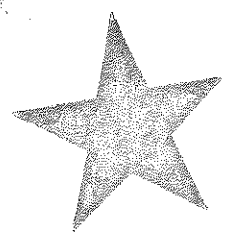

RICHARD W. LENZ, P.E.
COMMISSIONER
DEPARTMENT OF PUBLIC WORKS

RWL/MR/ik

Attachment

cc: Steven C. Ballas, Comptroller
Daniel Pearl, Commissioner/Sanitation

PWC17-24 PACE DOCKET 2024 FUNDS RESERVE



WHEREAS, by Resolution No. 919-2023, adopted on December 12, 2023, the Town Board authorized RTP Environmental Associates, Inc., to provide On-Call Engineering Services relative to Air Monitoring for the Old Bethpage Landfill, for a two-year term, commencing January 1, 2024 through December 31, 2025; and

WHEREAS, Kenneth J. Skipka, Principal, RTP Environmental Associates, Inc., by letter dated January 18, 2024, described the scope of work to be performed under Contract No. PWC28-24, engineering services related to air monitoring the Old Bethpage Landfill in accordance with the Town's Consent Decree, and requested approval of five vendors as sub-consultants for said project, *to wit*, Pace Analytical Services, LLC, for laboratory analysis, Pine Environmental Services, LLC, for sampling equipment, JKB Leasing, Inc., for equipment rental, Adams Environmental Engineering Group, LLC, and Thermo Fischer Scientific, Inc., be approved as a sub-consultants for this project; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works, by memoranda dated February 26, 2024 and March 11, 2024, requested Town Board authorization for RTP Environmental Associates, Inc., to provide the aforesaid On-Call Engineering Services under Contract No. PWC28-24, Pace Analytical Services, LLC, Pine Environmental Services, LLC, JKB Leasing, Inc., Adams Environmental Engineering Group, LLC, and Thermo Fischer Scientific, Inc., be approved as a sub-consultants for said project, and that the Comptroller be directed to issue an encumbrance order in an amount not to exceed \$85,200.00 for this purpose, with funds available for payment in Account No. SAN SR05 8160 44800 000 0000; and

WHEREAS, the proposed vendors' disclosure questionnaires have been reviewed and have satisfied the Town's Procurement Policy,

NOW, THEREFORE, BE IT RESOLVED, That the requests as hereinabove set forth are approved, and RTP Environmental Associates, Inc., is hereby authorized to provide the aforementioned engineering services in connection with Contract No. PWC28-24, Pace Analytical Services, LLC, Pine Environmental Services, LLC, JKB Leasing, Inc., Adams Environmental Engineering Group, LLC, and Thermo Fischer Scientific, Inc., be approved as a sub-consultants for said project, and the Comptroller is hereby authorized and directed to issue an encumbrance order in an amount not to exceed \$85,200.00 for this purpose, with funds available for payment in Account No. SAN SR05 8160 44800 000 0000.

-#-

ORS
 Reviewed By
 Office of Town Attorney
 Robert P. Hurlburt

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Absent
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye

TOWN OF OYSTER BAY

INTER-DEPARTMENTAL MEMO

MARCH 11, 2024

TO: MEMORANDUM DOCKET

FROM: RICHARD W. LENZ, P.E., COMMISSIONER
DEPARTMENT OF PUBLIC WORKS

SUBJECT: SUPPLEMENTAL DOCKET MEMO TO ITEM NO. 29
DOCKET OF MARCH 5, 2024
ON-CALL ENGINEERING SERVICE REQUEST
RELATIVE TO AIR MONITORING AT THE OLD BETHPAGE LANDFILL
AND USE OF SUB-CONSULTANTS
CONTRACT NO.: PWC28-24
ACCOUNT NO.: SAN SR05 8160 44800 000 0000

In furtherance to Item No. 29 of the docket of March 5, 2024, the consultant, RTP Environmental Associates, Inc., has been approved by the Commissioner of Public Works to provide engineering services under On-Call Contract No. PWC28-24 by Resolution No. 919-2023 for the subject project.

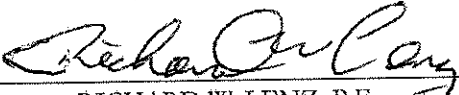
Attached is a letter dated January 18, 2024 from RTP Environmental Associates, Inc. Regarding the scope of work to be performed in an amount not to exceed \$85,200.00. Services to be performed include air monitoring services at the Old Bethpage Landfill in accordance with the Town's Consent Decree.

Attached is an availability of funds in the amount of \$85,200.00 to satisfy said engineering costs from the Director of Finance indicating that funds are available in Account No. SAN SR05 8160 44800 000 0000.

Further, the office of RTP Environmental Associates, Inc. requests to utilize, as sub-consultants, Pace Analytical Services, LLC for laboratory analysis, Pine Environmental Services, LLC for sampling equipment, JKB Leasing Inc. for equipment rental, Adams Environmental Engineering Group, LLC for engineering services, and Thermo Fischer Scientific, Inc. for sampling equipment.

The consultant and sub-consultant's disclosure questionnaires have been reviewed and the Town is satisfied that the Procurement Policy standards have been met.

It is hereby requested that the Town Board authorize, by Resolution, RTP Environmental Associates, Inc. Under Contract No. PWC28-24, On-Call Engineering Services Relative to Air Monitoring at the Old Bethpage Landfill, and requests that the Comptroller be directed to issue an encumbrance order for this purpose, and that Pace Analytical Services, LLC, Pine Environmental Services, LLC, JKB Leasing Inc., Adams Environmental Engineering Group, LLC, and Thermo Fischer Scientific, Inc. be approved as sub-consultants.


RICHARD W. LENZ, P.E.
COMMISSIONER
DEPARTMENT OF PUBLIC WORKS

RWL/MR/lk

Attachment

cc: Steve C. Ballas, Comptroller
Daniel Pearl, Commissioner/Sanitation

PWC28-24 RTP DOCKET 2024 FUNDS SUPP





**ON-CALL CONSULTANT SERVICE / REQUIREMENTS CONTRACT
REQUEST FOR AVAILABILITY OF FUNDS**



Requesting Division/Department SANITATION

THIS SECTION TO BE COMPLETED BY DEPARTMENT ADMINISTERING ON-CALL CONSULTANT CONTRACT

Contract Number PWC28-24

Contract Period JANUARY 1, 2024 - DECEMBER 31, 2025

Consultant/Contractor RTP ENVIRONMENTAL ASSOCIATES, INC.

Discipline AIR MONITORING FOR OLD BETHPAGE LANDFILL

Total Authorization \$85,200

Resolution No. 919-2023 Date 12/12/2023

Funded To Date \$0.00

Amount Requested \$85,200.00

Account To Be Used SAN SR 05 8/60 44800 000 0000

If Capital Account, State The Related Contract Number: N/A

Description Of Work

If a Capital Account is used and work is not related to a Capital Project, specify the nature of the requested service that qualifies it as a Capital Expense.

2024 MONITORING EFFORT FOR OLD BETHPAGE LANDFILL

Work To Be Completed In Contract Period: Yes No

A "No" response will require Town Board authorization to extend the contract period.

Required Insurances Are In Effect: Yes No

A "No" response will prevent further processing of this form.

Required 50% Performance Bond For This Request In Effect: Yes No N/A

Amount of Bond \$

Requesting Division/Department		DPW Approval Only To Be Executed By The Commissioner	
Signature <u>Mary Tenell</u>	Signature <u>Richard A. Long</u>		
Title <u>DEPUTY COMM</u>	Title <u>Commissioner of Public Works</u>		
Date <u>3/11/24</u>	Date <u>3/11/24</u>		

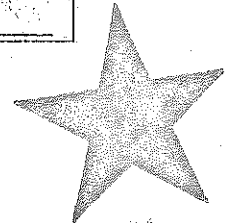
THIS SECTION TO BE COMPLETED BY THE DIRECTOR OF FINANCE

Amount Requested 85,200.00

Unencumbered Balance 677,090.26

Is The Account To Be Used Consistent With The Nature Of Work Listed Above? Yes No

Signature [Signature] Date 3/11/24





TOWN OF OYSTER BAY



WORK ORDER

This Section To Be Completed By The Department Of Public Works

Work Order No. _____ E.O. No. _____
 Contract No. PWC28-24 Contract Start 1/1/2024
 Contract End 12/31/2025
 Commencement Date JANUARY 1, 2024

No claim shall be paid for work performed prior to the Commencement Date

Vendor Name and Address

RTP ENVIRONMENTAL ASSOCIATES, INC.

400 POST AVENUE

WESTBURY, NEW YORK 11590

Requesting Town Department SANITATION

Contact MATTHEW RUSSO, P.E. Phone 516-677-5719

Description of Work to be Performed (Attach Detail If Necessary)

2024 MONITORING EFFORT FOR OLD BETHPAGE LANDFILL

This work order shall not exceed \$ 85,200.00

Please notify the above mentioned contact person 48 hours prior to commencing any work.

Requesting Division/Department

Signature Mary Teneal

Title DEPUTY COMM.

Date 3/11/24

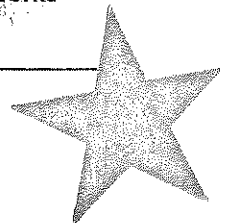
Department Of Public Works Approval

Only To Be Executed By The Commissioner

Signature Richard J. Long

Commissioner of Public Works

Date 3/11/24





RTP ENVIRONMENTAL ASSOCIATES, INC.®

AIR • WATER • SOLID WASTE CONSULTANTS

400 Post Avenue
Westbury, New York 11590
(www.rtpenv.com)

(516) 333-4526
fax (516) 333-4571

VIA ELECTRONIC MAIL

January 18, 2024

Mr. Richard Lenz, Commissioner
Town of Oyster Bay
Department of Public Works
150 Miller Place
Syosset, NY 11791

**RE: Price Proposal for Conducting 2024 Activities
as Described Under Contract No. PWC 28 (23/24)**

Dear Commissioner Lenz:

RTP Environmental Associates, Inc. (RTP) is providing the following price proposal for the above referenced contract. In summary, RTP will provide the services listed in the following table under Contract PWC 28. The table also contains the estimated price for completing all services listed.

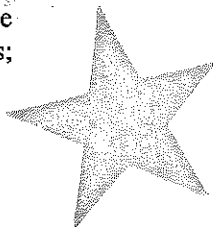
RTP intends to conduct the field work for the 2nd Quarter tests between January 1, 2024 and June 30, 2024, depending on State and Federal restrictions and weather conditions. The program will be modified slightly to compensate for the collection of samples that occurred outside the January through March 2023 field program test window. The proposal assumes the involvement of additional contractors; Pace Laboratories, Pine Environmental, JKB Leasing, Adams Environmental, and Fisher Scientific. As you are aware, work will extend beyond the field efforts including the two (2) months it normally takes for RTP to receive the analytical results.

Tabulation of Services under Contract PWC 28 2nd Quarter

Task #	Activity	Price
1.	Ambient Air Quality, Soil Gas, and Pressure Testing (1 st Quarter)	
2.	Annual Zero Gas Migration Survey (1 st Quarter)	
3.	1 st Quarter Methane Survey	
4.	2 nd Quarter Perimeter Exhaust Vent Stack Test	
5.	Reporting Town of Oyster Bay Weekly Perimeter Gas Monitoring Data	
6.	Reporting Quarter Test Results and Annual Analyses	
7.	Recommendations for 2025 Monitoring Programs	
	*ESTIMATED TOTAL:	\$85,200

***Assumptions:**

a) The NYSDEC has requested reporting within 60 days of Task No. 1. However, the tests are dependent on several factors such as State and Federal policies; weather conditions;



Mr. Richard Lenz
TOB 2024 Price Proposal
January 18, 2024
Page 2 of 2

RTP ENVIRONMENTAL ASSOCIATES, INC.

analytical laboratory delays that can take over two (2) months to provide final data; and any subsequent corrections by the analytical laboratory and LKB. We confirmed with the Town and LKB the need for performing Task No. 1: Ambient Air Quality, Soil Gas, and Pressure Testing during the 1st Quarter of 2024, should weather conditions and other factors allow. At this point we have not requested NYSDEC concurrence to collect samples during the 1st Quarter to substitute for not collecting these samples during the 1st Quarter in 2023.

b) The annual reporting of weekly methane concentrations, as required, will conclude with the last week in June 2024. Data will be provided from June 1, 2023 through June 30, 2024.

c) The price assumes contingency funds for responding to no more than one iteration of review questions; readily available media to perform all tests; no interference from equipment and facility operations with performing tests; and any deviations from established protocols, pricing, etc. that may require additional funding.

d) Town monitoring data will be supplied to RTP within one (1) month of the end of the 2nd Quarter of 2024; analytical results, if required, will be provided within specified analytical limits for sample integrity timeframes (exceeding these limits could void the test and require repeating the test, which may not be possible within the timeframe anticipated in the contract). Any excursion from these limits will result in a late report relative to DEC requirements.

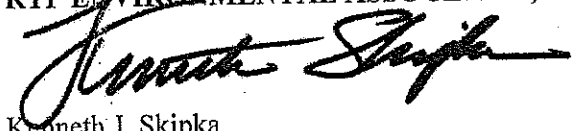
e) The 2024 budget is based, in part, on last year's costs for the 2023 program; however, with the uncertainty of State and Federal restrictions in place and the potential problems associated with acquiring media, laboratory constraints, availability of required supplies and equipment, PPE, staff availability, and other State mandated policies in place, the chance for additional costs cannot be ruled out.

f) Should the Town require additional services beyond those listed above, RTP will propose an amendment to the contract.

RTP has performed the services included in this proposal, in total or in part, in previous years, and appreciates being considered for completing the scope of work for 2024. Attached, please find our updated Form 330 for your records. Should you have any questions or need additional information, RTP would be pleased to respond to any such requests.

Thank you for considering RTP for assisting with the above program for 2024. If you have any questions, please give us a call. We look forward to working with the Town on this project.

Sincerely,
RTP ENVIRONMENTAL ASSOCIATES, INC.

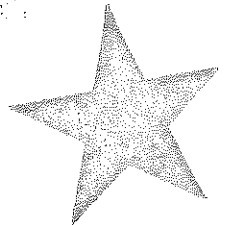


Kenneth J. Skipka
Principal

Attachment

cc: Matt Russo, Town of Oyster Bay

P:\Proposals\2024\TOB\Cost Prop24_0118.Docx



Meeting of December 12, 2023

Resolution No.919-2023

WHEREAS, in connection with Contract No. PWC28-24, On-Call Engineering Services Relative to Air Monitoring for the Old Bethpage Landfill, the Department of Public Works issued a Request for Proposals ("RFP") to nine (9) firms that have demonstrated applicable experience, as detailed in Guideline Nos. 6 and 9 of the Town of Oyster Bay Procurement Policy, and responded to requests from three (3) additional firms, for RFP-related documents, generated by posting the RFP upon the official Town of Oyster Bay website; and

WHEREAS, on November 8, 2023, the Division of Engineering, Department of Public Works, received a total of three (3) proposals submitted in response to said RFP, and reviewed the proposals based upon their technical merits, with the reviews conducted in compliance with Guideline Nos. 6 and 9 of the Town of Oyster Bay Procurement Policy, and with all related support documentation filed with, and retained by, said Division of Engineering; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works, by memorandum dated November 27, 2023, requested that the Town Board authorize the following firms to provide the Town of Oyster Bay with On-Call Engineering Services Relative to Air Monitoring for the Old Bethpage Landfill under Contract No. PWC28-24, for a two (2) year contract term, commencing from January 1, 2024 through December 31, 2025:

H2M Architects, Engineers, Land Surveying and Landscape Architecture, D.P.C.
RTP Environmental Associates, Inc.; and

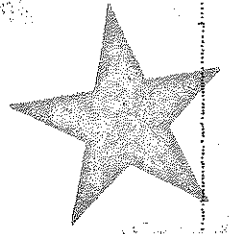
WHEREAS, Commissioner Lenz, by said memorandum, advised that the Town has reviewed the proposed vendors' disclosure questionnaires, and has been satisfied that the requirements of the Town Oyster Bay Procurement Policy have been fulfilled; and

WHEREAS, Commissioner Lenz, by said memorandum, further advised that the Department of Public Works shall request Town Board authorization at the time the Town shall require said On-Call Services under Contract No. PWC28-24; and

WHEREAS, Commissioner Lenz, by said memorandum, further advised that should any Town Department choose to utilize said On-Call services under Contract No. PWC28-24, said Town Department shall first notify the Commissioner of the Department of Public Works, who shall determine the suitability, and the availability, to perform the requested service(s).

