

John Canning
TOWN CLERK

Meeting of February 8, 2022

RESOLUTION P-3-2022

WHEREAS, The 2022 Budget, adopted October 26, 2021 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 2022 Budget, on October 26, 2021, 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 | Aye |
| Councilman Imbroto | Aye |
| Councilman Hand | Aye |
| Councilman Labriola | Aye |
| Councilwoman Maier | Aye |
| Councilwoman Walsh | Aye |

Meeting of February 8, 2022

Resolution No. TF-2-2022

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 |
|----------|-------|-------------|---------------------------|
| 003-22 | PAD | \$ 3,500.00 | PAD B 3620 12000 000 0000 |
| | | | TO |
| | | \$ 3,500.00 | PAD B 3620 25000 000 0000 |

-#-


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 | Aye |
| 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: ELIZABETH L. MACCARONE, COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT

Date: JANUARY 20, 2022

Subject: TRANSFER OF FUNDS

Kindly arrange for a transfer of funds as requested from the 2022 budget as follows:

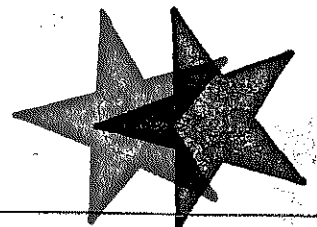
| | | |
|-------|---------------------------|-----------------|
| From: | PAD B 3620 12000 000 0000 | -----\$3,500.00 |
| | SALARIES – PART TIME | |
| To: | PAD B 3620 25000 000 0000 | -----\$3,500.00 |
| | GENERAL EQUIPMENT | |

This transfer is necessary in order to cover the purchase of equipment for the Department of Planning and Development.


ELIZABETH L. MACCARONE
COMMISSIONER

ELM/dm

C: Legislative Affairs



Reviewed By
Office of Town Attorney
Domenica Wolfe

WHEREAS, pursuant to Resolution No. 499-2021, adopted on September 14, 2021, the Town Board authorized the Supervisor, and/or his designee, or the Commissioner, Department of Community and Youth Services, to execute an agreement between the Town and Jock Anderson, 7 Russell Road, Garden City, N.Y. 11530 for professional services as an Art Instructor for the Senior Citizens Service Program from September 13, 2021 through December 31, 2021, at a rate of \$80.00 per session, in an amount not to exceed \$3,360.00; and

WHEREAS, Maureen Fitzgerald, Commissioner, Department of Community and Youth Services, by memorandum dated January 13, 2022, requested Town Board authorization to enter into an Agreement with Jock Anderson, for professional services as an Art Instructor for the Senior Citizens Service Program, nunc pro tunc, from January 1, 2022 through December 31, 2022, at a rate of \$80.00 per session, in an amount not to exceed \$10,000.00; and

WHEREAS, Commissioner Fitzgerald, by said memorandum, further requested Town Board authorization for the Supervisor, and/or his designee or the Commissioner of Community and Youth Services to execute said agreement; and

WHEREAS, Commissioner Fitzgerald, by said memorandum, further advised that in accordance with Guideline 5 of the Town's Procurement Policy, this instructor is exempt from the solicitation, written proposal or quotation requirements of the policy; and

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

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is accepted and approved and the Department of Community and Youth Services is authorized to retain the professional services of Jock Anderson, 7 Russell Road, Garden City, N.Y. 11530 as an Art Instructor for the Senior Citizens Service Program at a cost of \$80.00 per session, in an amount not to exceed \$10,000.00; 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 *Special Events* Account No. CYS A 7020 47660 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 | Aye |
| Councilman Imbroto | Aye |
| Councilman Hand | Aye |
| Councilman Labriola | Aye |
| Councilwoman Maier | Aye |
| Councilwoman Walsh | Aye |

TOWN OF OYSTER BAY
Inter-Departmental Memorandum

January 13, 2022

TO: Memorandum Docket

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

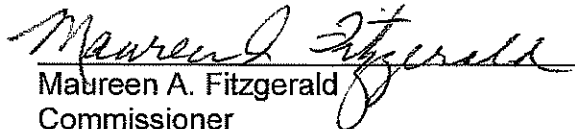
SUBJECT: Art Instructor for Senior Program

The Department of Community & Youth Services is requesting Town Board authorization to retain the professional services of Jock Anderson, 7 Russell Road, Garden City, NY 11530, to provide Art Instructor for the Senior Citizens Services Program. Last year, these services were authorized by Town Board Resolution No. 499-2021, dated September 14, 2021.

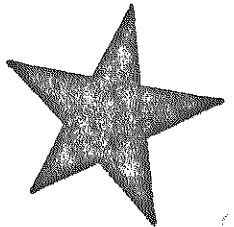
The Agreement would be effective from January 1, 2022 through December 31, 2022, at a rate of \$80.00 per session for a total cost not to exceed \$10,000.00. Funds for the art instruction classes are available in Account # CYS A 7020 47660 000 0000, *Special Events*.

In accordance with Guideline 5, of the Town's Procurement Policy, this Instructor is exempt from the solicitation, written proposal or quotation requirements of the policy. The Office of the Inspector General has reviewed the Vendor's Disclosure Questionnaire and is satisfied that the Town's Procurement policy requirements have been fulfilled.

Therefore, it is respectfully requested that the Town Board authorize the Agreement, nunc pro tunc from January 1, 2022, as negotiated and approved by the Town Attorney's Office. The Department also requests that the Supervisor and/or his designee or the Commissioner of Community and Youth Services to execute said agreements.


Maureen A. Fitzgerald
Commissioner

MAF:iw
Attachment



Meeting of September 14, 2021

Resolution No.499-2021

WHEREAS, Maureen A. Fitzgerald, Commissioner, Department of Community and Youth Services, by memorandum dated August 12, 2021, requested Town Board authorization to retain the professional services of Jock Anderson, 7 Russell Road, Garden City, N.Y. 11530 as an Art Instructor for the Senior Citizens Service Program from September 13, 2021 through December 31, 2021, at a cost of \$80.00 per session, in an amount not to exceed \$3,360.00, with funds available in *Special Events* Account No. CYS A 7020 47660 000 0000,

WHEREAS, Commissioner Fitzgerald, by said memorandum, further requested Town Board authorization for the Supervisor, and/or his designee or the Commissioner of Community and Youth Services to execute said agreement; and

WHEREAS, Commissioner Fitzgerald, by said memorandum, further advised that in accordance with Guideline 5 of the Town's Procurement Policy, this instructor is exempt from the solicitation, written proposal or quotation requirements of this policy; and

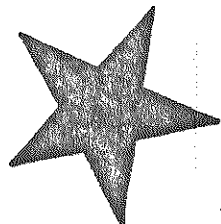
WHEREAS, Commissioner Fitzgerald, by said memorandum, further advised that the Office of the Inspector General has reviewed the proposed vendor's disclosure questionnaire and is satisfied that the Town's Procurement Policy has been fulfilled,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is accepted and approved and the Department of Community and Youth Services is authorized to retain the professional services of Jock Anderson, 7 Russell Road, Garden City, N.Y. 11530 as an Art Instructor for the Senior Citizens Service Program at a cost of \$80.00 per session, in an amount not to exceed \$3,360.00, with funds available in *Special Events* Account No. CYS A 7020 47660 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 | Aye |
| Councilman Imbroto | Absent |
| Councilman Hand | Aye |
| Councilman Labriola | Aye |
| Councilwoman Maier | Aye |
| Councilwoman Walsh | Aye |



Reviewed By
Office of Town Attorney
[Signature]

Reviewed By
Office of Town Attorney
Danica Wolfe

WHEREAS, pursuant to Resolution No. 386-2021, adopted on July 13, 2021, the Town Board authorized the Supervisor, and/or his designee, or the Commissioner, Department of Community and Youth Services, to execute an agreement between the Town and Patricia Marie Mitchell, 1 Cedar Lane, Glen Cove, N.Y. 11542, for professional services as a Yoga Instructor for the Senior Citizen Services Program, from July 15, 2021 through December 31, 2021, at a cost of \$40.00 per hour, in an amount not to exceed \$8,000.00; and

WHEREAS, Maureen Fitzgerald, Commissioner, Department of Community and Youth Services, by memorandum dated January 13, 2022, requested Town Board authorization to enter into an Agreement with Patricia Marie Mitchell, for professional services as a Yoga Instructor for the Senior Citizen Services Program, nunc pro tunc, from January 1, 2022 through December 31, 2022, at a cost of \$40.00 per hour, in an amount not to exceed \$10,000.00; and

WHEREAS, Commissioner Fitzgerald, by said memorandum, further requested Town Board authorization for the Supervisor, and/or his designee or the Commissioner of Community and Youth Services to execute said agreement; and

WHEREAS, Commissioner Fitzgerald, by said memorandum, further advised that in accordance with Guideline 5 of the Town's Procurement Policy, this instructor is exempt from the solicitation, written proposal or quotation requirements of the policy; and

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

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is accepted and approved and the Department of Community and Youth Services is authorized to retain the professional services of Patricia Marie Mitchell, 1 Cedar Lane, Glen Cove, N.Y. 11542, for professional services as a Yoga Instructor for the Senior Citizen Services Program, nunc pro tunc, from January 1, 2022 through December 31, 2022, at a cost of \$40.00 per hour, in an amount not to exceed \$10,000.00; 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 *Special Events* Account No. CYS A 7020 47660 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 | Aye |
| Councilman Imbroto | Aye |
| Councilman Hand | Aye |
| Councilman Labriola | Aye |
| Councilwoman Maier | Aye |
| Councilwoman Walsh | Aye |

TOWN OF OYSTER BAY
Inter-Departmental Memorandum

January 13, 2022

TO: Memorandum Docket

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

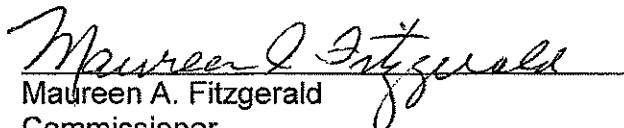
SUBJECT: 2022 Instructional Yoga Services

The Department of Community & Youth Service requests Town Board authorization to retain the professional services of Patricia Marie Mitchell, 1 Cedar Lane, Glen Cove, NY 11542, as a Yoga Instructor for the Senior Citizen Services Program. Last year, these services were authorized by Town Board Resolution No. 386-2021, dated July 13, 2021.

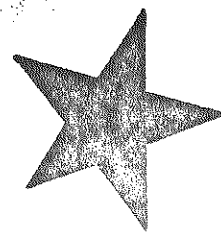
The Agreement would be effective from January 1, 2022 through December 31, 2022, at a rate of \$40.00 per hour, for a total cost not to exceed \$10,000. Funds for these services are available in account CYS A 7020 47660 000 0000, *Special Events*.

In accordance with Guideline 5, of the Town's Procurement Policy, this Instructor is exempt from the solicitation, written proposal or quotation requirements of the policy. The Office of the Inspector General has reviewed the Vendor's Disclosure Questionnaire and is satisfied that the Town's Procurement policy requirements have been fulfilled.

Therefore, it is respectfully requested that the Town Board authorize the Agreement, nunc pro tunc to January 1, 2022, as negotiated and approved by the Town Attorney's Office. The Department also requests that the Supervisor and/or his designee or the Commissioner of Community and Youth Services to execute said Agreement.


Maureen A. Fitzgerald
Commissioner

MAF:iw
Attachment



Meeting of July 13, 2021

Resolution No.386-2021

WHEREAS, Maureen A. Fitzgerald, Commissioner, Department of Community and Youth Services, by memorandum dated June 24, 2021, requested Town Board authorization to retain the professional services of Patricia Marie Mitchell, 1 Cedar Lane, Glen Cove, N.Y. 11542, as a Yoga Instructor for the Senior Citizen Services Program, from July 15, 2021 through December 31, 2021, at a cost of \$40.00 per hour, in an amount not to exceed \$8,000.00, and

WHEREAS, Commissioner Fitzgerald, by said memorandum, advised that in accordance with Guideline 5, Section b. of the Town Procurement Policy, the procurement of this fitness instructor is exempt from the solicitation, written proposal or quotation requirements of the policy, and that funds for these services will be available in Account No. CYS A 7020 47660 000 0000, *Special Events*,

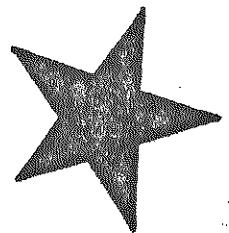
NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is approved, and the Department of Community and Youth Services is hereby authorized to retain Patricia Marie Mitchell, 1 Cedar Lane, Glen Cove, N.Y. 11542, as a Yoga Instructor for the Senior Citizen Services Program, from July 15, 2021 through December 31, 2021, at a cost of \$40.00 per hour, in an amount not to exceed \$8,000.00, and the Supervisor, or his designee, or the Commissioner of Community and Youth Services, is authorized to execute an agreement for same, in the attached;

RESOLVED, That the Comptroller is hereby authorized and directed to make payment upon presentation of a duly certified claim, after audit, with funds to be drawn from Account No. CYS A 7020 47660 000 0000, *Special Events*.

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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 | Absent |
| Councilwoman Walsh | Aye |



Reviewed By
Office of Town Attorney
[Signature]

Reviewed By
Office of Town Attorney
America Wolfe

WHEREAS, Maureen Fitzgerald, Commissioner, Department of Community and Youth Services, by memorandum dated January 13, 2022, requested Town Board authorization to sponsor enrichment workshops and to retain the professional services of the instructors listed on the attached chart for the locations, services and fees set forth therein, for the Spring 2022 Enrichment Program Workshops, and by said memorandum Commissioner Fitzgerald advised that the registration fees for the Adult Workshops will be \$75.00 for residents and \$100.00 for non-residents, and monies collected from the workshops will be deposited in Revenue Account No. CYS A 0001 02001 511 0000; and

WHEREAS, Commissioner Fitzgerald, by said memorandum, further requested that the Department of Community and Youth Services be granted Town Board authorization to cancel workshops, issue refunds, and make changes to the date, time and location of the workshops as needed; and

WHEREAS, Commissioner Fitzgerald advised that the funds for the instructional fees are available in Account No. CYS A 7020 47660 000 0000 Special Events, and will not exceed \$4,800.00,

WHEREAS, Commissioner Fitzgerald, by said memorandum, further advised that in accordance with Guideline 5 of the Town's Procurement Policy, these instructors are exempt from the solicitation, written proposal or quotation requirements of the policy; and

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

NOW, THEREFORE, BE IT RESOLVED, That the requests as hereinabove set forth are hereby approved, and the Department of Community and Youth Services, is hereby authorized to retain the professional services of the instructors listed on the attached chart, for the locations, services and fees set forth therein, for the Spring 2022 Enrichment Program Workshops; and be it further

RESOLVED, That the registration fees for the Adult Workshops will be \$75.00 for residents and \$100.00 for non-residents is approved, and monies collected from the workshops will be deposited in Revenue Account No. CYS A 0001 02001 511 0000, and be it further

RESOLVED, That the Department of Community and Youth Services is hereby authorized to cancel workshops, issue refunds and make changes to the date, time and location as needed and the Comptroller is hereby authorized to process refunds for resident and non-resident fees, upon presentation of a duly certified claim 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 | Aye |
| Councilman Imbroto | Aye |
| Councilman Hand | Aye |
| Councilman Labriola | Aye |
| Councilwoman Maier | Aye |
| Councilwoman Walsh | Aye |

TOWN OF OYSTER BAY
Inter-Departmental Memorandum

January 13, 2022

TO: Memorandum Docket

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

SUBJECT: Spring 2022 Workshop Enrichment Program – Instructional Services

The Department of Community & Youth Services is requesting Town Board authorization to sponsor enrichment workshops and to retain the professional services of Instructors to conduct those workshops.

The workshop type, location, Instructor and fee for each workshop are listed on the attached chart. The funds for the instructional fees will be paid from Account CYS A 7020 47660 000 0000, *Special Events*, and will not exceed \$4,800.00. Registration fees for the workshops will be \$75.00 for residents and \$100.00 for non-residents. The registration fees collected from the workshops shall be deposited in Account CYS A 0001 02001 511 0000.

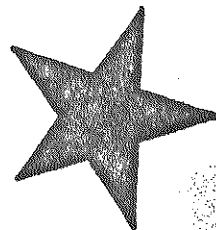
The workshops are in accordance with Guideline 5, Section b. of the Town's Procurement Policy therefore, no solicitation, written proposal or quotation is required. These Vendors have been vetted through the Exiger System and the Inspector General is satisfied that the requirements of the Town's Procurement Policy has been fulfilled.

The Department also requests authorization for the Commissioner to cancel workshops, issue refunds and make changes to the date, time and location of the workshops as needed. Said refunds will be issued by the Town Comptroller's Office after audit.

Therefore, it is respectfully requested that the Town Board authorize the Agreements and further authorize the Supervisor and/or his designee and/or the Commissioner of the Department to execute said agreements.

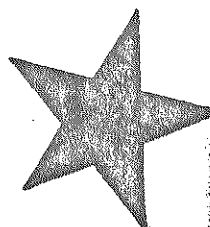

Maureen A. Fitzgerald
Commissioner

MAF:kh



| 2022 Spring Instructional Services | Check Payable to: | Community Centers | Fee per Session x Amount of Sessions | Amount Not to Exceed |
|---|--|----------------------|--|----------------------------|
| <u>Oil Painting I (Beginner) & Oil Painting II (Intermediate)</u> Two (2) Adult Workshops. Ten (10) sessions for each workshop. Twenty (20) sessions total. | <u>Jock Anderson</u> 7 Russell Road Garden city, NY 11530 | Syosset- Woodbury | \$80 per session x twenty (20) sessions | \$1,600.00 |
| <u>Drawing Fundamentals</u> One (1) Adult Workshop. Ten (10) sessions. | <u>Jock Anderson</u> 7 Russell Road Garden city, NY 11530 | Syosset- Woodbury | \$80 per session x ten (10) sessions | \$800.00 |
| <u>Painting with Acrylics</u> One (1) Adult Workshop. Ten (10) sessions. | <u>Kevin Larkin</u> 51 Bellflower Path Smithtown, NY 11787 | Syosset- Woodbury | \$80 per session x ten (10) sessions | \$800.00 |
| <u>Watercolor Painting I (Beginner) Watercolor Painting II (Intermediate)</u> Two (2) Adult Workshops. Ten (10) sessions for each workshop. Twenty (20) sessions total. | <u>Rita Broughton</u> 26 Parkview Circle North Bethpage, NY 11714 | Syosset- Woodbury | \$80 per session x twenty (20) sessions | \$1,600.00 |

TOTAL: \$4,800.00



WHEREAS, Joseph G. Pinto, Commissioner, Department of Parks, by memorandum dated January 12, 2022, requested Town Board approval to conduct two Town of Oyster Bay Car Show Long Island events, to be held at TOBAY Beach, on Saturday, April 30, 2022, from 11:00 am to 4:00 pm, with a rain date set for Sunday, May 1, 2022; and on Sunday, October 2, 2022, from 11:00 am to 4:00 pm, with a rain date set for Sunday, October 9, 2022, or as otherwise determined by the Department of Parks, as well as Town Board approval to accept Vehicle Registration Fees for said event, along with Sponsor Fees, Vendor Fees, Exhibitor Fees, Mobile Food Concession Fees and commemorative merchandise revenue; and

WHEREAS, Commissioner Pinto, by said memorandum, further requested that spectators attending each event be admitted to each event free of charge, and that food and beverage be available to the public for purchase, to be provided by the then-current Town Concessionaire at TOBAY Beach or by an alternate food and beverage provider(s), as determined by the Commissioner of the Department of Parks, or his designee, and pursuant to the Town's procurement policy; and

WHEREAS, Commissioner Pinto, by said memorandum, further requested authorization to incorporate the use of mobile food concessions to provide food and beverage, in lieu of the then-current Town Food and Beverage Concessionaire, and requested a waiver of the provisions of Chapter 173, Sections 173-10 to 173-18, of the Code of the Town of Oyster Bay - Peddlers, provided that all mobile food concessions shall be in compliance with the provisions of the New York State Sanitary Code and shall possess any and all necessary, valid and current, insurance, permissions and permits required by the Nassau County Department of Health, and also requested authorization to charge each such participating mobile food concessions a fee not to exceed Two Hundred Fifty (\$250.00) Dollars per event, all fees collected for each event to be deposited in the Town of Oyster Bay General Fund Account No. TWN A 0001 02770 590 0000; and

WHEREAS, Commissioner Pinto, by said memorandum, further requested approval for event entertainment to be provided through the Department of Parks, by the then-current Town Concessionaire at TOBAY Beach and/or a participating sponsor(s) of that event, with the talent selection to be approved by the Commissioner of the Department of Parks or his designee, with the entertainment fees to be satisfied solely by or in conjunction with the Department of Parks, the then-current Town Concessionaire at TOBAY Beach and/or a participating sponsor(s) of that event, and shall not exceed a total amount of \$4,500.00 for each such event, with any partial or whole fees billed to the Town by the entertainment group to be drawn from the Town of Oyster Bay Car Shows Program Trust Account No. TWN TA 0000 00085 438 0000 in accordance with Guideline 5, Section b of the Town Procurement Policy; and

Reviewed By
Office of Town Attorney
[Signature]

WHEREAS, Commissioner Pinto, by said memorandum, further requested approval to set a Fifteen (\$15.00) Dollar Registration Fee for all vehicles pre-registered prior to the day of each event, and a Twenty-Five (\$25.00) Dollar Registration Fee for all vehicles registering on the day of each event; and

WHEREAS, Commissioner Pinto, by said memorandum, further requested approval to offer the following sponsorship levels with varying valuation amounts and promotional opportunities: Presenting Sponsor with a monetary valuation set by the Department, which value shall not exceed Five Thousand (\$5,000.00) Dollars, Event Sponsor with a monetary valuation set by the Department, which value shall not exceed Two Thousand Five Hundred (\$2,500.00) Dollars, Sponsor with a monetary valuation set by the Department, which value shall not exceed One Thousand (\$1,000.00) Dollars, In-Kind Sponsor based on their commitment of service and/or promotional value provided to the event, to be determined by the Commissioner of the Department of Parks or his designee; and

WHEREAS, Commissioner Pinto, by said memorandum, further requested approval to offer Vendors the opportunity to sell products directly to the public and to offer Exhibitors the opportunity to display product and distribute product-related literature, each such Vendor or Exhibitor to be allotted a specific 10 foot x 15 foot area at the event as designated by the Department of Parks, and up to two 8 foot tables, one 6 foot table and one 10 foot x 10 foot tent, said tables and tents to be provided by each Vendor and Exhibitor, with a monetary valuation set by the Department, which value shall not exceed One Hundred Fifty (\$150.00) Dollars; and

WHEREAS, Commissioner Pinto, by said memorandum, further confirmed that each such Sponsor, Vendor, and Exhibitor shall be a legal, accredited business in good standing with the State of New York and will be required to provide such documentation upon request, including, but not limited to a then-current certificate of insurance naming the Town of Oyster Bay as an additional insured; and

WHEREAS, Commissioner Pinto, by said memorandum, further confirmed that all media-based organizations partnering with the Town of Oyster Bay for Car Show Long Island events, shall be permitted the right to sell new sponsorships, brought in jointly with the Town, and equally share any revenues (50%/50%) upon reconciliation of said event; and

WHEREAS, Commissioner Pinto, by said memorandum, further confirmed that the Town of Oyster Bay and the Department of Parks reserves the right to refuse any Sponsor, Vendor or Exhibitor, for any reason that it deems does not properly serve said event and/or the public in attendance; and

WHEREAS, Commissioner Pinto, by said memorandum, further requested Town Board approval to employ the services of a dedicated judging staff to adjudicate the aforesaid Town of Oyster Bay Car Show Long Island events, said judges to be recognized and selected by the Commissioner of the Department of Parks or his designee based on their expertise and knowledge of classic, antique and show cars, which is in accordance with Guideline 5, Section 6, of the Town's Procurement Policy, whereby the procurement of judges is exempt from the solicitation, written proposal and response requirements of the policy, with the number of judges not to exceed twenty (20) per event, and each individual judge's fee not to exceed One Hundred Fifty (\$150.00) Dollars per event, with payment of such fees to be drawn from the Oyster Bay Car Show Trust Account No. TWN TA 0000 00085 438 0000; and

WHEREAS, Commissioner Pinto, by said memorandum, further requested approval to produce commemorative merchandise highlighting the events to be sold by the Department at each event, such merchandise to be ordered in compliance with the Town's procurement policy, such merchandise to be available for public purchase at each event at a price to be determined by the Parks Department, and which shall not exceed Twenty (\$20.00) Dollars per item; and

WHEREAS, Commissioner Pinto, by said memorandum, further requested approval to hire an outside organization or company to arrange for insurance and transportation for specialty vehicles and/or show cars to appear in either or both shows to help promote and/or benefit the show, which cost of such service shall not exceed Five Hundred (\$500.00) Dollars per vehicle, with payment to be drawn from the Oyster Bay Car Show Trust Account No. TWN TA 0000 00085 438 0000; and

WHEREAS, all monies collected from each event, including, but not limited to, Vehicle Registration Fees, Sponsor Fees, Vendor Fees, Exhibitor Fees, Mobile Food Concession Fees, and commemorative merchandise revenue shall be deposited in the Town of Oyster General Fund Account No. TWN A 0001 02770 590 0000. Upon event reconciliation, 35% of total monies received from the event shall be transferred to the Town of Oyster Bay Car Shows Program Trust Account No. TWN TA 0000 00085 438 0000 to be used to develop and execute future events for the Town of Oyster Bay. Additionally, a working bank shall be established prior to each event to allow on site staff to facilitate the proper change for day-of registrants and/or merchandise sales; and

WHEREAS, event expenses including, but not limited to, signage, branded merchandise, trophies, promotional advertising, such as print, radio, television, internet and computerized pre-recorded messaging, shall not exceed the total amount of Seventeen Thousand

Five Hundred (\$17,500.00) Dollars, and shall be paid from the Town of Oyster Bay Car Shows Program Trust Account No. TWN TA 0000 00085 438 0000. Any further event expenses incurred (pursuant to the Town's procurement policy) not listed that are deemed appropriate by the Commissioner of the Department of Parks or his designee shall not exceed the total amount of Two Thousand Five Hundred (\$2,500.00) Dollars, and shall be paid from the Town of Oyster Bay Car Shows Program Trust Account No. TWN TA 0000 00085 438 0000; and

WHEREAS, the Town Board deems these events to be an appropriate and worthwhile endeavor, and has determined that the approval of this request will benefit the residents of the Town of Oyster Bay,

NOW, THEREFORE, BE IT RESOLVED, That the requests as hereinabove set forth are hereby accepted and approved, and the Department of Parks is hereby authorized to conduct two Town of Oyster Bay Car Show Long Island events to be held at TOBAY Beach, on Saturday, April 30, 2022, from 11:00 am to 4:00 pm, with a rain date set for Sunday, May 1, 2022; and on Sunday, October 2, 2022, from 11:00 am to 4:00 pm, with a rain date set for Sunday, October 9, 2022, or as otherwise determined by the Department, upon the terms as requested by Commissioner Pinto in his memorandum dated January 12, 2022, and as set forth hereinabove.

#

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 |

TOWN OF OYSTER BAY Inter-Department Memo

TO: MEMORANDUM DOCKET

FROM: JOSEPH G. PINTO, COMMISSIONER OF PARKS

DATE: JANUARY 12, 2022

SUBJECT: TOWN OF OYSTER BAY CAR SHOW LONG ISLAND 2022

The Department of Parks requests Town Board approval to conduct two Town of Oyster Bay Car Show Long Island events, to be held at Tobay Beach. The first show being Saturday, April 30, 2022, from 11:00am to 4:00pm with a rain date set for Sunday, May 1, 2022. The second show will be Sunday, October 2, 2022, from 11:00am to 4:00pm with a rain date set for Sunday, October 9, 2022. Dates and/or times may change as determined by this department.

There shall be a registration fee for all cars showing at the event. Fees will be set as follows:

\$15.00 for all cars pre-registered to the date of the event

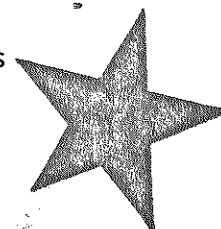
\$25.00 for all cars registering the day of the event

Show car owners shall be required to fill out a registration form to register their vehicle online or at a designated location within the Town of Oyster Bay prior to or on the date of the event.

All spectators attending the event shall be admitted free of charge.

Food and beverage shall be available to the public for purchase. The Department of Parks reserves the right to utilize the current Town concessionaire(s) at Tobay (as of the date of the each event) and/or reserves the right to select alternate food and beverage provider(s), as determined by the Commissioner of Parks or his designee and pursuant to the Town's procurement policy.

The Commissioner of Parks or his designee may incorporate the use of mobile food concession(s), in lieu of the current Town Food and Beverage concessionaire(s), at specific events. The Department of Parks requests that the Town Board waive the provisions of Chapter 173 of the Code of the Town of Oyster Bay - Peddlers, provided that all mobile food concession merchants



shall be in compliance with the provisions of the New York State Sanitary Code and shall possess any and all necessary insurance, permissions and permits required by the Nassau County Department of Health, said insurance, permissions and permits to be valid and current. Each mobile food concession shall be charged a fee (per event) not to exceed \$250.00. All fees collected for each event shall be deposited in the Town of Oyster Bay General Fund Account No. TWN A 0001 02770 590 0000.

Event entertainment shall be provided by the Department of Parks, the Town concessionaire(s) at Tobay (as of the date of each event) and/or participating sponsor(s). Talent selection shall be approved by Commissioner of Parks or his designee. Entertainment fees shall be satisfied solely by or in conjunction with the Town of Oyster Bay Department of Parks, the Town concessionaire(s) at Tobay (as of the date of each event) and/or a participating sponsor(s) and shall not exceed the total amount of \$4,500.00 for said event. The use of DJ and/or audio services may be incorporated into the event by utilizing the services of EKO Productions Inc. per Town Board Resolution No. 691-2021 (attached). The total cost for DJ and /or audio services shall not exceed \$2,000.00 Any partial or whole fees billed to the Town by the entertainment group and/or EKO Productions Inc. shall be drawn from the Town of Oyster Bay Car Shows Program Trust Account No. TWN TA 0000 00085 438 0000 in accordance with Guideline 5, section b of the Town Procurement Policy.

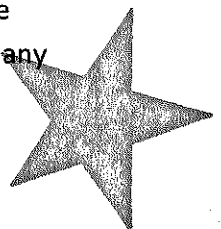
The Department of Parks is seeking Town Board approval to accept the addition of sponsors, vendors and exhibitors to said event, at a fee, to be collected by this department. Sponsors/vendor/exhibitor fees are as follows:

PRESENTING SPONSOR

Presenting sponsorship shall include the logo and/or wordmark in the title of the event and appear as such on all promotional impressions, including but not limited to printings, posters, banners, press releases, media promotion and/or advertising, mailings and commemorative merchandise. Presenting sponsors shall be entitled to a dedicated area at the event, designated by this department for any promotional displays, advertising and giveaways. Valuation of Presenting Sponsors shall be set by this department at an amount not to exceed \$5,000.

EVENT SPONSOR

Event sponsors shall be included on all promotional impressions by logo and/or wordmark, including but not limited to printings, posters, banners, press releases, mailings and commemorative merchandise. Event sponsors shall be entitled to a dedicated area at the event, designated by this department, for any



promotional displays, advertising and giveaways. Valuation of Event Sponsors shall be set by this department at an amount not to exceed \$2,500.

SPONSOR

Sponsors shall be included in all mailings by logo and/or wordmark and shall be entitled to a dedicated area at the event, designated by this department, for any promotional displays, advertising and giveaways. Valuation of Sponsor shall be set by this department at an amount not to exceed \$1,000.

IN-KIND SPONSOR

In-kind sponsors shall be included in promotional material and may be entitled to a dedicated area at the event, designated by this department, based on their commitment of service, product and/or promotional value provided to the event, to be determined by the Commissioner of Parks or his designee.

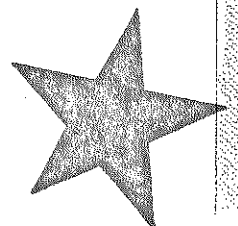
VENDOR

A vendor shall be allotted a 10' X 15' area at the event, designated by this department, and up to two 8ft tables, one 6ft table and one 10' X 10' tent to sell product directly to the spectators attending the event. Tables and tent shall be the responsibility of the vendor. Valuation of a Vendor shall be set by this department at an amount not to exceed \$150.

EXHIBITOR

An exhibitor shall be allotted a 10' X 15' area at the event, designated by this department, and up to two 8ft tables, one 6ft table and one 10' X 10' tent to display product and hand out product related literature directly to the spectators attending the event. Tables and tent shall be the responsibility of the exhibitor. Valuation of an Exhibitor shall be set by this department at an amount not to exceed \$150.

All sponsors/vendors/exhibitors must be legal, accredited businesses in good standing within the State of New York and will be required to provide such documentation upon request including but not limited to current certificate of insurance naming the Town of Oyster Bay as an additional insured.



All media-based organizations partnering with the Town of Oyster Bay for Car Show Long Island events, shall be permitted the right to sell new sponsorships, brought in jointly with the Town, and equally share any revenues (50/50) upon reconciliation of said event.

The Town of Oyster Bay and the Department of Parks reserves the right to refuse any sponsor/vendor/exhibitor, for any reason, that it deems does not properly serve said event and/or the public in attendance.

The Department of Parks requests Town Board authorization to employ the services of a dedicated judging staff to adjudicate for the 2022 Car Show Long Island event at Tobay Beach on Saturday, April 30, 2022 with a rain date set for Sunday, May 1, 2022. The second show will be Sunday, October 2, 2022 with a rain date set for Sunday, October 9, 2022. Judges shall be recognized and chosen based on their expertise and knowledge of classic, antique and show cars and shall be selected at the discretion of the Commissioner of Parks or his designee with an individual fee not to exceed \$150, with the number of judges not to exceed 20 per event.

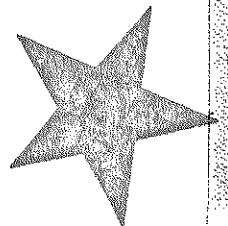
All judging service fees shall be funded by event registrant fees and shall be drawn from the Oyster Bay Car Show Trust Account No. TWN TA 0000 00085 438 0000.

In accordance with Guideline 5, section b of the Town Procurement Policy, the judges are exempt from the solicitation, written proposal or requirements of the policy.

The Department of Parks is seeking Town Board approval to produce commemorative merchandise, highlighting the event, to be sold at the event by this department. Merchandise shall be ordered through the Town procurement policy. Merchandise will be available for public purchase at the event and will be set at a cost not to exceed \$20 per piece. Cost will be determined by this department.

The Department of Parks may hire an outside organization to arrange for insurance and transportation for specialty vehicles and/or show cars to appear in the show to help promote and/or benefit the show. The cost of this service shall not to exceed \$500 per vehicle. Fees shall be drawn from the Oyster Bay Car Show Trust Account No. TWN TA 0000 00085 438 0000.

All monies collected from said event which shall include but are not limited to car registration fee, event sponsor fee, vendor fee, exhibitor fee and commemorative merchandise revenue shall be deposited in the Town of Oyster Bay General Fund Account No. TWN A 0001 02770 590 0000. Upon event reconciliation, 65% of the total monies shall remain in the Town of Oyster Bay General Fund Account No. TWN A 0001 02770 590 0000 and 35% of total monies received from event shall be transferred to the Town of Oyster Bay Car Shows Program Trust Account No. TWN TA 0000 00085 438 0000 to be used to develop and execute future events for the

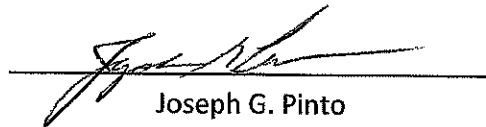


Town of Oyster Bay. Additionally, a working bank shall be established prior to the event to allow on site staff to facilitate the proper change for day of registrants and/or merchandise sales.

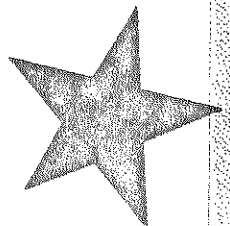
Event expenses including but not be limited to signage branded merchandise, trophies, promotional advertising, such as print, radio, television, internet and computerized pre-recorded messaging shall not exceed the total amount of \$17,500.00 and are to be paid from Town of Oyster Bay Car Shows Program Trust Account No. TWN TA 0000 00085 438 0000.

Any further event expenses (pursuant to the Town's procurement policy) not listed that are deemed appropriate by the Commissioner of Parks or his designee shall not exceed the total amount of \$2,500.00 and are to be paid from the Town of Oyster Bay Car Shows Program Trust Account No. TWN TA 0000 00085 438 0000.

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


Joseph G. Pinto
Commissioner of Parks

JGP; EW



Meeting of December 7, 2021

Resolution No. 691-2021

WHEREAS, by Resolution No. 664-2020, adopted on December 8, 2020, the Town Board authorized the Supervisor, or his designee, to execute an agreement with EKO Productions, Incorporated, 360-C Commack Road, Deer Park, New York 11729, to provide professional sound equipment and services for the Town of Oyster Bay's "Music Under the Stars" Concert Series, and various other events, for a period of one (1) year, commencing on January 1, 2021 through December 31, 2021, in an amount not to exceed \$140,000.00, with two (2) one (1) year extension options; and

WHEREAS, Commissioner Fitzgerald by memorandum dated November 15, 2021, requested Town Board authorization to exercise the first of the two (2) one-year extension options, commencing January 1, 2022 through December 31, 2022 for an amount not to exceed \$160,000.00; and

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

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is hereby approved, and the Town Board authorizes the Supervisor, or his designee, to exercise the first one (1) year extension and execute an agreement, negotiated and approved by the Office of the Town Attorney, with EKO Productions, to provide professional sound equipment and services for the Town of Oyster Bay's "Music Under the Stars" Concert Series, and various other events, for a period of one (1) year, commencing on January 1, 2022 through December 31, 2022, in an amount not to exceed \$160,000.00; and be it further

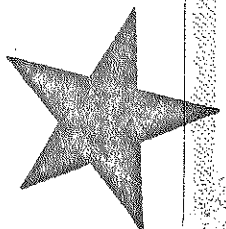
RESOLVED, That the funds for said payment shall be drawn from Account No. CYS A 7020 47660 000 0000; and be it further

RESOLVED, That the Town Comptroller is hereby authorized and directed to make payment for same, upon submission of a duly certified claim, 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 | Aye |
| Councilman Imbroto | Aye |
| Councilman Hand | Aye |
| Councilman Labriola | Aye |
| Councilwoman Maier | Aye |
| Councilwoman Walsh | Absent |



Reviewed By
Office of Town Attorney
America Wolfe

TOWN OF OYSTER BAY Inter-Department Memo

TO: MEMORANDUM DOCKET

FROM: JOSEPH G. PINTO, COMMISSIONER OF PARKS

DATE: JANUARY 12, 2022

SUBJECT: TOWN OF OYSTER BAY "HOMETOWN HEROES PROGRAM"

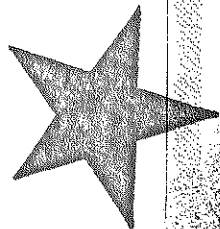
The Department of Parks is seeking Town Board approval to implement a "Hometown Heroes Program" in recognition and appreciation for all of Town of Oyster Bay veterans and active duty personnel who have served in the United States Armed Forces or National Guard.