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is approved, and that in connection with Contract No. PWC28-24, H2M Architects, Engineers, Land Surveying and Landscape Architecture, D.P.C., and RTP Environmental Associates, Inc., are hereby authorized to provide the Town of Oyster Bay with On-Call Engineering Services Relative to Air Monitoring for the Old Bethpage Landfill, for a two (2) year contract term, commencing from January 1, 2024 through December 31, 2025; and be it further

REVIEWED BY
OFFICE OF TOWN ATTORNEY
Ralph P. Decker



Resolution No.919-2023

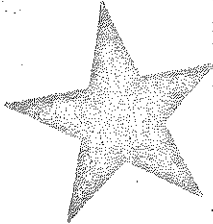
RESOLVED, That the Department of Public Works shall request Town Board authorization at the time the Town shall require said On-Call Services under Contract No. PWC28-24 by a separate memorandum docket; and be it further

RESOLVED, That should any Town Department choose to utilize On-Call services under Contract No. PWC28-24, said Town Department shall first notify the Commissioner of the Department of Public Works, who shall determine the suitability, and the availability, to perform the requested service(s).

#

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Nay



**TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO**

MARCH 4, 2024


TO : MEMORANDUM DOCKET

FROM : RICHARD W. LENZ, P.E., COMMISSIONER
DEPARTMENT OF PUBLIC WORKS

SUBJECT: ON CALL ENGINEERING SERVICES RELATIVE TO
AIR MONITORING AT THE OLD BETHPAGE LANDFILL
CONTRACT NO. PWC28-24
SUPPLEMENTAL MEMO TO FOLLOW

At this time the Division of Engineering is preparing the necessary documentation for an on-call services request relative to Contract No. PWC28-24. Further information and a formal request will be made by supplemental memorandum docket.

It is requested that a space be reserved at the Town Board meeting of March 19, 2024 for the Town Board to take action on an on-call engineering services request for authorization under Contract No. PWC28-24.



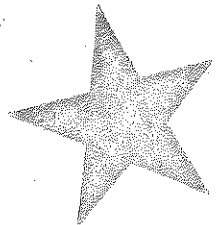
RICHARD W. LENZ, P.E.
COMMISSIONER
DEPARTMENT OF PUBLIC WORKS

RWL/MR/ik

Attachment

cc: Steven C. Ballas, Comptroller
Daniel Pearl, Commissioner/Sanitation

PWC28-24 RTP DOCKET 2024 FUNDS RESERVE



WHEREAS, by Resolution No. 918-2023, adopted on December 12, 2023, the Town Board authorized D&B Engineers & Architects, P.C. to provide On-Call Engineering Services relative to groundwater monitoring for the Old Bethpage Landfill in connection with Contract No. PWC27-24, for a two-year term, commencing January 1, 2024 through December 31, 2025; and

WHEREAS, Steven A. Fangmann, P.E., BCEE, President and CEO, D&B Engineers & Architects, P.C., by letter dated February 14, 2024, described the scope of work to be performed under Contract No. PWC27-24; engineering services related to groundwater monitoring services at the Old Bethpage Landfill in accordance with the Town's Consent Decree, and requested that Pine Environmental Services, Inc. be approved as a sub-consultant for specialized sampling equipment for said project; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works, by memoranda dated March 4, 2024 and March 11, 2024, requested Town Board authorization for D&B Engineers & Architects, P.C., to provide the aforesaid On-Call Engineering Services under Contract PWC27-24, that Pine Environmental Services, Inc. be approved as a sub-consultant for said project, and that the Comptroller be directed to issue an encumbrance order in an amount not to exceed \$45,000.00 for this purpose, with funds available for payment in Account No. SAN SR05 8160 44800 000 0000; and

WHEREAS, the proposed vendors' disclosure questionnaires have been reviewed and have satisfied the Town's Procurement Policy,

NOW, THEREFORE, BE IT RESOLVED, That the requests as hereinabove set forth are approved, and D&B Engineers & Architects, P.C. is hereby authorized to provide the aforementioned engineering services in connection with Contract No. PWC27-24, and Pine Environmental Services, Inc. is hereby authorized to be a sub-consultant for said project, and the Comptroller is hereby authorized and directed to issue an encumbrance order in an amount not to exceed \$45,000.00 for this purpose, with funds available for payment in Account No. SAN SR05 8160 44800 000 0000.

-#-

EPS
Reviewed By
Office of Town Attorney
Paul J. Deacy

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Absent
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye

TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO

MARCH 11, 2024

TO: MEMORANDUM DOCKET

FROM: RICHARD W. LENZ, P.E., COMMISSIONER
DEPARTMENT OF PUBLIC WORKS

SUBJECT: SUPPLEMENTAL DOCKET MEMO TO ITEM NO. 30
DOCKET OF MARCH 5, 2024
ON-CALL ENGINEERING SERVICE REQUEST
GROUNDWATER MONITORING AT THE OLD BETHPAGE LANDFILL
AND USE OF SUB-CONSULTANT
CONTRACT NO.: PWC27-24
ACCOUNT NO.: SAN SR05 8160 44800 000 0000

In furtherance to Item No. 30 of the docket of March 5, 2024, the consultant, D&B Engineers & Architects, P.C., has been approved by the Commissioner of Public Works to provide engineering services under On-Call Contract No. PWC27-24 by Resolution No. 918-2023 for the subject project.

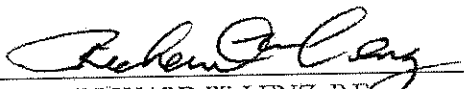
Attached is a letter dated February 14, 2024 from D&B Engineers & Architects, P.C. regarding the scope of work to be performed in an amount not to exceed \$45,000.00. Services to be performed include groundwater monitoring services at the Old Bethpage Landfill in accordance with the Town's Consent Decree.

Attached is an availability of funds in the amount of \$45,000.00 to satisfy said engineering costs from the Director of Finance indicating that funds are available in Account No. SAN SR05 8160 44800 000 0000.

Further, the office of D&B Engineers & Architects, P.C. requests to utilize, as sub-consultant, Pine Environmental Services, Inc. for sampling equipment.

The consultant's and sub-consultant's disclosure questionnaires have been reviewed and the Town is satisfied that the Procurement Policy standards have been met.

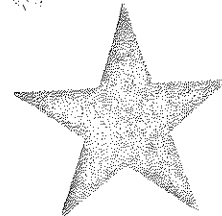
It is hereby requested that the Town Board authorize, by Resolution, D&B Engineers & Architects, P.C. under Contract No. PWC27-24, On-Call Engineering Services Relative to Groundwater Monitoring at the Old Bethpage Landfill, and requests that the Comptroller be directed to issue an encumbrance order for this purpose, and that Pine Environmental Services, Inc. be approved as sub-consultant.


RICHARD W. LENZ, P.E.
COMMISSIONER
DEPARTMENT OF PUBLIC WORKS

RWL/MR/lk
Attachment

cc: Steve C. Ballas, Comptroller
Daniel Pearl, Commissioner/Sanitation

PWC27-24 D&B DOCKET 2024 FUNDS SUPP





**ON-CALL CONSULTANT SERVICE / REQUIREMENTS CONTRACT
REQUEST FOR AVAILABILITY OF FUNDS**



Requesting Division/Department SANITATION

THIS SECTION TO BE COMPLETED BY DEPARTMENT ADMINISTERING ON-CALL CONSULTANT CONTRACT

Contract Number PWC27-24

Contract Period JANUARY 1, 2024 - DECEMBER 31, 2025

Consultant/Contractor D&B ENGINEERS AND ARCHITECTS, P.C.

Discipline GROUNDWATER MONITORING FOR OLD BETHPAGE LANDFILL

Total Authorization \$45,000

Resolution No. 918-2023 Date 12/12/2023

Funded To Date \$0.00

Amount Requested \$45,000.00

Account To Be Used SAN SR 05 8160 44800 000 0000

If Capital Account, State The Related Contract Number: _____

Description Of Work

If a Capital Account is used and work is not related to a Capital Project, specify the nature of the requested service that qualifies it as a Capital Expense.

2024 MONITORING EFFORT FOR OLD BETHPAGE LANDFILL

Work To Be Completed In Contract Period: Yes No
A "No" response will require Town Board authorization to extend the contract period.

Required Insurances Are In Effect: Yes No
A "No" response will prevent further processing of this form.

Required 50% Performance Bond For This Request In Effect: Yes No N/A

Amount of Bond \$ _____

<p>Requesting Division/Department</p> <p>Signature <u>Mary Tenore</u></p> <p>Title <u>Commissioner - DEPUTY</u></p> <p>Date <u>3/11/24</u></p>	<p align="center">DPW Approval</p> <p align="center">Only To Be Executed By The Commissioner</p> <p>Signature <u>Richard A. Clay</u></p> <p>Title <u>Commissioner of Public Works</u></p> <p>Date <u>3/11/24</u></p>
--	--

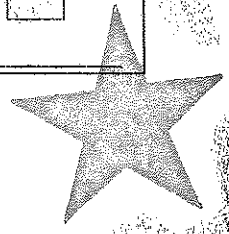
THIS SECTION TO BE COMPLETED BY THE DIRECTOR OF FINANCE

Amount Requested 45,000.00

Unencumbered Balance 677,090.26

Is The Account To Be Used Consistent With The Nature Of Work Listed Above? Yes No

Signature [Signature] Date 3/11/24





TOWN OF OYSTER BAY



WORK ORDER

This Section To Be Completed By The Department Of Public Works

Work Order No. _____

E.O. No. _____

Contract Start 1/1/2024

Contract No. PWC27-24

Contract End 12/31/2025

Commencement Date JANUARY 1, 2024

No claim shall be paid for work performed prior to the Commencement Date

Vendor Name and Address

D&B ENGINEERS & ARCHITECTS, P.C.

330 CROSSWAYS PARK DRIVE

WOODBURY, NEW YORK 11797

Requesting Town Department SANITATION

Contact MATTHEW RUSSO, P.E. Phone 516-677-5719

Description of Work to be Performed (Attach Detail If Necessary)

2024 MONITORING EFFORT FOR OLD BETHPAGE LANDFILL

This work order shall not exceed \$ 45,000.00

Please notify the above mentioned contact person 48 hours prior to commencing any work.

Requesting Division/Department

Department Of Public Works Approval

Only To Be Executed By The Commissioner

Signature *Matthew Russo*

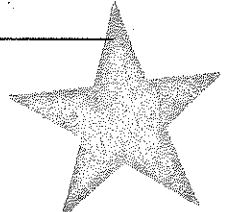
Signature *Richard J. Long*

Title DEPT. COMM.

Commissioner of Public Works

Date 3/11/24

Date 3/11/24





D&B ENGINEERS AND ARCHITECTS

330 Crossways Park Drive, Woodbury, New York 11797
516-364-9890 • 718-460-3634 • www.db-eng.com

Principals

Steven A. Fangmann, P.E., BCEE
President & Chairman

William D. Merklin, P.E.
Executive Vice President

Robert L. Raab, P.E., BCEE, CCM
Senior Vice President

Joseph H. Marturano
Senior Vice President

February 14, 2024

Matthew Russo, P.E.
Department of Public Works
Town of Oyster Bay
150 Miller Place
Syosset, NY 11791

Re: Engineering Services for Groundwater Monitoring at
Old Bethpage Landfill
TOB Contract No. PWC 27-24, Resolution 918-2023

Dear Mr. Russo:

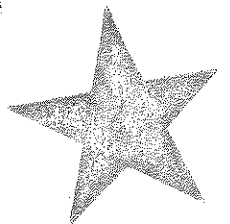
As the Town's approved consultant for the above referenced contract, D&B Engineers and Architects (D&B) is pleased to present this proposal to the Town of Oyster Bay (the Town) to conduct Post-Termination groundwater monitoring and reporting at the Old Bethpage Landfill. D&B previously completed several years of quarterly groundwater monitoring in accordance with the Town's Consent Decree with the New York State Department of Environmental Conservation (NYSDEC), and assisted the Town in obtaining approval from the NYSDEC in 2016 to enter into three years of semi-annual Post-Termination groundwater monitoring for which sampling and reporting has now been completed. Based upon ongoing correspondence with the NYSDEC, the Town has been requested to continue Post-Termination monitoring and reporting until an approval to conclude this effort is issued. Our work will additionally include supporting the Town with negotiations with NYSDEC on an as-needed basis on groundwater sampling and contamination issues at this property.

As requested by the Town, D&B proposes the following Post-Termination groundwater monitoring tasks for the 2024 reporting year, unless otherwise modified by the Town as a result of NYSDEC correspondence and negotiation.

Old Bethpage Landfill Groundwater Monitoring and Reporting

1. Post-Termination Groundwater Monitoring:
 - a. Semi-annual groundwater quality sampling of monitoring wells will be conducted for VOCs, total and dissolved metals and leachate parameters.
 - b. The following 13 wells will be sampled during each sampling round: LF-1, LF-2, MW-5B, MW-6A, MW-6B, MW-6C, MW-6E, MW-6F, MW-8A, MW-8B, MW-

"Facing Challenges, Providing Solutions... Since 1965"



Matthew Russo, P.E.
Department of Public Works
Town of Oyster Bay
February 14, 2024

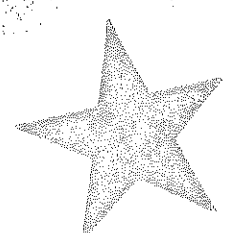
Page 2

9B, MW-9C and OBS-1. Note that Well MW-6A has been observed to be dry during several sampling events and will only be sampled if sufficient groundwater is present in the well.

- c. Two semi-annual sampling rounds are anticipated to be completed in 2024.
2. Groundwater Monitoring Reports:
 - a. Draft Semi-annual Groundwater Monitoring Reports for each of the two (2) sampling events will be prepared and submitted to the Town for review.
 - b. Each semi-annual report will be a stand-alone report and will include the data obtained from all the previous Post-Termination monitoring and reporting events.
 - c. D&B will prepare trend graphs and spider diagrams for key contaminants and analyze Post-Termination monitoring concentration trends.
 - d. After Town review, D&B will revise each semi-annual report, as required, and submit the final report to NYSDEC, no more than 90 days from each sampling event.
 - e. A maximum of five (5) copies of each final report will be submitted.
 3. Laboratory analyses for all samples will be conducted under a separate contract, as follows:
 - a. VOCs, metals and wet chemistry analyses will be conducted by Pace Analytical Services, Inc. (Pace), located at 575 Broadhollow Road in Melville, NY 11747, under direct contract with the Town.

Post-Termination Monitoring and Coordination with NYSDEC

1. Coordinate with the Town and the Town's oversight consultant to develop and respond to correspondence related to proposed post-termination and emerging contaminant monitoring and reporting obligations as necessary.
2. Attend meetings and represent the Town's interests with regard to merit and justification of future sampling and monitoring at the landfill, as may be necessary.



D&B ENGINEERS AND ARCHITECTS

Page 3

Matthew Russo, P.E.
Department of Public Works
Town of Oyster Bay
February 14, 2024

The proposed fees to complete the above tasks will be based upon time and expenses actually incurred in relation to the above scope in accordance with our On-Call Agreement with the Town and will not exceed a value of \$45,000 for the 2024 anticipated scope activities defined above.

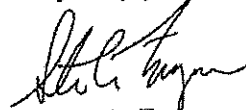
D&B intends to utilize Pine Environmental Services, Inc. for specialized sampling equipment rental needs and is hereby requesting the Town's approval of this proposed subcontractor. Pine Environmental Services, Inc. is located at Windsor Industrial Park, 92 North Main Street, Building 20, Windsor, NJ 08561.

Laboratory analysis will be performed by Pace Analytical Services, Inc. under contract with the Town and therefore, costs for laboratory analyses are not included in this request.

Our funding request includes a total of \$3,000 or approximately 17 hours of staff effort to assist the Town with emerging contaminant work plan support and coordination, meetings or correspondence with the NYSDEC, as may be necessary.

If you have any questions or comments, please do not hesitate to contact me at (516) 364-9890, Ext. 3005.

Very truly yours,

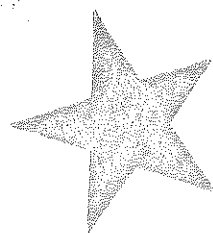


Steven A. Fangmann, P.E., BCEE
President and CEO

SAF/PRS/kb

cc: P. Sachs (D&B)

♦PX12107SAF021324MR-Ltr



Meeting of December 12, 2023

Resolution No.918-2023

WHEREAS, in connection with Contract No. PWC27-24, On-Call Engineering Services Relative to Groundwater Monitoring for the Old Bethpage Landfill, the Department of Public Works issued a Request for Proposals ("RFP") to twenty (20) firms that have demonstrated applicable experience, as detailed in Guideline Nos. 6 and 9 of the Town of Oyster Bay Procurement Policy, and responded to requests from three (3) additional firms, for RFP-related documents, generated by posting the RFP upon the official Town of Oyster Bay website; and

WHEREAS, on November 8, 2023, the Division of Engineering, Department of Public Works, received a total of four (4) proposals submitted in response to said RFP, and reviewed the proposals based upon their technical merits, with the reviews conducted in compliance with Guideline Nos. 6 and 9 of the Town of Oyster Bay Procurement Policy, and with all related support documentation filed with, and retained by, said Division of Engineering; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works, by memorandum dated November 27, 2023, requested that the Town Board authorize the following firms to provide the Town of Oyster Bay with On-Call Engineering Services Relative to Groundwater Monitoring for the Old Bethpage Landfill, under Contract No. PWC27-24 for a two (2) year contract term, commencing from January 1, 2024 through December 31, 2025:

D&B Engineers & Architects, P.C.
Lockwood, Kessler & Bartlett, Inc; and.

WHEREAS, Commissioner Lenz, by said memorandum, advised that the Town has reviewed the proposed vendors' disclosure questionnaires, and has been satisfied that the requirements of the Town Oyster Bay Procurement Policy have been fulfilled; and

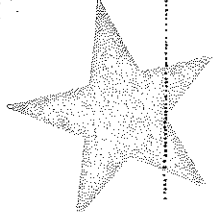
WHEREAS, Commissioner Lenz, by said memorandum, further advised that the Department of Public Works shall request Town Board authorization at the time the Town shall require said On-Call Services under Contract No. PWC27-24; and

WHEREAS, Commissioner Lenz, by said memorandum, further advised that should any Town Department choose to utilize said On-Call services under Contract No. PWC27-24, said Town Department shall first notify the Commissioner of the Department of Public Works, who shall determine the suitability, and the availability, to perform the requested service(s),

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is approved, and that in connection with Contract No. PWC27-24, D&B Engineers & Architects, P.C., and Lockwood, Kessler & Bartlett, Inc., are hereby authorized to provide the Town of Oyster Bay with On-Call Engineering Services Relative to Groundwater Monitoring for

D&B
REVIEWED BY
OFFICE OF TOWN ATTORNEY

Paul P. P. Healy



Resolution No.918-2023

the Old Bethpage Landfill, for a two (2) year contract term, commencing from January 1, 2024 through December 31, 2025; and be it further

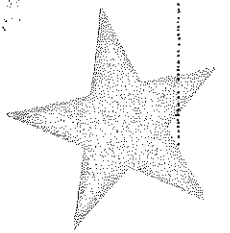
RESOLVED, That the Department of Public Works shall request Town Board authorization at the time the Town shall require said On-Call Services under Contract No. PWC27-24 by a separate memorandum docket; and be it further

RESOLVED, That should any Town Department choose to utilize On-Call services under Contract No. PWC27-24, said Town Department shall first notify the Commissioner of the Department of Public Works, who shall determine the suitability, and the availability, to perform the requested service(s).

#

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Nay



**TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO**

MARCH 4, 2024


TO : MEMORANDUM DOCKET

FROM : RICHARD W. LENZ, P.E., COMMISSIONER
DEPARTMENT OF PUBLIC WORKS

SUBJECT: ON CALL ENGINEERING SERVICES RELATIVE TO
GROUNDWATER MONITORING AT THE OLD BETHPAGE LANDFILL
CONTRACT NO. PWC27-24
SUPPLEMENTAL MEMO TO FOLLOW

At this time the Division of Engineering is preparing the necessary documentation for an on-call services request relative to Contract No. PWC27-24. Further information and a formal request will be made by supplemental memorandum docket.

It is requested that a space be reserved at the Town Board meeting of March 19, 2024 for the Town Board to take action on an on-call engineering services request for authorization under Contract No. PWC27-24.

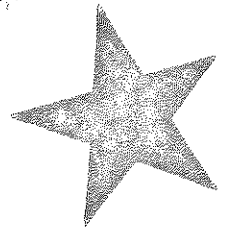

RICHARD W. LENZ, P.E.
COMMISSIONER
DEPARTMENT OF PUBLIC WORKS

RWL/~~WR~~/ik

Attachment

cc: Steven C. Ballas, Comptroller
Daniel Pearl, Commissioner/Sanitation

PWC27-24 D&B DOCKET 2024 FUNDS RESERVE



Reviewed By
Office of Town Attorney
[Signature]

WHEREAS, by Resolution No. 921-2023, adopted on December 12, 2023, the Town Board authorized Cashin Associates, P.C. to provide On-Call Engineering Services relative to the Operation and Development of the Old Bethpage Solid Waste Disposal Complex in connection with Contract No. PWC31-24, for a two-year term, commencing January 1, 2024 through December 31, 2025; and

WHEREAS, Alfred J. Angiola, P.E., Cashin Associates, P.C., by letter dated January 2, 2024, described the scope of work to be performed under Contract No. PWC31-24, engineering services related to the oversight of solid waste and recycling vendors, permitting and regulatory issues and new contract development, and requested that Germano & Cahill, P.C. be approved as a sub-consultant for legal services; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works, by memoranda dated March 4, 2024 and March 11, 2024, requested Town Board authorization for Cashin Associates, P.C., to provide the aforesaid On-Call Engineering Services under Contract PWC31-24, that Germano & Cahill, P.C. be approved as a sub-consultant for said project, and that the Comptroller be directed to issue an encumbrance order in an amount not to exceed \$244,450.00 for this purpose, with funds available for payment in Account No. SAN SR05 8160 44800 000 0000; and

WHEREAS, the proposed vendors' disclosure questionnaires have been reviewed and have satisfied the Town's Procurement Policy,

NOW, THEREFORE, BE IT RESOLVED, That the requests as hereinabove set forth are approved, and Cashin Associates, P.C. is hereby authorized to provide the aforementioned engineering services in connection with Contract No. PWC31-24, and Germano & Cahill, P.C. is hereby authorized to be a sub-consultant for said project, and the Comptroller is hereby authorized and directed to issue an encumbrance order in an amount not to exceed \$244,450.00 for this purpose, with funds available for payment in Account No. SAN SR05 8160 44800 000 0000.

-#-

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Ayc
Councilwoman Johnson	Absent
Councilman Imbroto	Ayc
Councilman Hand	Ayc
Councilman Labriola	Ayc
Councilwoman Maier	Ayc
Councilwoman Walsh	Ayc

TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO

MARCH 11, 2024

TO: MEMORANDUM DOCKET

FROM: RICHARD W. LENZ, P.E., COMMISSIONER
DEPARTMENT OF PUBLIC WORKS

SUBJECT: SUPPLEMENTAL DOCKET MEMO TO ITEM NO. 31
DOCKET OF MARCH 5, 2024
ON-CALL ENGINEERING SERVICE REQUEST
OPERATION AND DEVELOPMENT OF THE OLD BETHPAGE SOLID WASTE
DISPOSAL COMPLEX, AND USE OF SUB-CONSULTANT
CONTRACT NO.: PWC31-24
ACCOUNT NO.: SAN SR05 8160 44800 000 0000

In furtherance to Item No. 31 of the docket of March 5, 2024, the consultant, Cashin Associates, P.C., has been approved by the Commissioner of Public Works to provide engineering services under On-Call Contract No. PWC31-24 by Resolution No. 921-2023 for the subject project.

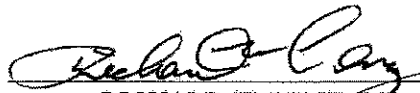
Attached is a letter dated January 2, 2024 from Cashin Associates, P.C. regarding the scope of work to be performed in an amount not to exceed \$244,450.00. Services to be performed include oversight of solid waste and recycling vendors, permitting and regulatory issues, and new contract development.

Attached is an availability of funds in the amount of \$244,450.00 to satisfy said engineering costs from the Director of Finance indicating that funds are available in Account No. SAN SR05 8160 44800 000 0000.

Further, the office of Cashin Associates, P.C. requests to utilize, as sub-consultant, Germano & Cahill, P.C. for legal services.

The consultant's and sub-consultant's disclosure questionnaires have been reviewed and the Town is satisfied that the Procurement Policy standards have been met.

It is hereby requested that the Town Board authorize, by Resolution, Cashin Associates, P.C. under Contract No. PWC31-24, On-Call Engineering Services Relative to Operation and Development of the Old Bethpage Solid Waste Disposal Complex, and requests that the Comptroller be directed to issue an encumbrance order for this purpose, and that Germano & Cahill, P.C. be approved as sub-consultant.

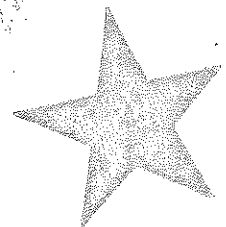

RICHARD W. LENZ, P.E.
COMMISSIONER
DEPARTMENT OF PUBLIC WORKS

RWL/MR/ik

Attachment

cc: Steve C. Ballas, Comptroller
Daniel Pearl, Commissioner/Sanitation

PWC31-24 CASHIN DOCKET 2024 FUNDS SUPP





**ON-CALL CONSULTANT SERVICE / REQUIREMENTS CONTRACT
REQUEST FOR AVAILABILITY OF FUNDS**



Requesting Division/Department SANITATION

THIS SECTION TO BE COMPLETED BY DEPARTMENT ADMINISTERING ON-CALL CONSULTANT CONTRACT

Contract Number PWC31-24

Contract Period JANUARY 1, 2024 - DECEMBER 31, 2025

Consultant/Contractor CASHIN ASSOCIATES, P.C.

Discipline OPERATION AND DEVELOPMENT OF O.B.S.W.D.C.

Total Authorization \$244,450.00

Resolution No. 921-2023 Date 12/12/2023

Funded To Date \$0.00

Amount Requested \$244,450.00

Account To Be Used SAN SR 05 8160 44800 000 0000

If Capital Account, State The Related Contract Number: N/A

Description Of Work

If a Capital Account is used and work is not related to a Capital Project, specify the nature of the requested service that qualifies it as a Capital Expense.

2024 SERVICES FOR OBSWDC PERMITTING AND OPERATIONS

Work To Be Completed In Contract Period: Yes No

A "No" response will require Town Board authorization to extend the contract period.

Required Insurances Are In Effect: Yes No

A "No" response will prevent further processing of this form.

Required 50% Performance Bond For This Request In Effect: Yes No N/A

Amount of Bond \$

Requesting Division/Department

Signature *Mary Tonnell*

Title DEPUTY COMM.

Date 3/11/24

DPW Approval
Only To Be Executed By The Commissioner

Signature *Robert Lanz*

Title Commissioner of Public Works

Date 3/11/24

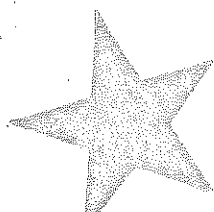
THIS SECTION TO BE COMPLETED BY THE DIRECTOR OF FINANCE

Amount Requested 244,450.00

Unencumbered Balance 677,090.26

Is The Account To Be Used Consistent With The Nature Of Work Listed Above? Yes No

Signature *[Signature]* Date 3/11/24





TOWN OF OYSTER BAY



WORK ORDER

This Section To Be Completed By The Department Of Public Works

Work Order No. _____

E.O. No. _____

Contract Start 1/1/2024

Contract No. PWC31-24

Contract End 12/31/2024

Commencement Date JANUARY 1, 2024

No claim shall be paid for work performed prior to the Commencement Date

Vendor Name and Address

CASHIN ASSOCIATES, P.C.

1200 VETERANS MEMORIAL HIGHWAY

HAUPPAUGE, NEW YORK 11788

Requesting Town Department SANITATION

Contact MATTHEW RUSSO, P.E. Phone 516-677-5719

Description of Work to be Performed (Attach Detail If Necessary)

2024 SERVICES FOR OBSWDC PERMITTING AND OPERATIONS

This work order shall not exceed \$ 244,450.00

Please notify the above mentioned contact person 48 hours prior to commencing any work.

Requesting Division/Department

Department Of Public Works Approval

Only To Be Executed By The Commissioner

Signature Mary Terrell

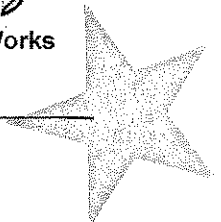
Signature Robert DeLong

Title DEPUTY Comm.

Commissioner of Public Works

Date 3/11/24

Date 3/11/24



Cashin Associates, P.C.
Engineering • Planning • Construction Management
Est. 1959

January 2, 2024

Richard Lenz, P.E., Commissioner
Department of Public Works
Town of Oyster Bay
150 Miller Place
Syosset, NY 11791

Attention: Matt Russo, P.E., Deputy Commissioner

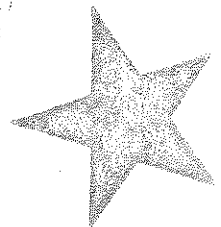
RE: Contract No. PWC31-24: On-Call Engineering Services for Operation & Development of the OBSWDC

Dear Commissioner Lenz:

Pursuant to Town Board Resolution No. 921-2023, Cashin Associates, P.C. (CA) is pleased to present this fee proposal for providing the required engineering services under the above referenced contract. The proposed fees are for calendar year 2024 and are based upon 1) our Technical Proposal of November 8, 2023, 2) the tasks undertaken and accomplished by CA under the previous on-call contract, and 3) our understanding of the important tasks which lie ahead in 2024.