The program is designed to honor veteran and active duty service members, both living and deceased, with an annual mission to purchase a 2ft X 4ft banner portrait of a veteran and have it publically displayed within the Oyster Bay Township at locations decided by this department. The banner will include the service member's name, branch of service and photo. The Town will be responsible for the placement, installation and maintenance of each banner on display. The banners will be purchased by a family member, friend or sponsor.

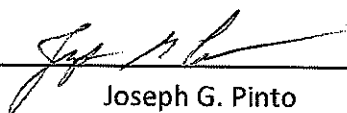
The program will commence in April of 2022 and the banner portraits will be hung and remain on display through October of 2022 at the end of which will be removed and presented to the family or sponsor.

The Department of Parks is seeking Town Board approval to accept the addition of sponsors. Sponsorship of the program may include the logo and/or wordmark within the banner and appear as such on all promotional impressions, including but not limited to printings, posters, banners, press releases, media promotion and/or advertising and mailings. Valuation of sponsorships shall be set by this department and shall not exceed \$5,000.

The fee for a single banner portrait will not exceed the total cost of \$75.00. All monies will be collected by the Department of Parks and deposited into Trust Account No. TWN 0000 00085 436 0000. Purchases for all of the portrait banners will be drawn from the same account and be pursuant to the Town's procurement policy.

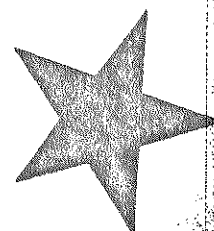


Pursuant to the aforementioned, the Department of Parks recommends Town Board approval.



Joseph G. Pinto
Commissioner of Parks

JGP; EW



Reviewed By
Office of Town Attorney
M.F.O.

WHEREAS, Joseph G. Pinto, Commissioner, Department of Parks, by memorandum dated January 12, 2022, requested Town Board authorization to implement a "Hometown Heroes" Program in recognition and appreciation of all Town of Oyster Bay veterans and active duty personnel who have served in the United States Armed Forces, by placing commemorative banners recognizing individual veterans at various locations within Oyster Bay Township, which will be chosen by the Parks Department, with the program expected to commence in April of 2022, with banner portraits to be hung and remain until removal in October of 2022. The banners may be purchased by individuals, families, businesses or community based organizations, with the banners to be presented to the family or sponsor of the honoree upon removal; and

WHEREAS, Commissioner Pinto, by said memorandum, advised that the cost for a single memorial banner shall not exceed \$75.00, with the Town responsible for the placement, installation and maintenance of the banner; and,

WHEREAS, Commissioner Pinto, by said memorandum, requests Town Board approval for the Department of Parks to accept a sponsor and/or sponsors for the program, which may include the logo and/or wordmark of the sponsor on the banner, and may appear on all promotional materials, with valuations of the sponsorships to be determined by the Department and shall not exceed \$5,000.00,

NOW, THEREFORE, BE IT RESOLVED, That the requests as hereinabove set forth are hereby accepted and approved, and the Department of Parks, is hereby authorized to implement a "Hometown Heroes" Program, with a program run date from April 2022 to October 2022; and be it further

RESOLVED, That the fees for the program will range from a purchase cost not to exceed \$75.00 for a single commemorative banner, and a valuation of sponsorship to be set by the Department of Parks in an amount not to exceed \$5,000.00, and monies collected from the program will be deposited in Town of Oyster Bay Trust Account No. TWN 0000 00085 436 0000, with all program expenses to be drawn from the same account in accordance with the Town's procurement policy.

-#-

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, Joseph G. Pinto, Commissioner, Department of Parks, by memorandum dated January 12, 2022, requested Town Board authorization for the Department to conduct the Town of Oyster Bay Special Olympics "Polar Plunge" in cooperation with Special Olympics, to be held at TOBAY Beach, on Saturday, March 19, 2022; and

WHEREAS, Commissioner Pinto, by said memorandum, requested that spectators attending the event be admitted free of charge; and

WHEREAS, Commissioner Pinto, by said memorandum, informed that event expenses including, but not limited to, signage, t-shirts, branded merchandise, trophies, promotional advertising, such as print, radio, television, and internet shall not exceed the total amount of \$2,000.00, and shall be paid from the Account No. PKS A 7110 47670 000 0000,

NOW, THEREFORE, BE IT RESOLVED, That the requests as hereinabove set forth are hereby approved, and that the Town Board authorizes the Department of Parks to conduct the Town of Oyster Bay Special Olympics "Polar Plunge" to be held at TOBAY Beach, on Saturday, March 9, 2022.

-#-

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-Department Memo

TO: MEMORANDUM DOCKET

FROM: JOSEPH G. PINTO, COMMISSIONER OF PARKS

DATE: JANUARY 12, 2022

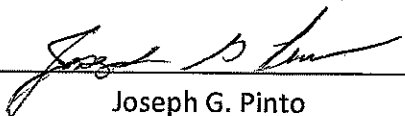
SUBJECT: TOWN OF OYSTER BAY SPECIAL OLYMPICS POLAR PLUNGE

The Department of Parks requests Town Board approval to conduct the Town of Oyster Bay, Special Olympics "Polar Plunge" in cooperation with Special Olympics, at Tobay Beach, on Saturday, March 19, 2022.

All spectators attending the event shall be admitted free of charge.

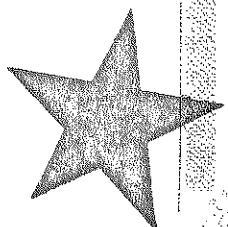
Event related expenses including but not be limited to signage, branded merchandise, trophies, t-shirts, promotional advertising, such as print, radio, television and internet shall not exceed the total amount of \$2,000.00 and are to be paid from Account No. PKS A 7110 47670 000 0000, through the Town Purchasing Division and will be subject to the Town Procurement Policy

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



Joseph G. Pinto
Commissioner of Parks

JGP; EW



Meeting of February 8, 2022

Resolution No.51-2022

Reviewed By
Office of Town Attorney

Ralph P. Dealey

WHEREAS, Frank V. Sammartano, Commissioner, Department of Intergovernmental Affairs, by memorandum dated January 14, 2022, requested Town Board authorization for the Town Supervisor to sign and execute a new Workforce Innovation and Opportunity Act (WIOA) Elected Officials Agreement, to reflect the changes of administration in the Town of North Hempstead and the City of Glen Cove,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is hereby approved, and the Town Supervisor is hereby authorized to sign and execute a new Workforce Innovation and Opportunity Act (WIOA) Elected Officials Agreement, to reflect the changes of administration in the Town of North Hempstead and the City of Glen Cove.

-#-

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 |

TOWN OF OYSTER BAY

INTER-DEPARTMENTAL MEMO

TO: MEMORANDUM DOCKET

FROM: FRANK V. SAMMARTANO, COMMISSIONER
INTERGOVERNMENTAL AFFAIRS

DATE: January 14, 2022

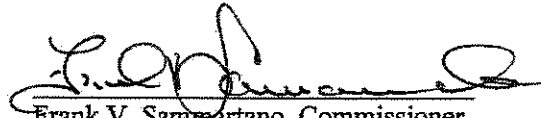
SUBJECT: Workforce Innovation and Opportunity Act (WIOA)- Elected Officials Agreement

By Resolution 674-207, adopted October 17, 2017, the Town Board authorized the Town Supervisor to enter into a Multi-Jurisdictional Chief Elected Officers Agreement with the Town of North Hempstead and the City of Glen Cove, establishing the role of the Town of Oyster Bay Supervisor as "Chief Elected Official" under the federal Workforce Innovation and Opportunity Act ("WIOA"), which is the authorizing legislation for federally funded workforce programs.

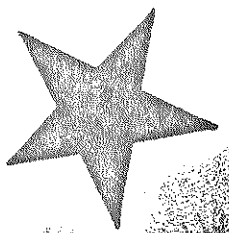
The Town of Oyster Bay Supervisor, Joseph Saladino, is the Chief Elected Official for the purposes of administering WIOA and for entering into and implementing agreements in accordance with that Act (WIOA). The Town of North Hempstead and the City of Glen Cove join the Town of Oyster Bay in the Local Workforce Development area called the "Oyster Bay-North Hempstead- Glen Cove Workforce Development Area" in the Multi-Jurisdictional Official Agreement, adopted on October 17, 2017, sharing efforts and resources, as outlined in said WIOA agreement.

Newly elected officials in the Town of North Hempstead (Supervisor) and the City of Glen Cove (Mayor), requires that the WIOA agreement in the "Oyster Bay- North Hempstead- Glen Cove Workforce Development Area" be updated with the attached agreement.

Therefore, it is respectfully requested that a new agreement be authorized by Town Board to allow Supervisor Saladino to sign and execute this agreement to reflect the change of the administration in the Town of North Hempstead and the City of Glen Cove.



Frank V. Sammartano, Commissioner
Intergovernmental Affairs



Multi-Jurisdictional Chief Elected Officials Agreement

Request for Designation of

Local Workforce Development Area:

Oyster Bay-North Hempstead-Glen Cove

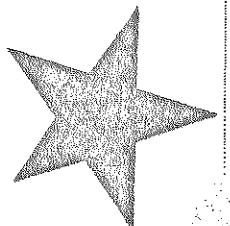
The Supervisor of The Town of Oyster Bay, the Supervisor of the Town of North Hempstead, and the Mayor of the City of Glen Cove, acting on their authority as the Chief Elected Officials, enter into this agreement in accordance with the Workforce Innovation and Opportunity Act (herein referred to as WIOA) §107 [c] [1] [B]. The Supervisor of The Town of Oyster Bay, the Supervisor of the Town of North Hempstead, and the Mayor of the City of Glen Cove are Chief Elected Officials, as defined in WIOA § 3 [9], and enter into this agreement to organize and implement activities pursuant to WIOA and as proposed by the Governor of the State of New York for the purpose of administering WIOA in the Town of Oyster Bay, the Town of North Hempstead and the City of Glen Cove.

Part 1- Designation of the Chief Elected Official

The Supervisor of the Town of Oyster Bay shall be designated as the Chief Elected Official for purposes of administering WIOA and for entering into and implementing agreements in accordance with that Act.

Part 2 - Designation of Grant Recipient and Local Governmental Grant Sub recipient / Incorporated Fiscal Agent

1. The Chief Elected Officials recognize they are jointly responsible for WIOA Funds and agree to the appointment of the Supervisor of the Town of Oyster Bay as the Grant Recipient who bears the fiduciary responsibility for these funds with the New York State Department of Labor.
2. The Grant Recipient designates the Department of Intergovernmental Affairs' Division of Employment and Training to be the local grant sub recipient/fiscal agent to assist the Grant Recipient with the administration of the grant funds.
3. The local grant sub recipient/fiscal agent shall disburse such funds for grant activities at the direction of the Local Workforce Development Board (LWDB.)
4. The Chief Elected Officials agree that the designated local governmental grant sub recipient/fiscal agent has reliable internal controls for financial management and disbursement of funds.
5. The name of the area is the "Oyster Bay-North Hempstead-Glen Cove Workforce Development Area. "



Part 3- Composition of and Designation of Workforce Development Board

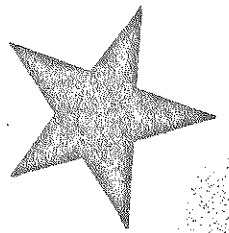
1. The Supervisor of the Town of Oyster Bay will establish and appoint a Workforce Development Board (LWDB) to assist and carry out provisions of WIOA §§107 (a) & (b). Subject to the requirements of Section 2 of Part 3 below, the Supervisor of the Town of Oyster Bay, prior to making appointments to the LWDB, shall solicit recommendations for appointments from the Chief Elected Officials of the LWDA. The Supervisor of the Town of Oyster Bay shall appoint those members as have been recommended by the Chief Elected Officials.
2. Every effort will be made to balance the selection geographically throughout the Oyster Bay-North Hempstead-Glen Cove Workforce Development Area as well as balance the selection of large and small business, and other related factors to as accurately as possible reflect the landscape of the Oyster Bay-North Hempstead-Glen Cove Workforce Investment Area.
3. Modification of membership may be completed at any time by the LWDB once established subject to the confirmation and concurrence of the Supervisor of the Town of Oyster Bay, as set forth in Part 1 above.
4. With the exception of the annual regional meeting of the three Long Island LWDBs, the location of meetings of the LWDB shall be rotated among the Town of Oyster Bay, the Town of North Hempstead and the City of Glen Cove.

Part 4 - Designation of One Stop Services and other responsibilities

1. As required by Section 121 (a) of WIOA, the Supervisor of the Town of Oyster Bay, in cooperation with the Workforce Development Board, shall develop, administer, and approve the appropriate Memoranda of Understanding in establishing no less than one facility known as Comprehensive One Stop Center in the Oyster Bay-North Hempstead-Glen Cove Workforce Investment Area.
2. The Supervisor of the Town of Oyster Bay shall also:
 - Review and approve the 4-year local plan developed by LWDB, as required by WIOA S 108(a);
 - Review and approve actions taken by the board to designate One Stop Operators as required by WIOA § 121 (d) (1);
 - Review and approve monitoring activities by the LWDB as required by WIOA § 121
 - Review and approve the budget of the LWDB, as required by WIOA § 107(d)(12)(A); and
 - Negotiate and reach agreement on local performance accountability measures with the LWDB and the Governor as required under WIOA § 107(d)(9).

Part 5 - Duration Modification Settlement and Rescission of Agreement

1. This Agreement becomes effective upon the concurrent acceptance by the municipalities with the authorized signature of the Chief Elected Officials of each municipality.



2. This Agreement may only be modified or amended in writing with the mutual consent of all the municipalities as evidenced by the authorized signatures of the Chief Elected Officials.
3. Non-concurrence between the municipalities shall be resolved as expeditiously as possible. Representatives of the municipalities shall meet and confer with one another to resolve issues of non-concurrence. If concurrence cannot be reached within a reasonable amount of time, steps shall be taken towards resolution through the State.
4. This Agreement (including any subsequent amendments) shall stay in effect until such time as: 1) federal or State authority ceases for the Oyster Bay-North Hempstead-Glen Cove Workforce Development Area to serve as the local implementation means for job training programs or 2) any party acts to rescind this Agreement. Formal action seeking rescission must be taken at least six months prior to the conclusion of the program year. The effective date of the rescission would then be the close of that program year.

TOWN OF OYSTER BAY

Supervisor Date

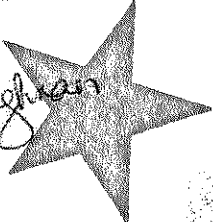
TOWN OF NORTH HEMPSTEAD

Supervisor Date

CITY OF GLEN COVE

Mayor Date

Reviewed By
Office of Town Attorney

BA
E. Faughan


STATE OF NEW YORK)

Ss:

COUNTY OF NASSAU)

On this _____ day of _____, before me, the undersigned, personally appeared JOSEPH SALADINO, personally to me known or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument as Supervisor of the Town of Oyster Bay, a municipal corporation, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument, the individual or the entity upon behalf of which the individual acted, executed the instrument.

Notary Public

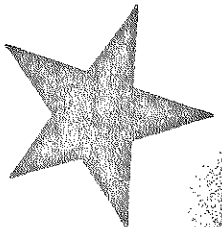
STATE OF NEW YORK)

Ss:

COUNTY OF NASSAU)

On this _____ day of _____, before me, the undersigned, personally appeared _____, personally to me known or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument as Supervisor of the Town of North Hempstead, a municipal corporation, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument, the individual or the entity upon behalf of which the individual acted, executed the instrument.

Notary Public



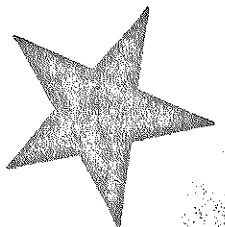
STATE OF NEW YORK)

Ss:

COUNTY OF NASSAU)

On this _____ day of _____ in the year _____, before me, the undersigned, personally appeared _____, personally to me known or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument as Mayor of the City of Glen Cove, a municipal corporation, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument, the individual or the entity upon behalf of which the individual acted, executed the instrument.

Notary Public



WHEREAS, pursuant to Section 135-54(B) of the Code of the Town of Oyster Bay, the Department of Planning and Development, by memorandum dated June 8, 2021, authorized the Highway Department to clean up the premises located at 874 Main Street, Farmingdale, New York 11735, also known as Section 48, Block 284, Lot 48 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated January 12, 2022, pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, have requested that the cost of cleaning up the aforementioned premises on October 13, 2021, in the total amount of \$1,863.33, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated January 12, 2022, is approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of the County of Nassau, so that the amount of \$1,863.33 may be assessed by the Legislature of the County of Nassau against the parcel known as 874 Main Street, Farmingdale, New York 11735, also known as Section 48, Block 284, Lot 48 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

- # -

jm
Reviewed By
Office of Town Attorney
R. Healey by pps

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 |

52

Town of Oyster Bay
Inter-Departmental Memo

TO: MEMORANDUM DOCKET

FROM: Office of the Town Attorney

DATE: January 12, 2022


SUBJECT: Property Cleanup Assessment
874 Main Street, Farmingdale, New York 11735
Section 48, Block 284, Lot 48

The Department of Planning and Development, by memorandum dated June 8, 2021, directed the Highway Department to clean the premises located at 874 Main Street, Farmingdale, New York 11735, also known as Section 48, Block 284, Lot 48 on the Land and Tax Map of the County of Nassau. The Highway Department has, by memorandum dated October 19, 2021, advised that the property was cleaned by a crew from the Highway Department on October 13, 2021. The cost incurred by the Town of Oyster Bay was \$1,863.33.

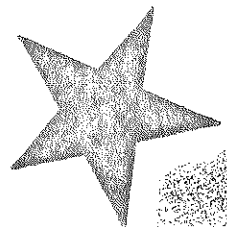
Pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, which allows the Town to be reimbursed for the cost of the work performed, the Highway Department has requested that the cost of said work be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls.

Kindly place this matter on the Town Board Action Calendar.

FRANK M. SCALERA
TOWN ATTORNEY


Ralph P. Healey
Special Counsel

RPH:aml
Attachments



TOWN OF OYSTER BAY

Inter-Departmental Memo

June 8, 2021

To: JOHN BISHOP: DEPUTY COMMISSIONER/HIGHWAY
From: MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU
Through: ELIZABETH L. MACCARONE: COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT
Subject: 874 Main Street, Farmingdale, New York 11735
SBL: 48-284-48

Notice of Violation number 04583 was issued to the owner of the above-referenced premises on 06/02/21 for property non-maintenance, in violation of Chapter 135, Section 52 of the Town Code. More than five days have passed since the Notice was served and the condition still remains.

In accordance with the provisions of Chapter 135, Section 54, I am directing that:

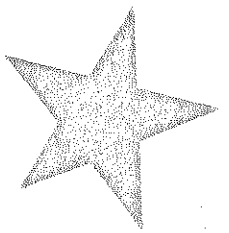
- Cut all vegetation on premises.

Pursuant to the provisions of Chapter 135, Section 54(C) of the Code, the Town is entitled to be reimbursed for the cost of the work performed by assessment against the owner. In addition, please notify us by fax, the date and time cleanup is completed. Please proceed accordingly.

ELIZABETH L. MACCARONE
COMMISSIONER
BY:


MICHAEL ESPOSITO
CODE ENFORCEMENT BUREAU

ME: ml
cc: Frank Scalera, Town Attorney





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

ELIZABETH L. MACCARONE
COMMISSIONER

TIMOTHY R. ZUKE
DEPUTY COMMISSIONER

JAMES McCaffrey
DEPUTY COMMISSIONER

June 8, 2021

Antonia Iaboni
874 Main Street
Farmingdale, NY 11735

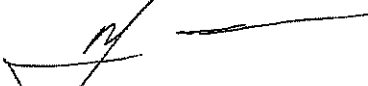
RE: PREMISES: 874 Main Street, Farmingdale, New York 11735
SECTION 48 BLOCK 284 LOT 48


Dear Property Owner:

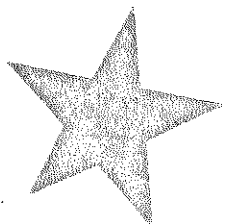
Inspections of the above-referenced property have revealed that the premises has not been maintained in accordance with the provisions of Chapter 135, Section 52 of the Code of the Town of Oyster Bay, based in part from the overgrown grass and weeds on the property.

Please be advised that N.O.V. Number 04583 (copy attached) has been served on 06/02/21. As of this date, the violation has not been rectified and the conditions at the premises continue to endanger the health, safety and welfare of the residents of the Town of Oyster Bay. Please be further advised that I have directed the Highway Department to perform the necessary maintenance, and to take all the necessary steps to recover from you the costs.

Very truly yours,
ELIZABETH L. MACCARONE
COMMISSIONER


Michael Esposito
Code Enforcement Bureau


ELM:ME: ml
Enclosure



THIS INDENTURE, made the 28th day of October, in the year Two Thousand Nineteen

BETWEEN IGINO IABONI and ANTONIA IABONI, his wife, residing at
32 Maple Avenue, Farmingdale, New York 11735,

party of the first part and

ANTONIA IABONI, residing at 32 Maple Avenue, Farmingdale, New York
11735,

party of the second part.

WITNESSETH, that the party of the first part, in consideration of ten dollars and other valuable consideration paid by the party of the second part, does hereby grant and release unto the party of the second part, the heirs or successors and assigns of the party of the second part forever,

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being at Farmingdale, Town of Oyster Bay, County of Nassau, and State of New York known and designated as and by Lots No. 30 and part of Lot 29, on a certain map entitled, "Map of Farmardi Farms", situated at Farmingdale, Long Island, Town of Oyster Bay, Nassau County, New York, property of Paula Browne, Ronkonkoma, New York, surveyed April 1918 by Roswell S. Baylis, C.E., Huntington, Long Island, New York" and filed in the Office of the Clerk of the County of Nassau on June 8, 1918, as Map Number 44, Case Number 324, and which said lot and part of lot are more particularly bounded and described as follows:

BEGINNING at a point on the southwesterly side of Main Street, distant 295 feet southeasterly from the extreme southeasterly end of a curve which connects the southwesterly side of Main Street with the southeasterly side of Pleasant Avenue;

RUNNING THENCE South 28 degrees 06 minutes 30 seconds East and along the southwesterly side of Main Street 60 feet;

THENCE South 16 degrees 53 minutes 30 seconds West 217.80 feet;

THENCE North 28 degrees 06 minutes 30 seconds West 50 feet;

THENCE North 59 degrees 29 minutes 10 seconds East 130.18 feet;

THENCE North 61 degrees 53 minutes 30 seconds East 88 feet to the Southwesterly side of Main Street to the point or place of **BEGINNING**.

BEING AND INTENDED TO BE the same premises conveyed to the party of the first part by deed dated October 28, 2019 and recorded in the Office of the Clerk of the County of Nassau.

SAID PREMISES also known as 874 Main Street, Farmingdale, New York 11735.

SECTION 43

BLOCK 284

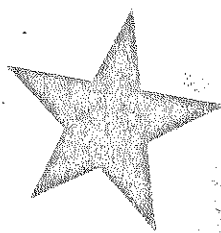
LOT 48

SUBJECT to state of facts an accurate survey would show any agreements, easements and variations of record.

TOGETHER with all right, title and interest, if any, of the party of the first part in and to any streets and roads abutting the above described premises to the center lines thereof **TOGETHER** with the appurtenances and all the estate and rights of the party of the first part in and to said premises, **TO HAVE AND TO HOLD** the premises herein granted unto the party of the second part, the heirs or successors and assigns of the party of the second part forever.

AND the party of the first part covenants that the party of the first part has not done or suffered anything whereby the said premises have been encumbered in any way whatever, except as aforesaid.

AND the party of the first part, in compliance with Section 13 of Lien Law, covenants that the party of the first part will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the cost of the improvement and will apply the same first to the payment of the cost of the improvement before using any part of the total of the same for any other purpose. The word "party" shall be construed as if it read "parties" whenever the sense of this indenture so requires.



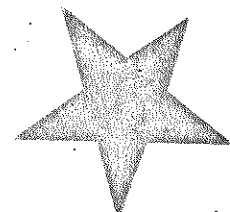
IN WITNESS WHEREOF, the party of the first part has duly executed this deed the day and
year first above written.

IN PRESENCE OF:

Igino Laboni
IGINO LABONI

Antonina Laboni
ANTONINA LABONI

[Signature]



AL

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

October 19, 2021

TO: ELIZABETH L. MACCARONE, COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT

FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

SUBJECT: 874 MAIN STREET, FARMINGDALE
CLEAN-UP

Attached please see "Miscellaneous Highway Cleanup Costs" incurred by the Highway Department. These charges are for the services provided, to rectify the violation by the property owner of the address listed above.

In accordance with the rectification of this violation it is asked that this department be reimbursed in the total amount of \$1,863.33.

If you have any questions pertaining to the above subject, please feel free to contact John P. Bishop at 677-5804.

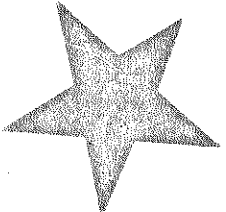


JOHN P. BISHOP
DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

JPB/kjb

Enc. T & M sheet

CLEAN - UP 874 MAIN STREET, FARMINGDALE TO P & D 84110





MISCELLANEOUS HIGHWAY CLEANUP COSTS NOT COVERED UNDER ROAD RESTORATION

Location (48-284-48) 874 MAIN ST FARMINGDALE 11735

Date Oct 13, 2021

Work Order # 84110

Labor Costs

| Employee's Name | | Regular Work Hours | Regular Rate | Overtime Hours | Overtime Rate | Line Cost |
|----------------------|---------------------|--------------------|--------------|----------------|---------------|-----------|
| PATRICK PETERS | General Maintenance | 01:30 | \$32.79 | 00:00 | 0 | \$49.19 |
| PHILIP BADOME | General Maintenance | 01:30 | \$30.70 | 00:00 | 0 | \$46.05 |
| KEITH GALEOTTI | General Maintenance | 01:30 | \$30.26 | 00:00 | 0 | \$45.39 |
| TIMUR YILMAZ | General Maintenance | 01:30 | \$37.83 | 00:00 | 0 | \$56.75 |
| ANTHONY MODAFFERI | General Maintenance | 01:30 | \$21.80 | 00:00 | 0 | \$32.70 |
| CHRISTOPHER CASTILLO | General Maintenance | 01:30 | \$22.83 | 00:00 | 0 | \$34.25 |
| PHILIP J MARCHESE | General Maintenance | 01:30 | \$15.00 | 00:00 | 0 | \$22.50 |
| Total Labor | | | | | | \$286.83 |

Tools/Vehicle

| Tool/Vehicle | Description | Rate per Hour | Hours | Line Cost |
|-----------------|--|---------------|-------|-----------|
| PU461 | PICK UP 2020 FORD F350 YW | \$79.00 | 01:30 | \$118.50 |
| TD692 | TRUCK DUMP 2010 FORD F-350 YW (T-215) - Power Wagons | \$105.00 | 01:30 | \$157.50 |
| TD728 | POWER WAGON 2015 T-245 | \$105.00 | 01:30 | \$157.50 |
| TD730 | 6 WHEELER 2015 LIC AM8533 | \$131.00 | 01:30 | \$196.50 |
| TD748 | 2019 INT 7300 6 WHEELER YW | \$131.00 | 01:30 | \$196.50 |
| Total Equipment | | | | \$826.50 |

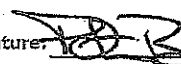
Materials

| Material | Cost Per Unit | Units | Line Cost |
|--------------------|---------------|-------|-----------|
| Administrative Fee | \$750.00 | 1 | \$750.00 |
| Total Materials | | | \$750.00 |

Grand Total \$1863.33

Description of Work:

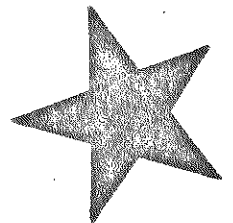
CLEAN UP 874 MAIN STREET FM

Signature: 

Name: PETER BROWN

Title: DIRECTOR OF HIGHWAY OPERATIONS

Date: Oct 19, 2021



WHEREAS, pursuant to Section 135-54(B) of the Code of the Town of Oyster Bay, the Department of Planning and Development, by memorandum dated September 13, 2021, authorized the Highway Department to clean up the premises located at 135 Frost Pond Road, Glen Head, New York 11545, also known as Section 22, Block B, Lot 312 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated January 10, 2022, pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, have requested that the cost of cleaning up the aforementioned premises on September 16, 2021, in the total amount of \$1,229.68, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated January 10, 2022, is approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of the County of Nassau, so that the amount of \$1,229.68 may be assessed by the Legislature of the County of Nassau against the parcel known as 135 Frost Pond Road, Glen Head, New York 11545, also known as Section 22, Block B, Lot 312 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

- # -

Reviewed By
Office of Town Attorney
R. 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 | Aye |
| Councilman Imbroto | Aye |
| Councilman Hand | Aye |
| Councilman Labriola | Aye |
| Councilwoman Maier | Aye |
| Councilwoman Walsh | Aye |

53

Town of Oyster Bay
Inter-Departmental Memo

TO: MEMORANDUM DOCKET

FROM: Office of the Town Attorney

DATE: January 10, 2022


SUBJECT: Property Cleanup Assessment
135 Frost Pond Road, Glen Head, New York 11545
Section 22, Block B, Lot 312

The Department of Planning and Development, by memorandum dated September 13, 2021, directed the Highway Department to clean the premises located at 135 Frost Pond Road, Glen Head, New York 11545, also known as Section 22, Block B, Lot 312 on the Land and Tax Map of the County of Nassau. The Highway Department has, by memorandum dated September 21, 2021, advised that the property was cleaned by a crew from the Highway Department on September 16, 2021. The cost incurred by the Town of Oyster Bay was \$1,229.68.

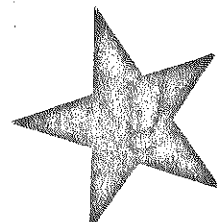
Pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, which allows the Town to be reimbursed for the cost of the work performed, the Highway Department has requested that the cost of said work be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls.

Kindly place this matter on the Town Board Action Calendar.

FRANK M. SCALERA
TOWN ATTORNEY


Ralph P. Healey
Special Counsel

RPH:aml
Attachments



DRAFT

WHEREAS, pursuant to Section 135-54(B) of the Code of the Town of Oyster Bay, the Department of Planning and Development, by memorandum dated September 13, 2021, authorized the Highway Department to clean up the premises located at 135 Frost Pond Road, Glen Head, New York 11545, also known as Section 22, Block B, Lot 312 on the Land and Tax Map of the County of Nassau; and

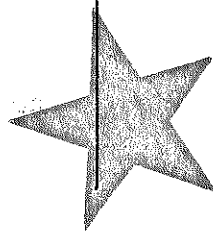
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NOW, THEREFORE, BE IT RESOLVED, That the request of Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated January 10, 2022, is approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of the County of Nassau, so that the amount of \$1,229.68 may be assessed by the Legislature of the County of Nassau against the parcel known as 135 Frost Pond Road, Glen Head, New York 11545, also known as Section 22, Block B, Lot 312 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

- # -

Reviewed By
Office of Town Attorney

[Signature]





Mailing Address is Glen Cove
Property Address is Glen Head

-73.609 40.854 Degrees

0 20 40ft



2021-8355

TOWN OF OYSTER BAY

Inter-Departmental Memo

September 13, 2021

To: JOHN BISHOP: DEPUTY COMMISSIONER/HIGHWAY
From: MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU
Through: ELIZABETH L. MACCARONE: COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT
Subject: 135 Frost Pond Road, Glen Cove, New York 11542
SBL: 22-B-312


Notice of Violation number 005403 was issued to the owner of the above-referenced premises on 09/02/21 for property non-maintenance, in violation of Chapter 135, Section 52 of the Town Code. More than five days have passed since the Notice was served and the condition still remains.


In accordance with the provisions of Chapter 135, Section 54, I am directing that:

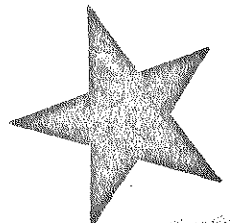
- Cut lawn and vegetation on premises.
- Remove garbage.

Pursuant to the provisions of Chapter 135, Section 54(C) of the Code, the Town is entitled to be reimbursed for the cost of the work performed by assessment against the owner. In addition, please notify us by fax, the date and time cleanup is completed. Please proceed accordingly.

ELIZABETH L. MACCARONE
COMMISSIONER


MICHAEL ESPOSITO
CODE ENFORCEMENT BUREAU


ME: ml
cc: Frank Scalera, Town Attorney





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

ELIZABETH L. MACCARONE
COMMISSIONER

TIMOTHY R. ZIKE
DEPUTY COMMISSIONER

JAMES McCaffrey
DEPUTY COMMISSIONER

September 13, 2021

Irving Telvi
135 Frost Pond Road
Glen Cove, NY 11542

RE: PREMISES: 135 Frost Pond Road, Glen Cove, New York 11542
SECTION 22 BLOCK B LOT 312


Dear Property Owner:

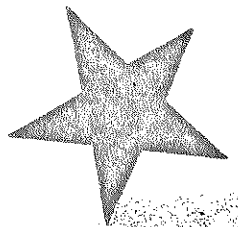
Inspections of the above-referenced property have revealed that the premises has not been maintained in accordance with the provisions of Chapter 135, Section 52 of the Code of the Town of Oyster Bay, based in part from the overgrown grass and weeds on the property.

Please be advised that N.O.V. Number 005403 (copy attached) has been served on 09/02/21. As of this date, the violation has not been rectified and the conditions at the premises continue to endanger the health, safety and welfare of the residents of the Town of Oyster Bay. Please be further advised that I have directed the Highway Department to perform the necessary maintenance, and to take all the necessary steps to recover from you the costs.

Very truly yours,
ELIZABETH L. MACCARONE
COMMISSIONER


Michael Esposito
Code Enforcement Bureau


ELM:ME: ml
Enclosure



JUL 20 1966

N158 Glen Head

| | | | | | |
|------------|--------|---------|-----------------------|----------|--------------------|
| SECTION 22 | BLK. b | LOT 312 | ADDRESS 135 Frost Rd. | CARD No. | ASSESSMENT SUMMARY |
|------------|--------|---------|-----------------------|----------|--------------------|

PROPERTY DESCRIPTION

1. 137. 10.750.

2. 123 10-23 41-63 93 A.D. 513

IRVING TELVI 8500-429

SEC 22 BLK B MS 5 8 7.3

LOT 312

LOIS 312 APPORTIONED 1966

65506

LOIS 312 APPORTIONED 1967

1. 137. 10.750.

2. 123 10-23 41-63 93 A.D. 513

IRVING TELVI 8683-334

SEC 22 BLK B HS 1 10

LOT 312

65506

LOIS 312 APPORTIONED 1967

1. 137. 7.650.

2. 123 10-23 41-63 93 A.D. 513

MINEOLA HOLD. CORP. CO 55506

SEC 22 BLK B

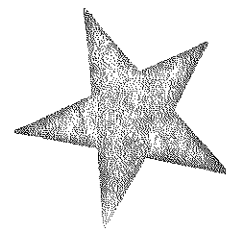
LOT 312

65506

LOIS 312 APPORTIONED 1967

| LAND RECORD | | | | LAND VALUE COMPUTATIONS | | | | | | | |
|-------------------|----------|------------------|---------------|-------------------------|--------------|-----------------|------------|-------|----------|-------|--|
| NO UTILITIES | LOW | FRONTAGE FIGURED | AVERAGE DEPTH | UNIT PRICE | UNIT PERCENT | FRONT FT. PRICE | COR. INFL. | TOTAL | S. DEPR. | VALUE | |
| NO SEWER | HIGH | 78 | 119 | 30.00 | 108 | 32.40 | | 2527 | | | |
| NO WATER | ROUGH | 0.229 | | 2500 | PER AC | | | 574 | | | |
| NO GAS | ROCKY | 7.8 | 119 | 15.00 | 108 | 16.20 | | 1263 | -10% | 1137 | |
| NO ELECTRICITY | SWAMPY | | | | | | | | | | |
| | HILLSIDE | | | | | | | | | | |
| NO STREET | WOODED | | | | | | | | | | |
| DIRT STREET | BRUSH | | | | | | | | | | |
| SEMI IMPROVED ST. | TILLABLE | | | | | | | | | | |
| NO SIDEWALK | | | | | | | | | | | |

ASSESSMENT RECORD NASSAU COUNTY, NEW YORK



AL

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

September 21, 2021

TO: ELIZABETH L. MACCARONE, COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT


FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

SUBJECT: 135 FROST POND ROAD, GLEN HEAD
CLEAN-UP

Attached please see "Miscellaneous Highway Cleanup Costs" incurred by the Highway Department. These charges are for the services provided, to rectify the violation by the property owner of the address listed above.

In accordance with the rectification of this violation it is asked that this department be reimbursed in the total amount of \$1,229.68.

If you have any questions pertaining to the above subject, please feel free to contact John P. Bishop at 677-5804.

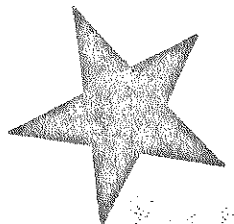


JOHN P. BISHOP
DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

JPB/kjb

Enc. T & M sheet

CLEAN - UP 135 FROST POND ROAD, GLEN HEAD TO P & D 87198





MISCELLANEOUS HIGHWAY CLEANUP COSTS NOT COVERED UNDER ROAD RESTORATION

Location (22-B-312) 135 FROST POND RD GLEN HEAD 11545

Work Order # 87198

Date Sep 16, 2021

Labor Costs

| Employee's Name | | Regular Work Hours | Regular Rate | Overtime Hours | Overtime Rate | Line Cost |
|------------------|---------------------|--------------------|--------------|----------------|---------------|-----------|
| SCOTT DADE | General Maintenance | 01:00 | \$50.85 | 00:00 | 0 | \$50.85 |
| ANDREW HOUGHTON | General Maintenance | 01:00 | \$29.84 | 00:00 | 0 | \$29.84 |
| JOSEPH LOIODICE | General Maintenance | 01:00 | \$29.84 | 00:00 | 0 | \$29.84 |
| JOHN SANDIFORD | General Maintenance | 01:00 | \$31.12 | 00:00 | 0 | \$31.12 |
| LOUIS CICCOLELLA | General Maintenance | 01:00 | \$23.03 | 00:00 | 0 | \$23.03 |
| Total Labor | | | | | | \$164.68 |

Tools/Vehicle

| Tool/Vehicle | Description | Rate per Hour | Hours | Line Cost |
|-----------------|---|---------------|-------|-----------|
| PU455 | 2019 FORD F350 YW | \$79.00 | 01:00 | \$79.00 |
| TD716 | TRUCK DUMP 2013 INTER 7300 YELLO (T-121)- 6 Wheeler | \$131.00 | 01:00 | \$131.00 |
| TD764 | 2021 FORD F 450 POWER WAGON YW | \$105.00 | 01:00 | \$105.00 |
| Total Equipment | | | | \$315.00 |

Materials

| Material | Cost Per Unit | Units | Line Cost |
|--------------------|---------------|-------|-----------|
| Administrative Fee | \$750.00 | 1 | \$750.00 |
| Total Materials | | | \$750.00 |

Description of Work:

CLEAN UP 135 FROST POND ROAD GLEN HEAD

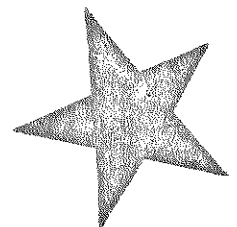
Grand Total \$1229.68

Signature: P.B.