In 2023, the following tasks were addressed and completed by CA in coordination with the Town of Oyster Bay Department of Public Works and Department of Sanitation:

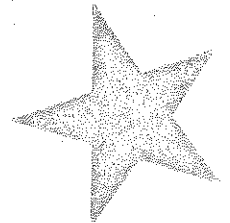
- Preparation of annual scale house reports, per NYSDEC requirements, of waste types and tonnages as recorded at the OBSWDC scale house in CY 2022.
- LSWMP biennial revisions.
- Transfer Station noise study in response to NYSDEC comments on the Part 360 Engineering Report.
- Review and critique of the proposed NYSDEC SWMP.
- Attendance at OBSWDC meetings with Winters Bros. Recycling (WBR) and DOS representatives to review the operational status of the MSW transfer/haul/disposal contract (DPW 09-999).
- Inspection and recommendation for approval of the Alliance and Conestoga landfills and Covanta Delaware Valley waste-to-energy plant for disposal of the Town's MSW.
- Research into "implementation tasks" as outlined in the Town's approved SWMP, especially with respect to food waste and commercial waste.
- Transfer station replacement cost estimates.
- Development of a master plan for a new waste disposal complex at the north end of the OBSWDC.



For CY 2024, CA anticipates being called upon to assist the Town with the following solid waste task groupings (per our technical proposal for November 8, 2023):

Task Group A. Oversight of Facilities and Operations, Including Maintenance, Engineering Inspections, Meetings with Solid Waste and Recyclables Hauling Companies, and Technical Assistance with Tenant Issues

- CA's oversight activities will be directed at ensuring that operations at the OBSWDC are conducted in accordance with the applicable contract documents (for venter-operated facilities), with site-specific facility operation and maintenance manuals (where such documents exist), with manufacturer's operation and maintenance manuals for the individual system components, with the requirements of the permits and consent decrees that govern remedial activities at the OBSWDC, with the provisions of other applicable regulations, and as otherwise specified by the Town. All oversight activities, findings and recommendations will be coordinated with the personnel designated by the Town.
- As requested by the Town, CA will conduct supplemental engineering inspections of the facilities at the OBSWDC. These inspections will typically entail more intense field observation than applies to general oversight activities, such as the supervision of major repairs, punch list inspections for contract close-outs, or trouble-shooting tenant related issues. In general, such inspection work may require that CA assign additional field engineering personnel to the OBSWDC, besides those responsible for general oversight. On occasion it may be necessary to engage a subconsultant for soil boring investigations and/or laboratory analyses. Prior approval from the Town will be obtained if such services prove necessary.
- CA will attend regular meetings with the Town and the solid waste and recyclables contractors. These meetings will be held at intervals to be determined by the Town, as required, to ensure smooth continuous operations or to address any significant problems. Such meetings typically include the following agenda items: conditions of transfer station and haul roads, changes in key personnel, and status of vendor subcontracts. Since many of the waste transfer operations involve Town personnel loading vendors' trucks, coordination of all personnel is crucial to the successful disposal of all components of the waste stream. CA's main responsibilities under this task will be to provide the Town with technical consultation, to record meeting notes and issue written minutes, and to ensure that the haulers' operations are in conformance with their contracts with the Town.
- For several years CA has been assisting the Town Attorney and outside counsel in negotiating new leases or license agreements with private vendors occupying parcels at the OBSWDC. Our input to this process has drawn upon our detailed knowledge of site operations, environmental issues, and regulatory permit conditions. We propose to continue this technical assistance going forward as required for any remaining or replacement tenants. CA will regularly continue to monitor tenants' activities to ensure that they pose no threats to the environment, create unsafe conditions, or interfere with landfill operations. In the past we have called attention to unauthorized construction activities and threats to the integrity of the landfill capping system, and will continue to do so. For any vacated parcels, we are available



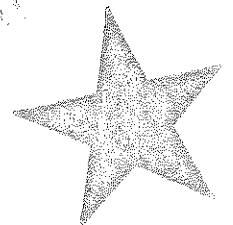
to continue the program of environmental testing to ensure that all properties are remediated to appropriate standards.

Task Group B. Preparation and Management of Waste and Recycling Contracts, Including Evaluation of Waste Disposal Facilities and Liaison to Private Vendors

- CA will assist the Town with contract negotiations and preparation of contracts needed for management of the waste streams entering the OBSWDC, including municipal solid waste, yard waste, e-waste and recyclable materials. CA's work with the Town has historically involved assistance with procurement of long-term contracts for waste disposal, and CA is very familiar with the contract requirements as well as the OBSWDC operations. In 2023, the Town implemented significant changes to its disposal protocol for recyclables, i.e., for cardboard and paper products as well as commingled metal, plastic and glass containers, when it signed a new contract with Great Northern Fiber, LLC (GNF). We understand GNF has attained all necessary permits to construct a new recyclables processing facility in West Babylon, as called for in the contract, which will eventually trigger rebates to the Town for the disposal of commingled metal, glass and plastic containers. CA will monitor this new development as requested by the Town.

It should also be noted that WBR is currently providing MSW disposal services under a three year extension to its contract with the Town (DPW 09-999). This extension expires on May 31, 2024; therefore the Town must decide shortly whether to exercise the renewal options in the contract or seek other arrangements. CA will assist the Town in its deliberations.

- CA will be available to provide engineering, environmental and technical evaluation of facilities in use and/or proposed by private vendors. CA can provide whatever back-up technical evaluation is required by the Town including: condition surveys, environmental compliance assessments, code compliance inspections, review of designs for facility modifications, pre-demobilization surveys, and operational efficiency reviews. Potential waste disposal facilities include sanitary landfill(s), recycling facilities and waste to energy plants, as well as intermediate waste transfer stations. Recently, CA followed an established protocol to evaluate alternative MSW disposal sites proposed by Winters Bros. Recycling. We have also visited and assessed MRF's, including Brookhaven's and Great Northern Fibers' on behalf of the Town.
- CA will serve as the Town's liaison to on-site private vendors providing services at the OBSWDC. This liaison role will pertain to long-term vendors (e.g., the firm operating the solid waste transfer station and the comingled recyclables and yard waste disposal contractors), as well as short-term vendors that may be called in during the course of the year to undertake smaller or temporary tasks. CA's liaison responsibilities will typically entail monitoring the work progress and the quality of services provided by the private vendors, reporting to the Town any deficiencies in the vendors' work, meeting with the Town to discuss problems with the vendors' work, and conveying the Town's requirements for correcting deficiencies back to the vendor.



Task Group C. Implementation of Town of Oyster Bay SWMP

The Town's Solid Waste Management Plan, which attained final NYSDEC approval in May 2020, has been updated several times. CA submitted a biennial report as required in April 2022. On January 1, 2023 the Town implemented dual stream collection of recyclables. Because of this change, NYSDEC requested that the Town submit a revised biennial update. This was submitted to the NYSDEC on February 1, 2023 and approved by the NYSDEC on February 22, 2023. At the time, the Town was informed that the next biennial update was due on May 1, 2024. However, under the revised solid waste regulations effective July 22, 2023, biennial updates are now due by October 1st. Therefore, the next LSWMP biennial update is due October 1, 2024. CA will prepare and submit the biennial update for submission to the NYSDEC.

CA also proposes to undertake the following SWMP related tasks in 2024:

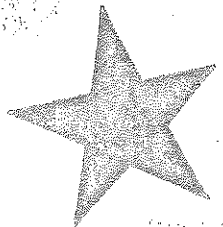
- Continued assessment of the transition to dual stream recycling, including quantities of material collected, rebates collected and overall success of the transition.
- Continued efforts on data collection on commercially generated waste within the Solid Waste Disposal District (SWDD).
- Data collection from private, permitted solid waste facilities in the SWDD.
- Continued research into food waste and latest developments concerning the NYS Food Donation and Food Scraps Recycling Law.
- On-going recommendations concerning level use improvements at the OBSWDC.

Task Group D. Analysis/Recommendations on Policy Issues and Miscellaneous Consultation on SWM Issues

If called upon, CA and its subconsultant, Germano & Cahill, P.C., will assist the Town in tracking and reacting to the following policy issues:

- Regulatory changes within New York State relating to waste management and recycling such as the Climate Leadership and Community Protection Act
- Regional trends in solid waste management
- Union contract work rules
- Waste collection equipment and maintenance procedure
- Regulatory changes in interstate restriction and flow control, including over-the-road weight limitations

Also, CA will be available in an on-call capacity to provide technical assistance to the Town with regard to any unexpected issues that may arise relative to the Town's solid waste management program. Of particular importance will be assisting the Town in conforming to Part 360 permit requirements with regard to its solid waste management facilities including responding to any questions NYSDEC may have regarding the Part 360 renewal application submitted in December 2022. (The Town is still awaiting issuance of the replacement permit for the facility). At the Town's direction, CA will review permit requirements for new and modified facilities, provide technical assistance in preparing permit applications, respond to



notices of violation, interact with NYSDEC regarding other permitting issues, and similar activities. CA will also monitor the Town's licensing and permitting of local landscape contractors for the purpose of regulating delivery of commercially collected yard waste to the OBSWDC.

Task Group E. Coordination and Correspondence with Town and Regulatory Agencies

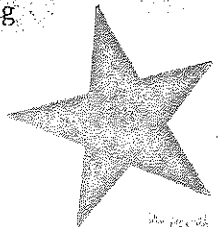
- CA is available to meet with the Town as requested to report on the progress of operations at the OBSWDC. CA will also be available for any additional meetings as deemed necessary by the Town to address operational deficiencies, contract issues, emergencies, or similar situations. At the Town's request, CA will attend meetings with representatives of regulatory agencies (e.g., U.S. EPA, NYS Department of Law, NYS Department of Environmental Conservation, Nassau County Department of Health, Nassau County Department of Public Works, etc.). CA will prepare minutes of each such meeting in order to provide a written record of the participating personnel, issues discussed, and the understandings reached.
- This task also entails drafting letters for transmitting documents or otherwise simply updating regulatory agencies on the status of the Town's solid waste progress. It is also recommended that notices be provided to these agencies advising them of any milestones achieved by the Town in its efforts to comply with regulations. In past years, at CA's recommendation, the town has pre-emptively advised NYSDEC of changes in the vendors for MSW and bagged yard waste hauling, has kept the NYSDEC apprised of its efforts to keep bagged yard waste inside the transfer station, notified the State that a baler was to be installed at the Transfer Station, and has notified the agency of the several changes its recycling program has undergone.

Task Group F. Revisions/Modifications and Renewal of Town's Permits

- For many years, CA has successfully obtained a series of NYSDEC Part 360 operation permits for the OBSWDC. The most recent five-year permit was issued in June 2018 and technically "expired" in June 2023. CA prepared the permit renewal application and associated engineering reports in a timely fashion and submitted all documentation to NYSDEC six months prior to June 2023. As noted previously, the state has yet to issue the new permit. CA will also assist the Town with any and all aspects of maintaining permit and regulatory compliance as requested by the Town. This task includes the preparation of engineering reports required in support of some permits.

Task Group G. Planning and Design of New Solid Waste and Recycling Facilities

- In light of the creeping obsolescence of the Town's current Transfer Station, and with the imminent demolition of the two incinerators and compactor/baler at the north end of the site, CA anticipates that the Town will desire a major evaluation of how best to optimize the entire scope of its solid waste management responsibilities. To that end, CA recently developed alternative plans for a waste disposal complex for that parcel and will be available to assist DPW in evaluating vendor proposals for replacing or renovating the Transfer Station, scale house, tarping station, etc., or for new facilities such as baler building, off-site transloading



station, relocated Transfer Station, or even a new recycling facility (e.g. MRF), if the Town chooses to revisit that option. CA has considerable recent experience in providing these services for both the public and private sector. A key issue will be how new or expanded facilities would be constructed and financed, i.e. whether by 1) a vendor who assumes all costs, 2) a vendor whose costs are reimbursed by the Town through progress payments or built into tipping fees, or 3) the Town through normal contracting procedures.

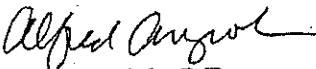
- In addition, it may be expected that with any large and complex operating facility such as the OBSWDC, the need continually arises for rehabilitation and modifications of existing facilities and the procurement of vendor contracts. CA's staff includes solid waste management experts, civil engineers, electrical/mechanical engineers, environmental scientists and geologists, architects and landscape architects, and construction managers/field inspectors. Under this task CA will perform design work and land surveys, and prepare bid documents for new contracts to be issued by the Town, or review bid documents prepared by others, at the Town's option. CA will also provide on-site inspection services during the course of any contract work undertaken at the OBSWDC. If this task involves repairs, CA will oversee all repairs and replacement of structures and equipment, to ensure that such work is performed in accordance with system requirements.

CA proposes to perform the services described herein under Contract No. PWC31-24 as authorized by Town Board Resolution 921-2023. In addition, CA hereby proposes to utilize the services of German & Cahill, P.C. as a subconsultant (see the attached proposal from Germano & Cahill to CA). Germano & Cahill's knowledge and experience with legislative and contractual solid waste issues on Long Island are without equal and will provide a valuable perspective to CA and the Town in the development of future solid waste management programs. In 2022, Germano & Cahill drafted the contract between the Town and GNC entitled "Recyclables Delivery and Marketing Agreement".

CA respectfully requests that the Town authorize a sum of \$317,250 for continuation of our services in 2024. A breakdown of this total by task grouping is provided in the attached table.

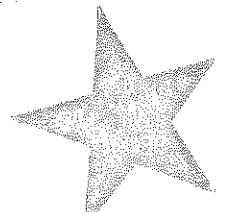
As always, we appreciate this opportunity to provide our solid waste consulting services to the Town of Oyster Bay. Please let me know if you have any questions or desire additional information.

Respectfully submitted,
CASHIN ASSOCIATES, P.C.


Alfred J. Angiola, P.E.
President

AJA/mag
Attachment

[https://eshoppc.sharepoint.com/sites/Proposals/NAASA/CITYTOWN/Town of Oyster Bay/DPW/2023/Proposals/2023-103 On Call Eng & Design OBSWDC/2023-103 Leas-Proposal-On Call Eng & Design-PWC31-24.docx](https://eshoppc.sharepoint.com/sites/Proposals/NAASA/CITYTOWN/Town%20of%20Oyster%20Bay/DPW/2023/Proposals/2023-103%20On%20Call%20Eng%20-%20Oper%20&%20Design/OBSWDC/2023-103%20Leas-Proposal-On%20Call%20Eng-%20PWC31-24.docx)



GERMANO & CAHILL, P.C.

Of Counsel to MEYER, SUOZZI, ENGLISH & KLEIN, P.C.

Guy W. Germano
Michael J. Cahill
G. William Germano, Jr.
Meghan Healy, *Of Counsel*

December 29, 2023

Via E-Mail

Mr. Alfred Angiola, P.E.
Cashin Associates P.C
1200 Veterans Memorial Highway
Suite 200
Hauppauge N.Y. 117187

Re: Germano & Cahill Proposal for Town of Oyster Bay 2024 Extension

Dear Mr. Angiola:

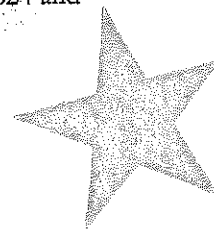
We appreciate your engagement of *Germano & Cahill, P.C.* to assist Cashin Associates in its proposal to the Town of Oyster Bay for solid waste services in fiscal 2024. This letter will state the terms of our participation in an extension of our engagement through December 31, 2024. If it is acceptable, you may execute this letter as provided below.

Scope of Representation

You have asked us to participate in a team of engineers, consultants and other professionals to provide options to the Town of Oyster Bay for the procurement of solid waste, composting and recycling services as needed by the Town during 2024. Our contribution to these efforts will be directed to procurement methods and potential contractual provisions that may be of benefit to the Town. We will attend meetings and discussions with Cashin Associates and other team members under the direction of Cashin, and prepare such written materials and deliverables as needed to present a range of options to the Town.