Name: PETER BROWN

Title: DIRECTOR OF HIGHWAY OPERATIONS

Date: Sep 21, 2021



Meeting of February 8, 2022

Resolution No.54-2022

WHEREAS, pursuant to Section 135-54(B) of the Code of the Town of Oyster Bay, the Department of Planning and Development, by memorandum dated September 2, 2021, authorized the Highway Department to clean up the premises located at 12 Spruce Avenue, Bethpage, New York 11714, also known as Section 46, Block 491, Lot 30 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated January 12, 2022, pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, have requested that the cost of cleaning up the aforementioned premises on September 17, 2021, in the total amount of \$1,314.14, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated January 12, 2022, is approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of the County of Nassau, so that the amount of \$1,314.14 may be assessed by the Legislature of the County of Nassau against the parcel known as 12 Spruce Avenue, Bethpage, New York 11714, also known as Section 46, Block 491, Lot 30 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

- # -

W
Reviewed By
Clerk of Town Attorney
R. 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 | Aye |
| Councilman Imbroto | Aye |
| Councilman Hand | Aye |
| Councilman Labriola | Aye |
| Councilwoman Maier | Aye |
| Councilwoman Walsh | Aye |

54

Town of Oyster Bay
Inter-Departmental Memo

TO: MEMORANDUM DOCKET

FROM: Office of the Town Attorney

DATE: January 12, 2022


SUBJECT: Property Cleanup Assessment
12 Spruce Avenue, Bethpage, New York 11714
Section 46, Block 491, Lot 30

The Department of Planning and Development, by memorandum dated September 2, 2021, directed the Highway Department to clean the premises located at 12 Spruce Avenue, Bethpage, New York 11714, also known as Section 46, Block 491, Lot 30 on the Land and Tax Map of the County of Nassau. The Highway Department has, by memorandum dated September 21, 2021, advised that the property was cleaned by a crew from the Highway Department on September 17, 2021. The cost incurred by the Town of Oyster Bay was \$1,314.14.

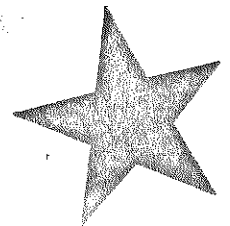
Pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, which allows the Town to be reimbursed for the cost of the work performed, the Highway Department has requested that the cost of said work be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls.

Kindly place this matter on the Town Board Action Calendar.

FRANK M. SCALERA
TOWN ATTORNEY


Ralph P. Healey
Special Counsel

RPH:aml
Attachments



2021-8356

TOWN OF OYSTER BAY

Inter-Departmental Memo

September 2, 2021

To: JOHN BISHOP: DEPUTY COMMISSIONER/HIGHWAY
From: MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU
Through: ELIZABETH L. MACCARONE: COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT
Subject: 12 Spruce Avenue, Bethpage, New York 11714
SBL: 46-491-30

Notice of Violation number 005197 was issued to the owner of the above-referenced premises on 08/26/21 for property non-maintenance, in violation of Chapter 135, Section 52 of the Town Code. More than five days have passed since the Notice was served and the condition still remains.

In accordance with the provisions of Chapter 135, Section 54, I am directing that:

- Cut lawn on premises.
- Remove litter and debris from premises.

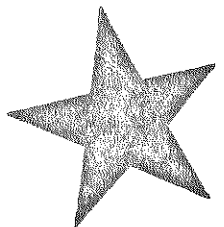
Pursuant to the provisions of Chapter 135, Section 54(C) of the Code, the Town is entitled to be reimbursed for the cost of the work performed by assessment against the owner. In addition, please notify us by fax, the date and time cleanup is completed. Please proceed accordingly.

ELIZABETH L. MACCARONE
COMMISSIONER



MICHAEL ESPOSITO
CODE ENFORCEMENT BUREAU

ME:ml
cc: Frank Scalera, Town Attorney





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

ELIZABETH L. MACCARONE
COMMISSIONER

TIMOTHY R. ZIKE
DEPUTY COMMISSIONER

JAMES McCaffrey
DEPUTY COMMISSIONER

September 2, 2021

James Kenealy
12 Spruce Avenue
Bethpage, NY 11714


RE: PREMISES: 12 Spruce Avenue, Bethpage, NY 11714
SECTION 46 BLOCK 491 LOT 30

Dear Property Owner:

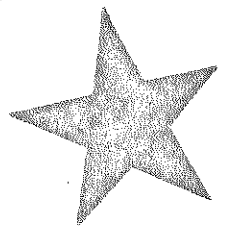
Inspections of the above-referenced property have revealed that the premises has not been maintained in accordance with the provisions of Chapter 135, Section 52 of the Code of the Town of Oyster Bay, based in part from the overgrown grass and weeds on the property.

Please be advised that Notice of Violation Number 005197 (copy attached) has been served on 08/26/21. As of this date, the violation has not been rectified and the conditions at the premises continue to endanger the health, safety and welfare of the residents of the Town of Oyster Bay. Please be further advised that I have directed the Highway Department to perform the necessary maintenance, and to take all the necessary steps to recover from you the costs.

Very truly yours,
ELIZABETH L. MACCARONE
COMMISSIONER


Michael Esposito
Code Enforcement Bureau


ELM:ME:ml
Enclosure



THIS INDENTURE, made the ^{30th}~~23rd~~ day of April, in the year 2008
BETWEEN

James Bradford Kenealy
167 Second Ave. Massapequa, New York 11762

party of the first part, and
James Bradford Kenealy
167 Second Ave. Massapequa, New York 11762

WITNESSETH, that the party of the first part, in consideration of Ten Dollars and other
valuable consideration paid by the party of the second part, does hereby grant and release unto
the party of the second part, the heirs or successors and assigns of the party of the second part
forever,

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon
erected, situate, lying and being in the

(SEE SCHEDULE "A" ANNEXED HERETO)

SAID premises also known as and by Section 46 Block 491 Westerly part of lot 29 at
Spruce Ave. Bethpage, New York.

TOGETHER with all right title and interest, if any, of the party of the first part of, in and to any
streets and roads abutting the above described premises to the center lines thereof; TOGETHER
with the appurtenances and all the estate and rights of the party of the first part in and to said
premises; TO HAVE AND TO HOLD the premises herein granted unto the party of the second
part, the heirs or successors and assigns of the party of the second part forever.

AND the party of the first part covenants that the party of the first part has not done or suffered
anything whereby the said premises have been encumbered in any way whatever, except as
aforesaid.

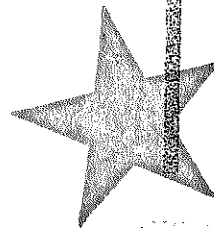
AND the party of the first part, in compliance with Section 13 of the Lien Law, covenants that
the party of the first part will receive the consideration for this conveyance and will hold the
right to receive such consideration as a trust fund to be applied first for the purpose of paying the
cost of the improvement and will apply the same first to the payment of the cost of the
improvement before using any part of the total of the same for any other purpose.

The word "party" shall be construed as if it read "parties" whenever the sense of this indenture so
requires.

IN WITNESS WHEREOF, the party of the first part has duly executed this deed the day and
year first above written.

IN PRESENCE OF:

James Bradford Kenealy



DOI 8
5/2/08
C# 93690
Section 46 Block 491 Lot 29
Ver 30

97

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

September 21, 2021

TO: ELIZABETH L. MACCARONE, COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT

FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

SUBJECT: 12 SPRUCE AVENUE, BETHPAGE
CLEAN-UP

Attached please see "Miscellaneous Highway Cleanup Costs" incurred by the Highway Department. These charges are for the services provided, to rectify the violation by the property owner of the address listed above.

In accordance with the rectification of this violation it is asked that this department be reimbursed in the total amount of \$1,314.14.

If you have any questions pertaining to the above subject, please feel free to contact John P. Bishop at 677-5804.

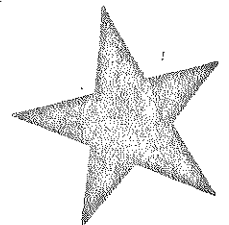


JOHN P. BISHOP
DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

JPB/kjb

Enc. T & M sheet

CLEAN -- UP 12 SPRUCE AVENUE, BETHPAGE TO P & D 86936





MISCELLANEOUS HIGHWAY CLEANUP COSTS NOT COVERED UNDER ROAD RESTORATION

Location (46-491-30) SPRUCE AVE BETHPAGE 11714

Date Sep 17, 2021

Work Order # 86936

Labor Costs

| Employee's Name | | Regular Work Hours | Regular Rate | Overtime Hours | Overtime Rate | Line Cost |
|-----------------|---------------------|--------------------|--------------|----------------|---------------|-----------|
| MICHAEL HERRON | General Maintenance | 02:00 | \$21.80 | 00:00 | 0 | \$43.60 |
| JOSEPH MASTA | General Maintenance | 02:00 | \$15.00 | 00:00 | 0 | \$30.00 |
| JESSE VITERI | General Maintenance | 02:00 | \$20.27 | 00:00 | 0 | \$40.54 |
| TYLER PURDY | General Maintenance | 02:00 | \$15.00 | 00:00 | 0 | \$30.00 |

Total Labor \$144.14

Tools/Vehicle

| Tool/Vehicle | Description | Rate per Hour | Hours | Line Cost |
|--------------|-------------------------------|---------------|-------|-----------|
| TD739 | 2019 FORD F450 WY POWER WAGON | \$105.00 | 02:00 | \$210.00 |
| TR212 | 2019 TRAILER YW | \$105.00 | 02:00 | \$210.00 |

Total Equipment \$420.00

Materials

| Material | Cost Per Unit | Units | Line Cost |
|--------------------|---------------|-------|-----------|
| Administrative Fee | \$750.00 | 1 | \$750.00 |

Total Materials \$750.00

Grand Total \$1314.14

Description of Work:

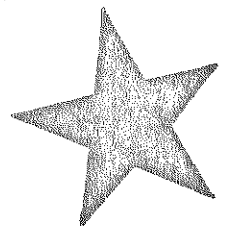
LEAN UP 12 SPRUCE AVENUE BP

Signature: 

Name: PETER BROWN

Title: DIRECTOR OF HIGHWAY OPERATIONS

Date: Sep 21, 2021



WHEREAS, pursuant to Section 135-54(B) of the Code of the Town of Oyster Bay, the Department of Planning and Development, by memorandum dated September 9, 2021, authorized the Highway Department to clean up the premises located at 94 East Street, Hicksville, New York 11801, also known as Section 12, Block 246, Lots 180 to 183 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated January 10, 2022, pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, have requested that the cost of cleaning up the aforementioned premises on September 14, 2021, in the total amount of \$1,561.39, be referred to the County of Nassau for assessment.

NOW, THEREFORE, BE IT RESOLVED, That the request of Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated January 10, 2022, is approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of the County of Nassau, so that the amount of \$1,561.39 may be assessed by the Legislature of the County of Nassau against the parcel known as 94 East Street, Hicksville, New York 11801, also known as Section 12, Block 246, Lots 180 to 183 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

- # -

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 |

1/11
Reviewed By
Office of Town Attorney
R. Healey

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

TO: MEMORANDUM DOCKET

FROM: Office of the Town Attorney

DATE: January 10, 2022

SUBJECT: Property Cleanup Assessment
94 East Street, Hicksville, New York 11801
Section 12, Block 246, Lots 180 to 183

The Department of Planning and Development, by memorandum dated September 9, 2021, directed the Highway Department to clean the premises located at 94 East Street, Hicksville, New York 11801, also known as Section 12, Block 246, Lots 180 to 183 on the Land and Tax Map of the County of Nassau. The Highway Department has, by memorandum dated September 17, 2021, advised that the property was cleaned by a crew from the Highway Department on September 14, 2021. The cost incurred by the Town of Oyster Bay was \$1,561.39.

Pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, which allows the Town to be reimbursed for the cost of the work performed, the Highway Department has requested that the cost of said work be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls.

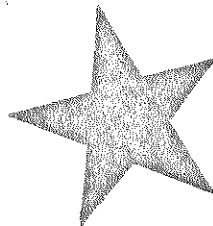
Kindly place this matter on the Town Board Action Calendar.

FRANK M. SCALERA
TOWN ATTORNEY



Ralph P. Healey
Special Counsel

RPH:aml
Attachments



2021-8348

TOWN OF OYSTER BAY

Inter-Departmental Memo

September 9, 2021

To: JOHN BISHOP: DEPUTY COMMISSIONER/HIGHWAY
From: MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU
Through: ELIZABETH L. MACCARONE: COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT
Subject: 94 East Street, Hicksville, New York 11801
SBL: 12-246-180 -183

Notice of Violation number 005199 was issued to the owner of the above-referenced premises on 09/01/21 for property non-maintenance, in violation of Chapter 135, Section 52 of the Town Code. More than five days have passed since the Notice was served and the condition still remains.

In accordance with the provisions of Chapter 135, Section 54, I am directing that:

- Cut lawn on premises.
- Cut all bushes to height under windows.
- Remove all debris from rear yard.
- Clear walkways to all doors.

Pursuant to the provisions of Chapter 135, Section 54(C) of the Code, the Town is entitled to be reimbursed for the cost of the work performed by assessment against the owner. In addition, please notify us by fax, the date and time cleanup is completed. Please proceed accordingly.

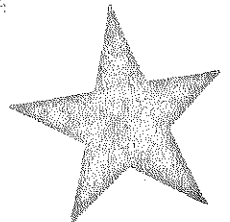
ELIZABETH L. MACCARONE
COMMISSIONER



MICHAEL ESPOSITO
CODE ENFORCEMENT BUREAU


ME: ml

cc: Frank Scalera, Town Attorney





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

ELIZABETH L. MACCARONE
COMMISSIONER

TIMOTHY R. ZIKE
DEPUTY COMMISSIONER

JAMES McCaffrey
DEPUTY COMMISSIONER

September 9, 2021

Amarjeet Singh
94 East Street
Hicksville, NY 11801

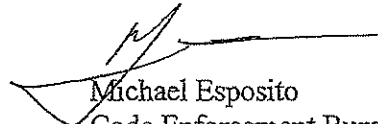
RE: PREMISES: 94 East Street, Hicksville, NY 11801
SECTION 12 BLOCK 246 LOT 180

Dear Property Owner:

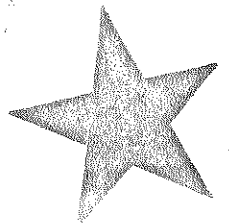
Inspections of the above-referenced property have revealed that the premises has not been maintained in accordance with the provisions of Chapter 135, Section 52 of the Code of the Town of Oyster Bay, based in part from the overgrown grass and weeds on the property.

Please be advised that N.O.V. Number 005199 (copy attached) has been served on 09/01/21. As of this date, the violation has not been rectified and the conditions at the premises continue to endanger the health, safety and welfare of the residents of the Town of Oyster Bay. Please be further advised that I have directed the Highway Department to perform the necessary maintenance, and to take all the necessary steps to recover from you the costs.

Very truly yours,
ELIZABETH L. MACCARONE
COMMISSIONER


Michael Esposito
Code Enforcement Bureau


ELM:ME:ml
Enclosure



QUITCLAIM DEED (INDIVIDUAL OR CORPORATION)

STANDARD NYBTU FORM 8009

CAUTION: THIS AGREEMENT SHOULD BE PREPARED BY AN ATTORNEY AND REVIEWED BY ATTORNEYS FOR SELLER AND PURCHASER BEFORE SIGNING.

THIS INDENTURE, made the 21st day of July, two thousand and twenty,
between
Amarjeet Singh and Balkar Singh, as tenants by the entirety
residing at: 94 East Street, Hicksville, New York 11801.

party of the first part, and

Amarjeet Singh, residing at: 94 East Street, Hicksville, New York 11801
party of the second part,

WITNESSETH, that the party of the first part, in consideration of (\$0.00) dollars, lawful money of the United States, paid by the party of the second part, does hereby remise, release and quitclaim unto the party of the second part, the heirs or successors and assigns of the party of the second part forever,

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the

See Schedule A Legal Description Attached Hereto

Being and Intended to be the same premises as conveyed to the party of the first part by Deed dated 03/23/2019 and recorded on 06/12/2019 in Book 13811 Page 1005 of the Nassau County Clerk's Office, State of New York

More Commonly known as: 94 East Street, Hicksville, New York 11801

Section 12; Block: 246; Lot: 180

TOGETHER with all right, title and interest, if any, of the party of the first part in and to any streets and roads abutting the above described premises to the center lines thereof,

TOGETHER with the appurtenances and all the estate and rights of the party of the first part in and to said premises,

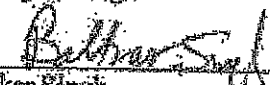
TO HAVE AND TO HOLD the premises herein granted unto the party of the second part, the heirs or successors and assigns of the party of the second part forever.

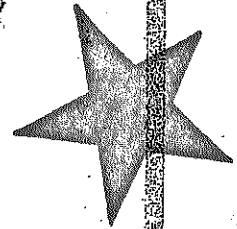
AND the party of the first part, in compliance with Section 13 of the Lien Law, covenants that the party of the first part will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the costs of the improvement and will apply the same first to the payment of the cost of the improvement before using any part of the total of the same for any other purpose.

The word "party" shall be construed as if it read "parties" whenever the sense of this indenture so requires.

IN WITNESS WHEREOF, the party of the first part has duly executed this deed the day and year first above written.


Amarjeet Singh


Balkar Singh



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

September 17, 2021

TO: ELIZABETH L. MACCARONE, COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT


FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

SUBJECT: 94 EAST STREET, HICKSVILLE
CLEAN-UP

Attached please see "Miscellaneous Highway Cleanup Costs" incurred by the Highway Department. These charges are for the services provided, to rectify the violation by the property owner of the address listed above.

In accordance with the rectification of this violation it is asked that this department be reimbursed in the total amount of \$1,561.39.

If you have any questions pertaining to the above subject, please feel free to contact John P. Bishop at 677-5804.

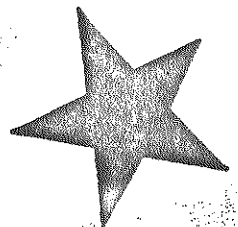


JOHN P. BISHOP
DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

JPB/kjb

Enc. T & M sheet

CLEAN - UP 94 EAST STREET, HICKSVILLE TO P & D 87137





MISCELLANEOUS HIGHWAY CLEANUP COSTS NOT COVERED UNDER ROAD RESTORATION

Location (12-246-180) 94 EAST ST HICKSVILLE 11801

Date Sep 14, 2021

Work Order # 87137

Labor Costs

| Employee's Name | | Regular Work Hours | Regular Rate | Overtime Hours | Overtime Rate | Line Cost |
|------------------|---------------------|--------------------|--------------|----------------|---------------|-----------|
| GARY LEWIS, II | General Maintenance | 01:30 | \$35.83 | 00:00 | 0 | \$53.75 |
| VINCENT PADAVANO | General Maintenance | 01:30 | \$52.67 | 00:00 | 0 | \$79.01 |
| BRIAN DIEMICKE | General Maintenance | 01:30 | \$25.58 | 00:00 | 0 | \$38.37 |
| SEAN MCLAUGHLIN | General Maintenance | 01:30 | \$26.91 | 00:00 | 0 | \$40.37 |
| Total Labor | | | | | | \$211.50 |

Tools/Vehicle

| Tool/Vehicle | Description | Rate per Hour | Hours | Line Cost |
|-----------------|--|---------------|-------|-----------|
| PU472 | 2020 FORD F250 PICK UP YELLOW | \$79.00 | 01:30 | \$118.50 |
| TD631 | TRUCK DUMP 2008 FORD F-350 YW (T-105) - Power Wagons | \$105.00 | 01:30 | \$157.50 |
| TD736 | TRUCK DUMP 2016 DODGE RAM 3500 - POWER WAGON (T105) | \$105.00 | 01:30 | \$157.50 |
| TR204 | TRAILER 2017 FELLI FT30 BL | \$105.00 | 01:30 | \$157.50 |
| Total Equipment | | | | \$591.00 |

Materials

| Material | Cost Per Unit | Units | Line Cost |
|-----------------------|---------------|-------|-----------|
| Administrative Fee | \$750.00 | 1 | \$750.00 |
| Tipping Fee (per ton) | \$88.92 | 0.1 | \$8.89 |
| Total Materials | | | \$758.89 |

Grand Total \$1561.39

Description of Work:

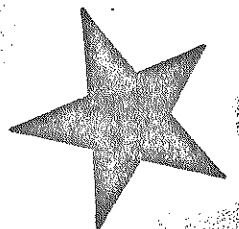
CLEAN UP 94 EAST STREET HICKSVILLE

Signature: 

Name: PETER BROWN

Title: DIRECTOR OF HIGHWAY OPERATIONS

Date: Sep 16, 2021



WHEREAS, pursuant to Section 135-54(B) of the Code of the Town of Oyster Bay, the Department of Planning and Development, by memorandum dated September 8, 2021, authorized the Highway Department to clean up the premises located at 18 Cheryl Road, Massapequa, New York 11758, also known as Section 52, Block 389, Lot 4 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated January 10, 2022, pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, have requested that the cost of cleaning up the aforementioned premises on September 14, 2021, in the total amount of \$1,302.64, be referred to the County of Nassau for assessment.

NOW, THEREFORE, BE IT RESOLVED, That the request of Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated January 10, 2022, is approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of the County of Nassau, so that the amount of \$1,302.64 may be assessed by the Legislature of the County of Nassau against the parcel known as 18 Cheryl Road, Massapequa, New York 11758, also known as Section 52, Block 389, Lot 4 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

- # -

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
R. Healey

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

TO: MEMORANDUM DOCKET

FROM: Office of the Town Attorney

DATE: January 10, 2022

SUBJECT: Property Cleanup Assessment
18 Cheryl Road, Massapequa, New York 11758
Section 52, Block 389, Lot 4

The Department of Planning and Development, by memorandum dated September 8, 2021, directed the Highway Department to clean the premises located at 18 Cheryl Road, Massapequa, New York 11758, also known as Section 52, Block 389, Lot 4 on the Land and Tax Map of the County of Nassau. The Highway Department has, by memorandum dated September 17, 2021, advised that the property was cleaned by a crew from the Highway Department on September 14, 2021. The cost incurred by the Town of Oyster Bay was \$1,302.64.

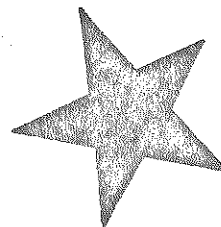
Pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, which allows the Town to be reimbursed for the cost of the work performed, the Highway Department has requested that the cost of said work be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls.

Kindly place this matter on the Town Board Action Calendar.

FRANK M. SCALERA
TOWN ATTORNEY

R. Healey
Ralph P. Healey
Special Counsel

RPH:aml
Attachments



2021-8347

TOWN OF OYSTER BAY

Inter-Departmental Memo

September 8, 2021

To: JOHN BISHOP: DEPUTY COMMISSIONER/HIGHWAY
From: MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU
Through: ELIZABETH L. MACCARONE: COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT
Subject: 18 Cheryl Road, Massapequa, New York 11758
SBL: 52-389-4

Notice of Violation number 005311 was issued to the owner of the above-referenced premises on 08/27/21 for property non-maintenance, in violation of Chapter 135, Section 52 of the Town Code. More than five days have passed since the Notice was served and the condition still remains.

In accordance with the provisions of Chapter 135, Section 54, I am directing that:

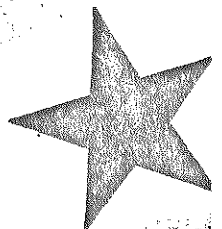
- Cut lawn and vegetation in front, side, rear yards and utility strip.

Pursuant to the provisions of Chapter 135, Section 54(C) of the Code, the Town is entitled to be reimbursed for the cost of the work performed by assessment against the owner. In addition, please notify us by fax, the date and time cleanup is completed. Please proceed accordingly.

ELIZABETH L. MACCARONE
COMMISSIONER


MICHAEL ESPOSITO
CODE ENFORCEMENT BUREAU

ME: ml
cc: Frank Scalera, Town Attorney





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

ELIZABETH L. MACCARONE
COMMISSIONER

TIMOTHY R. ZIKE
DEPUTY COMMISSIONER

JAMES McCAFFREY
DEPUTY COMMISSIONER

September 8, 2021

Stacey D'Elia
18 Cheryl Road
Massapequa, NY 11758


RE: PREMISES: 18 Cheryl Road, Massapequa, New York 11758
SECTION 52 BLOCK 389 LOT 4


Dear Property Owner:

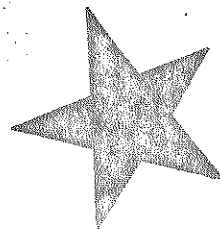
Inspections of the above-referenced property have revealed that the premises has not been maintained in accordance with the provisions of Chapter 135, Section 52 of the Code of the Town of Oyster Bay, based in part from the overgrown grass and weeds on the property.

Please be advised that N.O.V. Number 005311 (copy attached) has been served on 08/27/21. As of this date, the violation has not been rectified and the conditions at the premises continue to endanger the health, safety and welfare of the residents of the Town of Oyster Bay. Please be further advised that I have directed the Highway Department to perform the necessary maintenance, and to take all the necessary steps to recover from you the costs.

Very truly yours,
ELIZABETH L. MACCARONE
COMMISSIONER


Michael Esposito
Code Enforcement Bureau


ELM:ME: ml
Enclosure



THIS INDENTURE, made the 1st day of June, in the year 2020

BETWEEN

Stacey D'Elia, with an address at 18 Cheryl Road, North Massapequa, NY 11758, as Administrator for the Estate of Gerald Lennett, deceased, who died intestate with a domicile in Massachusetts on 12/26/14, Nassau County Surrogate's Court File #2015-386317,

party of the first part, and

Stacey D'Elia, with an address at 18 Cheryl Road, North Massapequa, NY 11758,

party of the second part,

WITNESSETH, that the party of the first part, to whom letters of administration for the Estate of Gerald Lennett were issued by the Surrogate's Court of the State of New York for the County of Nassau on November 23, 2015, and by virtue of the power and authority given by Article II of the Estates, Powers and Trusts Law, and in consideration of \$10.00 dollars, paid by the party of the second part, does hereby grant and release unto the party of the second part, the heirs or successors and assigns of the party of the second part forever,

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being commonly known as 18 Cheryl Road, North Massapequa, New York, Section 52, Block 389, Lot 4, and described as annexed hereto on Schedule "A"

See Annexed Schedule "A"

52 **TOGETHER** with all right, title and interest, if any, of the party of the first part of, in and to any streets and roads abutting the above-described premises to the center lines thereof;

389 **TOGETHER** with the appurtenances, and also all the estate which the said decedent had at the time of decedent's death in said premises, and also the estate therein, which the party of the first part has or has power to convey or dispose of, whether individually, or by virtue of said will or otherwise;

4 **TO HAVE AND TO HOLD** the premises herein granted unto the party of the second part, the heirs or successors and assigns of the party of the second part forever.

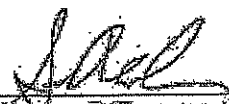
AND the party of the first part covenants that the party of the first part has not done or suffered anything whereby the said premises have been encumbered in any way whatever, except as aforesaid.

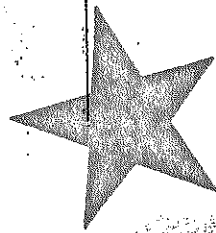
AND the party of the first part, in compliance with Section 13 of the Lien Law, covenants that the party of the first part will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the cost of the improvement and will apply the same first to the payment of the cost of the improvement before using any part of the total of the same for any other purpose.

AND being and intended to be the same premises as conveyed by deed to decedent dated 12/7/05 recorded 02/7/07 in Liber 12230 page 136.

The word "party" shall be construed as if it read "parties" whenever the sense of this indenture so requires.

IN WITNESS WHEREOF, the party of the first part has duly executed this deed the day and year first above written.


STACEY D'ELIA, AS ADMINISTRATOR OF THE ESTATE
OF GERALD LENNETT



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

September 17, 2021

TO: ELIZABETH L. MACCARONE, COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT


FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

SUBJECT: 18 CHERYL ROAD, MASSAPEQUA
CLEAN-UP

Attached please see "Miscellaneous Highway Cleanup Costs" incurred by the Highway Department. These charges are for the services provided, to rectify the violation by the property owner of the address listed above.

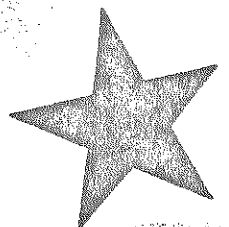
In accordance with the rectification of this violation it is asked that this department be reimbursed in the total amount of \$1,302.64.

If you have any questions pertaining to the above subject, please feel free to contact John P. Bishop at 677-5804.


JOHN P. BISHOP
DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

JPB/kjb

Enc. T & M sheet





MISCELLANEOUS HIGHWAY CLEANUP COSTS NOT COVERED UNDER ROAD RESTORATION

Location (52-389-4) 18 CHERYL RD MASSAPEQUA 11758

Date Sep 14, 2021

Work Order # 87111

Labor Costs

| Employee's Name | | Regular Work Hours | Regular Rate | Overtime Hours | Overtime Rate | Line Cost |
|-------------------|---------------------|--------------------|--------------|----------------|---------------|-----------|
| DONALD CHANDLER | General Maintenance | 01:00 | \$48.26 | 00:00 | 0 | \$48.26 |
| ROBERT PALACIOS | General Maintenance | 01:00 | \$26.94 | 00:00 | 0 | \$26.94 |
| JOHN STERGIPOULOS | General Maintenance | 01:00 | \$27.44 | 00:00 | 0 | \$27.44 |
| ROBERT F SPERO | General Maintenance | 01:00 | \$15.00 | 00:00 | 0 | \$15.00 |
| Total Labor | | | | | | \$117.64 |

Tools/Vehicle

| Tool/Vehicle | Description | Rate per Hour | Hours | Line Cost |
|-----------------|--|---------------|-------|-----------|
| PU471 | 2020 FORD F 250 PICK UP YW | \$79.00 | 01:00 | \$79.00 |
| TD703 | TRUCK DUMP 2011 FORD F350 YELLO (T-195) - Power Wagons | \$105.00 | 01:00 | \$105.00 |
| TD758 | 2020 INTERNATIONAL HV607 10 WHEELER YW | \$93.00 | 01:00 | \$93.00 |
| TO108 | Tractor 2011 New Holland T4020 BL (LT-12) | \$158.00 | 01:00 | \$158.00 |
| Total Equipment | | | | \$435.00 |

Materials

| Material | Cost Per Unit | Units | Line Cost |
|--------------------|---------------|-------|-----------|
| Administrative Fee | \$750.00 | 1 | \$750.00 |
| Total Materials | | | \$750.00 |

Grand Total \$1302.64

Description of Work:

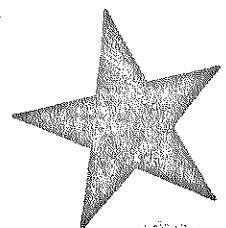
CLEAN UP 18 CHERYL ROAD MASSAPEQUA

Signature: 

Name: PETER BROWN

Title: DIRECTOR OF HIGHWAY OPERATIONS

Date: Sep 16, 2021



WHEREAS, pursuant to Section 135-54(B) of the Code of the Town of Oyster Bay, the Department of Planning and Development, by memorandum dated September 2, 2021, authorized the Highway Department to clean up the premises located at 15 Reading Lane, Bethpage, New York 11714, also known as Section 49, Block 202, Lot 10 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated January 10, 2022, pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, have requested that the cost of cleaning up the aforementioned premises on September 14, 2021, in the total amount of \$1,026.32, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated January 10, 2022, is approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of the County of Nassau, so that the amount of \$1,026.32 may be assessed by the Legislature of the County of Nassau against the parcel known as 15 Reading Lane, Bethpage, New York 11714, also known as Section 49, Block 202, Lot 10 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

- # -

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

R. Healey

Town of Oyster Bay
Inter-Departmental Memo

TO: MEMORANDUM DOCKET

FROM: Office of the Town Attorney

DATE: January 10, 2022

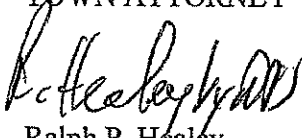
SUBJECT: Property Cleanup Assessment
15 Reading Lane, Bethpage, New York 11714
Section 49, Block 202, Lot 10

The Department of Planning and Development, by memorandum dated September 2, 2021, directed the Highway Department to clean the premises located at 15 Reading Lane, Bethpage, New York 11714, also known as Section 49, Block 202, Lot 10 on the Land and Tax Map of the County of Nassau. The Highway Department has, by memorandum dated September 17, 2021, advised that the property was cleaned by a crew from the Highway Department on September 14, 2021. The cost incurred by the Town of Oyster Bay was \$1,026.32.

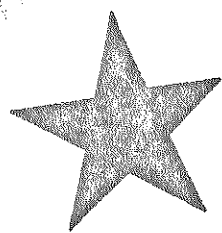
Pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, which allows the Town to be reimbursed for the cost of the work performed, the Highway Department has requested that the cost of said work be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls.

Kindly place this matter on the Town Board Action Calendar.

FRANK M. SCALERA
TOWN ATTORNEY


Ralph P. Healey
Special Counsel

RPH:aml
Attachments



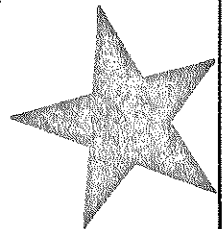
WHEREAS, pursuant to Section 135-54(B) of the Code of the Town of Oyster Bay, the Department of Planning and Development, by memorandum dated September 2, 2021, authorized the Highway Department to clean up the premises located at 15 Reading Lane, Bethpage, New York 11714, also known as Section 49, Block 202, Lot 10 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated January 10, 2022, pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, have requested that the cost of cleaning up the aforementioned premises on September 14, 2021, in the total amount of \$1,026.32, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated January 10, 2022, is approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of the County of Nassau, so that the amount of \$1,026.32 may be assessed by the Legislature of the County of Nassau against the parcel known as 15 Reading Lane, Bethpage, New York 11714, also known as Section 49, Block 202, Lot 10 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

- # -

Reviewed By
Office of Town Attorney



2021-8346

TOWN OF OYSTER BAY

Inter-Departmental Memo

September 2, 2021

To: JOHN BISHOP: DEPUTY COMMISSIONER/HIGHWAY
From: MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU
Through: ELIZABETH L. MACCARONE: COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT
Subject: 15 Reading Lane, Bethpage, New York 11714
SBL: 49-202-10

Notice of Violation number 005198 was issued to the owner of the above-referenced premises on 08/26/21 for property non-maintenance, in violation of Chapter 135, Section 52 of the Town Code. More than five days have passed since the Notice was served and the condition still remains.

In accordance with the provisions of Chapter 135, Section 54, I am directing that:

- Cut lawn on premises.

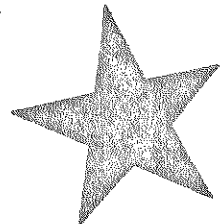
Pursuant to the provisions of Chapter 135, Section 54(C) of the Code, the Town is entitled to be reimbursed for the cost of the work performed by assessment against the owner. In addition, please notify us by fax, the date and time cleanup is completed. Please proceed accordingly.

ELIZABETH L. MACCARONE
COMMISSIONER


MICHAEL ESPOSITO
CODE ENFORCEMENT BUREAU

 ME:ml

cc: Frank Scalera, Town Attorney





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

ELIZABETH L. MACCARONE
COMMISSIONER

TIMOTHY R. ZIKE
DEPUTY COMMISSIONER

JAMES McCAFFREY
DEPUTY COMMISSIONER

September 2, 2021

Peter and Lisa Mangino
15 Reading Lane
Bethpage, NY 11714


RE: PREMISES: 15 Reading Lane, Bethpage, NY 11714
SECTION 49 BLOCK 202 LOT 10

Dear Property Owner:

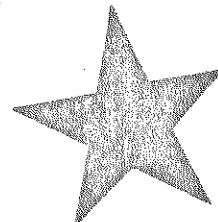
Inspections of the above-referenced property have revealed that the premises has not been maintained in accordance with the provisions of Chapter 135, Section 52 of the Code of the Town of Oyster Bay, based in part from the overgrown grass and weeds on the property.

Please be advised that Notice of Violation Number 005198 (copy attached) has been served on 08/26/21. As of this date, the violation has not been rectified and the conditions at the premises continue to endanger the health, safety and welfare of the residents of the Town of Oyster Bay. Please be further advised that I have directed the Highway Department to perform the necessary maintenance, and to take all the necessary steps to recover from you the costs.

Very truly yours,
ELIZABETH L. MACCARONE
COMMISSIONER


Michael Esposito
Code Enforcement Bureau

②
ELM:ME:ml
Enclosure



1001

4

THIS INDENTURE, made the 30th day of October, 2007 and BETWEEN

[redacted] residing at 15 Reading Lane, Bethpage, New York 11714

party of the first part, and

Lisa Mangino and Peter Mangino, as Husband and Wife, residing at North Bay Avenue, Massapequa, New York

party of the second part,

WITNESSETH, that the party of the first part, in consideration of ten dollars and other valuable consideration paid by the party of the second part, does hereby grant and release unto the party of the second part, the heirs or successors and assigns of the party of the second part forever,

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the

A Plainedge, Town of Oyster Bay, County of Nassau and State of New York, known as and by Lot 16 in Block 202 as shown and designated on a certain map entitled, "Map of Argo Acres Section No. 1, situated at Plainedge, Town of Oyster Bay, Nassau County, New York, owned by Thrifty Homes, Inc., 1 Elmont Road, Elmont, New York surveyed by Teas and Steinbrenner C.E. & S., June 30, 1950" and filed in the Office of the Clerk of the County of Nassau on August 31, 1950 under file No. 5057, which said lot, according to said map is bounded and described as follows:

BEGINNING at a point on the northerly side of Reading Lane, distant 82.17 feet westerly from the extreme westerly end of the arc connecting the westerly side of Kevin Lane with the northerly side of Reading Lane; running thence along the northerly side of Reading Lane north 82 degrees 44 minutes 34 seconds west 60 feet; thence north 7 degrees 15 minutes 26 seconds east 99.48 feet; thence north 83 degrees 28 minutes 51 seconds east 61.78 feet; thence south 7 degrees 15 minutes 26 seconds west 114.19 feet to the northerly side of Reading Lane at the point or place of BEGINNING.

TOGETHER with all right, title and interest, if any, of the party of the first part, in and to any streets and roads adjoining the above-described premises; the center lines thereof; TOGETHER with the appurtenances and all the estate and right of the party of the first part in and to said premises; TO HAVE AND TO HOLD the premises hereinafter granted unto the party of the second part, the heirs or successors and assigns of the party of the second part forever.

AND the party of the first part covenants that the party of the first part has not done or suffered anything whereby the said premises have been encumbered in any way whatever except as aforesaid;

AND the party of the first part, in compliance with Section 43 of the Lien Law, covenants that the party of the first part will tender the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the cost of the improvement and will apply the same first to the payment of the cost of the improvement before using any part of the same for any other purpose.

The word "party" shall be construed as if it read "parties" whenever the sense of this indenture so requires.