Our billings for these services as a member of the advisory team will be made to Cashin, which will bill the Town for team services, including ours. However, insofar as we are directed to prepare bidding documents, contracts, or memoranda for the use of the Town, or to provide other legal services to the Town, it is accepted and agreed that our attorney-client relationship will be solely with the Town of Oyster Bay.

This agreement will commence upon execution and extend through December 31, 2024 and may be extended by mutual agreement thereafter.



Following execution of this agreement, we anticipate approximately 120 hours of work through December 31, 2024, or \$43,200.00 in fees.

Fees and Costs

Our billing to you for services rendered will be based upon our hourly fees and the costs and expenses we incur in the course of our services. I expect to perform the work on this matter, but if additional research becomes necessary, an associate may be assigned to assist. The hourly billing rates for attorneys and paralegals in our firm are as follows:

Michael J. Cahill	\$360.00
Guy W. Germano	\$360.00
Associates	\$270.00
Paralegals	\$ 80.00

These rates will be inclusive of all office overhead and ordinary expenses. All work assignments will be made, to the extent feasible, so as to maximize our legal effectiveness and our time efficiency, and to minimize your legal expenses. We do not expect to incur significant costs in the course of our services to you, and do not expect to request that you reimburse us for our ordinary expenses. In the event that it becomes necessary to incur an unexpected cost that will require reimbursement, we will obtain your consent before incurring it.

Resolution of Fee Disputes

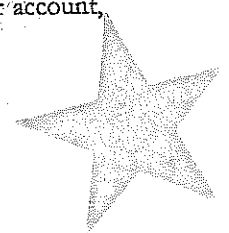
In accordance with Part 137 of the Rules of the Chief Administrator of the Courts, you have the right to request arbitration of any dispute regarding fees charged by us where the fees in dispute are between \$1,000.00 and \$50,000.00. In the event such a dispute arises, and we are unable to reach an agreement with you, we will forward to you a written Notice of Client's Right to Arbitrate as provided under Part 137.

Statements

In order to permit you to monitor our activities in the most efficient manner, you will be provided, on a monthly basis, with detailed documentation of our services and disbursements. Our statements will indicate the work performed during the time period covered by the statement, the attorney/paralegal who performed the work, the amount of time devoted to the work performed, and the costs advanced by us on your behalf. We ask that statements be paid promptly upon receipt of payment from the Town of Oyster Bay.

Termination of Representation

Our representation of you may be terminated by you or by this law firm at any time. If this firm wishes to withdraw from representation for any reason, you will not unreasonably withhold your consent for us to do so. If at any time you wish to terminate our representation, please advise us in writing, and we will then deliver a final statement to you and return any balance in your account.



adjusted for work done and costs advanced through the date of termination. If we should determine to withdraw as counsel, we will return the adjusted balance, with a final statement, in the same manner.

Approval

If you have any questions concerning our fee and cost arrangements or procedures, the scope of legal services or any other matters set forth in this letter, please call me at any time.

* * *

Once again, thank you for considering our proposal. We look forward to working with you.

Very truly yours,



Michael J. Cahill

MJC/df

CLIENT APPROVAL

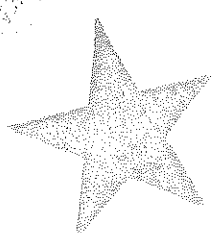
I hereby approve of and authorize the representation and fee agreements as set forth in the foregoing letter.

Cashin Associates, PC

Date: January 2, 2024

By: Alfred Anyw...

RECEIVED

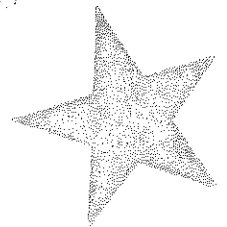


**Fee Proposal for CY 2024 Engineering Services
 Operation and Development of the Old Bethpage Solid Waste Disposal Complex
 Contract PWC31-24**

Task Group	Hourly Billing Rate *	Hours	Task Fee
A	\$175.	80	\$19,600
	\$140.	40	
B	\$175.	160	\$44,800
	\$140.	120	
C	\$175.	80	\$53,200
	\$140.	280	
D	\$175.	80	\$16,800
	\$140.	20	
E	\$175.	40	\$21,000
	\$140.	100	
F	\$175.	150	\$45,850
	\$140.	140	
G	\$175.	160	\$72,800
	\$140.	320	
			\$274,050
Germano & Cahill, P.C.			\$43,200
Total Fee:			\$317,250

REQUESTED = \$ 244,450.00

* Principals' billing rate is \$175./hour
 Engineers'/Planners' billing rate is \$140./hour



Meeting of December 12, 2023

Resolution No.921-2023

WHEREAS, in connection with Contract No. PWC31-24, On-Call Engineering Services Relative to Operation and Development of the Old Bethpage Solid Waste Disposal Complex, the Department of Public Works issued a Request for Proposals ("RFP") to eight (8) firms that have demonstrated applicable experience, as detailed in Guideline Nos. 6 and 9 of the Town of Oyster Bay Procurement Policy, and responded to requests from four (4) additional firms, for RFP-related documents, generated by posting the RFP upon the official Town of Oyster Bay website; and

WHEREAS, on November 8, 2023, the Division of Engineering, Department of Public Works, received a total of four (4) proposals submitted in response to said RFP, and reviewed the proposals based upon their technical merits, with the reviews conducted in compliance with Guideline Nos. 6 and 9 of the Town of Oyster Bay Procurement Policy, and with all related support documentation filed with, and retained by, said Division of Engineering; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works, by memorandum dated November 27, 2023, requested that the Town Board authorize the following firms to provide the Town of Oyster Bay with On-Call Engineering Services Relative to Operation and Development of the Old Bethpage Solid Waste Disposal Complex, under Contract No. PWC31-24, for a two (2) year contract term, commencing from January 1, 2024 through December 31, 2025:

Cashin Associates, P.C.
D&B Engineers and Architects, D.P.C.
Lockwood, Kessler & Bartlett, Inc.; and

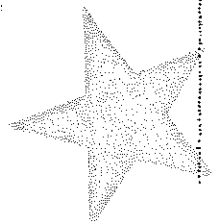
WHEREAS, Commissioner Lenz, by said memorandum, advised that the Town of Oyster Bay has reviewed the proposed vendors' disclosure questionnaires, and has been satisfied that the requirements of the Town Oyster Bay Procurement Policy have been fulfilled; and

WHEREAS, Commissioner Lenz, by said memorandum, further advised that the Department of Public Works shall request Town Board authorization at the time the Town shall require said On-Call Services under Contract No. PWC31-24; and

WHEREAS, Commissioner Lenz, by said memorandum, further advised that should any Town Department choose to utilize said On-Call services under Contract No. PWC31-24, said Town Department shall first notify the Commissioner of the Department of Public Works, who shall determine the suitability, and the availability, to perform the requested service(s),

Reviewed By
Office of Town Attorney

R. P. Healy



Resolution No.921-2023

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is approved, and that Cashin Associates, P.C., B&D Engineers and Architects, D.P.C., and Lockwood, Kessler & Bartlett, Inc., are hereby authorized to provide the Town of Oyster Bay with On-Call Engineering Services Relative to Operation and Development of the Old Bethpage Solid Waste Disposal Complex, under Contract No. PWC31-24, for a two (2) year contract term, commencing from January 1, 2024 through December 31, 2025; and be it further

RESOLVED, That the Department of Public Works shall request Town Board authorization at the time the Town shall require said On-Call Services under Contract No. PWC31-24 by a separate memorandum docket; and be it further

RESOLVED, That should any Town Department choose to utilize On-Call services under Contract No. PWC31-24, said Town Department shall first notify the Commissioner of the Department of Public Works, who shall determine the suitability, and the availability, to perform the requested service(s).

#

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Nay




TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO

MARCH 4, 2024

TO : MEMORANDUM DOCKET
FROM : RICHARD W. LENZ, P.E., COMMISSIONER
DEPARTMENT OF PUBLIC WORKS
SUBJECT: ON CALL ENGINEERING SERVICES RELATIVE TO
OPERATION AND DEVELOPMENT OF THE O.B.S.W.D.C.
CONTRACT NO. PWC31-24
SUPPLEMENTAL MEMO TO FOLLOW

At this time the Division of Engineering is preparing the necessary documentation for an on-call services request relative to Contract No. PWC31-24. Further information and a formal request will be made by supplemental memorandum docket.

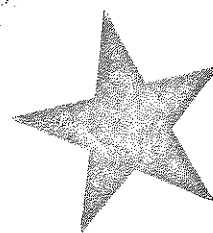
It is requested that a space be reserved at the Town Board meeting of March 19, 2024 for the Town Board to take action on an on-call engineering services request for authorization under Contract No. PWC31-24.


RICHARD W. LENZ, P.E.
COMMISSIONER
DEPARTMENT OF PUBLIC WORKS

RWL/MP/ik
Attachment

cc: Steven C. Ballas, Comptroller
Daniel Pearl, Commissioner/Sanitation

PWC31-24 DOCKET 2024 FUNDS RESERVE



RS
Reviewed By
Office of Town Attorney
Elizabeth A. Baynes

WHEREAS, pursuant to public notice, a public hearing was held on March 19, 2024 at 10:00 o'clock a.m., prevailing time, in the Hearing Room, Town Hall, East Building, 54 Audrey Avenue, Oyster Bay, New York, at which hearing all parties interested were given an opportunity to be heard upon the question of the proposed contract between the Town of Oyster Bay, acting on behalf of the Oyster Bay Fire Protection District, and the Oyster Bay Water District, for the period January 1, 2024 through December 31, 2024, nunc pro tunc, for the rental of two hundred twenty-five (225) hydrants located within the Town's boundaries, which hydrants are owned and maintained by the Water District, at a rental of Ninety (\$90.00) Dollars per hydrant, not to exceed \$20,250.00; and

WHEREAS, following due deliberation, it was determined to be in the best interests of the residents of the Oyster Bay Fire Protection District to enter into an Agreement with the Oyster Bay Water District, for the rental of fire hydrants for the year 2024,

NOW, THEREFORE, BE IT RESOLVED, That the Supervisor or his designee are authorized to enter into an Agreement between the Town of Oyster Bay, acting on behalf of the Oyster Bay Fire Protection District, and the Oyster Bay Water District for the rental of fire hydrants for the year 2024, nunc pro tunc, upon the terms set forth hereinabove and payments pursuant to the terms and conditions thereof are hereby authorized upon presentation of a duly certified claim therefor, after audit by the Comptroller, with funds to be drawn from Account No. TWN SF 08 3410 45300 000 0000, said Agreement to be approved and ratified through December 31, 2024.

-#-

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Absent
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye

Meeting of March 19, 2024

Resolution No. 240-2024

WHEREAS, pursuant to duly published notice, a hearing was held before the Town Board on March 19, 2024, to present Contracts for Fire Protection, as follows:

For the calendar year 2024,

7/14
Reviewed By
Office of Town Attorney
Elizabeth A. Longman

<u>FIRE COMPANY</u>	<u>FIRE PROTECTION DISTRICT</u>	<u>AGREED PER ANNUM AMOUNT NOT TO EXCEED</u>
1. Glenwood Hook & Ladder Engine and Hose Co. No. 1, Inc.	Glenwood-Glen Head	\$ 868,048.00
2. Inc. Village of Farmingdale for the Farmingdale Fire Department	North East Farmingdale	\$ 115,675.00
3. Plainview Volunteer Fire Department, Inc.	Plainview	\$ 5,294,042.00
4. Bayville Fire Company No. 1, Inc.	Bayville	\$ 37,546.00
5. Bayville Fire Company No. 1, Inc.	Certain territory known as Section 28, Block G, Lot 3	\$ 8,160.00
6. Roslyn Highlands Hook & Ladder, Engine and Hose Company Inc.	Greenvale	\$ 11,782.00
7. Rescue Hook & Ladder Co. #1 (aka Roslyn Rescue)	Greenvale	\$ 12,042.00
8. Wantagh Fire District	for Town-owned property known as TOBAY Beach	\$ 8,500.00

WHEREAS, the Town of Oyster Bay is a member of the Joint Sponsoring Board of the Glenwood Hook & Ladder, Engine and Hose Co. No. 1, Inc./Glenwood-Glen Head Fire Protection District Length of Service Award (LOSAP) Program, and the Town's contribution for which, for 2024, is estimated not to exceed \$275,000.00; and

WHEREAS, the Town of Oyster Bay is the Sponsor of the Plainview Volunteer Fire Department, Inc. Length of Service Award (LOSAP) Program, and the Town's contribution for which, for 2024, is estimated not to exceed \$335,000.00; and

WHEREAS, the Town of Oyster Bay's contribution to the Bayville Fire Company No. 1, Inc. Length of Service Award (LOSAP) Program, for 2024, is estimated not to exceed \$5,000.00; and

WHEREAS, the Town of Oyster Bay's proportionate cost of the Volunteer Firefighter Benefit Law Insurance Policy covering the Bayville Fire Company No. 1, Inc. for 2024, is estimated not to exceed \$10,000.00; and

WHEREAS, the Town of Oyster Bay is a member of the Joint Sponsoring Board of the Roslyn Volunteer Firefighter Service Award Program/Greenvale Fire Protection District Length of Service Award (LOSAP) Program, and the Town's contribution for which, for 2024, is estimated not to exceed \$20,000.00; and

WHEREAS, the Town of Oyster Bay's proportionate cost of the Volunteer Firefighter Benefit Law Insurance Policy covering the Roslyn Highlands Hook & Ladder, Engine and Hose Company Inc., and the Rescue Hook & Ladder Co. #1 for 2024, is estimated not to exceed \$10,000.00; and

WHEREAS, the Town Board finds it desirable to authorize the Town to enter into Contracts with all of the above-listed entities for the periods January 1, 2024 to December 31, 2024, nunc pro tunc,

NOW, THEREFORE, BE IT RESOLVED, That the Supervisor or his designee is hereby authorized to execute the aforesaid Contracts covering Fire Protection on behalf of the Town, and authorizes payment for same, as well as other documents that are necessary to carry out the purpose of this Resolution and Contracts to be effective as of January 1, 2024, nunc pro tunc, and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to make payment, in an amount not to exceed those detailed herein, for the listed Contracts, for LOSAP payments, and for the Town's proportionate cost of the Volunteer Firefighter Benefit Law Insurance Policies, with funds to be drawn from Account Nos. TWN SF 3410 44910 000 0000, TWN SF02 3410 44910 000 0000, TWN SF09 3410 44910 000 0000, TWN SF14 3410 44910 000 0000, TWN SF15 3410 44910 000 0000, PKS A 7110 44900 000 0000, TWN SF 3410 47790 000 0000, and TWN SF15 3410 47790 000 0000, as appropriate, upon submission of a duly certified claim, after audit.