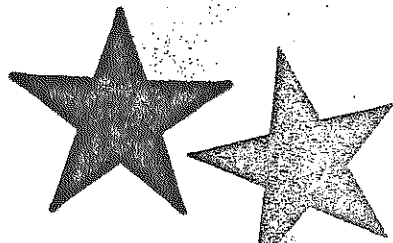
IN WITNESS WHEREOF, the party of the first part has duly executed this deed this day and year first above written.

IN WITNESS WHEREOF,

[Signature]

[redacted]

Sec 49
Blk 202
Lot 16



AL

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

September 17, 2021

TO: ELIZABETH L. MACCARONE, COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT

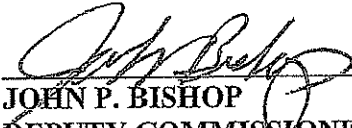
FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

SUBJECT: 15 READING LANE, BETHPAGE
CLEAN-UP

Attached please see "Miscellaneous Highway Cleanup Costs" incurred by the Highway Department. These charges are for the services provided, to rectify the violation by the property owner of the address listed above.

In accordance with the rectification of this violation it is asked that this department be reimbursed in the total amount of \$1,026.32.

If you have any questions pertaining to the above subject, please feel free to contact John P. Bishop at 677-5804.



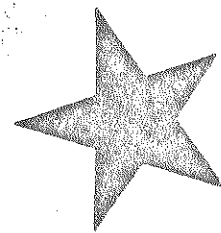
JOHN P. BISHOP
DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

JPB/kjb

Enc. T & M sheet

CLEAN - UP 15 READING LANE, BETHPAGE TO P & D 87072

RECEIVED
SEP 21 2021





MISCELLANEOUS HIGHWAY CLEANUP COSTS NOT COVERED UNDER ROAD RESTORATION

Location (49-202-10) 15 READING LA BETHPAGE 11714

Date Sep 14, 2021

Work Order # 87072

Labor Costs

| Employee's Name | | Regular Work Hours | Regular Rate | Overtime Hours | Overtime Rate | Line Cost |
|--------------------|---------------------|--------------------|--------------|----------------|---------------|-----------|
| DONALD CHANDLER | General Maintenance | 00:30 | \$48.26 | 00:00 | 0 | \$24.13 |
| ROBERT PALACIOS | General Maintenance | 00:30 | \$26.94 | 00:00 | 0 | \$13.47 |
| JOHN STERGIOPOULOS | General Maintenance | 00:30 | \$27.44 | 00:00 | 0 | \$13.72 |
| ROBERT F SPERO | General Maintenance | 00:30 | \$15.00 | 00:00 | 0 | \$7.50 |
| Total Labor | | | | | | \$58.82 |

Tools/Vehicle

| Tool/Vehicle | Description | Rate per Hour | Hours | Line Cost |
|-----------------|--|---------------|-------|-----------|
| PU471 | 2020 FORD F 250 PICK UP YW | \$79.00 | 00:30 | \$39.50 |
| TD703 | TRUCK DUMP 2011 FORD F350 YELLO (T-195) - Power Wagons | \$105.00 | 00:30 | \$52.50 |
| TD758 | 2020 INTERNATIONAL HV607 10 WHEELER YW | \$93.00 | 00:30 | \$46.50 |
| TO108 | Tractor 2011 New Holland T4020 BL (LT-12) | \$158.00 | 00:30 | \$79.00 |
| Total Equipment | | | | \$217.50 |

Materials

| Material | Cost Per Unit | Units | Line Cost |
|--------------------|---------------|-------|-----------|
| Administrative Fee | \$750.00 | 1 | \$750.00 |
| Total Materials | | | \$750.00 |

Grand Total \$1026.32

Description of Work:

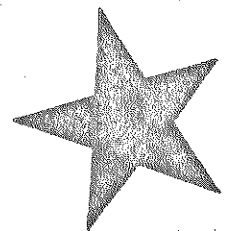
CLEAN UP 15 READING LANE BP

Signature: 

Name: PETER BROWN

Title: DIRECTOR OF HIGHWAY OPERATIONS

Date: Sep 16, 2021



WHEREAS, pursuant to Section 182-22(B) of the Code of the Town of Oyster Bay, the Department of Planning and Development, by memorandum dated August 18, 2021, authorized the Highway Department to clean up the premises located at Old Country Road, SW Corner East Avenue, Hicksville, New York 11801, also known as Section 45, Block 55, Lot 254, on the Land and Tax Map of the County of Nassau; and

WHEREAS, Frank Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated January 10, 2022, pursuant to Section 182-22(C) of the Code of the Town of Oyster Bay, have requested that the cost of cleaning up the aforementioned premises on September 13, 2021, in the total amount of \$1,877.10, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Frank Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated January 10, 2022, is approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of the County of Nassau, so that the amount of \$1,877.10 may be assessed by the Legislature of the County of Nassau against the parcel known as Old Country Road, SW Corner East Avenue, Hicksville, New York 11801, also known as Section 45, Block 55, Lot 254 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

-#-

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**

TO: MEMORANDUM DOCKET

FROM: Office of the Town Attorney

DATE: January 10, 2022


SUBJECT: Property Cleanup Assessment
Old Country Road, SW Corner East Avenue, Hicksville, New York 11801
Section 45, Block 55, Lot 254

The Department of Planning and Development by memorandum dated August 18, 2021, directed the Highway Department to clean the premises located at Old Country Road, SW Corner East Avenue, Hicksville, New York 11801, also known as Section 45, Block 55, Lot 254 on the Land and Tax Map of the County of Nassau. The Highway Department has, by memorandum dated September 15, 2021, advised that the property was cleaned by a crew from the Highway Department on September 13, 2021. The cost incurred by the Town of Oyster Bay was \$1,877.10.

Pursuant to Section 182-22(C) of the Code of the Town of Oyster Bay, which allows the Town to be reimbursed for the cost of the work performed, the Highway Department has requested that the cost of said work be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls.

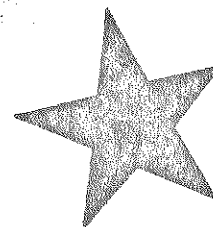
Kindly place this matter on the Town Board Action Calendar.

FRANK M. SCALERA
TOWN ATTORNEY


Ralph P. Healey
Special Counsel

RPH:aml
Attachment

S:\Cleanup MD & Reso\MD Old Country Rd 2 Comm 1.10.2022.doc



2021-8350

TOWN OF OYSTER BAY

Inter-Departmental Memo

August 18, 2021

To: JOHN BISHOP: DEPUTY COMMISSIONER/HIGHWAY
From: MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU
Through: ELIZABETH L. MACCARONE: COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT
Subject: 295 Old Country Road, Hicksville, New York 11801
SBL: 45-55-254

Notice of Violation number 05048 was issued to the owner of the above-referenced premises on 08/10/21 for property non-maintenance, in violation of Chapter 135, Section 52 of the Town Code. More than five days have passed since the Notice was served and the condition still remains.

In accordance with the provisions of Chapter 135, Section 54, I am directing that:

- **Cut all vegetation on premises.**

Pursuant to the provisions of Chapter 135, Section 54(C) of the Code, the Town is entitled to be reimbursed for the cost of the work performed by assessment against the owner. In addition, please notify us by fax, the date and time cleanup is completed. Please proceed accordingly.

ELIZABETH L. MACCARONE
COMMISSIONER

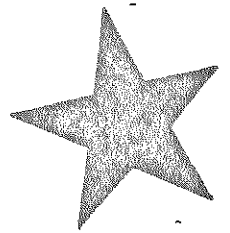


MICHAEL ESPOSITO
CODE ENFORCEMENT BUREAU



ME:ml

cc: Frank Scalera, Town Attorney





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

ELIZABETH L. MACCARONE
COMMISSIONER

TIMOTHY R. ZIKE
DEPUTY COMMISSIONER

JAMES McCaffrey
DEPUTY COMMISSIONER

August 18, 2021

295 Old Country Road Assoc.
89 Penninsula Boulevard
Hempstead, New York 11550

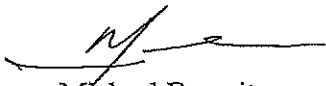
RE: PREMISES: 295 Old Country Road, Hicksville, NY 11801
SECTION 45 BLOCK 55 LOT 254

Dear Property Owner:

Inspections of the above-referenced property have revealed that the premises has not been maintained in accordance with the provisions of Chapter 135, Section 52 of the Code of the Town of Oyster Bay, based in part from the overgrown grass and weeds on the property.

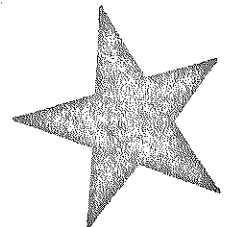
Please be advised that N.O.V. Number 05048 (copy attached) has been served on 08/10/21. As of this date, the violation has not been rectified and the conditions at the premises continue to endanger the health, safety and welfare of the residents of the Town of Oyster Bay. Please be further advised that I have directed the Highway Department to perform the necessary maintenance, and to take all the necessary steps to recover from you the costs.

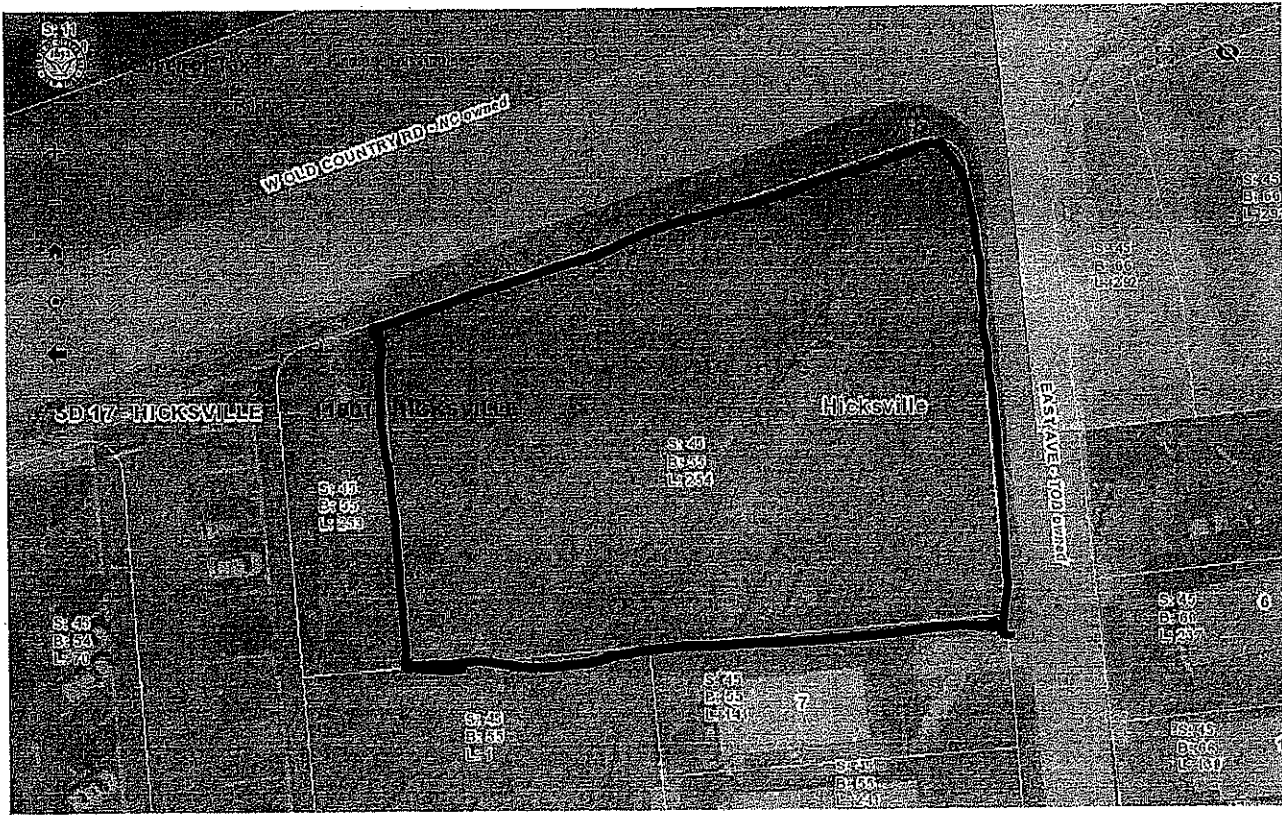
Very truly yours,
ELIZABETH L. MACCARONE
COMMISSIONER


Michael Esposito
Code Enforcement Bureau



ELM:ME:ml
Enclosure





-73.534 40.750 Degrees

0 20 40ft

NO CONSIDERATION

THIS INSTRUMENT made the 20th day of September, nineteen hundred and eighty-five
BETWEEN [REDACTED] and Howard I. Dubow, as tenants in common

160 Willis Ave., New York, N.Y.

part of the first part, and 295 Old Country Road Associates, a partnership,
c/o Howard I. Dubow, Esq., 190 Willis Avenue, Mineola, New York

part of the second part,

WITNESSETH, that the party of the first part, in consideration of Ten Dollars and other valuable consideration
paid by the party of the second part, does hereby grant and release unto the party of the second part, the heirs or
successors and assigns of the party of the second part forever,

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate,
lying and being located at Hicksville, not an incorporated village, in the
Town of Oyster Bay, County of Nassau and State of New York and
more particularly known and designated as Lot Nos. 21, 22, 23,
24, 25, 26, 27 and 37, on a certain map entitled, "Map of
property belonging to Phillippine Gross, Hicksville, Nassau
County, L.I., Dec. 1910, H.E. Hawhurst, Civil Engineer,
Westbury, L.I.", and filed in the Nassau County Clerk's
Office January 11, 1911 as Map #86, New #1004.

EXCEPTING therefrom so much of the above property as was
acquired by the County of Nassau for alteration and alignment
of Old Country Road in proceeding No. 6075/65.

Being and intended to be the same premises conveyed to the
Grantors by deed dated 5/7/85 recorded 7/23/85 in Liber 9654
Page 83.

also known as Section 45, Block 55, Lot 254
and Section 45, Block 66, Lot 137
on Nassau County Land and Tax Map.

TOGETHER with all right, title and interest, if any, of the party of the first part in and to any streets and
roads abutting the above described premises to the center lines thereof; TOGETHER with the appurtenances and
all the estate and rights of the party of the first part in and to said premises; TO HAVE AND TO HOLD the
premises herein granted unto the party of the second part, the heirs or successors and assigns of the party of the
second part forever.

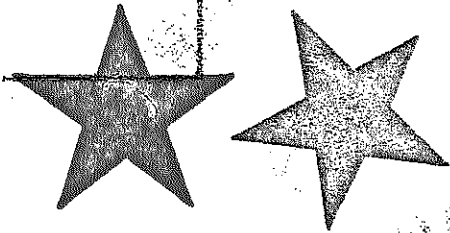
AND the party of the first part covenants that the party of the first part has not done or suffered anything whereby
the said premises have been encumbered in any way whatever, except as aforesaid.

AND the party of the first part, in compliance with Section 13 of the Lien Law, covenants that the party of the first
part will receive the consideration for this conveyance and will hold the right to receive such consideration as a
trust fund to be applied first for the purpose of paying the cost of the improvement and will apply the same first to
the payment of the cost of the improvement before using any part of this total of the same for any other purpose.
The word "party" shall be construed as if it read "parties" whenever the sense of this instrument so requires.

IN WITNESS WHEREOF, the party of the first part has duly executed this deed the day and year first above
written.

IN PRESENCE OF:

[REDACTED]
[REDACTED]
Howard I. Dubow



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

September 15, 2021

TO: ELIZABETH L. MACCARONE, COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT

FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

**SUBJECT: OLD COUNTRY ROAD, HICKSVILLE
CLEAN-UP**

Attached please see "Miscellaneous Highway Cleanup Costs" incurred by the Highway Department. These charges are for the services provided, to rectify the violation by the property owner of the address listed above.

In accordance with the rectification of this violation it is asked that this department be reimbursed in the total amount of \$1,877.10.

If you have any questions pertaining to the above subject, please feel free to contact John P. Bishop at 677-5804.

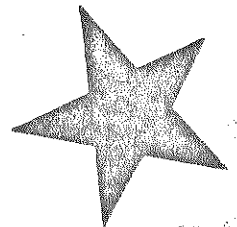


**JOHN P. BISHOP
DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT**

JPB/kjb

Enc. T & M sheet

CLEAN - UP OLD COUNTRY ROAD, HICKSVILLE TO P & D 86514





MISCELLANEOUS HIGHWAY CLEANUP COSTS NOT COVERED UNDER ROAD RESTORATION

Location: (45-55-254) OLD COUNTRY RD HICKSVILLE 11801

Date Sep 13, 2021

Work Order # 86514

Labor Costs

| Employee's Name | | Regular Work Hours | Regular Rate | Overtime Hours | Overtime Rate | Line Cost |
|------------------|---------------------|--------------------|--------------|----------------|---------------|-----------|
| TIMOTHY CHEBUSKE | General Maintenance | 02:00 | \$44.48 | 00:00 | 0 | \$88.96 |
| MICHAEL HERRON | General Maintenance | 02:00 | \$21.80 | 00:00 | 0 | \$43.60 |
| JOSEPH MASTA | General Maintenance | 02:00 | \$15.00 | 00:00 | 0 | \$30.00 |
| JESSE VITERI | General Maintenance | 02:00 | \$20.27 | 00:00 | 0 | \$40.54 |
| TYLER PURDY | General Maintenance | 02:00 | \$15.00 | 00:00 | 0 | \$30.00 |
| Total Labor | | | | | | \$233.10 |

Tools/Vehicle

| Tool/Vehicle | Description | Rate per Hour | Hours | Line Cost |
|-----------------|---|---------------|-------|-----------|
| PU443 | PICK UP 2012 FORD F-250 YW (25 / 025) | \$79.00 | 02:00 | \$158.00 |
| TD739 | 2019 FORD F450 WY POWER WAGON | \$105.00 | 02:00 | \$210.00 |
| TO108 | Tractor 2011 New Holland T4020 BL (LT-12) | \$158.00 | 02:00 | \$316.00 |
| TR212 | 2019 TRAILER YW | \$105.00 | 02:00 | \$210.00 |
| Total Equipment | | | | \$894.00 |


Materials

| Material | Cost Per Unit | Units | Line Cost |
|--------------------|---------------|-------|-----------|
| Administrative Fee | \$750.00 | 1 | \$750.00 |
| Total Materials | | | \$750.00 |

Grand Total \$1877.10

Description of Work:

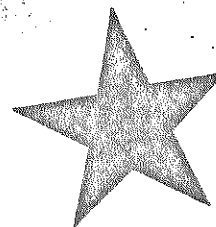
CLEAN UP 295 OLD COUNTRY ROAD HV

Signature: 

Name: PETER BROWN

Title: DIRECTOR OF HIGHWAY OPERATIONS

Date: Sep 15, 2021



Meeting of February 8, 2022

Resolution No.59-2022

WHEREAS, pursuant to Section 135-54(B) of the Code of the Town of Oyster Bay, the Department of Planning and Development, by memorandum dated September 9, 2021, authorized the Highway Department to clean up the premises located at 18 Melissa Lane, Old Bethpage, New York 11804, also known as Section 47, Block 99, Lot 18 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated January 10, 2022, pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, have requested that the cost of cleaning up the aforementioned premises on September 14, 2021, in the total amount of \$1,625.76, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated January 10, 2022, is approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of the County of Nassau, so that the amount of \$1,625.76 may be assessed by the Legislature of the County of Nassau against the parcel known as 18 Melissa Lane, Old Bethpage, New York 11804, also known as Section 47, Block 99, Lot 18 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

- # -

104
Reviewed By
Office of Town Attorney
R. 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 | Aye |
| Councilman Imbroto | Aye |
| Councilman Hand | Aye |
| Councilman Labriola | Aye |
| Councilwoman Maier | Aye |
| Councilwoman Walsh | Aye |

59

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

TO: MEMORANDUM DOCKET

FROM: Office of the Town Attorney

DATE: January 10, 2022


SUBJECT: Property Cleanup Assessment
18 Melissa Lane, Old Bethpage, New York 11804
Section 47, Block 99, Lot 18

The Department of Planning and Development, by memorandum dated September 9, 2021, directed the Highway Department to clean the premises located at 18 Melissa Lane, Old Bethpage, New York 11804, also known as Section 47, Block 99, Lot 18 on the Land and Tax Map of the County of Nassau. The Highway Department has, by memorandum dated September 16, 2021, advised that the property was cleaned by a crew from the Highway Department on September 14, 2021. The cost incurred by the Town of Oyster Bay was \$1,625.76.

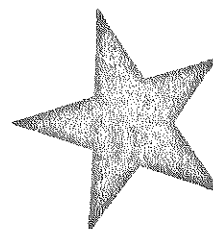
Pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, which allows the Town to be reimbursed for the cost of the work performed, the Highway Department has requested that the cost of said work be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls.

Kindly place this matter on the Town Board Action Calendar.

FRANK M. SCALERA
TOWN ATTORNEY


Ralph P. Healey
Special Counsel

RPH:aml
Attachments



2021-8343

TOWN OF OYSTER BAY

Inter-Departmental Memo

September 9, 2021

To: JOHN BISHOP: DEPUTY COMMISSIONER/HIGHWAY
From: MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU
Through: ELIZABETH L. MACCARONE: COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT
Subject: 18 Melissa Lane, Old Bethpage, New York 11804
SBL: 47-99-18

Notice of Violation number 005426 was issued to the owner of the above-referenced premises on 09/02/21 for property non-maintenance, in violation of Chapter 135, Section 52 of the Town Code. More than five days have passed since the Notice was served and the condition still remains.

In accordance with the provisions of Chapter 135, Section 54, I am directing that:

- Cut lawn on premises.

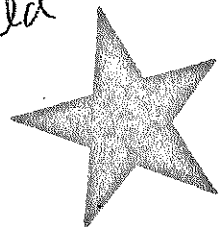
Pursuant to the provisions of Chapter 135, Section 54(C) of the Code, the Town is entitled to be reimbursed for the cost of the work performed by assessment against the owner. In addition, please notify us by fax, the date and time cleanup is completed. Please proceed accordingly.

ELIZABETH L. MACCARONE
COMMISSIONER


MICHAEL ESPOSITO
CODE ENFORCEMENT BUREAU

ME:ml
cc: Frank Scalera, Town Attorney

No Deed
To Old





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

ELIZABETH L. MACCARONE
COMMISSIONER

TIMOTHY R. ZIKE
DEPUTY COMMISSIONER

JAMES McCaffrey
DEPUTY COMMISSIONER

September 9, 2021

Cynthia Mirabel
18 Melissa Lane
Old Bethpage, New York 11804

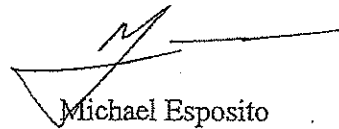
RE: PREMISES: 18 Melissa Lane, Old Bethpage, NY 11804
SECTION 47 BLOCK 99 LOT 18

Dear Property Owner:

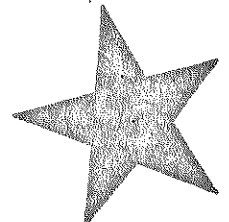
Inspections of the above-referenced property have revealed that the premises has not been maintained in accordance with the provisions of Chapter 135, Section 52 of the Code of the Town of Oyster Bay, based in part from the overgrown grass and weeds on the property.

Please be advised that N.O.V. Number 005426 (copy attached) has been served on 09/02/21. As of this date, the violation has not been rectified and the conditions at the premises continue to endanger the health, safety and welfare of the residents of the Town of Oyster Bay. Please be further advised that I have directed the Highway Department to perform the necessary maintenance, and to take all the necessary steps to recover from you the costs.

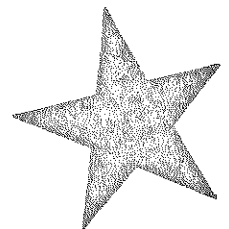
Very truly yours,
ELIZABETH L. MACCARONE
COMMISSIONER


Michael Esposito
Code Enforcement Bureau


ELM:ME:ml
Enclosure



AUG 12 1958

[illegible]

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

September 16, 2021

TO: ELIZABETH L. MACCARONE, COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT


FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

SUBJECT: 18 MELISSA LANE, OLD BETHPAGE
CLEAN-UP

Attached please see "Miscellaneous Highway Cleanup Costs" incurred by the Highway Department. These charges are for the services provided, to rectify the violation by the property owner of the address listed above.

In accordance with the rectification of this violation it is asked that this department be reimbursed in the total amount of \$1,625.76.

If you have any questions pertaining to the above subject, please feel free to contact John P. Bishop at 677-5804.

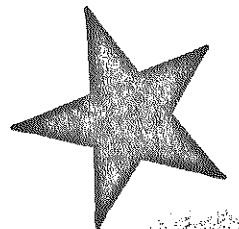


JOHN P. BISHOP
DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

JPB/kjb

Enc. T & M sheet

CLEAN - UP 18 MELISSA LANE, OLD BETHPAGE TO P & D 87136





MISCELLANEOUS HIGHWAY CLEANUP COSTS NOT COVERED UNDER ROAD RESTORATION

Location (47-99-18) 18 MELISSA LN OLD BETHPAGE 11804

Date Sep 14, 2021

Work Order # 87136

Labor Costs

| Employee's Name | | Regular Work Hours | Regular Rate | Overtime Hours | Overtime Rate | Line Cost |
|---------------------|---------------------|--------------------|--------------|----------------|---------------|-----------|
| JUAN ALFARO | General Maintenance | 02:00 | \$27.81 | 00:00 | 0 | \$55.62 |
| DAVID G AGOSTINELLO | General Maintenance | 02:00 | \$20.00 | 00:00 | 0 | \$40.00 |
| MICHAEL HERRON | General Maintenance | 02:00 | \$21.80 | 00:00 | 0 | \$43.60 |
| JOSEPH MASTA | General Maintenance | 02:00 | \$15.00 | 00:00 | 0 | \$30.00 |
| JESSE VITERI | General Maintenance | 02:00 | \$20.27 | 00:00 | 0 | \$40.54 |
| TYLER PURDY | General Maintenance | 02:00 | \$15.00 | 00:00 | 0 | \$30.00 |
| MICHAEL LEVENSON | General Maintenance | 02:00 | \$15.00 | 00:00 | 0 | \$30.00 |

Total Labor \$269.76

Tools/Vehicle

| Tool/Vehicle | Description | Rate per Hour | Hours | Line Cost |
|--------------|--|---------------|-------|-----------|
| TD739 | 2019 FORD F450 WY POWER WAGON | \$105.00 | 02:00 | \$210.00 |
| TD763 | TRUCK DUMP 2021 INTER 7400 YW 10 WHEELER | \$93.00 | 02:00 | \$186.00 |
| TR212 | 2019 TRAILER YW | \$105.00 | 02:00 | \$210.00 |

Total Equipment \$606.00

Materials

| Material | Cost Per Unit | Units | Line Cost |
|--------------------|---------------|-------|-----------|
| Administrative Fee | \$750.00 | 1 | \$750.00 |

Total Materials \$750.00

Grand Total \$1625.76

Description of Work:

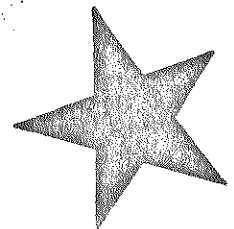
CLEAN UP 18 MELISSA LANE OBP

Signature: 

Name: PETER BROWN

Title: DIRECTOR OF HIGHWAY OPERATIONS

Date: Sep 16, 2021



WHEREAS, pursuant to Section 182-22(B) of the Code of the Town of Oyster Bay, the Department of Planning and Development, by memorandum dated June 16, 2021, authorized the Highway Department to clean up the premises located at 901 South Main Street, Farmingdale, New York 11735, also known as Section 49, Block 287, Lot 4, on the Land and Tax Map of the County of Nassau; and

WHEREAS, Frank Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated January 10, 2022, pursuant to Section 182-22(C) of the Code of the Town of Oyster Bay, have requested that the cost of cleaning up the aforementioned premises on July 14, 2021, in the total amount of \$2,205.94, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Frank Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated January 10, 2022, is approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of the County of Nassau, so that the amount of \$2,205.94 may be assessed by the Legislature of the County of Nassau against the parcel known as 901 South Main Street, Farmingdale, New York 11735, also known as Section 49, Block 287, Lot 4 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

-#-

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

R. Healey by J.P.

Town of Oyster Bay
Inter-Departmental Memo

60

TO: MEMORANDUM DOCKET

FROM: Office of the Town Attorney

DATE: January 10, 2022

SUBJECT: Property Cleanup Assessment
901 South Main Street, Farmingdale, New York 11735
Section 49, Block 287, Lot 4

The Department of Planning and Development by memorandum dated June 16, 2021, directed the Highway Department to clean the premises located at 901 South Main Street, Farmingdale, New York 11735, also known as Section 49, Block 287, Lot 4 on the Land and Tax Map of the County of Nassau. The Highway Department has, by memorandum dated July 20, 2021, advised that the property was cleaned by a crew from the Highway Department on July 14, 2021. The cost incurred by the Town of Oyster Bay was \$2,205.94.

Pursuant to Section 182-22(C) of the Code of the Town of Oyster Bay, which allows the Town to be reimbursed for the cost of the work performed, the Highway Department has requested that the cost of said work be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls.

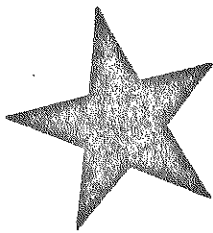
Kindly place this matter on the Town Board Action Calendar.

FRANK M. SCALERA
TOWN ATTORNEY



Ralph P. Healey
Special Counsel

RPH:aml
Attachment



2021-8333

TOWN OF OYSTER BAY

Inter-Departmental Memo

June 16, 2021

To: JOHN BISHOP: DEPUTY COMMISSIONER/HIGHWAY
From: MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU
Through: ELIZABETH L. MACCARONE: COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT
Subject: 901 S. Main Street, Farmingdale, New York 11735
SBL: 49-287-4


Notice of Violation number 04685 was issued to the owner of the above-referenced premises on 06/08/21 for property non-maintenance, in violation of Chapter 135, Section 52 of the Town Code. More than five days have passed since the Notice was served and the condition still remains.

In accordance with the provisions of Chapter ¹⁸²135, Section ²⁰54, I am directing that:

- Cut lawn and vegetation on premises.
- Remove garbage and litter on premises.

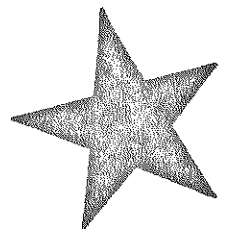
Pursuant to the provisions of Chapter ¹⁸²135, Section ²⁰54(C) of the Code, the Town is entitled to be reimbursed for the cost of the work performed by assessment against the owner. In addition, please notify us by fax, the date and time cleanup is completed. Please proceed accordingly.

ELIZABETH L. MACCARONE
COMMISSIONER
BY:


MICHAEL ESPOSITO
CODE ENFORCEMENT BUREAU

ME:ml

cc: Frank Scalera, Town Attorney





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

ELIZABETH L. MACCARONE
COMMISSIONER

TIMOTHY R. ZIKE
DEPUTY COMMISSIONER

JAMES McCaffrey
DEPUTY COMMISSIONER

June 16, 2021

901 S. Main Street Realty LLC.
310 Ocean Avenue
Massapequa, New York 11758


RE: PREMISES: 901 S. Main Street, Farmingdale, NY 11735
SECTION 49 BLOCK 287 LOT 4

Dear Property Owner:

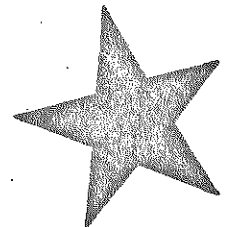
Inspections of the above-referenced property have revealed that the premises has not been maintained in accordance with the provisions of Chapter 135, Section 52 of the Code of the Town of Oyster Bay, based in part from the overgrown grass and weeds on the property.

Please be advised that N.O.V. Number 04685 (copy attached) has been served on 06/08/21. As of this date, the violation has not been rectified and the conditions at the premises continue to endanger the health, safety and welfare of the residents of the Town of Oyster Bay. Please be further advised that I have directed the Highway Department to perform the necessary maintenance, and to take all the necessary steps to recover from you the costs.

Very truly yours,
ELIZABETH L. MACCARONE
COMMISSIONER


Michael Esposito
Code Enforcement Bureau

ELM:ME:ml
Enclosure



Deed

THIS INDENTURE, made as of the 16th day of January, 2018 by DBECHASE LLC, a Delaware limited liability company having an address at c/o Fortress Investment Group LLC, 1345 Avenue of the Americas, 46th Floor, New York, New York 10105 (hereinafter referred to as "Grantor"), to 901 S MAIN STREET REALTY LLC, a New York limited liability company, having an address at c/o ~~JP Morgan Chase~~, 310 Ocean Avenue, Massapequa, NY 11758 (hereinafter referred to as "Grantee"). ~~SAME AGREEMENT~~

WITNESSETH, that Grantor, in consideration of Ten Dollars (\$10.00) lawful money of the United States, paid by Grantee, does hereby grant and specially warrants unto Grantee, the heirs or successors and assigns of Grantee forever:

ALL that certain real property legally described on Exhibit A attached hereto and incorporated herein by this reference (the "Premises");

TOGETHER WITH all right, title and interest, if any, of Grantor in and to any streets and roads abutting the Premises to the center lines thereof;

TOGETHER WITH the appurtenances and all the estate and rights of Grantor in and to the Premises, including, without limitation, the building thereon and all fixtures therein, subject only to the matters set forth on Exhibit B attached hereto and made a part hereof.

TO HAVE AND TO HOLD the Premises unto Grantee, the heirs or successors and assigns of Grantee forever.

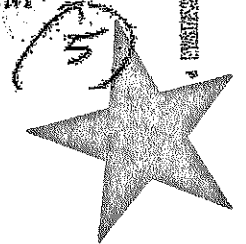
BEING THE SAME PREMISES described in a deed the Grantor(s) made by JPMorgan Chase Bank, National Association to DBEChase LLC, dated as of December 22, 2016 and recorded January 5, 2017 in Liber 13459 ep. 376.

AND Grantor, in compliance with Section 13 of the Lien Law, covenants that Grantor will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the cost of the improvements at the Premises and will apply the same first to the payment of the cost of the improvements before using any part of the total of the same for any other purpose.

[Signatures on the next page]

Sec 49
Bik 287
Lot 4

Deed
140824 - Farmingdale, NY



AL

Town of Oyster Bay
Inter- Departmental Memo

July 20, 2021

TO: ELIZABETH L. MACCARONE, COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT

FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

SUBJECT: 901 MAIN STREET, FARMINGDALE
CLEAN-UP

Attached please see "Miscellaneous Highway Cleanup Costs" incurred by the Highway Department. These charges are for the services provided, to rectify the violation by the property owner of the address listed above.

In accordance with the rectification of this violation it is asked that this department be reimbursed in the total amount of \$2,205.94.

If you have any questions pertaining to the above subject, please feel free to contact John P. Bishop at 677-5804.

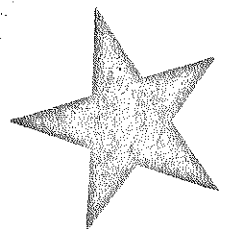


JOHN P. BISHOP
DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

JPB/kjb

Enc. T & M sheet

CLEAN - UP 901 MAIN STREET, FARMINGDALE TO P & D





MISCELLANEOUS HIGHWAY CLEANUP COSTS NOT COVERED UNDER ROAD RESTORATION

Location (49-287-4) 901 MAIN ST FARMINGDALE 11735

Date Jul 14, 2021

Work Order # 84527

Labor Costs

| Employee's Name | | Regular Work Hours | Regular Rate | Overtime Hours | Overtime Rate | Line Cost |
|--------------------|---------------------|--------------------|--------------|----------------|---------------|-----------|
| JAMES CHADWICK, II | General Maintenance | 02:00 | \$47.52 | 00:00 | 0 | \$95.04 |
| ROBERT PALACIOS | General Maintenance | 02:00 | \$26.94 | 00:00 | 0 | \$53.88 |
| DERRICK SCOTT | General Maintenance | 02:00 | \$45.82 | 00:00 | 0 | \$91.64 |
| JAMES KOZIKOWSKI | General Maintenance | 02:00 | \$30.69 | 00:00 | 0 | \$61.38 |
| ROBERT F SPERO | General Maintenance | 02:00 | \$15.00 | 00:00 | 0 | \$30.00 |
| Total Labor | | | | | | \$331.94 |

Tools/Vehicle

| Tool/Vehicle | Description | Rate per Hour | Hours | Line Cost |
|-----------------|--|---------------|-------|-----------|
| PLO90 | Payloader 2013 Komat W380 Yellow | \$168.00 | 02:00 | \$336.00 |
| TD628 | PICK-UP TRUCK 2008 FORD F-250 YW (64 / 064) | \$79.00 | 02:00 | \$158.00 |
| TD738 | TRUCK DUMP 2016 DODGE RAM 3500 POWER WAGON (T-275) | \$105.00 | 02:00 | \$210.00 |
| TD746 | 2019 INTERNATIONAL DUMP TRUCK POWER WAGON YW | \$105.00 | 02:00 | \$210.00 |
| TR090 | TRAILER 1992 MI/MO TRLR1 YW (M-90 / M90) | \$105.00 | 02:00 | \$210.00 |
| Total Equipment | | | | \$1124.00 |


Materials

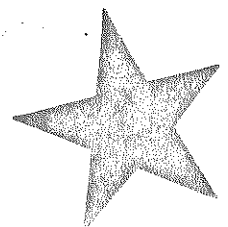
| Material | Cost Per Unit | Units | Line Cost |
|--------------------|---------------|-------|-----------|
| Administrative Fee | \$750.00 | 1 | \$750.00 |
| Total Materials | | | \$750.00 |

Grand Total \$2205.94

Description of Work:

CLEAN UP 901 S. MAIN STREET FM

Signature: 
Name: PETER BROWN
Title: DIRECTOR OF HIGHWAY OPERATIONS
Date: Jul 16, 2021



WHEREAS, pursuant to Section 135-54(B) of the Code of the Town of Oyster Bay, the Department of Planning and Development, by memorandum dated July 2, 2021, authorized the Highway Department to clean up the premises located at 28 High Street, Farmingdale, New York 11735, also known as Section 49, Block 21, Lot 142 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated January 10, 2022, pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, have requested that the cost of cleaning up the aforementioned premises on July 12, 2021, in the total amount of \$2,181.18, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated January 10, 2022, is approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of the County of Nassau, so that the amount of \$2,181.18 may be assessed by the Legislature of the County of Nassau against the parcel known as 28 High Street, Farmingdale, New York 11735, also known as Section 49, Block 21, Lot 142 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

- # -

Reviewed By
Office of Town Attorney

R. 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 | Aye |
| 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: Office of the Town Attorney

DATE: January 10, 2022


SUBJECT: Property Cleanup Assessment
28 High Street, Farmingdale, New York 11735
Section 49, Block 21, Lot 142

The Department of Planning and Development, by memorandum dated July 2, 2021, directed the Highway Department to clean the premises located at 28 High Street, Farmingdale, New York 11735, also known as Section 49, Block 21, Lot 142 on the Land and Tax Map of the County of Nassau. The Highway Department has, by memorandum dated July 20, 2021, advised that the property was cleaned by a crew from the Highway Department on July 12, 2021. The cost incurred by the Town of Oyster Bay was \$2,181.18.

Pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, which allows the Town to be reimbursed for the cost of the work performed, the Highway Department has requested that the cost of said work be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls.

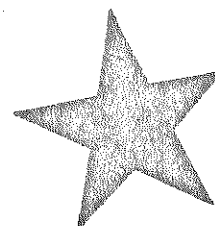
Kindly place this matter on the Town Board Action Calendar.

FRANK M. SCALERA
TOWN ATTORNEY


Ralph P. Healey
Special Counsel

RPH:aml
Attachments

amlS:\Attorney\Reso 2022\MD 28 High St 1.10.2022.doc



2021-8332

TOWN OF OYSTER BAY

Inter-Departmental Memo

July 2, 2021

To: JOHN BISHOP: DEPUTY COMMISSIONER/HIGHWAY
From: MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU
Through: ELIZABETH L. MACCARONE: COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT
Subject: 28 High Street, Farmingdale, New York 11735
SBL: 49-21-142

Notice of Violation number 04832 was issued to the owner of the above-referenced premises on 06/23/21 for property non-maintenance, in violation of Chapter 135, Section 52 of the Town Code. More than five days have passed since the Notice was served and the condition still remains.

In accordance with the provisions of Chapter 135, Section 54, I am directing that:

- Cut and trim lawn on premises.

Pursuant to the provisions of Chapter 135, Section 54(C) of the Code, the Town is entitled to be reimbursed for the cost of the work performed by assessment against the owner. In addition, please notify us by fax, the date and time cleanup is completed. Please proceed accordingly.

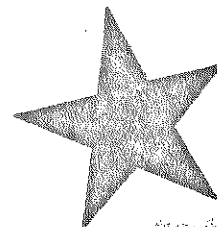
ELIZABETH L. MACCARONE
COMMISSIONER
BY:


MICHAEL ESPOSITO
CODE ENFORCEMENT BUREAU



ME:ml

cc: Frank Scalera, Town Attorney





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

ELIZABETH L. MACCARONE
COMMISSIONER

TIMOTHY R. ZUKE
DEPUTY COMMISSIONER

JAMES McCaffrey
DEPUTY COMMISSIONER

July 2, 2021

Andrew Koppie
28 High Street
Farmingdale, New York 11735


RE: PREMISES: 28 High Street, Farmingdale, NY 11735
SECTION 49 BLOCK 21 LOT 142

Dear Property Owner:

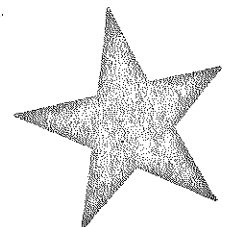
Inspections of the above-referenced property have revealed that the premises has not been maintained in accordance with the provisions of Chapter 135, Section 52 of the Code of the Town of Oyster Bay, based in part from the overgrown grass and weeds on the property.

Please be advised that N.O.V. Number 04832 (copy attached) has been served on 06/23/21. As of this date, the violation has not been rectified and the conditions at the premises continue to endanger the health, safety and welfare of the residents of the Town of Oyster Bay. Please be further advised that I have directed the Highway Department to perform the necessary maintenance, and to take all the necessary steps to recover from you the costs.

Very truly yours,
ELIZABETH L. MACCARONE
COMMISSIONER


Michael Esposito
Code Enforcement Bureau

ELM:ME:ml
Enclosure



THIS INDENTURE, made the 17th day of December, in the year 2004

BETWEEN [REDACTED] as to an undivided one-half interest, residing at 28 High Street, Farmingdale, New York 11735

party of the first part, and

Andrew Koppie, residing at 26 Bernard Street, Farmingdale, New York 11735

party of the second part.

WITNESSETH, that the party of the first part, in consideration of Ten Dollars and other valuable consideration paid by the party of the second part, does hereby grant and release unto the party of the second part, the heirs or successors and assigns of the party of the second part forever,

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the

See Schedule A attached hereto and made a part hereof.

BEING AND INTENDED TO BE, the same premises conveyed by deed from Ateeq Rahman and Humera Rahman to Humera Rahman and Ghourean Rahman dated 12/4/97 and recorded on 1/12/98 in Liber 10866 Page 0092 in the Nassau County Clerk's Office.

TOGETHER with all right, title and interest, if any, of the party of the first part of, in and to any streets and roads adjoining the above-described premises to the center lines thereof; TOGETHER with the appurtenances and all the estate and rights of the party of the first part in and to said premises; TO HAVE AND TO HOLD the premises herein granted unto the party of the second part, the heirs or successors and assigns of the party of the second part forever.

AND the party of the first part covenants that the party of the first part has not done or suffered anything whereby the said premises have been incumbered in any way whatever, except as aforesaid.

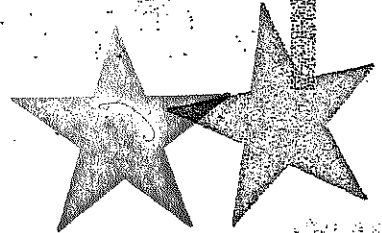
AND the party of the first part, in compliance with Section 12 of the Lien Law, covenants that the party of the first part will reserve the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the cost of the improvement and will apply the same first to the payment of the cost of the improvement before using any part of the total of the same for any other purpose.

The word "party" shall be construed as if it read "parties" whenever the sense of this indenture so requires.

IN WITNESS WHEREOF, the party of the first part has duly executed this deed the day and year first above written.

IN PRESENCE OF:

[REDACTED SIGNATURES]



CEB

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

July 20, 2021

TO: ELIZABETH L. MACCARONE, COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT

FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

SUBJECT: 28 HIGH STREET, FARMINGDALE
CLEAN-UP

Attached please see "Miscellaneous Highway Cleanup Costs" incurred by the Highway Department. These charges are for the services provided, to rectify the violation by the property owner of the address listed above.

In accordance with the rectification of this violation it is asked that this department be reimbursed in the total amount of \$2,181.18.

If you have any questions pertaining to the above subject, please feel free to contact John P. Bishop at 677-5804.

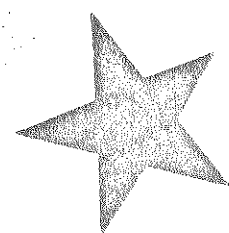


JOHN P. BISHOP
DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

JPB/kjb

Enc. T & M sheet

CLEAN - UP 28 HIGH STREET, FARMINGDALE TO P & D





MISCELLANEOUS HIGHWAY CLEANUP COSTS NOT COVERED UNDER ROAD RESTORATION

Location (49-21-142) 28 HIGH ST FARMINGDALE 11735

Date Jul 12, 2021

Work Order # 85225

Labor Costs

| Employee's Name | | Regular Work Hours | Regular Rate | Overtime Hours | Overtime Rate | Line Cost |
|--------------------|---------------------|--------------------|--------------|----------------|---------------|-----------|
| SALVATORE CECERE | General Maintenance | 02:00 | \$54.46 | 00:00 | 0 | \$108.92 |
| JAMES CHADWICK, II | General Maintenance | 02:00 | \$47.52 | 00:00 | 0 | \$95.04 |
| GIACOMO GRANDINE | General Maintenance | 02:00 | \$56.01 | 00:00 | 0 | \$112.02 |
| DERRICK SCOTT | General Maintenance | 02:00 | \$45.82 | 00:00 | 0 | \$91.64 |
| ANTHONY ORLOWSKI | General Maintenance | 02:00 | \$23.78 | 00:00 | 0 | \$47.56 |
| ROBERT F SPERO | General Maintenance | 02:00 | \$15.00 | 00:00 | 0 | \$30.00 |
| Total Labor | | | | | | \$485.18 |

Tools/Vehicle

| Tool/Vehicle | Description | Rate per Hour | Hours | Line Cost |
|-----------------|--|---------------|-------|-----------|
| PU440 | PICK UP 2012 FORD F250 TAN (40 / 040) | \$79.00 | 02:00 | \$158.00 |
| TD628 | PICK-UP TRUCK 2008 FORD F-250 YW (64 / 064) | \$79.00 | 02:00 | \$158.00 |
| TD728 | POWER WAGON 2015 T-245 | \$105.00 | 02:00 | \$210.00 |
| TD738 | TRUCK DUMP 2016 DODGE RAM 3500 POWER WAGON (T-275) | \$105.00 | 02:00 | \$210.00 |
| TR213 | 2019 INTEG ITI TRAILER YW | \$105.00 | 02:00 | \$210.00 |
| Total Equipment | | | | \$946.00 |

Materials

| Material | Cost Per Unit | Units | Line Cost |
|--------------------|---------------|-------|-----------|
| Administrative Fee | \$750.00 | 1 | \$750.00 |
| Total Materials | | | \$750.00 |

Grand Total \$2181.18

Description of Work:

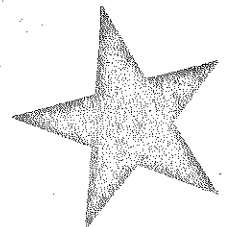
CLEAN UP 28 HIGH STREET FM

Signature: 

Name: PETER BROWN

Title: DIRECTOR OF HIGHWAY OPERATIONS

Date: Jul 16, 2021



WHEREAS, pursuant to Section 135-54(B) of the Code of the Town of Oyster Bay, the Department of Planning and Development, by memorandum dated August 12, 2021, authorized the Highway Department to clean up the premises located at 24 West John Street, Hicksville, New York 11801, also known as Section 11, Block 271, Lots 46, 48 and 73 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated January 10, 2022, pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, have requested that the cost of cleaning up the aforementioned premises on August 17, 2021, in the total amount of \$1,017.79, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated January 10, 2022, is approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of the County of Nassau, so that the amount of \$1,017.79 may be assessed by the Legislature of the County of Nassau against the parcel known as 24 West John Street, Hicksville, New York 11801, also known as Section 11, Block 271, Lots 46, 48 and 73 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

- # -

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

R. Healey

62

Town of Oyster Bay Inter-Departmental Memo

TO: MEMORANDUM DOCKET

FROM: Office of the Town Attorney

DATE: January 10, 2022


SUBJECT: Property Cleanup Assessment
24 West John Street, Hicksville, New York 11801
Section 11, Block 271, Lots 46, 48 and 73

The Department of Planning and Development, by memorandum dated August 12, 2021, directed the Highway Department to clean the premises located at 24 West John Street, Hicksville, New York 11801, also known as Section 11, Block 271, Lots 46, 48 and 73 on the Land and Tax Map of the County of Nassau. The Highway Department has, by memorandum dated August 19, 2021, advised that the property was cleaned by a crew from the Highway Department on August 17, 2021. The cost incurred by the Town of Oyster Bay was \$1,017.79.

Pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, which allows the Town to be reimbursed for the cost of the work performed, the Highway Department has requested that the cost of said work be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls.

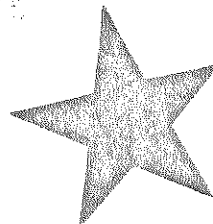
Kindly place this matter on the Town Board Action Calendar.

FRANK M. SCALERA
TOWN ATTORNEY


Ralph P. Healey
Special Counsel

RPH:aml
Attachments

amlS:\Attorney\Reso 2022\MD 24 W John St 1.10.2022.doc



2021-8331

TOWN OF OYSTER BAY

Inter-Departmental Memo

August 12, 2021

To: JOHN BISHOP: DEPUTY COMMISSIONER/HIGHWAY
From: MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU
Through: ELIZABETH L. MACCARONE: COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT
Subject: 24 West John Street, Hicksville, New York 11801
SBL: 11-271-73 46,48+73

Notice of Violation number 05013 was issued to the owner of the above-referenced premises on 08/02/21 for property non-maintenance, in violation of Chapter 182, Section 20 of the Town Code. More than five days have passed since the Notice was served and the condition still remains.

In accordance with the provisions of Chapter 182, Section 20, I am directing that:

- Cut vegetation on premises.

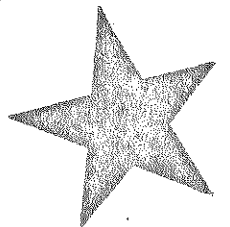
Pursuant to the provisions of Chapter 182, Section 20 of the Code, the Town is entitled to be reimbursed for the cost of the work performed by assessment against the owner. In addition, please notify us by fax, the date and time cleanup is completed. Please proceed accordingly.

ELIZABETH L. MACCARONE
COMMISSIONER


MICHAEL ESPOSITO
CODE ENFORCEMENT BUREAU

ME:ml

cc: Frank Scalera, Town Attorney





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

ELIZABETH L. MACCARONE
COMMISSIONER

TIMOTHY R. ZIKE
DEPUTY COMMISSIONER

JAMES McCAFFREY
DEPUTY COMMISSIONER

August 12, 2021

Tassadaq Butt
24 West John Street
Hicksville, NY 11801

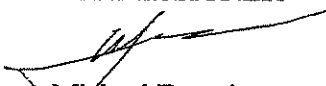
RE: PREMISES: 24 West John Street, Hicksville, NY 11801
SECTION 11 BLOCK 271 LOT 73

Dear Property Owner:

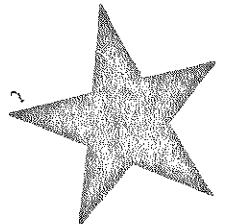
Inspections of the above-referenced property have revealed that the premises has not been maintained in accordance with the provisions of Chapter 182, Section 20 of the Code of the Town of Oyster Bay, based in part from the overgrown grass and weeds on the property.

Please be advised that N.O.V. Number 05013 (copy attached) has been served on 08/02/21. As of this date, the violation has not been rectified and the conditions at the premises continue to endanger the health, safety and welfare of the residents of the Town of Oyster Bay. Please be further advised that I have directed the Highway Department to perform the necessary maintenance, and to take all the necessary steps to recover from you the costs.

Very truly yours,
ELIZABETH L. MACCARONE
COMMISSIONER


Michael Esposito
Code Enforcement Bureau

ELM:ME:ml
Enclosure



THIS INDENTURE, made this 12th day of November, 2004

BETWEEN

Tassadeg Butt, 24 West John Street, Hicksville, New York 11801

party of the first part, and

Tassadeg Butt and Joanne Butt, his wife, residing at 24 West John Street, Hicksville, New York 11801

party of the second part.

WITNESSETH, that the party of the first part, in consideration of ten

dollars

paid by the party of the second part, does hereby grant and release unto the party of the second part, the heirs or successors and assigns of the party of the second part forever,

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the

TAX LOT 73:

All that certain plot, piece or parcel of land, situate, lying and being at Hicksville, Town of Oyster Bay, County of Nassau and State of New York, bounded and described as follows:

BEGINNING at a corner formed by the intersection of the northerly side of West John Street with the easterly side of Newbridge Road;

RUNNING THENCE along the easterly side of Newbridge Road the following two courses and distances:

North 47 degrees 41 minutes 30 seconds West 41.90 feet;

Along the arc of a curve bearing to the right having a radius of 4242.19 feet a distance along the arc of said curve of 68.75 feet;

THENCE North 78 degrees 00 minutes East, 35.93 feet;

THENCE South 12 degrees 00 minutes East, 100.00 feet to the southerly side of West John Street;

THENCE westerly along the northerly side of West John Street, South 78 degrees 00 minutes West 31.00 feet to the corner aforesaid the point or place of BEGINNING.

TAX LOT 46 & 48:

All that certain plot, piece or parcel of land with the buildings and improvements thereon erected, situate, lying and being at Hicksville, Town of Oyster Bay, County of Nassau and State of New York, bounded and described as follows:

BEGINNING at the corner formed by the intersection of the northerly side of West John Street with the westerly side of William Street;

RUNNING THENCE northerly along the westerly side of William Street a distance of 100 feet;

THENCE westerly parallel with West John Street a distance of 55 feet;

THENCE southerly parallel with the westerly side of William Street, 100 feet to the northerly side of West John Street;

THENCE easterly along the northerly side of West John Street 55 feet to the point or place of BEGINNING.

TOGETHER with all right, title and interest, if any, of the party of the first part in and to any streets and roads abutting the above described premises to the center lines thereof; TOGETHER with the appurtenances and all the estate and rights of the party of the first part in and to said premises; TO HAVE AND TO HOLD the premises herein granted unto the party of the second part, the heirs or successors and assigns of the party of the second part forever.

AND the party of the first part covenants that the party of the first part has not done or suffered anything whereby the said premises have been encumbered in any way whatever, except as aforesaid.

AND the party of the first part, in compliance with Section 13 of the Lien Law, covenants that the party of the first part will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the cost of the improvement and will apply the same first to the payment of the cost of the improvement before using any part of the total of the same for any other purpose. The word "party" shall be construed as if it read "parties" when ever the sense of this indenture so requires.

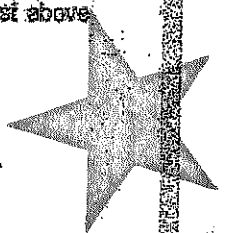
IN WITNESS WHEREOF, the party of the first part has duly executed this deed the day and year first above written.

IN PRESENCE OF:

Peter A. Prando

Tassadeg Butt

Tassadeg Butt



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

August 19, 2021

TO: ELIZABETH L. MACCARONE, COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT


FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

SUBJECT: 24 WEST JOHN STREET, HICKDVILLE
CLEAN-UP

Attached please see "Miscellaneous Highway Cleanup Costs" incurred by the Highway Department. These charges are for the services provided, to rectify the violation by the property owner of the address listed above.

In accordance with the rectification of this violation it is asked that this department be reimbursed in the total amount of \$1,017.79.

If you have any questions pertaining to the above subject, please feel free to contact John P. Bishop at 677-5804.

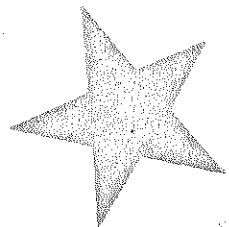


JOHN P. BISHOP
DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

JPB/kjb

Enc. T & M sheet

CLEAN - UP 24 WEST JOHN STREET, HICKSVILLE TO P & D 86322





MISCELLANEOUS HIGHWAY CLEANUP COSTS NOT COVERED UNDER ROAD RESTORATION

Location (11-271-73) 24 W JOHN ST HICKSVILLE 11801

Date Aug 17, 2021

Work Order # 86322

Labor Costs

| Employee's Name | | Regular Work Hours | Regular Rate | Overtime Hours | Overtime Rate | Line Cost |
|------------------|---------------------|--------------------|--------------|----------------|---------------|-----------|
| MICHAEL RICCARDO | General Maintenance | 00:45 | \$50.05 | 00:00 | 0 | \$37.54 |
| MICHAEL R MOLLOY | General Maintenance | 00:45 | \$15.00 | 00:00 | 0 | \$11.25 |
| MICHAEL LEVENSON | General Maintenance | 00:45 | \$15.00 | 00:00 | 0 | \$11.25 |
| Total Labor | | | | | | \$60.04 |

Tools/Vehicle

| Tool/Vehicle | Description | Rate per Hour | Hours | Line Cost |
|-----------------|--|---------------|-------|-----------|
| PU437 | PICK UP 2012 FORD F250 TAN (8 / 008) | \$79.00 | 00:45 | \$59.25 |
| TD635 | TRUCK DUMP 2008 FORD F350 YW (T275 / T-275) - Power Wagons | \$105.00 | 00:45 | \$78.75 |
| TD763 | TRUCK DUMP 2021 INTER 7400 YW 10 WHEELER | \$93.00 | 00:45 | \$69.75 |
| Total Equipment | | | | \$207.75 |


Materials

| Material | Cost Per Unit | Units | Line Cost |
|--------------------|---------------|-------|-----------|
| Administrative Fee | \$750.00 | 1 | \$750.00 |
| Total Materials | | | \$750.00 |

Grand Total \$1017.79

Description of Work:

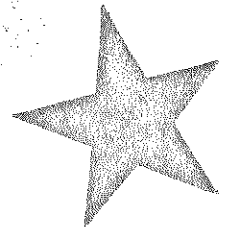
CLEAN UP 24 WEST JOHN STREET HV

Signature: 

Name: PETER BROWN

Title: DIRECTOR OF HIGHWAY OPERATIONS

Date: Aug 19, 2021



WHEREAS, pursuant to Section 135-54(B) of the Code of the Town of Oyster Bay, the Department of Planning and Development, by memorandum dated August 10, 2021, authorized the Highway Department to clean up the premises located at 9 North Pershing Avenue, Bethpage, New York 11714, also known as Section 46, Block 110, Lots 11 and 506 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated January 10, 2022, pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, have requested that the cost of cleaning up the aforementioned premises on August 17, 2021, in the total amount of \$928.53, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated January 10, 2022, is approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of the County of Nassau, so that the amount of \$928.53 may be assessed by the Legislature of the County of Nassau against the parcel known as 9 North Pershing Avenue, Bethpage, New York 11714, also known as Section 46, Block 110, Lots 11 and 506 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

- # -

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

R. Healey

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

TO: MEMORANDUM DOCKET

FROM: Office of the Town Attorney

DATE: January 10, 2022


SUBJECT: Property Cleanup Assessment
9 North Pershing Avenue, Bethpage, New York 11714
Section 46, Block 110, Lots 11 and 506

The Department of Planning and Development, by memorandum dated August 10, 2021, directed the Highway Department to clean the premises located at 9 North Pershing Avenue, Bethpage, New York 11714, also known as Section 46, Block 110, Lots 11 and 506 on the Land and Tax Map of the County of Nassau. The Highway Department has, by memorandum dated August 19, 2021, advised that the property was cleaned by a crew from the Highway Department on August 17, 2021. The cost incurred by the Town of Oyster Bay was \$928.53.

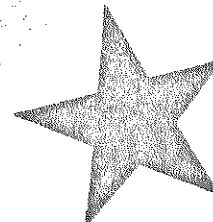
Pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, which allows the Town to be reimbursed for the cost of the work performed, the Highway Department has requested that the cost of said work be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls.

Kindly place this matter on the Town Board Action Calendar.

FRANK M. SCALERA
TOWN ATTORNEY


Ralph P. Healey
Special Counsel

RPH:aml
Attachments



2021-8330

TOWN OF OYSTER BAY

Inter-Departmental Memo

August 10, 2021

To: JOHN BISHOP: DEPUTY COMMISSIONER/HIGHWAY
From: MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU
Through: ELIZABETH L. MACCARONE: COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT
Subject: 9 North Pershing Avenue, Bethpage, New York 11714
SBL: 46-110-11 - 506

Notice of Violation number 04813 was issued to the owner of the above-referenced premises on 07/19/21 for property non-maintenance, in violation of Chapter 135, Section 52 of the Town Code. More than five days have passed since the Notice was served and the condition still remains.

In accordance with the provisions of Chapter 135, Section 54, I am directing that:

- **Cut and trim lawn and vegetation.**

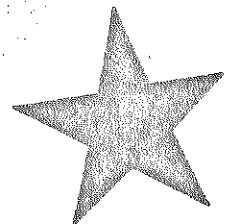
Pursuant to the provisions of Chapter 135, Section 54(C) of the Code, the Town is entitled to be reimbursed for the cost of the work performed by assessment against the owner. In addition, please notify us by fax, the date and time cleanup is completed. Please proceed accordingly.

ELIZABETH L. MACCARONE
COMMISSIONER


MICHAEL ESPOSITO
CODE ENFORCEMENT BUREAU

ME:ml
cc: Frank Scalera, Town Attorney

No Deed
Very old





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

ELIZABETH L. MACCARONE
COMMISSIONER

TIMOTHY R. ZIKE
DEPUTY COMMISSIONER

JAMES McCAFFREY
DEPUTY COMMISSIONER

August 10, 2021

Christopher Roach
9 North Pershing Avenue
Bethpage, New York 11714


RE: PREMISES: 9 N. Pershing Ave., Bethpage, NY 11714
SECTION 46 BLOCK 110 LOT 11

Dear Property Owner:

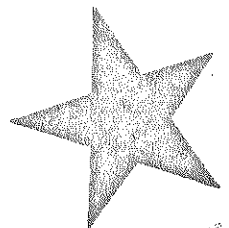
Inspections of the above-referenced property have revealed that the premises has not been maintained in accordance with the provisions of Chapter 135, Section 52 of the Code of the Town of Oyster Bay, based in part from the overgrown grass and weeds on the property.

Please be advised that N.O.V. number 04813 (copy attached) has been served on 07/19/21. As of this date, the violation has not been rectified and the conditions at the premises continue to endanger the health, safety and welfare of the residents of the Town of Oyster Bay. Please be further advised that I have directed the Highway Department to perform the necessary maintenance, and to take all the necessary steps to recover from you the costs.

Very truly yours,
ELIZABETH L. MACCARONE
COMMISSIONER


Michael Esposito
Code Enforcement Bureau


BLM:ME:ml
Enclosure



AL

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

August 19, 2021

TO: ELIZABETH L. MACCARONE, COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT

FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

SUBJECT: 9 PERSHING AVENUE, BETHPAGE
CLEAN-UP

Attached please see "Miscellaneous Highway Cleanup Costs" incurred by the Highway Department. These charges are for the services provided, to rectify the violation by the property owner of the address listed above.

In accordance with the rectification of this violation it is asked that this department be reimbursed in the total amount of \$928.53.

If you have any questions pertaining to the above subject, please feel free to contact John P. Bishop at 677-5804.



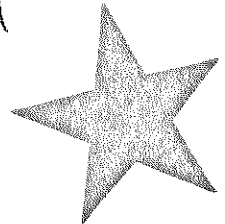
JOHN P. BISHOP
DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

JPB/kjb

Enc. T & M sheet

No Deed
Very old

CLEAN - UP 9 PERSHING AVENUE, BETHPAGE TO P & D 86260





MISCELLANEOUS HIGHWAY CLEANUP COSTS NOT COVERED UNDER ROAD RESTORATION

Location (46-110-11) 9 PERSHING AVE BETHPAGE 11714

Date Aug 17, 2021

Work Order # 86250

Labor Costs

| Employee's Name | | Regular Work Hours | Regular Rate | Overtime Hours | Overtime Rate | Line Cost |
|------------------|---------------------|--------------------|--------------|----------------|---------------|-----------|
| MICHAEL RICCARDO | General Maintenance | 00:30 | \$50.05 | 00:00 | 0 | \$25.03 |
| MICHAEL R MOLLOY | General Maintenance | 00:30 | \$15.00 | 00:00 | 0 | \$7.50 |
| MICHAEL LEVENSON | General Maintenance | 00:30 | \$15.00 | 00:00 | 0 | \$7.50 |
| Total Labor | | | | | | \$40.03 |

Tools/Vehicle

| Tool/Vehicle | Description | Rate per Hour | Hours | Line Cost |
|-----------------|--|---------------|-------|-----------|
| PU437 | PICK UP 2012 FORD F250 TAN (8 / 008) | \$79.00 | 00:30 | \$39.50 |
| TD635 | TRUCK DUMP 2008 FORD F350 YW (T275 / T-275) - Power Wagons | \$105.00 | 00:30 | \$52.50 |
| TD763 | TRUCK DUMP 2021 INTER 7400 YW 10 WHEELER | \$93.00 | 00:30 | \$46.50 |
| Total Equipment | | | | \$138.50 |


Materials

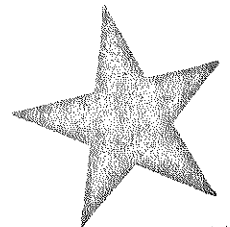
| Material | Cost Per Unit | Units | Line Cost |
|--------------------|---------------|-------|-----------|
| Administrative Fee | \$750.00 | 1 | \$750.00 |
| Total Materials | | | \$750.00 |

Grand Total \$928.53

Description of Work:

CLEAN UP 9 NORTH PERSHING AVENUE BP

Signature: 
Name: PETER BROWN
Title: DIRECTOR OF HIGHWAY OPERATIONS
Date: Aug 19, 2021



WHEREAS, pursuant to Section 135-54(B) of the Code of the Town of Oyster Bay, the Department of Planning and Development, by memorandum dated August 4, 2021, authorized the Highway Department to clean up the premises located at 32 Juneau Boulevard, Woodbury, New York 11797, also known as Section 13, Block 82, Lot 2 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated January 10, 2022, pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, have requested that the cost of cleaning up the aforementioned premises on July 19, 2021, in the total amount of \$3,019.32, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated January 10, 2022, is approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of the County of Nassau, so that the amount of \$3,019.32 may be assessed by the Legislature of the County of Nassau against the parcel known as 32 Juneau Boulevard, Woodbury, New York 11797, also known as Section 13, Block 82, Lot 2 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

- # -

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
R. Healey

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

TO: MEMORANDUM DOCKET

FROM: Office of the Town Attorney

DATE: January 10, 2022


SUBJECT: Property Cleanup Assessment
32 Juneau Boulevard, Woodbury, New York 11797
Section 13, Block 82, Lot 2

The Department of Planning and Development, by memorandum dated August 4, 2021, directed the Highway Department to clean the premises located at 32 Juneau Boulevard, Woodbury, New York 11797, also known as Section 13, Block 82, Lot 2 on the Land and Tax Map of the County of Nassau. The Highway Department has, by memorandum dated July 27, 2021, advised that the property was cleaned by a crew from the Highway Department on July 19, 2021. The cost incurred by the Town of Oyster Bay was \$3,019.32.

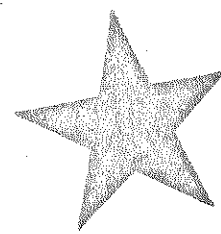
Pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, which allows the Town to be reimbursed for the cost of the work performed, the Highway Department has requested that the cost of said work be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls.

Kindly place this matter on the Town Board Action Calendar.

FRANK M. SCALERA
TOWN ATTORNEY


Ralph P. Healey
Special Counsel

RPH:aml
Attachments



2021-8329

TOWN OF OYSTER BAY

Inter-Departmental Memo

August 4, 2021

To: JOHN BISHOP: DEPUTY COMMISSIONER/HIGHWAY
From: MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU
Through: ELIZABETH L. MACCARONE: COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT
Subject: 32 Juneau Blvd., Woodbury, New York 11797
SBL: 13-82-2

Notice of Violation number 05029 was issued to the owner of the above-referenced premises on 07/27/21 for property non-maintenance, in violation of Chapter 135, Section 52 of the Town Code. More than five days have passed since the Notice was served and the condition still remains.

In accordance with the provisions of Chapter 135, Section 54, I am directing that:

- Cut vegetation on premises.

Pursuant to the provisions of Chapter 135, Section 54(C) of the Code, the Town is entitled to be reimbursed for the cost of the work performed by assessment against the owner. In addition, please notify us by fax, the date and time cleanup is completed. Please proceed accordingly.

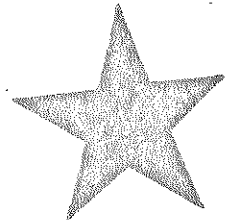
ELIZABETH L. MACCARONE
COMMISSIONER
BY:



MICHAEL ESPOSITO
CODE ENFORCEMENT BUREAU

ME:ml

cc: Frank Scalera, Town Attorney





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

ELIZABETH L. MACCARONE
COMMISSIONER

TIMOTHY R. ZIKE
DEPUTY COMMISSIONER

JAMES McCAFFREY
DEPUTY COMMISSIONER

August 4, 2021

East Hills Property Management LLC
107-29 Liberty Avenue
Ozone Park, New York 11417

RE: PREMISES: 32 Juneau Blvd., Woodbury, NY 11797
SECTION 13 BLOCK 82 LOT 2

Dear Property Owner:

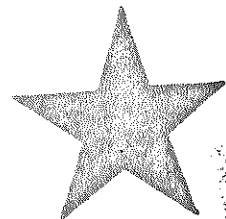
Inspections of the above-referenced property have revealed that the premises has not been maintained in accordance with the provisions of Chapter 135, Section 52 of the Code of the Town of Oyster Bay, based in part from the overgrown grass and weeds on the property.

Please be advised that N.O.V. Number 05029 (copy attached) has been served on 07/27/21. As of this date, the violation has not been rectified and the conditions at the premises continue to endanger the health, safety and welfare of the residents of the Town of Oyster Bay. Please be further advised that I have directed the Highway Department to perform the necessary maintenance, and to take all the necessary steps to recover from you the costs.

Very truly yours,
ELIZABETH L. MACCARONE
COMMISSIONER

Michael Esposito
Code Enforcement Bureau

①
ELM:ME:ml
Enclosure



THIS INDENTURE, made the 24th day of March, in the year 2021

BETWEEN 32 JUNEAU BLVD. LLC, 746 Hempstead Turnpike, Franklin Square, New York 11010,

party of the first part, and EAST HILLS PROPERTY MANAGEMENT LLC, 107-29 Liberty Avenue, Ozone Park, New York 11417,

party of the second part,

WITNESSETH, that the party of the first part, in consideration of

Ten (\$10.00) and No/100 dollars

paid by the party of the second part, does hereby grant and release unto the party of the second part, the heirs or successors and assigns of the party of the second part forever,

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the Woodbury, Town of Oyster Bay, County of Nassau and State of New York, known and designated as and by Lot No. 2 in Block No. 82 on a certain map entitled "Map of Woodbury Heights, Section No. 2, situated at Woodbury, Town of Oyster Bay, Nassau County, NY, owned by: The Gates of Woodbury, Inc., 250 Old Country Road, Garden City, LI, NY." Surveyed by Tess and Steinhilber, Surveyors, 125 Church Street, Malverne, NY, and Route 111, Hauppauge, NY, January 4, 1960, and filed in the Office of the Clerk of the County of Nassau June 29, 1960 as Map No 7315.

BEING AND INTENDED to be the Premises conveyed to the party of the first part by instrument dated September 7, 2018 and recorded in the Nassau County Clerk's Office in Liber 13716 Page 19 on October 4, 2018.

TOGETHER with all right, title and interest, if any, of the party of the first part in and to any streets and roads abutting the above described premises to the center lines thereof; TOGETHER with the appurtenances and all the estate and rights of the party of the first part in and to said premises; TO HAVE AND TO HOLD the premises herein granted unto the party of the second part, the heirs or successors and assigns of the party of the second part forever.

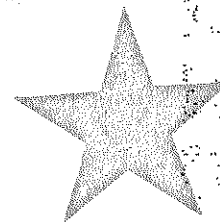
AND the party of the first part covenants that the party of the first part has not done or suffered anything whereby the said premises have been encumbered in any way whatever, except as aforesaid.

AND the party of the first part, in compliance with Section 13 of the Lien Law, covenants that the party of the first part will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the cost of the improvement and will apply the same first to the payment of the cost of the improvement before using any part of the total of the same for any other purpose. The word "party" shall be construed as if it read "parties" whenever the sense of this indenture so requires.

IN WITNESS WHEREOF, the party of the first part has duly executed this deed the day and year first above written.

IN PRESENCE OF:

32 JUNEAU BLVD LLC, by Angelo Piroal, Member.



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

July 27, 2021

TO: ELIZABETH L. MACCARONE, COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT

FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

SUBJECT: 32 JUNEAU BLVD. , WOODBURY
CLEAN-UP

Attached please see "Miscellaneous Highway Cleanup Costs" incurred by the Highway Department. These charges are for the services provided, to rectify the violation by the property owner of the address listed above.

In accordance with the rectification of this violation it is asked that this department be reimbursed in the total amount of \$3,019.32.

If you have any questions pertaining to the above subject, please feel free to contact John P. Bishop at 677-5804.

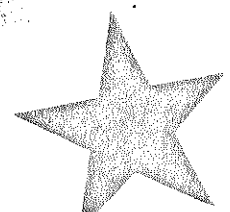


JOHN P. BISHOP
DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

JPB/kjb

Enc. T & M sheet

CLEAN - UP 32 JUNEAU BLVD., WOODBURY ROAD TO P & D 85194





MISCELLANEOUS HIGHWAY CLEANUP COSTS NOT COVERED UNDER ROAD RESTORATION

Location (13-82-2) 32 JUNEAU BLVD WOODBURY 11797

Date Jul 19, 2021

Work Order # 85194

Labor Costs

| Employee's Name | | Regular Work Hours | Regular Rate | Overtime Hours | Overtime Rate | Line Cost |
|---------------------|---------------------|--------------------|--------------|----------------|---------------|-----------|
| GARY LEWIS, II | General Maintenance | 02:00 | \$35.83 | 00:00 | 0 | \$71.66 |
| VINCENT PADAVANO | General Maintenance | 02:00 | \$52.67 | 00:00 | 0 | \$105.34 |
| TIMOTHY CHEBUSKE | General Maintenance | 02:00 | \$44.48 | 00:00 | 0 | \$88.96 |
| BRIAN DIEMICKE | General Maintenance | 02:00 | \$25.58 | 00:00 | 0 | \$51.16 |
| SEAN MCLAUGHLIN | General Maintenance | 02:00 | \$26.91 | 00:00 | 0 | \$53.82 |
| JOHN SANDIFORD | General Maintenance | 02:00 | \$31.12 | 00:00 | 0 | \$62.24 |
| DAVID G AGOSTINELLO | General Maintenance | 02:00 | \$20.00 | 00:00 | 0 | \$40.00 |
| MICHAEL HERRON | General Maintenance | 02:00 | \$21.80 | 00:00 | 0 | \$43.60 |
| JOSEPH MASTA | General Maintenance | 02:00 | \$15.00 | 00:00 | 0 | \$30.00 |
| JESSE VITERI | General Maintenance | 02:00 | \$20.27 | 00:00 | 0 | \$40.54 |

Total Labor \$587.32

Tools/Vehicle

| Tool/Vehicle | Description | Rate per Hour | Hours | Line Cost |
|--------------|--|---------------|-------|-----------|
| TD631 | TRUCK DUMP 2008 FORD F-350 YW (T-105) - Power Wagons | \$105.00 | 02:00 | \$210.00 |
| TD635 | TRUCK DUMP 2008 FORD F350 YW (T275 / T-275) - Power Wagons | \$105.00 | 02:00 | \$210.00 |
| TD653 | PICK-UP TRUCK 2009 FORD F-250 YW (61 / 061) | \$79.00 | 02:00 | \$158.00 |
| TD667 | PICK-UP TRUCK 2009 FORD F-250 YW (22 / 022) | \$79.00 | 02:00 | \$158.00 |
| TD736 | TRUCK DUMP 2016 DODGE RAM 3500 - POWER WAGON (T105) | \$105.00 | 02:00 | \$210.00 |
| TO108 | Tractor 2011 New Holland T4020 BL (LT-12) | \$158.00 | 02:00 | \$316.00 |
| TR203 | TRAILER 2015 FELLINGS BL | \$105.00 | 02:00 | \$210.00 |
| TR212 | 2019 TRAILER YW | \$105.00 | 02:00 | \$210.00 |

Total Equipment \$1682.00

Materials

| Material | Cost Per Unit | Units | Line Cost |
|--------------------|---------------|-------|-----------|
| Administrative Fee | \$750.00 | 1 | \$750.00 |

Total Materials \$750.00

Grand Total \$3019.32

Description of Work:

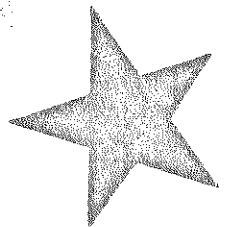
CLEAN UP 32 JUNEAU BLVD. WOODBURY

Signature: _____

Name: PETER BROWN

Title: DIRECTOR OF HIGHWAY OPERATIONS

Date: Jul 23, 2021



WHEREAS, pursuant to Section 182-22(B) of the Code of the Town of Oyster Bay, the Department of Planning and Development, by memorandum dated June 30, 2021, authorized the Highway Department to clean up the premises located at Old Country Road, SW Corner East Avenue, Hicksville, New York 11801, also known as Section 45, Block 55, Lot 254, on the Land and Tax Map of the County of Nassau; and

WHEREAS, Frank Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated January 10, 2022, pursuant to Section 182-22(C) of the Code of the Town of Oyster Bay, have requested that the cost of cleaning up the aforementioned premises on July 19, 2021, in the total amount of \$3,019.32, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Frank Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated January 10, 2022, is approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of the County of Nassau, so that the amount of \$3,019.32 may be assessed by the Legislature of the County of Nassau against the parcel known as Old Country Road, SW Corner East Avenue, Hicksville, New York 11801, also known as Section 45, Block 55, Lot 254 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

-#-

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 |

1/10/22
Reviewed By
Office of Town Attorney
R. Healey by JRS

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

TO: MEMORANDUM DOCKET

FROM: Office of the Town Attorney

DATE: January 10, 2022

SUBJECT: Property Cleanup Assessment
Old Country Road, SW Corner East Avenue, Hicksville, New York 11801
Section 45, Block 55, Lot 254

The Department of Planning and Development by memorandum dated June 30, 2021, directed the Highway Department to clean the premises located at Old Country Road, SW Corner East Avenue, Hicksville, New York 11801, also known as Section 45, Block 55, Lot 254 on the Land and Tax Map of the County of Nassau. The Highway Department has, by memorandum dated July 27, 2021, advised that the property was cleaned by a crew from the Highway Department on July 19, 2021. The cost incurred by the Town of Oyster Bay was \$3,019.32.