-#-

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Absent
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye

WHEREAS, AMERCO REAL ESTATE COMPANY, fee owner, petitioned the Town Board of the Town of Oyster for the granting of a modification of existing Special Use Permit and Declaration of Restrictive Covenants, to allow for alterations to be made to a proposed, previously approved, three-story building so that the basement level will be utilized for self-storage use while also removing any ancillary "warehouse" use and increasing the total square footage being utilized in the building from 70,608 square feet to 109,324 square feet overall, on premises located in a Light Industry ("LI") District, at 1000 South Broadway, Bethpage, Town of Oyster Bay, County of Nassau, State of New York, and described as Section 46, Block 629, Lot 63, on the Land and Tax Map of Nassau County; and

WHEREAS, a duly advertised public hearing on said Petition was held by the Town Board of the Town of Oyster Bay on December 12, 2023, at which hearing all parties interested in the subject matter and desiring to be heard were heard; and

WHEREAS, the Town of Oyster Bay Department of Environmental Resources, Town Environmental Quality Review Division, has reviewed the Petition and related documents and submitted its memorandum dated June 2, 2023, regarding the environmental impacts contemplated by said Petition and determined that the proposed action does not pose the potential for significant environmental impacts and that the adoption of a Negative Declaration would fulfill the requirements of SEQR/TEQR; and

WHEREAS, the Nassau County Planning Commission, by Resolution No. 10555-23, adopted December 14, 2023, deferred to the Town Board of the Town of Oyster Bay to take action as it deemed appropriate on said application; and

WHEREAS, the Town Board of the Town of Oyster Bay, based upon the relevant facts and circumstances presented at the public hearing, and based upon the facts and information within the personal knowledge of the members of the Town Board, finds the following: that because of the area, location, nature and character of the subject property, the below described premises are adequate and suitable for the requested use; that the granting of this application, subject to the imposition of certain covenants, restrictions and provisions, will not adversely affect the present character of the area; and the granting of this application will be compatible with the purposes and objectives of the comprehensive zoning plan of the Town of Oyster Bay; and

WHEREAS, Harold B. Mayer, Jr., Esq., then Commissioner, Department of Planning and Development, by memorandum dated July 5, 2023, advised that the Department of Planning and Development has reviewed the following twenty-two (22) plans prepared by John Catapano, P.E., Catapano Engineering, P.C., Melville, New York, and three (3) plans prepared by Andrew Lasich, P.E., Amerco Real Estate Company, Phoenix, Arizona:

<u>SHEET NO.</u>	<u>TITLE</u>	<u>PREPARED BY</u>	<u>DATE</u>
T1.0	Cover Sheet, Notes & Legend	John Catapano, P.E.	01/19/2023
C1.0	Site Plan	John Catapano, P.E.	01/19/2023
C2.0	Site Demolition Plan	John Catapano, P.E.	05/25/2021
C3.0	Grading/Drainage Plan	John Catapano, P.E.	01/19/2023

1/26
 Reviewed By
 Office of Town Attorney
John M. [Signature]

Resolution No. 241-2024

C4.0	Sewer Connection Plan	John Catapano, P.E.	05/25/2021
C5.0	Lighting Plan	John Catapano, P.E.	05/25/2021
C6.0	Landscaping & Snow Management Plan	John Catapano, P.E.	06/06/2022
C7.0	Soil Erosion and Sediment Control Plan	John Catapano, P.E.	09/17/2021
C8.0	Miscellaneous Details	John Catapano, P.E.	09/17/2021
C9.0	Sign & Pavement Marking Details	John Catapano, P.E.	03/02/2021
C10.0	Work Zone Traffic Control Plan	John Catapano, P.E.	01/19/2023
C10.1	NYSDOT Site Construction Details	John Catapano, P.E.	01/19/2023
C10.2	NYSDOT Site Construction Details	John Catapano, P.E.	01/19/2023
A1	Proposed Floor Plan	Andrew Lasich, P.E.	04/23/2020
A2	Proposed Elevations	Andrew Lasich, P.E.	12/03/2019
A3	Proposed Elevations and Floor Plan	Andrew Lasich, P.E.	10/08/2018
1	Proposed Building Design	John Catapano, P.E.	06/13/2023
2	Existing Building Paint Callout	John Catapano, P.E.	06/13/2023
3	Existing Building Material Callout	John Catapano, P.E.	06/13/2023
4	Proposed Building Paint Callout	John Catapano, P.E.	06/13/2023
5	Proposed Building Paint Callout	John Catapano, P.E.	06/13/2023
6	Proposed Building Material Callout	John Catapano, P.E.	06/13/2023
7	Proposed Building Material Callout	John Catapano, P.E.	06/13/2023
8	Proposed Building Material Callout	John Catapano, P.E.	06/13/2023
9	Sign Square Footage	John Catapano, P.E.	06/13/2023

WHEREAS, said Commissioner further reported that the plans submitted, as modified, comply with the standards set forth in the Code of the Town of Oyster Bay, Section 246.6, Site Plan Review, and recommends Town Board approval for the site plans enumerated herein,

NOW, THEREFORE, BE IT RESOLVED, That the Town Board of the Town of Oyster Bay does hereby accept the conclusions of the Town of Oyster Bay Department of Environmental Resources, as set forth in their memorandum dated June 2, 2023, and, based on the determination of the Department of Environmental Resources does hereby adopt a Negative Declaration with respect to the Petition of AMERCO REAL ESTATE COMPANY, fee owner, for the granting of a modification of existing Special Use Permit and Declaration of Restrictive Covenants, to allow for alterations to be made to a proposed, previously approved, three-story building so that the basement level will be utilized for self-storage use while also removing any ancillary "warehouse" use and increasing the total square footage being utilized in the building from 70,608 square feet to 109,324 square feet overall, on premises located in a Light Industry ("LI") District, at 1000 South Broadway, Bethpage, Town of Oyster Bay, County of Nassau, State of New York, and described as Section 46, Block 629, Lot 63, on the Land and Tax Map of Nassau County; and be it further

RESOLVED, That the Petition of AMERCO REAL ESTATE COMPANY, fee owner, for the granting of a modification of existing Special Use Permit and Declaration of Restrictive Covenants, to allow for alterations to be made to a proposed, previously approved, three-story building so that the basement level will be utilized for self-storage use while also removing any ancillary "warehouse" use and increasing the total square footage being utilized in the building from 70,608 square feet to 109,324 square feet overall, on premises located in a Light Industry ("LI") District, at 1000 South Broadway, Bethpage, Town of Oyster Bay, County of Nassau, State of New York, and described as Section 46, Block 629, Lot 63, on the Land and Tax Map of Nassau County, is hereby GRANTED for the premises described as follows:

SCHEDULE A

ALL that certain plot, piece or parcel of land, situate, lying and being at Hicksville (Bethpage), partly in the Town of Hempstead and partly in the Town of Oyster Bay, County of Nassau, State of New York, bounded and described as follows:

BEGINNING at the Southeasterly side of Broadway at the Southerly side of Lauman Lane;

THENCE South 35 degrees 44 minutes 45 seconds East, along the Southwesterly side of Broadway, 263.74 feet;

THENCE North 89 degrees 24 minutes 05 seconds West 472.74 feet to a point;

THENCE North 00 degrees 35 minutes 55 seconds East 212.78 feet;

THENCE South 89 degrees 20 minutes 25 seconds East along said lane 316.45 feet to the southwesterly side of Broadway at the point or place of BEGINNING.

SAID premises being known as and by street address 1000 South Broadway, Bethpage, New York, and described as Section 46, Block 629 and Lot 63 on the Land and Tax Map of the County of Nassau.

and be it further

RESOLVED, That the Petition herein granted is subject to voluntary covenants and restrictions imposed upon the subject premises by the Petitioners, as set forth in the written instrument attached herewith, to be duly recorded in the Office of the Clerk of Nassau County within one year of this Resolution, and the subject Petition may only become effective upon such recording; and be it further

RESOLVED, That in accordance with the memorandum of Harold B. Mayer, Jr., then Commissioner, Department of Planning and Development, dated July 5, 2023, the twenty-five (25) plans described herein are hereby approved.

-#-

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Absent
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye

DECLARATION OF RESTRICTIVE COVENANTS

AMERCO REAL ESTATE COMPANY, fee owner, with a business address of
("the Declarant"),

by this declaration, dated _____, 2024, declare as follows:

DA
Reviewed By
Office of Town Attorney
John McHugh

WHEREAS, by Resolution No. 790-1984, adopted on August 7, 1984, the Town Board granted the petition of U-HAUL CO. OF LONG ISLAND, INC. and BROOKLYN AVENUE ASSOCIATES, for special permission to permit the utilization of the premises located at 1000 Hicksville Road, Bethpage, Town of Oyster Bay, New York, known and designated as Section 46, Block 629, Lot 63 on the Land and Tax Map of Nassau County, for the rental of U-Haul trucks, trailers, and recreational vehicles, parts and accessories, the rental and sale of related items, rental of various tools and hitch installations, the minor repair and maintenance of trucks, trailers and recreational vehicles, the underground storage and dispensing of petroleum products, and the open/outside storage and display of trucks, trailers, recreational vehicles and related items, subject to certain covenants, restrictions and provisions set forth in the Resolution; and

WHEREAS, Resolution No. 790-1984 was recorded in the Office of the Clerk of Nassau County, in Liber 9598 of Deeds, page 59, to memorialize the covenants, restrictions and provisions set forth therein; and

WHEREAS, by Resolution No. 307-2019, adopted on May 7, 2019, the Town Board granted the petition of AMERCO REAL ESTATE COMPANY, fee owner, for modification of the Special Use Permit granted by Resolution No. 790-1984, and the Restrictive covenants agreed to pursuant thereto, to permit the renovation and modernization of an existing one-story building, the construction of an adjacent new three-story building, the addition of warehouse climate control storage, the addition of an outside self-storage facility, and the enlargement of the parking area to accommodate portable U-boxes (a/k/a high cubes) at the subject premises; and

WHEREAS, in accordance with the provisions of Resolution No. 307-2019, a Declaration of Restrictive Covenants was executed on May 15, 2019, and recorded in the Office of the Clerk of Nassau County; and

WHEREAS, said Declarant, AMERCO REAL ESTATE COMPANY, fee owner, petitioned the Town Board of the Town of Oyster Bay ("Town Board") for a modification of the Special Use Permit granted by Resolution No. 307-2019 and the Declaration of Restrictive Covenants executed and recorded pursuant thereto, to allow for alterations to be made to a proposed, previously approved, three-story building so that the basement level will be utilized for self-storage use while also removing any ancillary "warehouse" use and increasing the total square footage being utilized in the building from 70,608 square feet to 109,324 square feet overall, on premises located in a Light Industry ("LI") District, at 1000 South Broadway, Hicksville, Town of Oyster

Bay, County of Nassau, State of New York, and described as Section 46, Block 629, Lot 63, on the Land and Tax Map of Nassau County; and

WHEREAS, a duly advertised public hearing on said Petition was held by the Town Board of the Town of Oyster Bay on December 12, 2023, at which hearing all parties interested in the subject matter and desiring to be heard were heard; and

WHEREAS, The Town Board, by Resolution No. 241 - 2024, dated March 19, 2024, approved said request subject to the execution and recording of a Declaration of Restrictive Covenants; and

WHEREAS, said Declarant, for the purpose of preserving the value, and in order to assure the orderly development of the below described premises in Schedule "A" herein, and for the benefit and protection of persons and property in the area, do hereby voluntarily impose the following covenants and restrictions with respect to the premises identified as being located at 1000 Hicksville Road, Bethpage, Town of Oyster Bay, New York, with the following covenants and restrictions, which will run with the land and be binding upon said Declarants, their successors and/or assigns,

NOW, THEREFORE, said Declarant, does hereby covenant and declare as follows:

1. That any and all prior Declarations of Restrictive Covenants affecting the premises located at 1000 Hicksville Road, Bethpage, Town of Oyster Bay, New York, are hereby revoked in their entirety, and are superseded by this Declaration.
2. That the subject property shall not be used for any purposes other than for the rental of U-Haul trucks, trailers, and recreational vehicles, parts and accessories, the rental and sale of related items, rental of various tools and hitch installations, the minor repair and maintenance of trucks, trailers and recreational vehicles, the underground storage and dispensing of petroleum products, the open/outside storage and display of trucks, trailers, recreational vehicles and related items, and self-storage.
3. That the hours of operation for the subject facility shall be Monday through Thursday from 7:00 a.m. until 7:00 p.m., Friday from 7:00 a.m. until 8:00 p.m., Saturday from 6:30 a.m. until 7:30 p.m., and Sunday from 8:00 a.m. until 6:00 p.m.
4. That any building on the premises shall have double insulation and soundproofing so that the use of air hammers, banging or other noises will not penetrate the wall area and result in noise which may be heard by the residential homes to the south of the subject premises.

5. That there shall be no parking of commercial vehicles on the subject property except when such vehicles are being fueled or making deliveries, and except those commercial vehicles related to the use of the subject property as set forth in paragraph 2 hereinabove.

6. That auto body work and repairs shall also be prohibited at all times, but this restriction shall not prohibit installation or servicing of accessories, or minor work.

7. That there shall be no backing of delivery trucks onto adjacent streets.

8. That all deliveries shall be accomplished between the hours of 7:00 a.m. and 10:00 p.m., unless emergent circumstances require deliveries outside the aforementioned time frame.

9. That the engines of all trucks delivering products shall shut down during the delivery and/or refilling operation.

10. That no mechanical games of amusement shall be permitted on the subject premises.

11. That the entire subject property shall be effectively policed to eliminate litter, papers and trash and shall be policed to remove oil cans, grease spots, etcetera, so as to present an overall clean and neat appearance.

12. That any and all signs that are to be erected and maintained are to comply with all applicable provisions of present or future laws or ordinances of the Town of Oyster Bay, unless such signage is granted variance relief by the Town of Oyster Bay Board of Zoning Appeals.

13. That all exterior lights shall be located, positioned and directed so as not to interfere with or cause annoyance or inconvenience to vehicular traffic or the surrounding areas, and shall be of shielded design to minimize impacts.

14. That all underground storage facilities (i.e., tanks, piping and related equipment) shall be in compliance with all local, county, state and federal requirements and regulations. Said storage facilities shall be maintained to meet all the requirements set by the Fire Marshal of the County of Nassau.

15. That there shall be no charge for the use of air hoses or air equipment intended for the servicing of vehicles.

16. That any external audio communication system utilized shall be checked, monitored and maintained so as to be inaudible along any of the subject property lot lines.

17. That there shall be no exterior television monitors at any location on the subject property, including, but not limited to, at pump stations.

18. That no bell hoses shall be installed or maintained.

19. That all garbage and rubbish shall be kept in closed containers and disposed in accordance with applicable statutes, ordinances and laws.

20. That the exterior of all structures, parking areas, planting of shrubs or other installations, shall be continually monitored, repaired when necessary and kept neat and clean and that any and all plantings along the street frontage shall be less than 30 inches in height in order to maintain driver visibility.