Pursuant to Section 182-22(C) of the Code of the Town of Oyster Bay, which allows the Town to be reimbursed for the cost of the work performed, the Highway Department has requested that the cost of said work be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls.

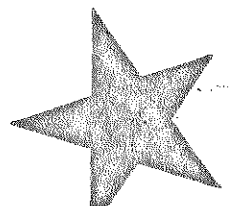
Kindly place this matter on the Town Board Action Calendar.

FRANK M. SCALERA
TOWN ATTORNEY

R. Healey
Ralph P. Healey
Special Counsel

RPH:aml
Attachment

S:\Cleanup MD & Reso\MD Old Country Rd Comm 1.10.2022.doc



2021-8328

TOWN OF OYSTER BAY

Inter-Departmental Memo

June 30, 2021

To: JOHN BISHOP: DEPUTY COMMISSIONER/HIGHWAY
From: MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU
Through: ELIZABETH L. MACCARONE: COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT
Subject: 295 Old Country Road, Hicksville, New York 11801
SBL: 45-55-254

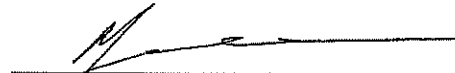
Notice of Violation number 04828 was issued to the owner of the above-referenced premises on 06/18/21 for property non-maintenance, in violation of Chapter 135, Section 52 of the Town Code. More than five days have passed since the Notice was served and the condition still remains.

In accordance with the provisions of Chapter 135, Section 54, I am directing that:

- Cut all vegetation on premises.

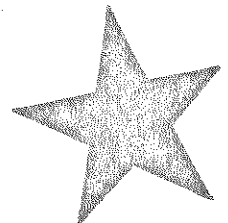
Pursuant to the provisions of Chapter 135, Section 54(C) of the Code, the Town is entitled to be reimbursed for the cost of the work performed by assessment against the owner. In addition, please notify us by fax, the date and time cleanup is completed. Please proceed accordingly.

ELIZABETH L. MACCARONE
COMMISSIONER
BY:


MICHAEL ESPOSITO
CODE ENFORCEMENT BUREAU

ME:ml

cc: Frank Scalera, Town Attorney





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

ELIZABETH L. MACCARONE
COMMISSIONER

TIMOTHY R. ZIKE
DEPUTY COMMISSIONER

JAMES McCaffrey
DEPUTY COMMISSIONER

June 30, 2021

295 Old Country Road Assoc.
89 Peninsula Boulevard
Hempstead, New York 11550

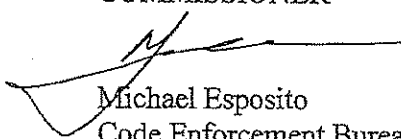
RE: PREMISES: 295 Old Country Road, Hicksville, NY 11801
SECTION 45 BLOCK 55 LOT 254

Dear Property Owner:

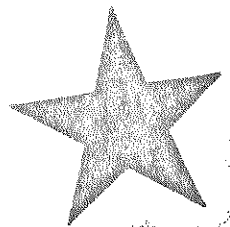
Inspections of the above-referenced property have revealed that the premises has not been maintained in accordance with the provisions of Chapter 135, Section 52 of the Code of the Town of Oyster Bay, based in part from the overgrown grass and weeds on the property.

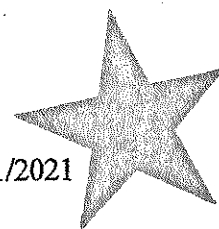
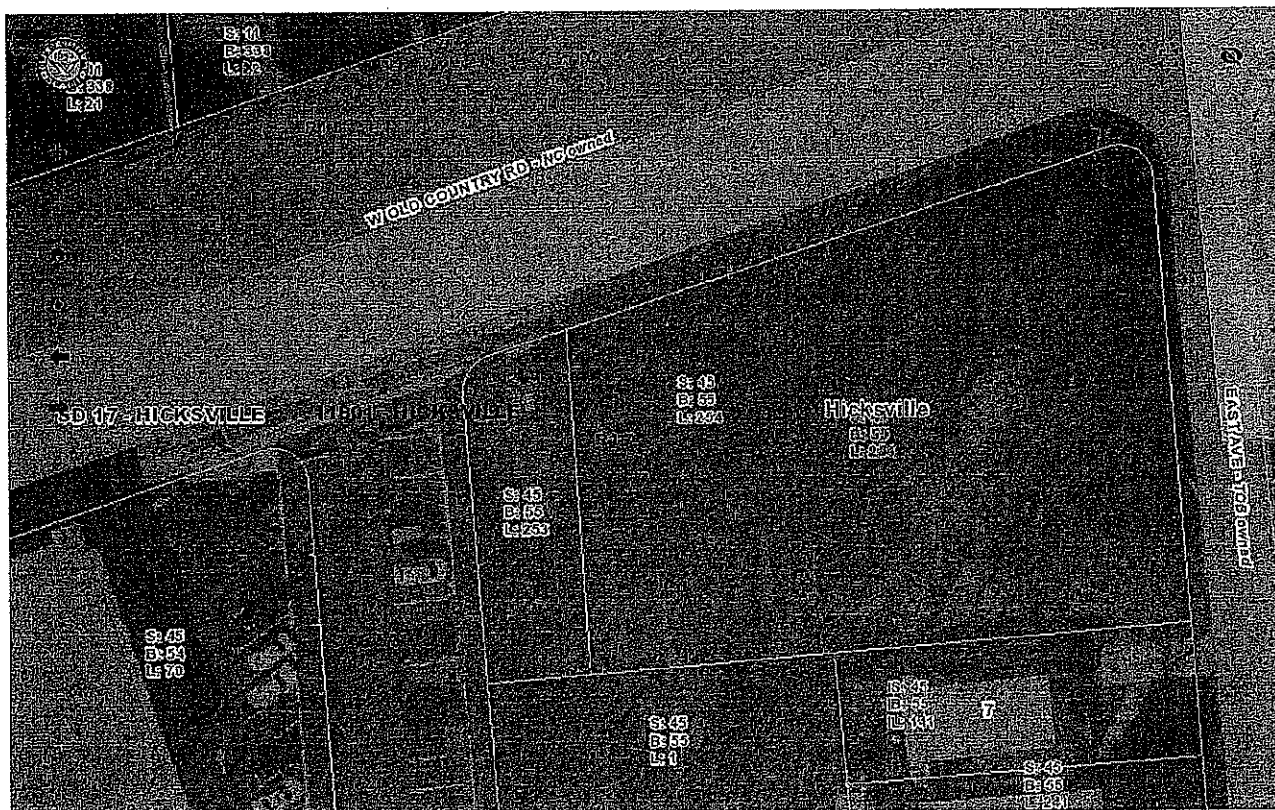
Please be advised that N.O.V. Number 04828 (copy attached) has been served on 06/18/21. As of this date, the violation has not been rectified and the conditions at the premises continue to endanger the health, safety and welfare of the residents of the Town of Oyster Bay. Please be further advised that I have directed the Highway Department to perform the necessary maintenance, and to take all the necessary steps to recover from you the costs.

Very truly yours,
ELIZABETH L. MACCARONE
COMMISSIONER


Michael Esposito
Code Enforcement Bureau


ELM:ME:ml
Enclosure





AL

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

July 27, 2021

TO: ELIZABETH L. MACCARONE, COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT

FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

**SUBJECT: OLD COUNTRY ROAD, HICKSVILLE
CLEAN-UP**

Attached please see "Miscellaneous Highway Cleanup Costs" incurred by the Highway Department. These charges are for the services provided, to rectify the violation by the property owner of the address listed above.

In accordance with the rectification of this violation it is asked that this department be reimbursed in the total amount of \$3,019.32.

If you have any questions pertaining to the above subject, please feel free to contact John P. Bishop at 677-5804.

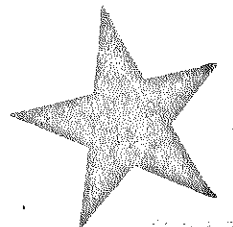


**JOHN P. BISHOP
DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT**

JPB/kjb

Enc. T & M sheet

CLEAN - UP OLD COUNTRY ROAD, HICKSVILLE TO P & D





MISCELLANEOUS HIGHWAY CLEANUP COSTS NOT COVERED UNDER ROAD RESTORATION

Location (45-55-254) OLD COUNTRY RD HICKSVILLE 11801

Date Jul 19, 2021

Work Order # 85038

Labor Costs

| Employee's Name | | Regular Work Hours | Regular Rate | Overtime Hours | Overtime Rate | Line Cost |
|---------------------|---------------------|--------------------|--------------|----------------|---------------|-----------|
| GARY LEWIS, II | General Maintenance | 02:00 | \$35.83 | 00:00 | 0 | \$71.66 |
| VINCENT PADAVANO | General Maintenance | 02:00 | \$52.67 | 00:00 | 0 | \$105.34 |
| TIMOTHY CHEBUSKE | General Maintenance | 02:00 | \$44.48 | 00:00 | 0 | \$88.96 |
| BRIAN DIEMICKE | General Maintenance | 02:00 | \$25.58 | 00:00 | 0 | \$51.16 |
| SEAN MCLAUGHLIN | General Maintenance | 02:00 | \$26.91 | 00:00 | 0 | \$53.82 |
| JOHN SANDIFORD | General Maintenance | 02:00 | \$31.12 | 00:00 | 0 | \$62.24 |
| DAVID G AGOSTINELLO | General Maintenance | 02:00 | \$20.00 | 00:00 | 0 | \$40.00 |
| MICHAEL HERRON | General Maintenance | 02:00 | \$21.80 | 00:00 | 0 | \$43.60 |
| JOSEPH MASTA | General Maintenance | 02:00 | \$15.00 | 00:00 | 0 | \$30.00 |
| JESSE VITERI | General Maintenance | 02:00 | \$20.27 | 00:00 | 0 | \$40.54 |

Total Labor \$587.32

Tools/Vehicle

| Tool/Vehicle | Description | Rate per Hour | Hours | Line Cost |
|--------------|--|---------------|-------|-----------|
| TD631 | TRUCK DUMP 2008 FORD F-350 YW (T-105) - Power Wagons | \$105.00 | 02:00 | \$210.00 |
| TD635 | TRUCK DUMP 2008 FORD F350 YW (T275 / T-275) - Power Wagons | \$105.00 | 02:00 | \$210.00 |
| TD653 | PICK-UP TRUCK 2009 FORD F-250 YW (61 / 061) | \$79.00 | 02:00 | \$158.00 |
| TD667 | PICK-UP TRUCK 2009 FORD F-250 YW (22 / 022) | \$79.00 | 02:00 | \$158.00 |
| TD736 | TRUCK DUMP 2016 DODGE RAM 3500 - POWER WAGON (T105) | \$105.00 | 02:00 | \$210.00 |
| TO108 | Tractor 2011 New Holland T4020 BL (LT-12) | \$158.00 | 02:00 | \$316.00 |
| TR203 | TRAILER 2015 FELLINGS BL | \$105.00 | 02:00 | \$210.00 |
| TR212 | 2019 TRAILER YW | \$105.00 | 02:00 | \$210.00 |

Total Equipment \$1682.00

Materials

| Material | Cost Per Unit | Units | Line Cost |
|--------------------|---------------|-------|-----------|
| Administrative Fee | \$750.00 | 1 | \$750.00 |

Total Materials \$750.00

Grand Total \$3019.32

Description of Work:

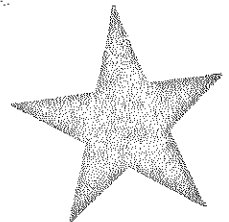
CLEAN UP 295 OLD COUNTRY ROAD HV

Signature: 

Name: PETER BROWN

Title: DIRECTOR OF HIGHWAY OPERATIONS

Date: Jul 23, 2021



WHEREAS, pursuant to Section 135-54(B) of the Code of the Town of Oyster Bay, the Department of Planning and Development, by memorandum dated May 18, 2021, authorized the Highway Department to clean up the premises located at 346 Woodbury Road, Hicksville, New York 11801, also known as Section 12, Block 105, Lot 5 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated January 10, 2022, pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, have requested that the cost of cleaning up the aforementioned premises on May 20, 2021, in the total amount of \$1,004.47, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated January 10, 2022, is approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of the County of Nassau, so that the amount of \$1,004.47 may be assessed by the Legislature of the County of Nassau against the parcel known as 346 Woodbury Road, Hicksville, New York 11801, also known as Section 12, Block 105, Lot 5 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

- # -

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
R. Healey

Town of Oyster Bay Inter-Departmental Memo

TO: MEMORANDUM DOCKET

FROM: Office of the Town Attorney

DATE: January 10, 2022


SUBJECT: Property Cleanup Assessment
346 Woodbury Road, Hicksville, New York 11801
Section 12, Block 105, Lot 5

The Department of Planning and Development, by memorandum dated May 18, 2021, directed the Highway Department to clean the premises located at 346 Woodbury Road, Hicksville, New York 11801, also known as Section 12, Block 105, Lot 5 on the Land and Tax Map of the County of Nassau. The Highway Department has, by memorandum dated May 25, 2021, advised that the property was cleaned by a crew from the Highway Department on May 20, 2021. The cost incurred by the Town of Oyster Bay was \$1,004.47.

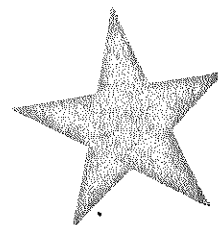
Pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, which allows the Town to be reimbursed for the cost of the work performed, the Highway Department has requested that the cost of said work be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls.

Kindly place this matter on the Town Board Action Calendar.

FRANK M. SCALERA
TOWN ATTORNEY


Ralph P. Healey
Special Counsel

RPH:aml
Attachments



2021-8206

TOWN OF OYSTER BAY

Inter-Departmental Memo

May 18, 2021

To: JOHN BISHOP: DEPUTY COMMISSIONER/HIGHWAY
From: MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU
Through: ELIZABETH L. MACCARONE: COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT
Subject: 346 Woodbury Road, Hicksville, New York 11801
SBL: 12-105-5

Notice of Violation number 04349 was issued to the owner of the above-referenced premises on 05/10/21 for property non-maintenance, in violation of Chapter 135, Section 52 of the Town Code. More than five days have passed since the Notice was served and the condition still remains.

In accordance with the provisions of Chapter 135, Section 54, I am directing that:

- **Cut and trim lawn and vegetation.**

Pursuant to the provisions of Chapter 135, Section 54(C) of the Code, the Town is entitled to be reimbursed for the cost of the work performed by assessment against the owner. In addition, please notify us by fax, the date and time cleanup is completed. Please proceed accordingly.

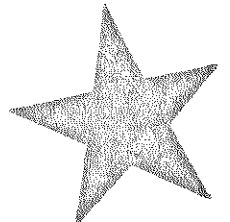
ELIZABETH L. MACCARONE
COMMISSIONER
BY:



MICHAEL ESPOSITO
CODE ENFORCEMENT BUREAU


ME:tc

cc: Frank Scalera, Town Attorney





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

ELIZABETH L. MACCARONE
COMMISSIONER

TIMOTHY R. ZIKE
DEPUTY COMMISSIONER

JAMES McCaffrey
DEPUTY COMMISSIONER

May 18, 2021

Prashant Patel
6310 Wetherole Street
Rego Park, New York 11374

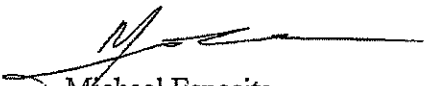
RE: PREMISES: 346 Woodbury Road, Hicksville, NY 11801
SECTION 12 BLOCK 105 LOT 5

Dear Property Owner:

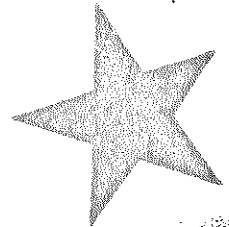
Inspections of the above-referenced property have revealed that the premises has not been maintained in accordance with the provisions of Chapter 135, Section 52 of the Code of the Town of Oyster Bay, based in part from the overgrown grass and weeds on the property.

Please be advised that N.O.V. number 04349 (copy attached) has been served on 05/10/21. As of this date, the violation has not been rectified and the conditions at the premises continue to endanger the health, safety and welfare of the residents of the Town of Oyster Bay. Please be further advised that I have directed the Highway Department to perform the necessary maintenance, and to take all the necessary steps to recover from you the costs.

Very truly yours,
ELIZABETH L. MACCARONE
COMMISSIONER


Michael Esposito
Code Enforcement Bureau

ELM:ME:tc
Enclosure



12
105
5

THIS DEED

Made this 13th day of October, 2017

BETWEEN Kenneth Robinson Esq., Referee, having offices at 35 Roosevelt Avenue, Syosset, NY 11791, duly appointed in the action hereinafter mentioned, Grantor

AND

Prashant Patel having an address at 6310 Wetherole Street, Rego Park, NY 11374, Grantee

WITNESSETH that the Grantor, the Referee appointed in an action between

MTGLQ INVESTORS, L.P.,

Plaintiff,

and

ANGELO RECCHIA; JEANNETTE RECCHIA; CACH LLC; BURT MILLWORK CORPORATION;
CITIBANK, N.A.; DISCOVER BANK; VALERIE RECCHIA

Defendants,

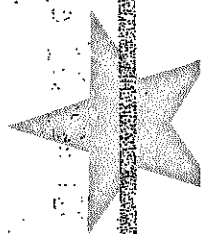
foreclosing a mortgage recorded on May 7, 2004 in the offices of the County Clerk/City Register of the County of NASSAU in Liber 26697 of Mortgages at page 474, in pursuance of a Judgment entered at June 16, 2017 of the Supreme Court of the State of New York held in and for the County of Nassau on June 16, 2017 and in consideration of Four Hundred Seventy-Five Thousand And 00/100 (\$475,000.00) Dollars paid by the Grantee, being the highest sum bid at the sale under said Judgment does hereby grant and convey unto the Grantee, all the right, title and interest of the defendants ANGELO RECCHIA; JEANNETTE RECCHIA; CACH LLC; BURT MILLWORK CORPORATION; CITIBANK, N.A.; DISCOVER BANK; VALERIE RECCHIA; in and to 346 Woodbury Road, Hicksville, NY as more particularly described in the attached Schedule "A".

TO HAVE AND TO HOLD the premises herein granted unto the Grantee its successors and assigns forever.

Whenever the text hereof requires, the singular number as used herein shall include the plural and all genders.

IN WITNESS WHEREOF, the Grantor has hereunto set his hand and seal, the date first above written.


Kenneth Robinson, Esq.
Referee



AL

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

May 25, 2021

TO: ELIZABETH L. MACCARONE, COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT


FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

SUBJECT: 346 WOODBURY ROAD, HICKSVILLE
CLEAN-UP

Attached please see "Miscellaneous Highway Cleanup Costs" incurred by the Highway Department. These charges are for the services provided, to rectify the violation by the property owner of the address listed above.

In accordance with the rectification of this violation it is asked that this department be reimbursed in the total amount of \$1,754.47.

If you have any questions pertaining to the above subject, please feel free to contact John P. Bishop at 677-5804.

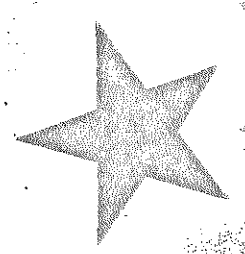


JOHN P. BISHOP
DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

JPB/kjb

Enc. T & M sheet

CLEAN - UP 346 WOODBURY ROAD, HICKSVILLE TO P & D





MISCELLANEOUS HIGHWAY CLEANUP COSTS NOT COVERED UNDER ROAD RESTORATION

Location (12-105-5) 346 WOODBURY RD HICKSVILLE 11801

Date May 20, 2021

Work Order # 83400

Labor Costs

| Employee's Name | | Regular Work Hours | Regular Rate | Overtime Hours | Overtime Rate | Line Cost |
|------------------|---------------------|--------------------|--------------|----------------|---------------|-----------|
| THOMAS KRAEMER | General Maintenance | 01:30 | \$51.02 | 00:00 | 0 | \$76.53 |
| GARY LEWIS, II | General Maintenance | 01:30 | \$35.83 | 00:00 | 0 | \$53.75 |
| VINCENT PADAVANO | General Maintenance | 01:30 | \$52.67 | 00:00 | 0 | \$79.01 |
| JOHN SANDIFORD | General Maintenance | 01:30 | \$31.12 | 00:00 | 0 | \$46.68 |
| Total Labor | | | | | | \$255.97 |

Tools/Vehicle

| Tool/Vehicle | Description | Rate per Hour | Hours | Line Cost |
|-----------------|---|---------------|-------|-----------|
| PU459 | PICK UP TRUCK 2020 FORD F350 YW | \$79.00 | 01:30 | \$118.50 |
| TD631 | TRUCK DUMP 2008 FORD F-350 YW (T-105) - Power Wagons | \$105.00 | 01:30 | \$157.50 |
| TD704 | TRUCK DUMP 2011 FORD F350 YELLO (T145 / T-145) - Power Wagons | \$105.00 | 01:30 | \$157.50 |
| TD736 | TRUCK DUMP 2016 DODGE RAM 3500 - POWER WAGON (T105) | \$105.00 | 01:30 | \$157.50 |
| TR203 | TRAILER 2015 FELLINGS BL | \$105.00 | 01:30 | \$157.50 |
| Total Equipment | | | | \$748.50 |

Materials

| Material | Cost Per Unit | Units | Line Cost |
|--------------------|---------------|-------|-----------|
| Administrative Fee | \$750.00 | 1 | \$750.00 |
| Total Materials | | | \$750.00 |

Grand Total ~~\$1754.47~~

\$ 1004.47

Description of Work:

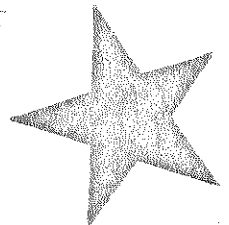
CLEAN UP 346 WOODBURY ROAD HV

Signature: 

Name: PETER BROWN

Title: DIRECTOR OF HIGHWAY OPERATIONS

Date: May 24, 2021



WHEREAS, pursuant to Section 135-54(B) of the Code of the Town of Oyster Bay, the Department of Planning and Development, by memorandum dated June 17, 2021, authorized the Highway Department to clean up the premises located at 4 Elizabeth Drive, Bethpage, New York 11714, also known as Section 49, Block 195, Lot 21 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated January 10, 2022, pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, have requested that the cost of cleaning up the aforementioned premises on August 3, 2021, in the total amount of \$1,868.16, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated January 10, 2022, is approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of the County of Nassau, so that the amount of \$1,868.16 may be assessed by the Legislature of the County of Nassau against the parcel known as 4 Elizabeth Drive, Bethpage, New York 11714, also known as Section 49, Block 195, Lot 21 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

- # -

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 |

1/10/22
Reviewed By
R. Healey
Special Counsel

67

Town of Oyster Bay
Inter-Departmental Memo

TO: MEMORANDUM DOCKET

FROM: Office of the Town Attorney

DATE: January 10, 2022


SUBJECT: Property Cleanup Assessment
4 Elizabeth Drive, Bethpage, New York 11714
Section 49, Block 195, Lot 21

The Department of Planning and Development, by memorandum dated June 17, 2021, directed the Highway Department to clean the premises located at 4 Elizabeth Drive, Bethpage, New York 11714, also known as Section 49, Block 195, Lot 21 on the Land and Tax Map of the County of Nassau. The Highway Department has, by memorandum dated August 11, 2021, advised that the property was cleaned by a crew from the Highway Department on August 3, 2021. The cost incurred by the Town of Oyster Bay was \$1,868.16.

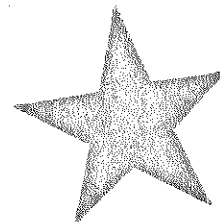
Pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, which allows the Town to be reimbursed for the cost of the work performed, the Highway Department has requested that the cost of said work be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls.

Kindly place this matter on the Town Board Action Calendar.

FRANK M. SCALERA
TOWN ATTORNEY


Ralph P. Healey
Special Counsel

RPH:aml
Attachments



2021-8334

TOWN OF OYSTER BAY

Inter-Departmental Memo

June 17, 2021

To: JOHN BISHOP: DEPUTY COMMISSIONER/HIGHWAY
From: MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU
Through: ELIZABETH L. MACCARONE: COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT
Subject: 4 Elizabeth Drive, Bethpage, New York 11714
SBL: 49-195-21

Notice of Violation number 04513 was issued to the owner of the above-referenced premises on 06/10/21 for property non-maintenance, in violation of Chapter 135, Section 52 of the Town Code. More than five days have passed since the Notice was served and the condition still remains.

In accordance with the provisions of Chapter 135, Section 54, I am directing that:

- Cut lawn on premises.
- Remove garbage, litter, and debris on premises.

Pursuant to the provisions of Chapter 135, Section 54(C) of the Code, the Town is entitled to be reimbursed for the cost of the work performed by assessment against the owner. In addition, please notify us by fax, the date and time cleanup is completed. Please proceed accordingly.

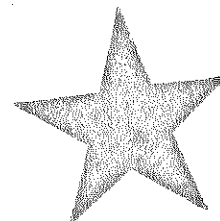
ELIZABETH L. MACCARONE
COMMISSIONER
BY:



MICHAEL ESPOSITO
CODE ENFORCEMENT BUREAU

ME:ml

cc: Frank Scalera, Town Attorney





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

ELIZABETH L. MACCARONE
COMMISSIONER

TIMOTHY R. ZIKE
DEPUTY COMMISSIONER

JAMES McCaffrey
DEPUTY COMMISSIONER

June 17, 2021

Dominic Greco
4 Elisabeth Drive
Bethpage, New York 11714


RE: PREMISES: 4 Elisabeth Drive, Bethpage, NY 11714
SECTION 49 BLOCK 195 LOT 21

Dear Property Owner:

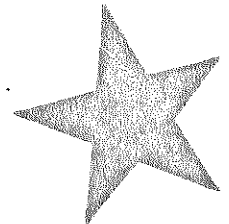
Inspections of the above-referenced property have revealed that the premises has not been maintained in accordance with the provisions of Chapter 135, Section 52 of the Code of the Town of Oyster Bay, based in part from the overgrown grass and weeds on the property.

Please be advised that N.O.V. Number 04513 (copy attached) has been served on 06/10/21. As of this date, the violation has not been rectified and the conditions at the premises continue to endanger the health, safety and welfare of the residents of the Town of Oyster Bay. Please be further advised that I have directed the Highway Department to perform the necessary maintenance, and to take all the necessary steps to recover from you the costs.

Very truly yours,
ELIZABETH L. MACCARONE
COMMISSIONER


Michael Esposito
Code Enforcement Bureau

ELM:ME:ml
Enclosure



THIS INDENTURE, made the 13th day of December, in the year 2006
BETWEEN

4 Elizabeth Drive
Bathpage, New York 11714

party of the first part, and

DOMINIC GRECO
83-15 159th Avenue
Howard Beach, New York 11414

party of the second part,

WITNESSETH, that the party of the first part, in consideration of Ten Dollars and other valuable consideration paid by the party of the second part, does hereby grant and release unto the party of the second part, the heirs or successors and assigns of the party of the second part forever,

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the

Section

49

SEE SCHEDULE A ANNEXED HERETO

Block

195

BEING AND INTENDED TO BE the same premises conveyed to the Grantor herein by Deed dated 05/13/2004, recorded 05/21/2004 in Liber 11784 Page 740.

Lot

21

PREMISES ALSO KNOWN AS 4 Elizabeth Drive, Bathpage, New York 11714.

TOGETHER with all right, title and interest, if any, of the party of the first part in and to any streets and roads abutting the above described premises to the center lines thereof; TOGETHER with the appurtenances and all the estate and rights of the party of the first part in and to said premises; TO HAVE AND TO HOLD the premises herein granted unto the party of the second part, the heirs or successors and assigns of the party of the second part forever.

AND the party of the first part covenants that the party of the first part has not done or suffered anything whereby the said premises have been encumbered in any way whatever, except as aforesaid.

AND the party of the first part, in compliance with Section 13 of the Lien Law, covenants that the party of the first part will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the cost of the improvement and will apply the same first to the payment of the cost of the improvement before using any part of the total of the same for any other purpose.

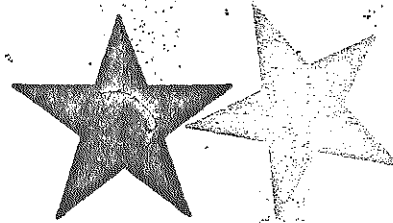
The word "party" shall be construed as if it read "parties" whenever the sense of this indenture so requires.

IN WITNESS WHEREOF, the party of the first part has duly executed this deed the day and year first above written.

IN PRESENCE OF:

[Signature]

[Signature]



AL

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

August 11, 2021

TO: ELIZABETH L. MACCARONE, COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT

FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

SUBJECT: 4 ELIZABETH LANE, BETHPAGE
CLEAN-UP

Attached please see "Miscellaneous Highway Cleanup Costs" incurred by the Highway Department. These charges are for the services provided, to rectify the violation by the property owner of the address listed above.

In accordance with the rectification of this violation it is asked that this department be reimbursed in the total amount of \$1,868.16.

If you have any questions pertaining to the above subject, please feel free to contact John P. Bishop at 677-5804.

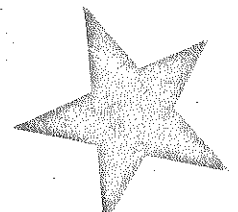


JOHN P. BISHOP
DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

JPB/kjb

Enc. T & M sheet

CLEAN - UP 4 ELIZABETH DRIVE, BETHPAGE TO P & D





MISCELLANEOUS HIGHWAY CLEANUP COSTS NOT COVERED UNDER ROAD RESTORATION

Location (49-195-21) 4 ELIZABETH DR BETHPAGE 11714

Date Aug 3, 2021

Work Order # 84650

Labor Costs

| Employee's Name | | Regular Work Hours | Regular Rate | Overtime Hours | Overtime Rate | Line Cost |
|-----------------|---------------------|--------------------|--------------|----------------|---------------|-----------|
| DONALD CHANDLER | General Maintenance | 02:00 | \$48.26 | 00:00 | 0 | \$96.52 |
| DERRICK SCOTT | General Maintenance | 02:00 | \$45.82 | 00:00 | 0 | \$91.64 |
| SCOTT KELLY | General Maintenance | 02:00 | \$15.00 | 00:00 | 0 | \$30.00 |
| ROBERT F SPERO | General Maintenance | 02:00 | \$15.00 | 00:00 | 0 | \$30.00 |
| ANTHONY MILANO | General Maintenance | 02:00 | \$15.00 | 00:00 | 0 | \$30.00 |

Total Labor \$278.16

Tools/Vehicle

| Tool/Vehicle | Description | Rate per Hour | Hours | Line Cost |
|--------------|--|---------------|-------|-----------|
| PU471 | 2020 FORD F 250 PICK UP YW | \$79.00 | 02:00 | \$158.00 |
| TD703 | TRUCK DUMP 2011 FORD F350 YELLO (T-195) - Power Wagons | \$105.00 | 02:00 | \$210.00 |
| TD738 | TRUCK DUMP 2016 DODGE RAM 3500 POWER WAGON (T-275) | \$105.00 | 02:00 | \$210.00 |
| TD748 | 2019 INT 7300 6 WHEELER YW | \$131.00 | 02:00 | \$262.00 |

Total Equipment \$840.00

Materials


| Material | Cost Per Unit | Units | Line Cost |
|--------------------|---------------|-------|-----------|
| Administrative Fee | \$750.00 | 1 | \$750.00 |

Total Materials \$750.00

Grand Total \$1868.16

Description of Work:

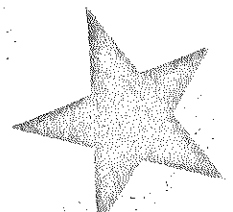
CLEAN UP 4 ELIZABETH DRIVE BETHPAGE

Signature: 

Name: PETER BROWN

Title: DIRECTOR OF HIGHWAY OPERATIONS

Date: Aug 4, 2021



WHEREAS, pursuant to Section 135-54(B) of the Code of the Town of Oyster Bay, the Department of Planning and Development, by memorandum dated August 3, 2021, authorized the Highway Department to clean up the premises located at 346 Woodbury Road, Hicksville, New York 11801, also known as Section 12, Block 105, Lot 5 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated January 10, 2022, pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, have requested that the cost of cleaning up the aforementioned premises on August 11, 2021, in the total amount of \$881.32, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated January 10, 2022, is approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of the County of Nassau, so that the amount of \$881.32 may be assessed by the Legislature of the County of Nassau against the parcel known as 346 Woodbury Road, Hicksville, New York 11801, also known as Section 12, Block 105, Lot 5 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

- # -

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
R. Healey

68

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

TO: MEMORANDUM DOCKET

FROM: Office of the Town Attorney

DATE: January 10, 2022


SUBJECT: Property Cleanup Assessment
346 Woodbury Road, Hicksville, New York 11801
Section 12, Block 105, Lot 5

The Department of Planning and Development, by memorandum dated August 3, 2021, directed the Highway Department to clean the premises located at 346 Woodbury Road, Hicksville, New York 11801, also known as Section 12, Block 105, Lot 5 on the Land and Tax Map of the County of Nassau. The Highway Department has, by memorandum dated August 17, 2021, advised that the property was cleaned by a crew from the Highway Department on August 11, 2021. The cost incurred by the Town of Oyster Bay was \$881.32.

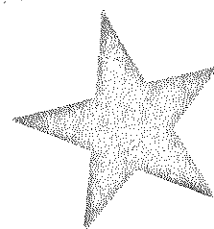
Pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, which allows the Town to be reimbursed for the cost of the work performed, the Highway Department has requested that the cost of said work be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls.

Kindly place this matter on the Town Board Action Calendar.

FRANK M. SCALERA
TOWN ATTORNEY


Ralph P. Healey
Special Counsel

RPH:aml
Attachments



2021-8299

TOWN OF OYSTER BAY

Inter-Departmental Memo

August 3, 2021

To: JOHN BISHOP: DEPUTY COMMISSIONER/HIGHWAY
From: MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU
Through: ELIZABETH L. MACCARONE: COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT
Subject: 346 Woodbury Road, Hicksville, New York 11801
SBL: 12-105-5

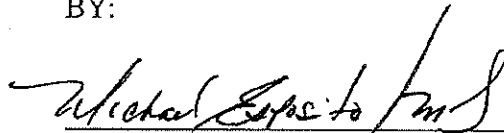
Notice of Violation number 005106 was issued to the owner of the above-referenced premises on 07/28/21 for property non-maintenance, in violation of Chapter 135, Section 52 of the Town Code. More than five days have passed since the Notice was served and the condition still remains.

In accordance with the provisions of Chapter 135, Section 54, I am directing that:

- Cut and trim lawn and vegetation on premises.

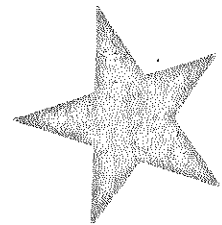
Pursuant to the provisions of Chapter 135, Section 54(C) of the Code, the Town is entitled to be reimbursed for the cost of the work performed by assessment against the owner. In addition, please notify us by fax, the date and time cleanup is completed. Please proceed accordingly.

ELIZABETH L. MACCARONE
COMMISSIONER
BY:


MICHAEL ESPOSITO
CODE ENFORCEMENT BUREAU


ME:ml

cc: Frank Scalera, Town Attorney





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

ELIZABETH L. MACCARONE
COMMISSIONER

TIMOTHY R. ZIKE
DEPUTY COMMISSIONER

JAMES McCaffrey
DEPUTY COMMISSIONER

August 3, 2021

Prashant Patel
6310 Wetherole Street
Rego Park, New York 11374

RE: PREMISES: 346 Woodbury Road, Hicksville, NY 11801
SECTION 12 BLOCK 105 LOT 5

Dear Property Owner:

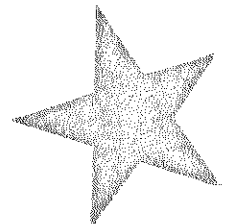
Inspections of the above-referenced property have revealed that the premises has not been maintained in accordance with the provisions of Chapter 135, Section 52 of the Code of the Town of Oyster Bay, based in part from the overgrown grass and weeds on the property.

Please be advised that N.O.V. number 005106 (copy attached) has been served on 07/28/21. As of this date, the violation has not been rectified and the conditions at the premises continue to endanger the health, safety and welfare of the residents of the Town of Oyster Bay. Please be further advised that I have directed the Highway Department to perform the necessary maintenance, and to take all the necessary steps to recover from you the costs.

Very truly yours,
ELIZABETH L. MACCARONE
COMMISSIONER

Michael Esposito
Code Enforcement Bureau

ELM:ME:ml
Enclosure



Abstracts Inc
5203394

12
105
5

THIS DEED

Made this 13th day of October, 2017:

BETWEEN Kenneth Robinson Esq., Referee, having offices at 35 Roosevelt Avenue, Syosset, NY 11791, duly appointed in the action hereinafter mentioned, Grantor

AND

Prashant Patel having an address at 6310 Wetherole Street, Rego Park, NY 11374, Grantee

WITNESSETH, that the Grantor, the Referee appointed in an action between

MTGLQ INVESTORS, L.P.,

Plaintiff,

and

ANGELO RECCHIA; JEANNETTE RECCHIA; CACH LLC; BURT MILLWORK CORPORATION;
CITIBANK, N.A.; DISCOVER BANK; VALERIE RECCHIA

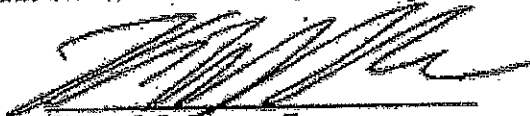
Defendants,

foreclosing a mortgage recorded on May 7, 2004 in the offices of the County Clerk/City Register of the County of NASSAU in Liber 26697 of Mortgages at page 474, in pursuance of a Judgment entered at June 16, 2017 of the Supreme Court of the State of New York held in and for the County of Nassau on June 16, 2017 and in consideration of Four Hundred Seventy-Five Thousand And 00/100 (\$475,000.00) Dollars paid by the Grantee, being the highest sum bid at the sale under said Judgment does hereby grant and convey unto the Grantee, all the right, title and interest of the defendants ANGELO RECCHIA; JEANNETTE RECCHIA; CACH LLC; BURT MILLWORK CORPORATION; CITIBANK, N.A.; DISCOVER BANK; VALERIE RECCHIA; in and to 346 Woodbury Road, Hicksville, NY as more particularly described in the attached Schedule "A".

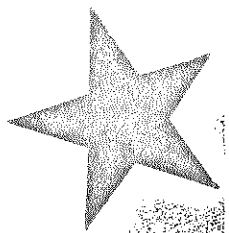
TO HAVE AND TO HOLD the premises herein granted unto the Grantee its successors and assigns forever.

Whenever the text hereof requires, the singular number as used herein shall include the plural and all genders.

IN WITNESS WHEREOF, the Grantor has hereunto set his hand and seal, the date first above written.



Kenneth Robinson, Esq
Referee



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

August 17, 2021

TO: ELIZABETH L. MACCARONE, COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT


FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

SUBJECT: 346 WOODBURY ROAD, HICKSVILLE
CLEAN-UP

Attached please see "Miscellaneous Highway Cleanup Costs" incurred by the Highway Department. These charges are for the services provided, to rectify the violation by the property owner of the address listed above.

In accordance with the rectification of this violation it is asked that this department be reimbursed in the total amount of \$1,631.32.

If you have any questions pertaining to the above subject, please feel free to contact John P. Bishop at 677-5804.

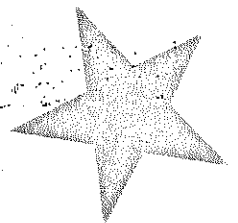


JOHN P. BISHOP
DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

JPB/kjb

Enc. T & M sheet

CLEAN - UP 346 WOODBURY ROAD, HICKSVILLE TO P & D





MISCELLANEOUS HIGHWAY CLEANUP COSTS NOT COVERED UNDER ROAD RESTORATION

Location (12-105-5) 346 WOODBURY RD HICKSVILLE 11801

Date Aug 11, 2021

Work Order # 86000

Labor Costs

| Employee's Name | | Regular Work Hours | Regular Rate | Overtime Hours | Overtime Rate | Line Cost |
|------------------|---------------------|--------------------|--------------|----------------|---------------|-----------|
| THOMAS KRAEMER | General Maintenance | 01:00 | \$51.02 | 00:00 | 0 | \$51.02 |
| MICHAEL RICCARDO | General Maintenance | 01:00 | \$50.05 | 00:00 | 0 | \$50.05 |
| VINCENT PADAVANO | General Maintenance | 01:00 | \$52.67 | 00:00 | 0 | \$52.67 |
| BRIAN DIEMICKE | General Maintenance | 01:00 | \$25.58 | 00:00 | 0 | \$25.58 |
| JOSEPH MASTA | General Maintenance | 01:00 | \$15.00 | 00:00 | 0 | \$15.00 |
| PERRY DIMARCO | General Maintenance | 01:00 | \$15.00 | 00:00 | 0 | \$15.00 |
| THOMAS CORBETT | General Maintenance | 01:00 | \$15.00 | 00:00 | 0 | \$15.00 |

Total Labor \$224.32

Tools/Vehicle

| Tool/Vehicle | Description | Rate per Hour | Hours | Line Cost |
|--------------|--|---------------|-------|-----------|
| PU437 | PICK UP 2012 FORD F250 TAN (8 / 008) | \$79.00 | 01:00 | \$79.00 |
| PU459 | PICK UP TRUCK 2020 FORD F350 YW | \$79.00 | 01:00 | \$79.00 |
| TD631 | TRUCK DUMP 2008 FORD F-350 YW (T-105) - Power Wagons | \$105.00 | 01:00 | \$105.00 |
| TD667 | PICK-UP TRUCK 2009 FORD F-250 YW (22 / 022) | \$79.00 | 01:00 | \$79.00 |
| TD715 | TRUCK DUMP 2012 FORD F-350 YW (T-115)- Power Wagons | \$105.00 | 01:00 | \$105.00 |
| TD736 | TRUCK DUMP 2016 DODGE RAM 3500 - POWER WAGON (T105) | \$105.00 | 01:00 | \$105.00 |
| TR207 | TRAILER 2017 FELLING BL | \$105.00 | 01:00 | \$105.00 |

Total Equipment \$657.00

Materials

| Material | Cost Per Unit | Units | Line Cost |
|--------------------|---------------|-------|-----------|
| Administrative Fee | \$750.00 | 1 | \$750.00 |

Total Materials \$750.00

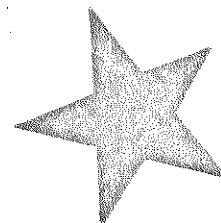
Grand Total \$1631.32

Description of Work:

CLEAN UP 246 WOODBURY ROAD HV

Signature: Peter Brown
Name: PETER BROWN
Title: DIRECTOR OF HIGHWAY OPERATIONS
Date: Aug 12, 2021

8881.32 Admin Fee waived



WHEREAS, pursuant to Section 135-54(B) of the Code of the Town of Oyster Bay, the Department of Planning and Development, by memorandum dated May 13, 2021, authorized the Highway Department to clean up the premises located at 18 Melissa Lane, Old Bethpage, New York 11804, also known as Section 47, Block 99, Lot 18 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated January 5, 2022, pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, have requested that the cost of cleaning up the aforementioned premises on May 20, 2021, in the total amount of \$2,579.82, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated January 5, 2022, is approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of the County of Nassau, so that the amount of \$2,579.82 may be assessed by the Legislature of the County of Nassau against the parcel known as 18 Melissa Lane, Old Bethpage, New York 11804, also known as Section 47, Block 99, Lot 18 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

- # -

max
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 | Aye |
| 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: Office of the Town Attorney

DATE: January 5, 2022

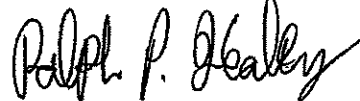
SUBJECT: Property Cleanup Assessment
18 Melissa Lane, Old Bethpage, New York 11804
Section 47, Block 99, Lot 18

The Department of Planning and Development, by memorandum dated May 13, 2021, directed the Highway Department to clean the premises located at 18 Melissa Lane, Old Bethpage, New York 11804, also known as Section 47, Block 99, Lot 18 on the Land and Tax Map of the County of Nassau. The Highway Department has, by memorandum dated May 25, 2021, advised that the property was cleaned by a crew from the Highway Department on May 20, 2021. The cost incurred by the Town of Oyster Bay was \$2,579.82.

Pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, which allows the Town to be reimbursed for the cost of the work performed, the Highway Department has requested that the cost of said work be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls.

Kindly place this matter on the Town Board Action Calendar.

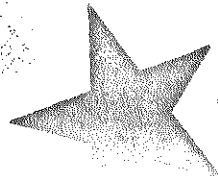
FRANK M. SCALERA
TOWN ATTORNEY



Ralph P. Healey
Special Counsel

RPH:aml
Attachments

amlS:\Atty\MDReso 2021\MD 18 Melissa Lane 1.5.2022.doc



2021-8244

TOWN OF OYSTER BAY

Inter-Departmental Memo

May 13, 2021

To: JOHN BISHOP: DEPUTY COMMISSIONER/HIGHWAY
From: MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU
Through: ELIZABETH L. MACCARONE: COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT
Subject: 18 Melissa Lane, Old Bethpage, New York 11804
SBL: 47-99-18

Notice of Violation number 04417 was issued to the owner of the above-referenced premises on 05/04/21 for property non-maintenance, in violation of Chapter 135, Section 52 of the Town Code. More than five days have passed since the Notice was served and the condition still remains.

In accordance with the provisions of Chapter 135, Section 54, I am directing that:

- Cut and trim lawn and vegetation.
- Remove all litter.

Pursuant to the provisions of Chapter 135, Section 54(C) of the Code, the Town is entitled to be reimbursed for the cost of the work performed by assessment against the owner. In addition, please notify us by fax, the date and time cleanup is completed. Please proceed accordingly.

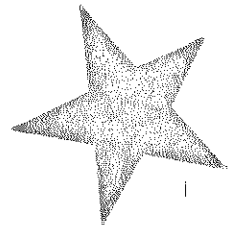
ELIZABETH L. MACCARONE
COMMISSIONER
BY:


MICHAEL ESPOSITO
CODE ENFORCEMENT BUREAU

ME:tc

cc: Frank Scalera, Town Attorney

No Deed
very old





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

ELIZABETH L. MACCARONE
COMMISSIONER

TIMOTHY R. ZIKE
DEPUTY COMMISSIONER

JAMES McCARTREY
DEPUTY COMMISSIONER

May 13, 2021

Donald Mirabel
18 Melissa Lane
Old Bethpage, New York 11804

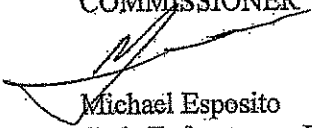
RE: PREMISES: 18 Melissa Lane, Old Bethpage, NY 11804
SECTION 47 BLOCK 99 LOT 18

Dear Property Owner:

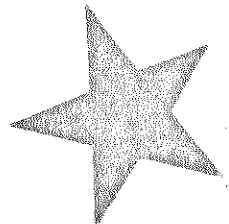
Inspections of the above-referenced property have revealed that the premises has not been maintained in accordance with the provisions of Chapter 135, Section 52 of the Code of the Town of Oyster Bay, based in part from the overgrown grass and weeds on the property.

Please be advised that N.O.V. number 04417 (copy attached) has been served on 05/04/21. As of this date, the violation has not been rectified and the conditions at the premises continue to endanger the health, safety and welfare of the residents of the Town of Oyster Bay. Please be further advised that I have directed the Highway Department to perform the necessary maintenance, and to take all the necessary steps to recover from you the costs.

Very truly yours,
ELIZABETH L. MACCARONE
COMMISSIONER


Michael Esposito
Code Enforcement Bureau


BLM:ME:tc
Enclosure



AMC

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

May 25, 2021

TO: ELIZABETH L. MACCARONE, COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT

FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

SUBJECT: 18 MELISSA LANE, OLD BETHPAGE
CLEAN-UP

Attached please see "Miscellaneous Highway Cleanup Costs" incurred by the Highway Department. These charges are for the services provided, to rectify the violation by the property owner of the address listed above.

In accordance with the rectification of this violation it is asked that this department be reimbursed in the total amount of \$2,579.82.

If you have any questions pertaining to the above subject, please feel free to contact John P. Bishop at 677-5804.

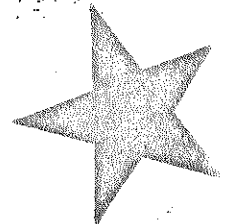


**JOHN P. BISHOP
DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT**

JPB/kjb

Enc. T & M sheet

CLEAN - UP 18 MELISSA LANE, OLD BETHPAGE TO P & D





MISCELLANEOUS HIGHWAY CLEANUP COSTS NOT COVERED UNDER ROAD RESTORATION

Location (47-99-18) 18 MELISSA LN OLD BETHPAGE 11804

Date May 20, 2021

Work Order # 83308

Labor Costs

| Employee's Name | | Regular Work Hours | Regular Rate | Overtime Hours | Overtime Rate | Line Cost |
|------------------|---------------------|--------------------|--------------|----------------|---------------|-----------|
| THOMAS KRAEMER | General Maintenance | 02:00 | \$51.02 | 00:00 | 0 | \$102.04 |
| GARY LEWIS, II | General Maintenance | 02:00 | \$35.83 | 00:00 | 0 | \$71.66 |
| VINCENT PADAVANO | General Maintenance | 02:00 | \$52.67 | 00:00 | 0 | \$105.34 |
| JOHN SANDIFORD | General Maintenance | 02:00 | \$31.12 | 00:00 | 0 | \$62.24 |
| JESSE VITERI | General Maintenance | 02:00 | \$20.27 | 00:00 | 0 | \$40.54 |
| TYLER PURDY | General Maintenance | 02:00 | \$15.00 | 00:00 | 0 | \$30.00 |

Total Labor \$411.82

Tools/Vehicle

| Tool/Vehicle | Description | Rate per Hour | Hours | Line Cost |
|--------------|---|---------------|-------|-----------|
| PU459 | PICK UP TRUCK 2020 FORD F350 YW | \$79.00 | 02:00 | \$158.00 |
| TD631 | TRUCK DUMP 2008 FORD F-350 YW (T-105) - Power Wagons | \$105.00 | 02:00 | \$210.00 |
| TD704 | TRUCK DUMP 2011 FORD F350 YELLO (T145 / T-145) - Power Wagons | \$105.00 | 02:00 | \$210.00 |
| TD736 | TRUCK DUMP 2016 DODGE RAM 3500 - POWER WAGON (T105) | \$105.00 | 02:00 | \$210.00 |
| TD739 | 2019 FORD F450 WY POWER WAGON | \$105.00 | 02:00 | \$210.00 |
| TR203 | TRAILER 2015 FELLINGS BL | \$105.00 | 02:00 | \$210.00 |
| TR212 | 2019 TRAILER YW | \$105.00 | 02:00 | \$210.00 |

Total Equipment \$1418.00

Materials

| Material | Cost Per Unit | Units | Line Cost |
|--------------------|---------------|-------|-----------|
| Administrative Fee | \$750.00 | 1 | \$750.00 |

Total Materials \$750.00

Grand Total \$2579.82

Description of Work:

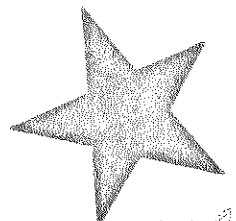
CLEAN UP 18 MELISSA LANE OBP

Signature: 

Name: PETER BROWN

Title: DIRECTOR OF HIGHWAY OPERATIONS

Date: May 24, 2021



WHEREAS, pursuant to Section 135-54(B) of the Code of the Town of Oyster Bay, the Department of Planning and Development, by memorandum dated July 14, 2021, authorized the Highway Department to clean up the premises located at Melrose Avenue, Massapequa, New York 11758, also known as Section 53, Block C, Lot 277 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated January 5, 2022, pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, have requested that the cost of cleaning up the aforementioned premises on July 19, 2021, in the total amount of \$1,520.51, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated January 5, 2022, is approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of the County of Nassau, so that the amount of \$1,520.51 may be assessed by the Legislature of the County of Nassau against the parcel known as Melrose Avenue, Massapequa, New York 11758 also known as Section 53, Block C, Lot 277 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

- # -

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 | Aye |
| Councilman Imbroto | Aye |
| Councilman Hand | Aye |
| Councilman Labriola | Aye |
| Councilwoman Maier | Aye |
| Councilwoman Walsh | Aye |

70

Town of Oyster Bay
Inter-Departmental Memo

TO: MEMORANDUM DOCKET

FROM: Office of the Town Attorney

DATE: January 5, 2022

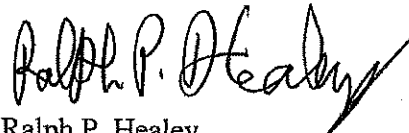
SUBJECT: Property Cleanup Assessment
Melrose Avenue, Massapequa, New York 11758
Section 53, Block C, Lot 277

The Department of Planning and Development, by memorandum dated July 14, 2021, directed the Highway Department to clean the premises located at Melrose Avenue, Massapequa, New York 11758, also known as Section 53, Block C, Lot 277 on the Land and Tax Map of the County of Nassau. The Highway Department has, by memorandum dated July 21, 2021, advised that the property was cleaned by a crew from the Highway Department on July 19, 2021. The cost incurred by the Town of Oyster Bay was \$1,520.51.

Pursuant to Section 135-54(C) of the Code of the Town of Oyster Bay, which allows the Town to be reimbursed for the cost of the work performed, the Highway Department has requested that the cost of said work be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls.

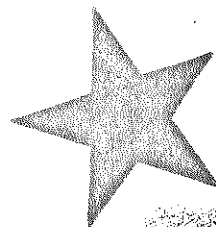
Kindly place this matter on the Town Board Action Calendar.

FRANK M. SCALERA
TOWN ATTORNEY



Ralph P. Healey
Special Counsel

RPH:aml
Attachments



2021-8287

TOWN OF OYSTER BAY

Inter-Departmental Memo

July 14, 2021

To: JOHN BISHOP: DEPUTY COMMISSIONER/HIGHWAY
From: MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU
Through: ELIZABETH L. MACCARONE: COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT
Subject: Melrose Avenue, Massapequa, New York 11758
SBL: 53-C-277

Notice of Violation number 04841 was issued to the owner of the above-referenced premises on 07/08/21 for property non-maintenance, in violation of Chapter 135, Section 52 of the Town Code. More than five days have passed since the Notice was served and the condition still remains.

In accordance with the provisions of Chapter 135, Section 54, I am directing that:

- Cut vegetation on premises.

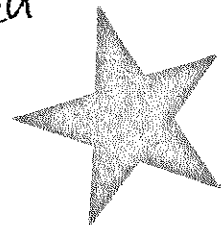
Pursuant to the provisions of Chapter 135, Section 54(C) of the Code, the Town is entitled to be reimbursed for the cost of the work performed by assessment against the owner. In addition, please notify us by fax, the date and time cleanup is completed. Please proceed accordingly.

ELIZABETH L. MACCARONE
COMMISSIONER
BY:


MICHAEL ESPOSITO
CODE ENFORCEMENT BUREAU

ME: ml
cc: Frank Scalera, Town Attorney

No Deed





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

ELIZABETH L. MACCARONE
COMMISSIONER

TIMOTHY R. ZIKE
DEPUTY COMMISSIONER

JAMES McCaffrey
DEPUTY COMMISSIONER

July 14, 2021

Wells Fargo
420 Montgomery Street
San Francisco, CA 94104

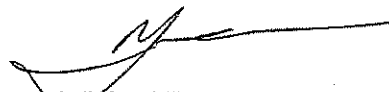
RE: PREMISES: Melrose Avenue, Massapequa, New York 11758
SECTION 53 BLOCK C LOT 277

Dear Property Owner:

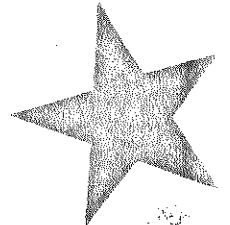
Inspections of the above-referenced property have revealed that the premises has not been maintained in accordance with the provisions of Chapter 135, Section 52 of the Code of the Town of Oyster Bay, based in part from the overgrown grass and weeds on the property.

Please be advised that N.O.V. Number 04841 (copy attached) has been served on 07/08/21. As of this date, the violation has not been rectified and the conditions at the premises continue to endanger the health, safety and welfare of the residents of the Town of Oyster Bay. Please be further advised that I have directed the Highway Department to perform the necessary maintenance, and to take all the necessary steps to recover from you the costs.

Very truly yours,
ELIZABETH L. MACCARONE
COMMISSIONER


Michael Esposito
Code Enforcement Bureau

Ⓟ
ELM:ME: ml
Enclosure





Town of Oyster Bay GIS

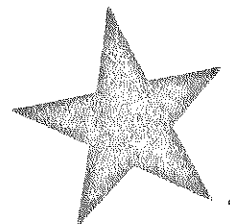



Wed Nov 4 2020 07:28:02 AM.

| Section | Block | Lot | Building | Unit | School | Owner | Property Address | Mailing Address | Owner Address |
|---------|-------|-----|----------|------|--------|-------------|-------------------------------|-----------------|---------------|
| 53 | C | 277 | | | 26 | MARY VOSPER | MELROSE AVE, AMITYVILLE 11701 | | |

31111

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

July 21, 2021

TO: ELIZABETH L. MACCARONE, COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT

FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

SUBJECT: MELROSE AVENUE, AMITYVILLE
CLEAN-UP

Attached please see "Miscellaneous Highway Cleanup Costs" incurred by the Highway Department. These charges are for the services provided, to rectify the violation by the property owner of the address listed above.

In accordance with the rectification of this violation it is asked that this department be reimbursed in the total amount of \$1,520.51.

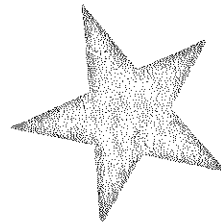
If you have any questions pertaining to the above subject, please feel free to contact John P. Bishop at 677-5804.


JOHN P. BISHOP
DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

JPB/kjb

Enc. T & M sheet

CLEAN - UP MELROSE AVENUE, AMITYVILLE TO P & D





MISCELLANEOUS HIGHWAY CLEANUP COSTS NOT COVERED UNDER ROAD RESTORATION

Location (53-C-277) MELROSE AVE AMITYVILLE 11701

Date Jul 19, 2021

Work Order # 85414

Labor Costs

| Employee's Name | | Regular Work Hours | Regular Rate | Overtime Hours | Overtime Rate | Line Cost |
|--------------------|---------------------|--------------------|--------------|----------------|---------------|-----------|
| SALVATORE CECERE | General Maintenance | 01:00 | \$54.46 | 00:00 | 0 | \$54.46 |
| JAMES CHADWICK, II | General Maintenance | 01:00 | \$47.52 | 00:00 | 0 | \$47.52 |
| DONALD CHANDLER | General Maintenance | 01:00 | \$48.26 | 00:00 | 0 | \$48.26 |
| JOHN STERGIOPOULOS | General Maintenance | 01:00 | \$26.20 | 00:00 | 0 | \$26.20 |
| MICHAEL VARRICCHIO | General Maintenance | 01:00 | \$20.27 | 00:00 | 0 | \$20.27 |
| ANTHONY MODAFFERI | General Maintenance | 01:00 | \$21.80 | 00:00 | 0 | \$21.80 |
| Total Labor | | | | | | \$218.51 |

Tools/Vehicle

| Tool/Vehicle | Description | Rate per Hour | Hours | Line Cost |
|-----------------|--|---------------|-------|-----------|
| PU440 | PICK UP 2012 FORD F250 TAN (40 / 040) | \$79.00 | 01:00 | \$79.00 |
| PU471 | 2020 FORD F 250 PICK UP YW | \$79.00 | 01:00 | \$79.00 |
| TD628 | PICK-UP TRUCK 2008 FORD F-250 YW (64 / 064) | \$79.00 | 01:00 | \$79.00 |
| TD682 | TRUCK DUMP 2010 FORD F-350 YW (T-205) - Power Wagons | \$105.00 | 01:00 | \$105.00 |
| TD738 | TRUCK DUMP 2016 DODGE RAM 3500 POWER WAGON (T-275) | \$105.00 | 01:00 | \$105.00 |
| TR090 | TRAILER 1992 MI/MO TRLR1 YW (M-90 / M90) | \$105.00 | 01:00 | \$105.00 |
| Total Equipment | | | | \$552.00 |

Materials

| Material | Cost Per Unit | Units | Line Cost |
|--------------------|---------------|-------|-----------|
| Administrative Fee | \$750.00 | 1 | \$750.00 |
| Total Materials | | | \$750.00 |

Grand Total \$1520.51

Description of Work:

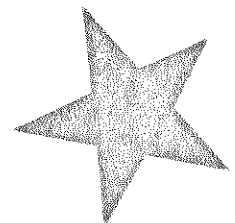
CLEAN UP MELROSE AVENUE MASSAPEQUA

Signature: 

Name: PETER BROWN

Title: DIRECTOR OF HIGHWAY OPERATIONS

Date: Jul 21, 2021



WHEREAS, by Resolution No. 389-2021, adopted on July 13, 2021, the Town Board authorized Enterprise Security Solutions, LLC, to provide Electronic Security Assessment Services for the period commencing August 20, 2021 through August 19, 2022, for an amount not to exceed \$10,000.00; and

WHEREAS, Brian J. Noone, Inspector General, by memorandum dated January 7, 2022, requested that the Town Board amend Resolution No. 389-2021, the authorization to increase Resolution No. 389-2021 by a total of \$40,250.00 to cover an additional \$10,250.00 of 2021 expenses and provide \$30,000.00 for 2022 services; and

WHEREAS, the Office of the Inspector General has reviewed the disclosure questionnaires and is satisfied that the Town's Procurement Policy has been fulfilled; and

WHEREAS, the Office of the Town Attorney has determined that the Town's Procurement Policy has been satisfied,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is accepted and approved, and Resolution No. 389-2021 is hereby amended to increase the amount authorized by a total of \$40,250.00 to cover additional \$10,250.00 of 2021 expenses and \$30,000.00 for 2022 services. Funds for the increase are available in Account No. DIG A 1345 44800 000 0000; 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, and that the funds for said payment are to be drawn from Account No. DIG A 1345 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 | 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

January 7, 2022

To: MEMORANDUM DOCKET
From: BRIAN NOONE, INSPECTOR GENERAL
Subject: AMENDMENT TO RESOLUTION 389-2021

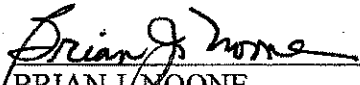
Town Board Resolution No. 389-2021 authorized the extension services of Enterprise Security Solutions, LLC to provide Electronic Security Assessment Services for the Town for the period of August 20, 2021 through August 19, 2022.

Due to the recent operational anomaly upon the Town's email system, the Town enlisted the services of Enterprise Security Solutions, LLC under Guideline 5 of the Town's Procurement Policy, emergency services. Please see attached approval from the Office of the Town Attorney. Services included a deliberate and painstaking analytical scanning examination of all network servers, programs, hard drives, PCs and review of activity logs.

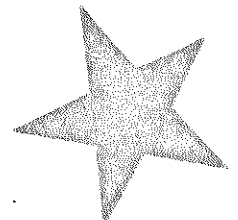
This office has reviewed the disclosures questionnaires and is satisfied that the Procurement Policy has been fulfilled.

Town Board authorization is requested to increase Resolution No. 389-2021 by a total of \$40,250.00 to cover an additional \$10,250.00 of 2021 expenses as mentioned above and \$30,000.00 for 2022 services.

Funds are available in account DIG A 1345 44800 000 0000.


BRIAN J. NOONE
INSPECTOR GENERAL

BJN:bhs



Town of Oyster Bay
Inter-Departmental Memorandum

TO: Brian Noone, Inspector General

FROM: Office of the Town Attorney

DATE: December 21, 2021

SUBJECT: Emergency Procurement of Vendor: Enterprise Security Solutions

We are in receipt of your memorandum, dated December 16, 2021, requesting the opinion of our office regarding compliance with the Town's procurement policy in the retention of Enterprise Security Solutions to assist in resolving the problems created by the operational anomaly which struck the Town's computer system.

We understand the magnitude and complexity of the problem and the urgency of restoring computer service to the Town's employees as soon as possible so that the interruption of services can be kept to a minimum. We recognize the special skill set of Enterprise Security Solutions to identify and correct the problem.

Based on all of the foregoing, and in consideration of the provisions of the Town's procurement policy, and specifically Guideline 5 which governs emergency procurements, it is the opinion of this office that the procurement of Enterprise Security Solutions, was proper under the emergency conditions without having to obtain competing proposals or quotations.

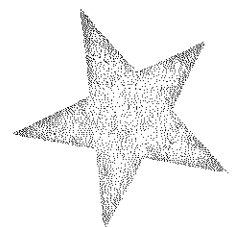
Office of the Town Attorney

Thomas M. Sabellico

Thomas M. Sabellico
Special Counsel

TMS/nb

cc: Steven Ballas, Town Comptroller
Frank M. Scalera, Town Attorney
Gregory W. Carman, Jr., Deputy Supervisor



Meeting of July 13, 2021

Resolution No.389-2021

WHEREAS, by Resolution No. 519-2019, adopted on August 20, 2019, the Town Board authorized the Supervisor to enter into an agreement with Enterprise Security Solutions, LLC, to provide Electronic Security Assessment Services for the period from August 20, 2019 through August 19, 2020, with two (2) one (1) year extension options; and

WHEREAS, by Resolution No. 461-2020, adopted on September 15, 2020, the first one-year extension was granted for the period of August 20, 2020 through August 19, 2021; and

WHEREAS, Brian J. Noone, Inspector General, by memorandum dated June 28, 2021, requested Town Board authorization to exercise the second one-year extension for the period of August 20, 2021 through August 19, 2022, under the same terms and conditions of the current agreement, in an amount not to exceed \$10,000.00, and further requested that the Supervisor and/or his designee be authorized to execute said agreement; and

WHEREAS, Inspector General Noone, by said memorandum, further advised the Board that funds for payment of the aforesaid extension are available in Account No. DIG A 1345 44800 000 0000,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is approved, and the Supervisor and/or his designee, is hereby authorized to exercise the first extension option with Enterprise Security Solutions, LLC., to provide Electronic Security Assessment Services, for the period from August 20, 2021 through August 19, 2022, under the same terms and conditions of the current agreement; and it is further

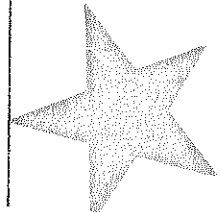
RESOLVED, that the Comptroller is hereby authorized and directed to make payment for same in an amount not to exceed \$10,000.00 upon presentation of a duly certified claim, after audit, with the funds for said payment to be drawn from Account No. DIG A 1345 44800 000 0000.

-#-

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

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

Reviewed By
Office of Town Attorney



Reviewed By
Office of Town Attorney

WHEREAS, Brian J. Noone, Inspector General, by memorandum dated January 11, 2022, advised that due to the recent anomaly upon the Town's email system, it was decided that vendors with a special skill set to identify and correct the issue required procurement on an emergency basis. The Town enlisted the services of Megagiannis, Inc., 22 Marshall Road, Yonkers, New York 10705, under Guideline 5 of the Town's Procurement Policy, emergency services; and

WHEREAS, the Office of the Town Attorney, by memorandum dated December 21, 2021, advised that the procurement of Megagiannis, Inc., was proper under the Town's Procurement Policy, specifically Guideline 5; and

WHEREAS, Inspector General Noone, by said memorandum, requested that the Town Board authorize payment to Megagiannis, Inc., in the amount of \$48,950.00 for services incurred in 2021 and further requested that the Town Board authorize the Office of the Inspector General to continue to enlist the services of Megagiannis, Inc., for 2022 for an amount not in excess of \$72,000.00,

NOW, THEREFORE, BE IT RESOLVED, That the requests as hereinabove set forth are hereby accepted and approved, and the Office of the Inspector General is hereby authorized to procure Megagiannis, Inc., for an amount of \$48,950.00 for services incurred in 2021 and to continue to enlist the services of Megagiannis, Inc., in 2022 for an amount of \$72,000.00; and be it further

RESOLVED, That the funds for said payment shall be drawn from Account No. DIG A 1345 44800 000 0000; and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to make payment for same, 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 | Aye |
| Councilman Labriola | Aye |
| Councilwoman Maier | Aye |
| Councilwoman Walsh | Aye |

TOWN OF OYSTER BAY

Inter-Departmental Memo

January 11, 2022

To: MEMORANDUM DOCKET

From: BRIAN NOONE, INSPECTOR GENERAL

Subject: EMERGENCY PROCURMENT OF MEGAGIANNIS, INC.


Due to the recent operational anomaly upon the Town's email system, the magnitude and complexity of this issue and an understanding of the need to maintain the confidential nature of information stored on the Town's servers, it was the decision of the undersigned, in conjunction with the Office of the Comptroller, that vendors with a special skill set to identify and correct the issue required procurement on an emergency basis. In addition, the extreme importance in restoring computer services to the Town, the Town enlisted the services of Megagiannis, Inc., 22 Marshall Road, Yonkers, NY 10705, under Guideline 5 of the Town's Procurement Policy, emergency services. Please see attached approval from the Office of the Town Attorney.

Specifically, Megagiannis, Inc. was procured to perform work in conjunction with the Town and Enterprise Security Solutions, LLC, see Resolution No. 389-2021, attached, a deliberate and painstaking analytical scanning examination of all network servers, programs, hard drives, PCs and a review of millions of lines of activity logs.

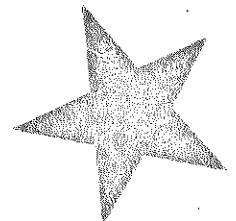
This office has reviewed the disclosures questionnaires and is satisfied that the Procurement Policy has been fulfilled.

Therefore, Town Board authorization is requested to ratify the actions of this office and authorize payment to Megagiannis, Inc., in the amount of \$48,950.00 for services incurred in 2021. Additionally, this office request authorization to continue to enlist the services of Megagiannis, Inc. for 2022 in an amount of \$72,000.00.

Funds are available in account DIG A 1345 44800 000 0000.


BRIAN J. NOONE
INSPECTOR GENERAL

BJN:bhs



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

TO: Brian Noone, Inspector General

FROM: Office of the Town Attorney

DATE: December 21, 2021

SUBJECT: Emergency Procurement of Vendor: Megagiannis, Inc.

We are in receipt of your memorandum, dated December 16, 2021, requesting the opinion of our office regarding compliance with the Town's procurement policy in the retention of Megagiannis, Inc, to assist in resolving the problems created by the operational anomaly which struck the Town's computer system.

We understand the magnitude and complexity of the problem and the urgency of restoring computer service to the Town's employees as soon as possible so that the interruption of services can be kept to a minimum. We recognize the special skill set of Megagiannis, Inc. to identify and correct the problem.

Based on all of the foregoing, and in consideration of the provisions of the Town's procurement policy, and specifically Guideline 5 which governs emergency procurements, it is the opinion of this office that the procurement of Megagiannis, Inc., was proper under the emergency conditions without having to obtain competing proposals or quotations.

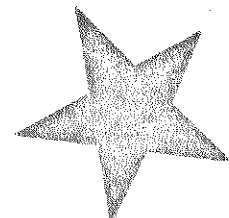
Office of the Town Attorney

Thomas M. Sabellico

Thomas M. Sabellico
Special Counsel

TMS/nb

cc: Steven Ballas, Town Comptroller
Frank M. Scalera, Town Attorney
Gregory W. Carman, Jr., Deputy Supervisor



WHEREAS, Brian J. Noone, Inspector General, by memorandum dated January 11, 2022, advised that due to the recent anomaly upon the Town's email system, it was decided that vendors with a special skill set to identify and correct the issue required procurement on an emergency basis. The Town enlisted the services of Webhouse, 226 Seventh Street, Suite 201, Garden City, New York 11530, under Guideline 5 of the Town's Procurement Policy, emergency services; and

WHEREAS, the Office of the Town Attorney, by memorandum dated January 11, 2022, advised that the procurement of Webhouse was proper under the Town's Procurement Policy, specifically Guideline 5; and

WHEREAS, Inspector General Noone, by said memorandum, requested that the Town Board authorize payment to Webhouse in the amount of \$6,010.00 for services incurred in 2021,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is hereby approved, and the Town Board ratifies the procurement by the Office of the Inspector General of Webhouse, for an amount of \$6,010.00 for services incurred in 2021; and be it further

RESOLVED, That the funds for said payment shall be drawn from Account No. DIG A 1345 44800 000 0000; and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to make payment for same, 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 | Aye |
| Councilman Labriola | Aye |
| Councilwoman Maier | Aye |
| Councilwoman Walsh | Aye |

Reviewed By
Office of Town Attorney

TOWN OF OYSTER BAY

Inter-Departmental Memo

January 11, 2022

To: MEMORANDUM DOCKET

From: BRIAN NOONE, INSPECTOR GENERAL


Subject: EMERGENCY PROCURMENT OF WEBHOUSE

Due to the recent operational anomaly upon the Town's email system, the magnitude and complexity of this issue and an understanding of the need to maintain the confidential nature of information stored on the Town's servers, it was the decision of the undersigned, in conjunction with the Office of the Comptroller, that vendors with a special skill set to identify and correct the issue required procurement on an emergency basis. In addition, the extreme importance in restoring computer services to the Town, the Town enlisted the services of Webhouse, 226 Seventh St., Suite 201, Garden City, NY 11530, under Guideline 5 of the Town's Procurement Policy, emergency services. Please see attached approval from the Office of the Town Attorney.

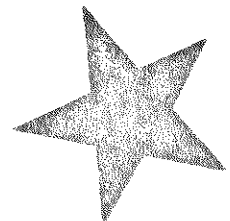
Specifically, Webhouse was procured to perform work in conjunction with the Town, Megagiannis, Inc., and Enterprise Security Solutions, LLC, see Resolution No. 389-2021, attached, a deliberate and painstaking analytical scanning examination of all network servers, programs, hard drives, PCs and a review of millions of lines of activity logs.

This office has reviewed the disclosures questionnaires and is satisfied that the Procurement Policy has been fulfilled.

Therefore, Town Board authorization is requested to ratify the actions of this office and authorize payment to Webhouse in the amount of \$6,010.00 for services incurred in 2021. Funds are available in account DIG A 1345 44800 000 0000.


BRIAN J. NOONE
INSPECTOR GENERAL

BJN:bhs



Town of Oyster Bay
Inter-Departmental Memorandum

TO: Brian Noone, Inspector General
FROM: Office of the Town Attorney
DATE: January 11, 2022
SUBJECT: Emergency Procurement of Vendor: Webhouse, Inc.

We are in receipt of your memorandum, dated January 11, 2022, requesting the opinion of our office regarding compliance with the Town's procurement policy in the retention of Webhouse, Inc. to assist in resolving the problems created by the operational anomaly which struck the Town's computer system.

We understand the magnitude and complexity of the problem and the urgency of restoring computer service to the Town's employees as soon as possible so that the interruption of services can be kept to a minimum. We recognize the special skill set of Enterprise Security Solutions to identify and correct the problem.

Based on all of the foregoing, and in consideration of the provisions of the Town's procurement policy, and specifically Guideline 5 which governs emergency procurements, it is the opinion of this office that the procurement of Webhouse, Inc., was proper under the emergency conditions without having to obtain competing proposals or quotations.

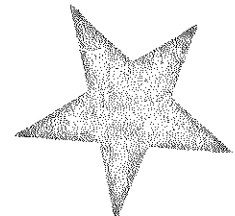
Office of the Town Attorney

Thomas M. Sabellico

Thomas M. Sabellico
Special Counsel

TMS/nb

cc: Steven Ballas, Town Comptroller
Frank M. Scalera, Town Attorney
Gregory W. Carman, Jr., Deputy Supervisor



Meeting of February 8, 2022

Resolution No.74-2022

Reviewed By
Office of Town Attorney
America Wayne

WHEREAS, Mrs. Jane Babinski by letter dated October 15, 2021, requested permission to purchase a memorial plaque, and to have said plaque placed under an existing tree at The Honorable Joseph Colby Town of Oyster Bay Golf Course, in memory of Mr. John T. Babinski, her husband, who worked at The Honorable Joseph Colby Town of Oyster Bay Golf Course until retirement; and

WHEREAS, the value of the plaque and existing bench is estimated to be \$516.00 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 January 18, 2022, concurred that this would be a fitting tribute and 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 \$516.00 from Mrs. Jane Babinski to be deposited into Account No. PKS A 0001 02705 000 0000, to purchase a memorial plaque and to have said plaque placed under an existing tree at The Honorable Joseph Colby Town of Oyster Bay Golf Course, in memory of Mr. John T. Babinski.

#

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 |

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

TO: Memorandum Docket
FROM: Joseph G. Pinto, Commissioner of Parks
SUBJECT: Memorial Plaque and Existing Tree
DATE: January 18, 2022

The Department of Parks has received a request from Jane Babinski (letter attached) requesting to donate a memorial plaque to be placed under an existing tree in the The Honorable Joseph Colby Town of Oyster Bay Golf Course in memory of John T. Babinski.