21. That no Certificate of Occupancy shall be issued unless and until the development of the site is in conformance with the twenty-two (22) plans prepared by John Catapano, P.E., Catapano Engineering, P.C., Melville, New York, and three (3) plans prepared by Andrew Lasich, P.E., Amerco Real Estate Company, Phoenix, Arizona, reviewed in accordance with Section 246-6, "Site Plan Review", of the Zoning Code of the Town of Oyster Bay, recommended for acceptance by the Department of Planning and Development, by memorandum dated July 5, 2023, approved by the Town Board of the Town of Oyster Bay, including any and all amendments that the Town Board may have required to said plans. In the event Declarants seek permission to make a change to the subject structure or property after the date of the granting resolution, the Department of Planning and Development shall determine whether the proposed change is a major or minor modification. If a proposed modification is deemed minor, the Department of Planning and Development shall have final approval of same. Any major modifications to said plans shall require Town Board approval. The plans approved by the granting resolution are as follows:

<u>SHEET NO.</u>	<u>TITLE</u>	<u>PREPARED BY</u>	<u>DATE</u>
T1.0	Cover Sheet, Notes & Legend	John Catapano, P.E.	01/19/2023
C1.0	Site Plan	John Catapano, P.E.	01/19/2023
C2.0	Site Demolition Plan	John Catapano, P.E.	05/25/2021
C3.0	Grading/Drainage Plan	John Catapano, P.E.	01/19/2023
C4.0	Sewer Connection Plan	John Catapano, P.E.	05/25/2021
C5.0	Lighting Plan	John Catapano, P.E.	05/25/2021
C6.0	Landscaping & Snow Management Plan	John Catapano, P.E.	06/06/2022
C7.0	Soil Erosion and Sediment Control Plan	John Catapano, P.E.	09/17/2021

C8.0	Miscellaneous Details	John Catapano, P.E.	09/17/2021
C9.0	Sign & Pavement Marking Details	John Catapano, P.E.	03/02/2021
C10.0	Work Zone Traffic Control Plan	John Catapano, P.E.	01/19/2023
C10.1	NYSDOT Site Construction Details	John Catapano, P.E.	01/19/2023
C10.2	NYSDOT Site Construction Details	John Catapano, P.E.	01/19/2023
A1	Proposed Floor Plan	Andrew Lasich, P.E.	04/23/2020
A2	Proposed Elevations	Andrew Lasich, P.E.	12/03/2019
A3	Proposed Elevations and Floor Plan	Andrew Lasich, P.E.	10/08/2018
1	Proposed Building Design	John Catapano, P.E.	06/13/2023
2	Existing Building Paint Callout	John Catapano, P.E.	06/13/2023
3	Existing Building Material Callout	John Catapano, P.E.	06/13/2023
4	Proposed Building Paint Callout	John Catapano, P.E.	06/13/2023
5	Proposed Building Paint Callout	John Catapano, P.E.	06/13/2023
6	Proposed Building Material Callout	John Catapano, P.E.	06/13/2023
7	Proposed Building Material Callout	John Catapano, P.E.	06/13/2023
8	Proposed Building Material Callout	John Catapano, P.E.	06/13/2023
9	Sign Square Footage	John Catapano, P.E.	06/13/2023

22. That there shall be strict compliance with any and all ordinances, laws, regulations or directives of the Town of Oyster Bay, the Nassau County Fire Marshal's Office, the Nassau County Department of Health and any and all other agencies or departments of the Town of Oyster Bay, the County of Nassau, the State of New York and/or the United States of America.

23. That in the event of any violation of any kind of the restrictions, covenants or provisions recited herein, or any ordinances or regulations, and failure to remedy such violation within thirty (30) days after notice by the Town to the then owner of the real estate or the current operator of the subject premises of whom the Town has been given notice, the Town shall have the right to suspend or revoke forthwith, the special use permit granted, unless a cure for such violation has been commenced or is being diligently pursued.

24. This Declaration shall be filed with the County Clerk of Nassau County and be construed with the same force and effect as a recorded document, and shall be deemed a covenant running with the land. The restrictions contained herein may be enforced by the Town Board of the Town of Oyster Bay to the same extent and with the same authority as the enforcement of a Zoning Ordinance. This Declaration shall not be modified, changed, altered or amended except with the consent of the Town Board of the Town of Oyster Bay after a public hearing.

SCHEDULE A

ALL that certain plot, piece or parcel of land, situate, lying and being at Hicksville (Bethpage), partly in the Town of Hempstead

and partly in the Town of Oyster Bay, County of Nassau, State of New York, bounded and described as follows:

BEGINNING at the Southeasterly side of Broadway at the Southerly side of Lauman Lane;

THENCE South 35 degrees 44 minutes 45 seconds East, along the Southwesterly side of Broadway, 263.74 feet;

THENCE North 89 degrees 24 minutes 05 seconds West 472.74 feet to a point;

THENCE North 00 degrees 35 minutes 55 seconds East 212.78 feet;

THENCE South 89 degrees 20 minutes 25 seconds East along said lane 316.45 feet to the southwesterly side of Broadway at the point or place of BEGINNING;

IN WITNESS WHEREOF, the Declarant has hereunto set its hand and seal the day and year first above written.

AMERCO REAL ESTATE COMPANY

By: _____

STATE OF NEW YORK)
COUNTY OF NASSAU)

ss.:

On the _____ day of _____ in the year 2024 before me, the undersigned, personally appeared _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity, and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Notary Public

Meeting of March 19, 2024

Resolution No. 242-2024

WHEREAS, this Town Board had heretofore authorized and directed the implementation of a Self-Insurance Program for the Town's general liability; and

WHEREAS, the Town Board of the Town of Oyster Bay must authorize and approve the settlement of any negligence claims brought against the Town, where the amount of the proposed settlement is in excess of \$10,000.00; and

WHEREAS, Frank M. Scalera, Town Attorney, and Paul S. Ehrlich, Deputy Town Attorney, by memorandum dated March 15, 2024, have advised that claimant alleges that she sustained a non-displaced fractured fifth metatarsal, a small non-displaced tear of the right superior labrum, trauma to her right ankle, and an exacerbation of a prior laminectomy, following an incident that occurred on October 14, 2018, when then 78-year old plaintiff attending the Oyster Festival, was struck by a golf cart operated by a Town employee assisting the Festival organizer in transporting people and materials at the event; and

WHEREAS, after extensive negotiations in court and at mediations and following jury selection, the matter has settled. The Town is to contribute \$45,000.00 to a total settlement of \$120,000.00, which will be accepted in full resolution of all claims of the Plaintiffs,

NOW, THEREFORE, BE IT RESOLVED, That the Town Board finds that it is just, reasonable, and in the best interests of the Town to settle this matter for the sum of \$45,000.00, which sum is hereby authorized and approved by the Town Board of the Town of Oyster Bay, as full settlement to plaintiffs, Catherine and Phillip Rossiello, with regard to Claim No. 2018-6900 and the Comptroller is hereby authorized and directed to make payment therefor, in accordance with the procedures established under the Town's Self-Insurance Program, by issuing a check made payable to "Catherine and Phillip Rossiello and Martello & Lamagna, P.C., as attorneys", in the amount of \$45,000.00; and be it further

RESOLVED, That the funds for said payment are to be drawn from Account No. TWN AMS 1910 43010 602 0000 000.

-#-

Reviewed By
Office of Town Attorney

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Ayc
Councilwoman Johnson	Absent
Councilman Imbroto	Ayc
Councilman Hand	Ayc
Councilman Labriola	Ayc
Councilwoman Maier	Ayc
Councilwoman Walsh	Ayc

242

**Town of Oyster Bay
Inter-Departmental Memo**

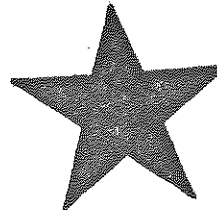
TO : MEMORANDUM DOCKET
FROM : Office of the Town Attorney
DATE : March 15, 2024
SUBJECT: SETTLEMENT OF NEGLIGENCE CLAIM
Claimant: Catherine & Philip Rossiello v. Town of Oyster Bay
Claim No.: 2018-6900

A resolution of the Town Board is required in order for the Town to settle claims, where the amount of the proposed settlement exceeds Ten Thousand (\$10,000.00) Dollars.

The above referenced claim arose as a result of an accident that occurred on October 14, 2018. Plaintiff Rossiello was attending the Oyster Festival when she was struck by a golf cart rented by the Festival's organizer, the Oyster Bay Charitable Fund, ("Charitable Fund") but operated by a Town employee. The Town-employee was dispatched by walkie-talkie and was responding to a new pickup call when she reached down to put the cart into reverse, and then accelerated forward into the back of the then 78-year-old plaintiff's legs, knocking her to the ground. The employee, who is now retired, was assigned to and being supervised by the co-defendant Charitable Fund and was engaged in transporting vendors and those guests who required assistance. She was paid by the Town.

As a result of the accident, Ms. Rossiello suffered a non-displaced fractured fifth metatarsal, a small non-displaced tear of the right superior labrum, trauma to her right ankle, and an exacerbation of a prior laminectomy. Her treatment thereafter included the use of a bone simulator to assist the healing of the foot, along with steroid injections to her shoulder. Five years post-accident, she claimed that she still had pain and restricted motion in her shoulder, and pain interspersed with areas of numbness in her foot. She now claims to need a cane to assist her in walking.

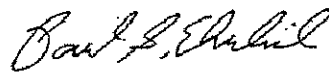
After extensive settlement negotiations, numerous conferences before the Court, three mediations, and the drafting of a Declaratory Judgment Summons and Complaint, a jury was selected and trial was set to begin. At that point, plaintiff and codefendant changed their negotiations postures and, with the assistance of the trial judge, a settlement in the total amount of \$120,000.00 was reached. The Town's portion of the settlement is \$45,000.00. The remaining \$75,000.00 to be paid by the co-defendant Charitable Fund.



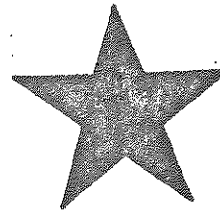
Accordingly, we have attached a resolution authorizing payment of \$45,000.00, together with copies of a Stipulation of Discontinuance and a General Release executed by the claimant. The funds for said payment are to be drawn from Account No. TWN AMS 1910 43010 602 0000 000.

Kindly suspend the rules and place this matter upon the Town Board Action Calendar for Tuesday, March 19, 2024.

FRANK M. SCALERA
TOWN ATTORNEY



Paul S. Ehrlich
Deputy Town Attorney



Reviewed By
Office of Town Attorney

WHEREAS, this Town Board had heretofore authorized and directed the implementation of a Self-Insurance Program for the Town's general liability; and

WHEREAS, the Town Board of the Town of Oyster Bay must authorize and approve the settlement of any negligence claims brought against the Town, where the amount of the proposed settlement is in excess of \$10,000.00; and

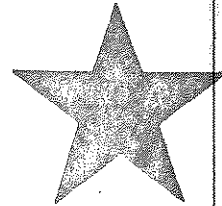
WHEREAS, Frank M. Scalera, Town Attorney, and Paul S. Ehrlich, Deputy Town Attorney, by memorandum dated March 15, 2024, have advised that claimant alleges that she sustained a non-displaced fractured fifth metatarsal, a small non-displaced tear of the right superior labrum, trauma to her right ankle, and an exacerbation of a prior laminectomy, following an incident that occurred on October 14, 2018, when then 78-year old plaintiff attending the Oyster Festival, was struck by a golf cart operated by a Town employee assisting the Festival organizer in transporting people and materials at the event; and

WHEREAS, after extensive negotiations in court and at mediations and following jury selection, the matter has settled. The Town is to contribute \$45,000.00 to a total settlement of \$120,000.00, which will be accepted in full resolution of all claims of the Plaintiffs,

NOW, THEREFORE, BE IT RESOLVED, That the Town Board finds that it is just, reasonable, and in the best interests of the Town to settle this matter for the sum of \$45,000.00, which sum is hereby authorized and approved by the Town Board of the Town of Oyster Bay, as full settlement to plaintiffs, Catherine and Phillip Rossiello, with regard to Claim No. 2018-6900 and the Comptroller is hereby authorized and directed to make payment therefor, in accordance with the procedures established under the Town's Self-Insurance Program, by issuing a check made payable to "Catherine and Phillip Rossiello and Martello & Lamagna, P.C., as attorneys", in the amount of \$45,000.00; and be it further

RESOLVED, That the funds for said payment are to be drawn from Account No. TWN AMS 1910 43010 602 0000 000.

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To all to whom these Presents shall come or may Concern, Know That

CATHERINE ROSSIELLO and PHILIP ROSSIELLO, as RELEASORS,

In consideration of the sum of FORTY-FIVE THOUSAND DOLLARS (\$45,000.00)

received from TOWN OF OYSTER BAY and DIANE RAMOS as RELEASEES,

Receipt whereof is hereby acknowledged, releases and discharges TOWN OF OYSTER BAY and DIANE RAMOS, the RELEASEES, as well as each of RELEASEES' estates, heirs, executors, successors in interest, assigns, predecessors, parent companies, suborders, subsidiaries, entities, business units, affiliates, owners, directors, members, managers, officers, partners, representatives, shareholder, attorneys, independent contractors, subcontractors, employees, insurers, underwriters, agents, subrogates, assigns, companies, lessors, lessees, franchisees, and servants or any other parties, hereinafter "RELEASED PARTIES", who are or might be liable directly or vicariously in any way from any and all claims, actions, causes of action, liens, med pay, personal injury protection, wrongful death, covenants, contracts, judgments, expenses, rights, attorney fees, costs, whatsoever, whether common law, statutory or extra contractual, which the undersigned now has or which may hereafter accrue in law or in equity, arising out of, any and all known and unknown personal injuries resulting or caused by the alleged accident which occurred on October 14, 2018 at Theodore Roosevelt Park, Oyster Bay, New York. Releasors also hold harmless and indemnifies Releasees for any liens, including, but not limited to, Medicare, Medicaid, medical liens judgments or claims that may exist.

All of the parties herein agree to keep all terms of settlement confidential to the extent permitted by law. All parties agree that neither they nor their attorneys or representatives shall publish or publicize any aspect of this action, including but not limited to, the terms of this settlement to any third party or any medium, whether print, broadcast or electronic, including, but not limited to, any jury verdict-settlement or marketing publication, unless required to do so by law. The sole exclusive consideration for this no-disclosure agreement set forth in this paragraph of this Release and Hold Harmless Agreement is the mutual exchange of promises of confidentiality as set forth in this paragraph.

The words "RELEASOR" and "RELEASEE" include all releasors and all releasees under this RELEASE.

This RELEASE may not be changed orally.

In Witness Whereof, the RELEASOR has hereunto set RELEASORS hand and seal on the 24 day of November, 2023.

In presence of

Catherine Rossello
CATHERINE ROSSIELLO
Philip Rossello
PHILIP ROSSIELLO

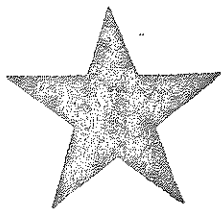
STATE OF NEW YORK, COUNTY OF

ss.:

On November 24, 2023, before me personally came CATHERINE ROSSIELLO and PHILIP ROSSIELLO, to me known, and known to me to be the individuals described in, and who executed the foregoing RELEASE, and duly acknowledged to me that (s)he executed same.

Michael B
Notary Public

MICHAEL BUTKIEWICZ
Notary Public, State of New York
No. 01816353764
Qualified in Nassau County
Commission Expires January 30, 2025



SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NASSAU

Index No. 605045/2019

-----X
CATHERINE ROSSIELLO AND PHILIP ROSSIELLO,

Plaintiff(s),

-against-

**STIPULATION OF
DISCONTINUANCE
WITH PREJUDICE**

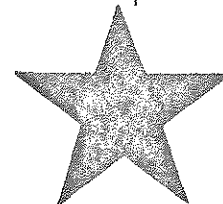
NASSAU COUNTY, TOWN OF OYSTER BAY,
OYSTER BAY OYSTER FESTIVAL, DIANE RAMOS
AND OYSTER BAY CHARITABLE FUND D/B/A
THE OYSTER FESTIVAL,

Defendant(s).
-----X

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, the attorneys of record for all of the parties in the above entitled action, that whereas no party hereto is an Infant, incompetent person for whom a committee has been appointed or conservatee and no person not a party has an interest in the subject matter of the action, the above entitled action and all cross claims be, and the same hereby are discontinued with prejudice, as against all defendants without costs to either party as against the other. This Stipulation may be filed without further notice with the Clerk of the Court.

A facsimile copy of the stipulation signed by counsel for the respective parties or separately signed facsimile counterparts hereof shall be deemed as an original.

Dated: Garden City, New York
November 17, 2023



MONTFORT, HEALY, McGUIRE & SALLEY LLP

By: _____
JAMES M. MURPHY
840 Franklin Avenue, P.O. Box 7677
Garden City, New York 11530-7677
(516)747-4082
Attorneys for Defendant(s)
TOWN OF OYSTER BAY AND DIANE RAMOS

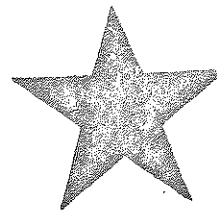
MARTELLO & LAMAGNA, P.C.

By: _____
GREG PATRIC MARTELLO
100 Queney Roosevelt Blvd., Suite 511
Garden City, New York 11530
(516) 228-3333
Attorneys for Plaintiff(s)

SEGAL McCAMBRIDGE SINGER & MAHONEY, LTD

BY: _____
CARLA VARRIALE-BARKER
777 Third Avenue, Suite 2400
New York, New York 10017
(212) 651-7500

THE DEFENDANT COUNTY OF NASSAU HAS BEEN DISCONTINUED FROM THE ABOVE
ACTION (NYSCEF DOC. NO. 103)



WHEREAS, the Town Board of the Town of Oyster Bay ("Town Board"), has heretofore authorized and directed the implementation of a Self-Insurance Program for the Town's general liability; and

WHEREAS, the Town Board must authorize and approve the settlement of any negligence claims brought against the Town, where the amount of the proposed settlement is in excess of \$10,000.00; and

WHEREAS, Frank M. Scalera, Town Attorney, and Ralph P. Healey, Deputy Town Attorney, by memorandum dated March 14, 2024, advised that claimant, Alexander Tapia, filed a claim against the Town, alleging that, on August 9, 2023, a Town of Oyster Bay sanitation vehicle collided and damaged his custom BMW Z3 Roadster convertible automobile, and caused sufficient damage so as to render his vehicle to be beyond repair; and

WHEREAS, after extensive, protracted and substantive settlement negotiations, said claim was ultimately agreed upon to be resolved for the sum of \$24,011.65, in full resolution of all claims against the Town of Oyster Bay, and in exchange for the Town's acceptance of Title of ownership to said vehicle, and

WHEREAS, Town Attorney Scalera, and Deputy Town Attorney Healey, by said memorandum, advise that the aforementioned settlement is in the best interest of the Town of Oyster Bay, and recommend Town Board approval of said settlement,

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is accepted and approved, and the Office of the Town Attorney is hereby authorized to settle the claim of Alexander Tapia v. Town of Oyster Bay, for the amount of \$24,011.65, in full resolution of any and all claims against the Town of Oyster Bay in this matter; and in exchange for the Title of Ownership to claimant's vehicle; and be it further

RESOLVED, That the funds for said payment shall be drawn from Account No. TWN AMS 1910 43020 602 0000 000; and be it further

RESOLVED, That the Town Comptroller is hereby authorized and directed to make payment for same, upon the submission of a duly certified claim, after audit, and in accordance with the procedures established under the Town's Self-Insurance Program.

#

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Ayc
Councilwoman Johnson	Absent
Councilman Imbroto	Ayc
Councilman Hand	Ayc
Councilman Labriola	Ayc
Councilwoman Maier	Ayc
Councilwoman Walsh	Ayc

REVIEWED BY
OFFICE OF TOWN ATTORNEY

Robert P. Healey

Meeting of March 19, 2024

Resolution No. 244-2024

WHEREAS, in accordance with the provisions of Chapter 30 – Ethics, of the Code of the Town of Oyster Bay and regulations promulgated thereunder, the Town Board must make an annual determination regarding which elected officials, officers and employees must file a financial disclosure form for that year, and such determination must be filed with the Town of Oyster Bay Board of Ethics; and

WHEREAS, Steven Leventhal, Esq., Counsel to the Board of Ethics, by letter dated March 4, 2024, requested that the Town Board consider the following list of individuals file financial disclosure forms for the year ended December 31, 2023:

ELECTED OFFICIALS

Hon. Joseph S. Saladino, Town Supervisor
Hon. Michele M. Johnson, Councilwoman
Hon. Louis B. Imbroto, Councilman
Hon. Thomas P. Hand, Councilman
Hon. Steven L. Labriola, Councilman
Hon. Laura L. Maier, Councilwoman
Hon. Vicki Walsh, Councilwoman
Hon. Richard LaMarca, Town Clerk
Hon. Jeffrey P. Pravato, Receiver of Taxes

OFFICE OF THE EXECUTIVE

Gregory W. Carman, Jr., Esq., Deputy Supervisor
Robert Darienzo
Kevin DeLury
James McCaffrey
Andrew Rothstein
Roy Seter
Erin Smith-Kelly
Elizabeth Tarpinian
Louis LaRusso

JONES FUND TRUSTEES

Robert McGeever
Daniel S. McLane
Michael Scarpa

OFFICE OF THE TOWN BOARD

Karen Romito Solomon
Meredith Gioeli
Nancy Haarstick
Emma Rosasco
Donna Weiss
Serafina White
Brian Nugent
Kurt Ludwig

OPS
Reviewed By
Office of Town Attorney
Thomas M. J. J. J.

**Inter-Departmental Memorandum
Office of the Town Attorney**

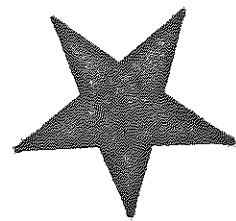
TO : Memorandum Docket
FROM : Office of the Town Attorney
DATE : March 14, 2024
SUBJECT: Settlement of Negligence Claim
Alexander Tapia v. Town of Oyster Bay
Claim No.: 2023-9184

A Town Board Resolution is required to settle claims, where the amount of the proposed settlement exceeds Ten Thousand Dollars (\$10,000.00). Consequently, the Office of the Town Attorney seeks Town Board authorization to settle the above-referenced claim for the sum of \$24,011.65. The settlement is to compensate claimant for the destruction of a rare 1998 BMW z3 Roadster Convertible, fitted with substantial upgrades made by the claimant, Alexander Tapia.

On August 9, 2023, Mr. Tapia's car was parked outside his home at 243 Central Park Drive, Plainview. At approximately 8:39 a.m., a Town of Oyster Bay Sanitation truck attempted to make a u-turn in front of Mr. Tapia's home. While completing the turn, the metal step on the back of the truck became caught under the left rear wheel well of the BMW. As the truck moved forward, the step dug into the body of the car, severely bending the car's frame. The force of the impact was so great, that it pushed the car forward onto the utility strip of claimant's property.

The entire accident was captured clearly on claimant's home front door camera, with perfect picture and sound. The resulting damage effectively destroyed Mr. Tapia's car. Currently, the wrecked car is being stored in a secured pen at the Town of Oyster Bay Highway Facility, located at 150 Miller Place, Syosset. Liability is completely upon the Town for the accident.

On January 9, 2024, the Office of the Town Attorney proposed a settlement in this matter for the sum of \$27,230.01 (Resolution No. 53-2024). The proposed settlement included funds to compensate Mr. Tapia for the value of a replacement vehicle (minus depreciation), upgrades (minus depreciation) storage charges caused by the delay in reaching a settlement, forty-five (45) day rental, and towing fees. The Town Board voted to table the Resolution at that time because it raised the following questions concerning the proposed settlement: 1) Could the Town Attorney's Office negotiate down the storage fees with the garage owner? 2) Was the rental allowance of forty-five days at \$3,100.00 in keeping with insurance industry standards? 3) Could a salvage value be assigned to



the wrecked car, and could the Town acquire the vehicle as part of the settlement to the claim? This office has resolved these issues.

As a result of direct negotiations with the repair shop where the vehicle was previously stored (All-Out Automotive, Inc.), the owner of same has agreed to reduce his bill from \$6,804.62 to \$5,000.00. Additionally, with the aid of an independent appraiser/adjuster associated with Salerno Brokerage Corporation, an examination of the vehicle was performed. Based upon this examination, it was determined that the vehicle, if sold at auction would have a potential salvage value of \$2,500.00. Moreover, subsequent research conducted by this office indicated that the breakup value of the vehicle's various component materials, at auction, could result in the Town realizing a potential maximum return of approximately \$3,515.00 or greater. Finally, the rental allowance originally provided at \$3,100.00 for 45 days, would be reduced to \$1,200.00 for 30 days.

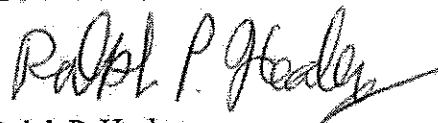
Accordingly, the settlement has been reduced to \$24,011.65, with title of the vehicle being transferred to the Town, which settlement offer the claimant has accepted.

We have attached a resolution authorizing payment of \$24,011.65. Kindly be advised that the funds for said payment are to be drawn from Account No. TWN AMS 1910 43020 602 0000 000.

Kindly suspend the rules and place this matter upon the Town Board Action Calendar for Tuesday, March 19, 2024.

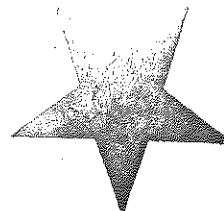
Very truly yours:

FRANK M. SCALERA
TOWN ATTORNEY



Ralph P. Healey
Deputy Town Attorney

RPH: rph
Attachments



WHEREAS, the Town Board of the Town of Oyster Bay ("Town Board"), has heretofore authorized and directed the implementation of a Self-Insurance Program for the Town's general liability; and

WHEREAS, the Town Board must authorize and approve the settlement of any negligence claims brought against the Town, where the amount of the proposed settlement is in excess of \$10,000.00; and

WHEREAS, Frank M. Scalera, Town Attorney, and Ralph P. Healey, Deputy Town Attorney, by memorandum dated March 14, 2024, advised that claimant, Alexander Tapia, filed a claim against the Town, alleging that, on August 9, 2023, a Town of Oyster Bay sanitation vehicle collided and damaged his custom BMW Z3 Roadster convertible automobile, and caused sufficient damage so as to render his vehicle to be beyond repair; and

WHEREAS, after extensive, protracted and substantive settlement negotiations, said claim was ultimately agreed upon to be resolved for the sum of \$24,011.65, in full resolution of all claims against the Town of Oyster Bay, and in exchange for the Town's acceptance of Title of ownership to said vehicle, and

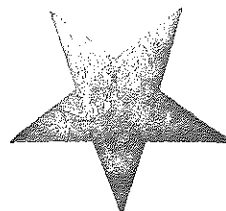
WHEREAS, Town Attorney Scalera, and Deputy Town Attorney Healey, by said memorandum, advise that the aforementioned settlement is in the best interest of the Town of Oyster Bay, and recommend Town Board approval of said settlement,

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is accepted and approved, and the Office of the Town Attorney is hereby authorized to settle the claim of Alexander Tapia v. Town of Oyster Bay, for the amount of \$24,011.65, in full resolution of any and all claims against the Town of Oyster Bay in this matter; and in exchange for the Title of Ownership to claimant's vehicle; and be it further

RESOLVED, That the funds for said payment shall be drawn from Account No. TWN AMS 1910 43020 602 0000 000; and be it further

RESOLVED, That the Town Comptroller is hereby authorized and directed to make payment for same, upon the submission of a duly certified claim, after audit, and in accordance with the procedures established under the Town's Self-Insurance Program.

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REVIEWED BY
OFFICE OF TOWN ATTORNEY

Ralph P. Healey

General Release

BE IT KNOWN, that

Alexander Tapia

[Redacted Name]

as RELEASOR(S)

in consideration of the sum of

Twenty four thousand eleven and 65/100-----dollars \$ 24,011.65

received from

THE TOWN OF OYSTER BAY

as RELEASEE,

the receipt of which is hereby acknowledged, releases and forever discharges

TOWN OF OYSTER BAY,

the RELEASEE, its officers, employees, agents, successors and assigns, of and from all manner of actions, causes of action, suits, debts, sums of money, accounts, reckonings, bonds, bills, specialties, covenants, contracts, controversies, agreements, promises, variances, trespasses, damages, judgments, executions, claims and demands whatsoever, in law or in equity, which the RELEASOR, its successors, assigns, heirs, executors, and administrators ever had, now have, or hereafter may have, against the RELEASEE, by reason of any matter, cause, or thing whatsoever, from the beginning of time to the date of this release.

It is further understood and agreed that this document contains the entire contents and terms of the settlement being entered into.

ALEXANDER TAPIA
RELEASOR (print name)

[Signature]
Signature

3/14/24
Date

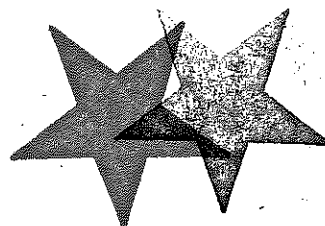
ACKNOWLEDGMENT

State of NEW YORK, County of NASSAU ss.:

On this 14th day of MARCH, 2024, before me, the undersigned personally appeared ALEXANDER TAPIA, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

[Signature]
(signature and office of individual taking acknowledgment)

MICHAEL BACANI
Notary Public, State of New York
No. 01BA8042147
Qualified in Nassau County
Commission Expires June 12, 2026



(Office of
Town Board,
continued)

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Marta Kane
Michael Schwalje
Marybeth Krummenacker
Richard Zyta
Esther Alter
James Suozzi
Maryann Webb
Marissa Boccio
John T. Surlis
Madison Spanodemos
Harpreet Malhotra
John T. Surlis

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Frank M. Scalera, Esq., Town Attorney
Thomas M. Sabellico, Esq., Special Counsel
Hon. Angelo A. Delligatti
Anthony C. Curcio, Esq.
Paul Ehrlich, Esq.
Elizabeth A. Faughnan, Esq.
Matthew Fernando, Esq.
Ralph P. Healey, Esq.,
Jeffrey Lesser, Esq.
Dennis P. Sheehan, Esq.
Domenica Wolfe, Esq.
Sheila Tarnowski

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Raymond Aversa, Esq., Deputy Town Clerk
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Kathleen Tobin

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Patricia A. Beckerle, Deputy Commissioner
Krista Fileccia-Hardman

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Iris Williams

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Regan Lally, Esq.
Dennis Palmieri

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Bryan Hardman
James Jazwinski
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Michael Landman
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Kevin Masterson
Kamila Matulik
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Vito Rella
John Rice
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Lynneann Sullivan
Craig Thomas
Linda Varricchio
Alexander Verasco
James Whalen
John Zebro
Luis Zeda

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Lois Schmitt
Lisa Ciccolella
Lewis Yevoli

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Donald Mackenzie, Esq., Counsel

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Laurie Scarpa, Deputy Commissioner
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Sunita Chakraborti
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continued)

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Hans Stronstad
Raymond Swierkowski, Jr.
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Gregory Mangino, Deputy Commissioner
Gino Lunghi
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Bernard Deschamps
Rachelle Gucker
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Jacqueline Devlin
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Vincent Saviano
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Stephan Carrieri
Travis McCabe
Christopher Nocella
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Scott Russo
Sean Gardner
James Backman
Ernest Weber
Jeanne Gatto

(Department of
Parks,
Continued)

Gregory Kolodinsky, Jr.

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Robert Mangano, Deputy Commissioner
Leonard Symons, Esq., Deputy Commissioner

DEPARTMENT OF SANITATION

Hon.
Daniel Pearl, Commissioner
Gary Terrell, Deputy Commissioner
William Fox
Thomas Licata
Frank Melillo III
Robert Plummer
Thomas Ryan

BOARD OF ETHICS

Alfred C. Constants III, Esq.
Margaret Eaton
Rabbi Joel M. Levenson
Matthew Vitucci
Theodore Kopynski

NOW, THEREFORE, BE IT RESOLVED, That this Town Board does hereby determine that all individuals contained in the abovementioned list shall complete a Statement of Financial Disclosure for the 2023 calendar year, and file same with the Town of Oyster Bay Board of Ethics on or before May 15, 2024; and be it further

RESOLVED, That the Department of Human Resources is hereby directed to supply the title, social security number, and office address for each individual in the abovementioned list, and forward the completed list to the Town of Oyster Bay Board of Ethics.

-#-

The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Aye
Councilwoman Johnson	Absent
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Aye