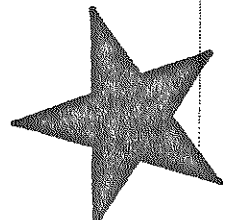
The Department of Parks has reviewed this request and concurs this will be a fitting tribute.

The plaque and existing tree will be purchased by Jane Babinski and donated to the Parks Department. The value of the plaque and existing tree is estimated to be \$515.00. Town Board approval is requested on behalf of Jane Babinski. The monies will be collected in account PKS A 0001 02705 000 0000.



Joseph G. Pinto
COMMISSIONER OF PARKS

JGP/dc



Diann Codispodo

From: Jane Babinski <jbabinski2@optonline.net>
Sent: Friday, October 15, 2021 10:18 AM
To: Diann Codispodo
Subject: Re: Memorial Plaque

To Whom It May Concern:

I am requesting that a plaque in memory of my husband, John T. Babinski, who worked at the Town of Oyster Bay Golf Course until retirement.

1. Plaque to be placed at the golf course under an existing tree 2. In Honor of John T. Babinski 3. Size of plaque 8 X 6 (5 lines) 4. Donation \$470

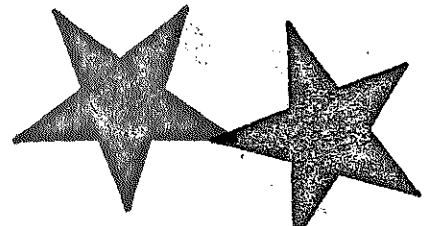
This would be wonderful because John loved this course and was employed there when it first opened.

Please confirm acceptance and what is next step.

Jane Babinski

Sent from my iPad

> On Oct 13, 2021, at 1:54 PM, Diann Codispodo <dcodispodo@oysterbay-ny.gov> wrote:
>



Diann Codispodo

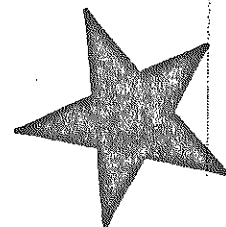
From: Jane Babinski <jbabinski2@optonline.net>
Sent: Monday, October 18, 2021 3:36 PM
To: Diann Codispodo
Subject: Plaque Town of Oyster Bay Golf Course

John T. Babinski

Correction to previous email.

Plaque size 8 X 6 under existing tree donation \$516.00

Sent from my iPad



Reviewed By
Office of Town Attorney

WHEREAS, Joseph G. Pinto, Commissioner, Department of Parks, by memorandum dated January 13, 2022, requested that the Town Board authorize the Department to conduct the Town of Oyster Bay "Armed Forces Appreciation Day", to be held at Syosset/Woodbury Community Park on Friday, May 20, 2022, from 11:00 am to 2:00 pm, with a rain date set for Friday, May 27, 2022, or as otherwise determined by the Department of Parks; and

WHEREAS, Commissioner Pinto, by said memorandum, requested further, that all United States Veterans and active service members attending the event be admitted free of charge; and

WHEREAS, Commissioner Pinto, by said memorandum, requested further, that the Town Board authorize use of DJ and/or audio services be incorporated into the event, by utilizing the services of EKO Productions, Incorporated, 360-C Commack Road, Deer Park, New York 11729, as per Town Board Resolution No.691-2021, adopted on December 7, 2021, in an amount not to exceed \$3,000.00, with funds available for said payment to be drawn from Account No. PKS A 7110 47670 000 0000; and

WHEREAS, Commissioner Pinto, by said memorandum, requested further, that the Town Board authorize the incorporation of food and beverages into the event, with the Department of Parks reserving the right to utilize the current Town Food and Beverage concessionaire(s) and/or reserving the right to select alternate food and beverage provider(s), pursuant to the Town of Oyster Bay Procurement Policy, in an amount not to exceed Four Thousand (\$4,000.00) Dollars, and with the funds for said payment to be drawn from Account No. PKS A 7110 47670 000 0000; and

WHEREAS, Commissioner Pinto, by said memorandum, requested further, that the Town Board authorize event related expenses, including but not limited to, signage, branded merchandise, trophies, clothing, promotional advertising, such as print, radio, television, internet and computerized pre-recorded messaging, in an amount not to exceed Two Thousand Five Hundred (\$2,500.00) Dollars, and with the funds for said payment to be drawn from Account No. PKS A 7110 47670 000 0000; and

WHEREAS, Commissioner Pinto, by said memorandum, requested further, that the Town Board authorize for any other event expenses not aforementioned that are deemed appropriate by the Commissioner of Parks, or his designee, in an amount not exceed Two Thousand (\$2,000.00) Dollars, and with the funds for said payment to be drawn from Account No. PKS A 7110 47670 000 0000,

NOW, THEREFORE, BE IT RESOLVED, That the requests as hereinabove set forth are hereby approved, and the Department of Parks is hereby authorized to conduct "Armed Forces Appreciation Day" to be held at Syosset/Woodbury Community Park, on Friday, May 20, 2022, from 11:00 am to 2:00 pm, with a rain date set for Friday, May 27, 2022; or as otherwise determined by the Department, upon the terms as requested by Commissioner Pinto in his memorandum dated January 13, 2022, and as set forth hereinabove.

#

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 |

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TOWN OF OYSTER BAY Inter-Department Memo

TO: MEMORANDUM DOCKET

FROM: JOSEPH G. PINTO, COMMISSIONER OF PARKS

DATE: JANUARY 13, 2022

SUBJECT: TOWN OF OYSTER BAY ARMED FORCES APPRECIATION DAY

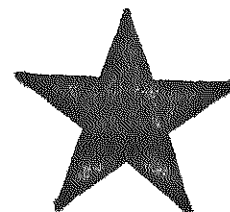
The Department of Parks requests Town Board approval to conduct the Town of Oyster Bay Armed Forces Appreciation Day, in recognition of our Veterans and active duty military. The event will be Friday, May 20, 2022 with a rain date of Friday, May 27, 2022 at Syosset/Woodbury Community Park from 11am- 2pm. Date, location and times may be changed by the Commissioner of Parks or his designee.

All United States Veterans and active service members are admitted free of charge.

Event entertainment shall be provided by the Department of Parks. Talent selection shall be approved by Commissioner of Parks or his designee. The use of DJ and/or audio services shall be incorporated into the event by utilizing the services of EKO Productions Inc. per Town Board Resolution No. 691-2021 (attached). The total cost for entertainment, DJ and /or audio services shall not exceed \$3,000.00. Funds for the fees shall be paid from account PKS A 7110 47670 000 0000 through the Town Purchasing Division. In accordance with Guideline 5, section b of the Town Procurement Policy, the musicians are exempt from the solicitation, written proposal or requirements of the policy.

Food and beverage may be incorporated into the event. The Department of Parks reserves the right to utilize the current Town Food and Beverage concessionaire(s) (as of the date of the event) and/or reserves the right to select alternate food and beverage provider(s) pursuant to the Town of Oyster Bay Procurement policy. The cost for food and beverage shall not exceed \$4,000.00 and shall be paid from account PKS A 7110 47670 000 0000.

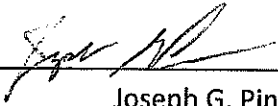
Event related expenses including but not limited to signage, branded merchandise, trophies, clothing, promotional advertising, such as print, radio, television, internet and computerized



pre-recorded messaging shall not exceed \$2,500.00 and shall be paid from account PKS A 7110 47670 000 0000.

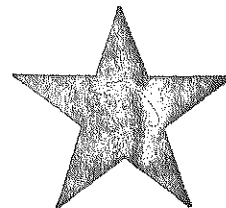
Any further event expenses not listed that are deemed appropriate by the Commissioner of Parks or his designee and shall not exceed the total amount of \$2,000.00 and are to be paid from account PKS A 7110 47670 000 0000.

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



Joseph G. Pinto
Commissioner of Parks

JGP; EW



Meeting of December 7, 2021

Resolution No. 691-2021

WHEREAS, by Resolution No. 664-2020, adopted on December 8, 2020, the Town Board authorized the Supervisor, or his designee, to execute an agreement with EKO Productions, Incorporated, 360-C Commack Road, Deer Park, New York 11729, to provide professional sound equipment and services for the Town of Oyster Bay's "Music Under the Stars" Concert Series, and various other events, for a period of one (1) year, commencing on January 1, 2021 through December 31, 2021, in an amount not to exceed \$140,000.00, with two (2) one (1) year extension options; and

WHEREAS, Commissioner Fitzgerald by memorandum dated November 15, 2021, requested Town Board authorization to exercise the first of the two (2) one-year extension options, commencing January 1, 2022 through December 31, 2022 for an amount not to exceed \$160,000.00; and

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

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is hereby approved, and the Town Board authorizes the Supervisor, or his designee, to exercise the first one (1) year extension and execute an agreement, negotiated and approved by the Office of the Town Attorney, with EKO Productions, to provide professional sound equipment and services for the Town of Oyster Bay's "Music Under the Stars" Concert Series, and various other events, for a period of one (1) year, commencing on January 1, 2022 through December 31, 2022, in an amount not to exceed \$160,000.00; and be it further

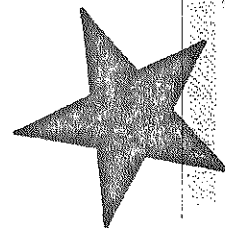
RESOLVED, That the funds for said payment shall be drawn from Account No. CYS A 7020 47660 000 0000; and be it further

RESOLVED, That the Town Comptroller is hereby authorized and directed to make payment for same, 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 | Aye |
| Councilman Labriola | Aye |
| Councilwoman Maier | Aye |
| Councilwoman Walsh | Absent |



Reviewed by
Office of Town Attorney
Domenica Wolfe

Meeting of February 8, 2022

Resolution No. 76-2022

Reviewed By
Office of Town Attorney

Ralph P. Healy

WHEREAS, Joseph G. Pinto, Commissioner, Department of Parks, by memorandum dated January 18, 2022, requested Town Board authorization for the Department to issue a facility use permit to Octagon Marketing Group, LLC, 401 East Crescent Place, Chandler, Arizona 85249, representing the "2022 BMW (Bavarian Motor Works) Ultimate Driving Experience", for the use of TOBAY Beach Parking Field, from Wednesday, March 30, 2022 through Sunday, April 3, 2022, from 7:00 a.m. to 7:00 p.m. on each day, for vehicle demonstration and test driving, allowing potential customers to test drive various BMW models, on a series of low-speed courses, under the instruction of professional drivers; and

WHEREAS, this Town Board deems this event to be an appropriate and worthwhile endeavor, and has determined that the approval of these requests will benefit the residents of the Town of Oyster Bay,

NOW, THEREFORE, BE IT RESOLVED, That the abovementioned request is hereby approved, and the Town Board hereby authorizes the Department of Parks to issue a facility use permit to Octagon Marketing Group LLC, representing the "2022 BMW Ultimate Driving Experience, for the use of the TOBAY Beach Parking Field, from Wednesday, March 30, 2022 through Sunday, April 3, 2022, from 7:00 a.m. to 7:00 p.m. on each day, pursuant to the following terms and conditions:

1. The time(s) and date(s) for the event shall be subject to be changed by the Commissioner of the Department of Parks, or his duly appointed designee.
2. The fees for said event shall be at a rate of \$6,000.00 per day of permit use, with the first day (Wednesday, March 30, 2022), being a "set up day", at a rate of \$5,000.00, for a total of \$29,000.00, and with the fee monies to be deposited into General Fund Account No. TWN A 0001 02770 590 0000.
3. The said organization shall provide an on-site security and hold-harmless agreement, along with the permit fee, paid in full, no later than fourteen (14) days prior to the first day of the event.
4. The use of all Town property and equipment shall be in conformance with the direction of the Town of Oyster Bay, and its duly designated representatives.
5. The said organization shall comply with the Code of the Town of Oyster Bay and all regulations and ordinances of the Town of Oyster Bay, both in its use of all Town property and equipment, and in the conduct of the aforesaid activities.

Resolution No.76 -2022

6. 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 amounts of \$2,000,000.00 bodily injury and \$1,000,000.00 property damage, and naming the Town as an additional insured, in connection with the afore-described activity.
7. The event shall comply with 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.

-#-

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 |

TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMORANDUM

TO: MEMORANDUM DOCKET

FROM: JOSEPH G. PINTO, COMMISSIONER OF PARKS

DATE: JANUARY 18, 2022

SUBJECT: PERMIT FOR THE USE OF TOBAY BEACH PARKING FIELD

Town Board authorization is requested to allow the Department of Parks to issue a facility use permit to Octagon Marketing Group, representing the "2022 BMW Ultimate Driving Experience" for the use of TOBAY Beach Parking field from Wednesday, March 30, 2022 through Sunday, April 3, 2022 from 7:00am – 7:00pm for vehicle demonstration and test driving. Beach parking fields are currently available with no scheduled events but dates and times may change as per the Commissioner of Parks or his designee.

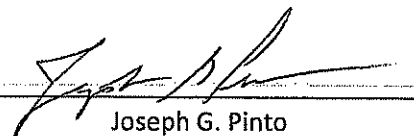
The 2022 BMW Ultimate Driving Experience is an event designed by the Octagon Marketing Group which allows for potential customers to test out different BMW models on a series of low speed courses under the instruction of professional drivers.

Fees shall be \$6,000.00 per day of permit use with the first day (Wednesday, March 30, 2022) being a "Set Up" day at a fee of \$5,000.00 for a total of \$29,000.00. Monies shall be deposited into General Fund Account No. TWN A 0001 02770 590 0000.

Proper insurance, on-site security and hold harmless agreement, along with permit fee paid in full shall be provided by Octagon Marketing Group to the Town of Oyster Bay Department of Parks no later than 14 days prior to the event.

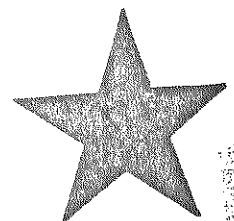
All New York State and CDC guidelines shall be observed by the permit holder, their affiliates and participants in the event.

Subject to the approval from the Town of Oyster Bay Office of the Inspector General, the Department of Parks recommends Town Board approval.



Joseph G. Pinto
Commissioner of Parks

JGP; EW



WHEREAS, by Resolution No. 262-2021, adopted on May 4, 2021, the Town Board authorized the Town to enter into an agreement with Nelson, Pope & Voorhis, LLC, Hardesty & Hanover and Cameron Engineering & Associates, LLP to assist with General Planning Services for a period commencing May 5, 2021 through December 31, 2021, with an option for two (2) one (1) year extensions; and

WHEREAS, Elizabeth L. Maccarone, Commissioner, Department of Planning and Development, by memorandum dated January 20, 2022, requested Town Board authorization to exercise the first one-year extension, for the period January 1, 2022 through and including December 31, 2022; and

WHEREAS, Commissioner Maccarone, by said memorandum, further advised that the Office of the Inspector General has reviewed the proposed vendor's disclosure questionnaires and is satisfied that the Town's Procurement Policy has been fulfilled,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is approved, and the agreement with Nelson, Pope & Voorhis, LLC, Hardesty & Hanover, and Cameron Engineering & Associates, LLP to assist with General Planning Services is hereby extended for the period January 1, 2022 through and including December 31, 2022, nunc pro tunc.

-#-

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

Paul J. Deady

TOWN OF OYSTER BAY

Inter-Departmental Memo

TO: MEMORANDUM DOCKET

FROM: ELIZABETH L. MACCARONE, COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT

DATE: JANUARY 20, 2022

SUBJECT: CONTRACT EXTENSION
GENERAL PLANNING SERVICES
TOWN OF OYSTER BAY
DEPARTMENT OF PLANNING AND DEVELOPMENT

On May 4, 2021 the Town Board adopted Resolution No. 262-2021 authorizing the Town to enter into agreement with Nelson, Pope & Voorhis, LLC, Hardesty & Hanover and Cameron Engineering & Associates, LLP to assist with General Planning Services in the Town of Oyster Bay, and the Department of Planning and Development for a period commencing May 5, 2021 through December 31, 2021, with an option for two (2) one (1) year extensions.

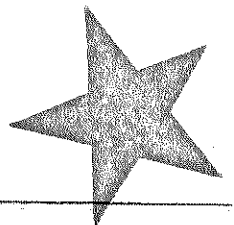
In view of the above we hereby respectfully request that the contract with Nelson, Pope & Voorhis, LLC, 70 Maxess Road, Melville, NY 11747, Hardesty & Hanover, 105 Maxess Road, Suite N109, Melville, NY 11747 and Cameron Engineering & Associates, LLP, 177 Crossways Park Drive, Woodbury, NY 11797, be continued for the 1st one (1) year extension for the period January 1, 2022 through December 31, 2022.

The office of the Inspector General has reviewed the vendor's disclosure questionnaire and is satisfied that the Town of Oyster Bay Procurement Policy has been fulfilled.

Services of the Consultants are to be provided on an as needed basis. A separate Memorandum Docket and Account No. will be provided at the time actual services are required.


ELIZABETH L. MACCARONE
COMMISSIONER

ELM/dm
cc: Legislative Affairs



WHEREAS, Elizabeth L. Maccarone, Commissioner, Department of Planning and Development, by memorandum dated April 26, 2021, advised that a request for proposals ("RFP") was published in Newsday and posted on the Town of Oyster Bay website, to procure Consultant Services for Technical Assistance with General Planning Services in the Town of Oyster Bay, and the Department of Planning and Development received four (4) responses; and

WHEREAS, following a review and evaluation of all of the responses in compliance with the requirements of Guidelines 6 and 9 of the Town's Procurement Policy, Commissioner Maccarone, by the aforementioned memorandum, requested and recommended that the Town Board authorize Nelson, Pope & Voorhis, LLC, 70 Maxess Road, Melville, NY 11747, Hardesty & Hanover, 105 Maxess Road, Suite N109, Melville, NY 11747 and Cameron Engineering & Associates, LLP, 177 Crossways Park Drive, Woodbury, NY 11797, to perform Consultant Services for Technical Assistance with General Planning Services, on an as-needed basis for projects which will be presented to the Board for approval at the time the aforesaid services are required, for the period commencing May 5, 2021 through December 31, 2021, with an option for two (2) one (1) year extensions; and

WHEREAS, Commissioner Maccarone, by said memorandum, further advised that the Office of the Inspector General has reviewed the proposed vendors' disclosure questionnaires and is satisfied that the Town's Procurement Policy has been fulfilled,

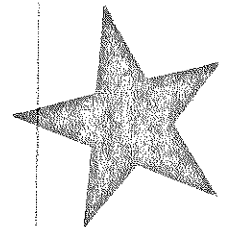
NOW, THEREFORE, BE IT RESOLVED, That the request and recommendation as hereinabove set forth are accepted and approved, and that Nelson, Pope & Voorhis, LLC; Hardesty & Hanover; and Cameron Engineering & Associates, LLP, are hereby authorized to provide the Consultant Services for Technical Assistance with General Planning Services in the Town of Oyster Bay for the period commencing May 5, 2021 through December 31, 2021, with an option for two (2) one (1) year extensions, and it is further

RESOLVED, That the Supervisor, or his designee, is hereby authorized to execute agreements with Nelson, Pope & Voorhis, LLC; Hardesty & Hanover; and Cameron Engineering & Associates, LLP for the above-referenced Consultant Services for Technical Assistance.

-#-

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

Reviewed By
Office of Town Attorney
Delphi S. H. Kelly

WHEREAS, by Resolution No. 262-2021, adopted on May 4, 2021, the Town Board authorized the Supervisor, or his designee, to execute an agreement with Nelson, Pope & Voorhis, LLC. (NP&V), to perform Consulting Services for Technical Assistance with General Planning Services in the Town of Oyster Bay during a period from May 5, 2021 through December 31, 2021; and

WHEREAS, by Resolution No. 325-2021, adopted on June 15, 2021, the Town Board authorized an encumbrance order in the amount of \$48,000.00 to cover claims of NP&V, for consultant services in connection with their review of the Town's existing zoning regulations pertaining to private Golf Courses and Country Clubs; and

WHEREAS, NP&V, by letter dated January 12, 2022, indicated additional services were provided that were not contemplated in the original proposal, at a cost of \$3,926.25; and

WHEREAS, Elizabeth L. Maccarone, Commissioner, Department of Planning and Development, by memorandum dated January 20, 2022, requested Town Board authorization to amend Resolution No. 325-2021, to increase the authorization by \$3,926.25 for additional Planning Services for 2021,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is hereby approved, and the Town Board hereby authorizes the amendment of Resolution No. 325-2021, to increase the authorization by \$3,926.25; 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, with the funds for said payment to be drawn from Account No. PAD B 8020 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 | Aye |
| Councilwoman Johnson | Aye |
| Councilman Imbroto | Aye |
| Councilman Hand | Aye |
| Councilman Labriola | Aye |
| Councilwoman Maier | Aye |
| Councilwoman Walsh | Aye |

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

January 20, 2022

TO: MEMORANDUM DOCKET

FROM: ELIZABETH L. MACCARONE, COMMISSIONER
DEPARTMENT OF PLANNING AND DEVELOPMENT

SUBJECT: INCREASE IN AUTHORIZATION
TOWN BOARD RESOLUTION NUMBER 325-2021
GENERAL PLANNING SERVICES
ACCOUNT NUMBER PAD B 8020 44800 000 0000

On May 4, 2021, the Town Board adopted Resolution Number 262-2021 authorizing Nelson, Pope & Voorhis, LLC (NP&V) to perform Consultant Services for Technical Assistance with General Planning Services in the Town of Oyster Bay during a period from May 5, 2021 through December 31, 2021.

On June 15, 2021, the Town Board adopted Resolution Number 325-2021 authorizing an encumbrance order in the amount of \$48,000.00 to cover claims of Nelson, Pope & Voorhis, LLC (NP&V) for consultant services in connection with their review of the Town's existing zoning regulations pertaining to private Golf Courses and Country Clubs.

This Department is respectfully seeking approval of the Town Board to authorize an amendment to Resolution Number 325-2021 for an additional increase of \$3,926.25 for additional Planning Services for 2021 as indicated in the attached letter from NP&V dated January 12, 2022. These services were required in order to complete the draft code modifications for presentation to the Town Board.

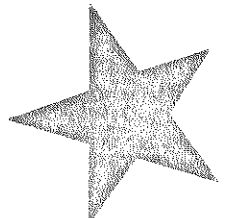
The office of the Inspector General has reviewed the vendor's disclosure questionnaire and is satisfied that the Town of Oyster Bay Procurement Policy has been fulfilled.

Funds are available in Account Number PAD B 8020 44800 000 0000 to satisfy these services.


ELIZABETH L. MACCARONE
COMMISSIONER

ELM/dm

cc: Legislative Affairs



Meeting of June 15, 2021

Resolution No. 325-2021

WHEREAS, by Resolution No. 262-2021, adopted on May 4, 2021, the Town Board authorized Nelson, Pope & Voorhis, LLC to perform Consultant Services for Technical Assistance with General Planning Services in the Town of Oyster Bay during the period from May 5, 2021 through December 31, 2021; and

WHEREAS, Nelson, Pope & Voorhis, LLC, by letter dated May 11, 2021, described the scope of work to be performed regarding their review of the Town's existing zoning regulations pertaining to private Golf Courses and Country Clubs; and

WHEREAS, Commissioner Maccarone, by memorandum dated May 27, 2021, requested that the Town Board authorize an encumbrance order, in an amount not to exceed \$48,000.00, to pay Nelson, Pope and Voorhis, LLC for consultant services in connection with their review of the Town's existing zoning regulations pertaining to private Golf Courses and Country Clubs, with funding to satisfy said costs available in Account No. PAD-B 8020 44800 000 0000,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is accepted and approved, and the Town Board approves an encumbrance order in an amount not to exceed \$48,000.00 to pay Nelson, Pope & Voorhis, LLC for consultant services in connection with their review of the Town's existing zoning regulations pertaining to private Golf Courses and Country Clubs; and it is further

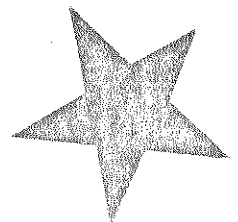
RESOLVED, that the Comptroller is authorized to issue an encumbrance order, in an amount not to exceed \$48,000.00, to satisfy said consulting services costs, with funds to be drawn from Account No. PAD-B 8020 44800 000 0000.

#

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

| | |
|----------------------|---------|
| Supervisor Saladino | Aye |
| Councilwoman Johnson | Recused |
| Councilman Imbroto | Nay |
| Councilman Hand | Aye |
| Councilman Labriola | Aye |
| Councilwoman Maier | Aye |
| Councilwoman Walsh | Aye |

Reviewed by
Office of Town Attorney





NELSON POPE VOORHIS

environmental • land use • planning

January 12, 2022

Elizabeth L. Maccarone, Commissioner
Town of Oyster Bay
Department of Planning and Development
74 Audrey Avenue
Oyster Bay, NY 11771

Re: **Golf Course Planning Study
Additional Services for 2021**

Dear Commissioner, Maccarone:

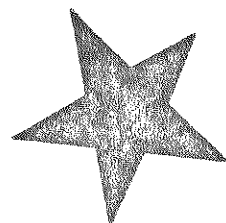
As you know, Nelson, Pope & Voorhis, LLC (NPV) has completed a draft of the Golf Course Planning Study for the Town of Oyster Bay Department of Planning & Development (P&D). The original scope included undertaking a planning study to review the Town's existing zoning regulations pertaining to private golf courses and country clubs, evaluation of available options for advancing the goal of enhancing the protection of important resources within these properties, and formulation of a strategy for implementing revisions to the Town's zoning regulations to advance this goal.

Upon request, additional services were provided which were not contemplated at the time of the original proposal and included working meetings with the Village of Sea Cliff and the inclusion of the public golf courses in the analysis. Through the end of December 2021, the total amount exceeding the original contracted amount was \$3,926.25 and therefore, it is respectfully request that additional budget be allocated for this amount through the end of 2021.

If you have any questions, please feel free to call (631) 427-5665 ext. 208 or contact me by email at keiseman@nelsonpopevoorhis.com.

Respectfully submitted,
Nelson Pope Voorhis

Kathryn Eiseman, AICP
Partner/Division Manager



79-2022
RESO

At a regular meeting of the Town Board of the Town of Oyster Bay, Nassau County, New York, held at the Town Hall, Audrey Avenue, in Oyster Bay, New York, in said Town, on February 8, 2022, at 10:00 A.M., Prevailing Time.

PRESENT:

Joseph Saladino
Supervisor

Michele Johnson
Councilman

Louis Imbroto
Councilman

Thomas Hand
Councilman

Steve Labriola
Councilman

Laura Maier
Councilman

Vicki Walsh
Councilman

In the Matter of
the Increase and Improvement of the Facilities
of the Town of Oyster Bay Jericho Water
District in the Town of Oyster Bay,
Nassau County, New York

Resolution No. 79-2022

ORDER CALLING PUBLIC HEARING

WHEREAS, the Town Board of the Town of Oyster Bay, Nassau County, New York, has been presented with a petition, executed by a majority of the duly elected Water District Commissioners of the Jericho Water District on January 24, 2022, pursuant to Section 216 of the

Reviewed By
Office of Town Attorney

Town Law, requesting the increase and improvement of the facilities of the Jericho Water District in said Town, including the following projects (i) construction of Advanced Oxidation Process ("AOP") facility for Wells 20 and 21 with additional granular activated carbon ("GAC") units and building, (ii) construction of AOP facility for Well 22, and (iii) replacement of the Syosset water tank, demolition of the existing elevated tank, installation of the new piping, valves, and vault, SCADA and controls modifications, and disinfection and testing, and related site improvements and incidental expenses in connection with each such project, and

WHEREAS, said District has prepared a map, plan and report, including an estimate of cost, relating to said increase and improvement of facilities of said Jericho Water District, in form and substance acceptable to the Town Board; and

WHEREAS, the map, plan and report is in the form of a report from D&B Engineers and Architects, P.C., engineers duly licensed in the State of New York, entitled "Report on the Need for Water Supply System Improvements for the 2022 Bond Issue" dated January 2022; and

WHEREAS, the estimated maximum cost of such increase and improvement of facilities is expected to be \$40,810,150 and the plan for the financing thereof is by (i) the issuance of \$1,661,000 of bonds of the Town, which was previously authorized under Resolution No. 675B-2019 on November 19, 2019 and remains unissued, and (ii) the issuance of \$39,149,150 of bonds of the Town, which is proposed to be authorized pursuant to a new bond resolution; and

WHEREAS, such cost shall be annually apportioned and assessed upon the several lots and parcels of land within said Jericho Water District in the manner provided by law and levied and collected in an amount sufficient to pay the principal and interest on said bonds as the same become due;

WHEREAS, an environmental analysis has been prepared on behalf of the Jericho Water District pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act in connection with such

increase and improvement and it has been determined that such increase and improvement will not result in any significant environmental effects; and

WHEREAS, it is now desired to call a public hearing on said proposed increase and improvement of facilities and the map, plan and report, including estimate of cost pursuant to Section 202-b of the Town Law;

NOW, THEREFORE, BE IT

ORDERED, by the Town Board of the Town of Oyster Bay, Nassau County, New York, as follows:

Section 1. A meeting of the Town Board of the Town of Oyster Bay, Nassau County, New York, shall be held on March 1, 2022 at 10:00 A.M., Prevailing Time, at the Town Hall East, 54 Audrey Avenue, Oyster Bay, New York, in said Town, for the purpose of conducting a public hearing on the proposed increase and improvement of the facilities of the Jericho Water District in said Town, and the map, plan and report including estimate of cost referred to in the preambles hereof, at which time said Town Board will hear all persons interested in the subject thereof concerning the same.

Section 2. The Town Clerk is hereby authorized and directed to cause a notice of said public hearing to be published in Newsday, a newspaper having general circulation in the Town, and posted in the manner prescribed by law, which notice shall be in substantially the following form, to-wit:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that the Town Board of the Town of Oyster Bay, Nassau County, New York, will meet on March 1, 2022 at 10:00 A.M., Prevailing Time, at the Town Hall East, 54 Audrey Avenue, in Oyster Bay, New York, in said Town, for the purpose of conducting a public hearing relating to the proposed increase and improvement of the facilities of the Jericho Water District in said Town, including the following projects: (i) construction of an Advanced Oxidation Process ("AOP") facility for Wells 20 and 21 with additional granular activated carbon ("GAC") units and building, (ii) construction of an AOP facility for Well 22, and (iii) replacement of the Syosset water

tank, including demolition of the existing elevated tank, installation of the new tank, piping, valves, and vault, SCADA and controls modifications, and disinfection and testing, and related site improvements and incidental expenses in connection with each such project, at an estimated maximum cost of \$40,810,150, of which \$39,149,150 of bonds of the Town is proposed to be issued therefor, at which time and place said Town Board will hear all persons interested in the subject thereof concerning the same. Such cost shall be annually apportioned and assessed upon the several lots and parcels of land within the Jericho Water District in the manner provided by law and levied and collected in an amount sufficient to pay the principal and interest on said bonds as the same become due.

The map, plan and report, including estimate of cost, relating to this project, prepared by D&B Engineers and Architects, P.C. and entitled "Report on the Need for Water Supply System Improvements for the 2022 Bond Issue", is on the file in the Office of the Town Clerk where it is available for public inspection during normal business hours.

An environmental analysis has been prepared on behalf of the Jericho Water District pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act in connection with such increase and improvement of the facilities of the Jericho Water District and it has been determined that such increase and improvement of the facilities of the Jericho Water District will not result in any significant environmental effects.

Dated: Oyster Bay, New York
February 8, 2022

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF OYSTER BAY,
NASSAU COUNTY, NEW YORK

Richard LaMarca
Town Clerk

Section 3. This order shall take effect immediately.

The question of the adoption of the foregoing order was duly put to a vote on roll call, which resulted as follows:

_Supervisor Saladino _____ VOTING _AYE_____
_Councilwoman Johnson _____ VOTING _AYE_____
_Councilman Imbroto _____ VOTING _AYE_____
_Councilman Hand _____ VOTING _AYE_____
_Councilman Labriola _____ VOTING _AYE_____
_Councilwoman Maier _____ VOTING _AYE_____
_Councilwoman Walsh _____ VOTING _AYE_____

The order was thereupon declared duly adopted.

* * * *

STATE OF NEW YORK)
)ss.:
COUNTY OF NASSAU)

I, the undersigned Clerk of the Town of Oyster Bay, Nassau County, New York, DO HEREBY
CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Town Board
of said Town, including the resolution contained therein, held on February 8, 2022, with the original
thereof on file in my office, and that the same is a true and correct transcript therefrom and of the
whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

[please check one below]

 x (1) pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said
meeting was open to the general public, or

 (2) said meeting was held remotely by conference call, video conference, or other
similar means in accordance with the requirements set forth in Chapter 417 of the Laws of 2021.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public notice
of the time and place of said meeting to be given to the following newspaper and/or other news media
as follows:

Newspaper and/or Other News Media

Date Given

Various publications throughout the

February 4, 2022

Town of Oyster Bay

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s) of Posted Notice

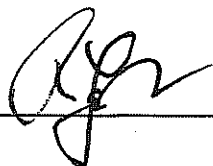
Date of Posting

Bulletin board, 1st floor

February 4, 2022

54 Audrey Avenue, Oyster Bay, NY

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town on February 9, 2022.



Town Clerk

(CORPORATE
SEAL)

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that the Town Board of the Town of Oyster Bay, Nassau County, New York, will meet on March 1, 2022 at 10:00 A.M., Prevailing Time, at the Town Hall East, 54 Audrey Avenue, in Oyster Bay, New York, in said Town, for the purpose of conducting a public hearing relating to the proposed increase and improvement of the facilities of the Jericho Water District in said Town, including the following projects: (i) construction of an Advanced Oxidation Process ("AOP") facility for Wells 20 and 21 with additional granular activated carbon ("GAC") units and building, (ii) construction of an AOP facility for Well 22, and (iii) replacement of the Syosset water tank, including demolition of the existing elevated tank, installation of the new tank, piping, valves, and vault, SCADA and controls modifications, and disinfection and testing, and related site improvements and incidental expenses in connection with each such project, at an estimated maximum cost of \$40,810,150, of which \$39,149,150 of bonds of the Town is proposed to be issued therefor, at which time and place said Town Board will hear all persons interested in the subject thereof concerning the same. Such cost shall be annually apportioned and assessed upon the several lots and parcels of land within the Jericho Water District in the manner provided by law and levied and collected in an amount sufficient to pay the principal and interest on said bonds as the same become due.

The map, plan and report, including estimate of cost, relating to this project, prepared by D&B Engineers and Architects, P.C. and entitled "Report on the Need for Water Supply System Improvements for the 2022 Bond Issue", is on the file in the Office of the Town Clerk where it is available for public inspection during normal business hours.

An environmental analysis has been prepared on behalf of the Jericho Water District pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act in connection with such

increase and improvement of the facilities of the Jericho Water District and it has been determined that such increase and improvement of the facilities of the Jericho Water District will not result in any

Dated: Oyster Bay, New York
_____, 2022

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF OYSTER BAY,
NASSAU COUNTY, NEW YORK

Town Clerk

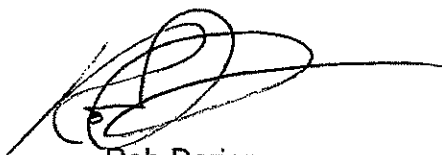
Town of Oyster Bay
Inter-Departmental Memo

January 24, 2022

To: Memorandum Docket
From: Rob Darienzo, Director of Finance
Subject: Public Hearing – Jericho Water District Improvements

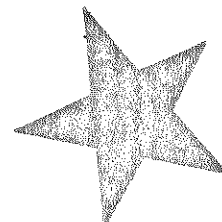
Town Board action is required to approve a resolution calling for a public hearing on March 1, 2022 to authorize the issuance of serial bonds for Jericho Water District Improvements. The Order Calling for the Public Hearing was prepared by Bond Counsel and is attached to this memo.

Thank you.



Rob Darienzo
Director of Finance

RD/rd
Word/Documents/Docket/2022 jericho wd improve



Reviewed By
Office of Town Attorney
Elizabeth A. Jaughan

RESOLVED, That a public hearing will be held in the Hearing Room, Town Hall North, 54 Audrey Avenue, Oyster Bay, New York on the 1st day of March, 2022, at 10:00 o'clock, a.m. prevailing time on that day, or as soon thereafter as practicable, to consider the application of MANETTO HILLS ASSOCIATES 116, LLC, fee owner, for a Special Use Permit to allow for interior alterations to be made to an existing space approximately 19,159 square feet in size and for the construction and operation of a fitness center in said space, on premises located in a General Business ("GB") District, at 50 Manetto Hill Road, Plainview, Town of Oyster Bay, County of Nassau, State of New York and described as Section 12, Block 381, Lot 64, on the Land and Tax Map of Nassau County, and Site Plan Approval for said use; and be it further

RESOLVED, That the Town Clerk shall publish notice of such hearing in
newspapers of general circulation within the Town of Oyster Bay.

-#-

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 |

PUBLIC NOTICE

Reviewed By
Office of Town Attorney

Elizabeth A. Faughman

NOTICE is hereby given, pursuant to law, that a public hearing will be held by the Town Board of the Town of Oyster Bay, Nassau County, New York, on Tuesday, March 1, 2022, at 10:00 a.m., prevailing time, or as soon thereafter as may be practicable, in the Hearing Room, Town Hall North, East Building, 54 Audrey Avenue, Oyster Bay, New York, for the purpose of considering an application from MANETTO HILLS ASSOCIATES 116, LLC, fee owner, for a Special Use Permit to allow for interior alterations to be made to an existing space approximately 19,159 square feet in size and for the construction and operation of a fitness center in said space, on premises located in a General Business ("GB") District, at 50 Manetto Hill Road, Plainview, Town of Oyster Bay, County of Nassau, State of New York and described as Section 12, Block 381, Lot 64, on the Land and Tax Map of Nassau County, and Site Plan Approval for said use.

If meeting restrictions are imposed by New York State Executive Order or otherwise, said meeting may be held by teleconference, and said meeting will be livestreamed on oysterbaytown.com where the public will have the ability to view or listen to said hearing, and said hearing shall be recorded and later transcribed. The public may submit any comments on the subject of the hearing, by mailing or delivering same to the Office of the Town Attorney, 54 Audrey Avenue, Oyster Bay, New York 11771, or by submitting same by email to publiccomment@oysterbay-ny.gov. Any comments received will form part of the public record with respect to said hearing.

The abovementioned application is on file and may be viewed daily (except Saturday, Sunday and Holidays) between the hours of 9:00 a.m. and 4:45 p.m., prevailing time, at the Office of the Town Clerk at Oyster Bay and Massapequa. Any person interested in the subject matter of said hearing will be given an opportunity to be heard with reference thereto, at the time and place above designated.

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

Dated: February 8, 2022, Oyster Bay, New York.

80

Town of Oyster Bay
Inter-Departmental Memo

TO : MEMORANDUM DOCKET

FROM : OFFICE OF THE TOWN ATTORNEY

DATE : January 24, 2022

SUBJECT: Manetto Hills Associates 116, LLC, fee owner
Special Use Permit
Premises: 50 Manetto Hill Road, Plainview, New York
Section 12, Block 381, Lot 64

It is requested that the Town Board authorize the Town Clerk to advertise a Notice of Hearing, for a Public Hearing to be held on March 1, 2022 at 10:00 a.m., in connection with the above referenced matter.

Kindly place this matter on the docket so that the attached Resolution pertaining to this matter can be heard at the February 8, 2022 Town Board meeting.

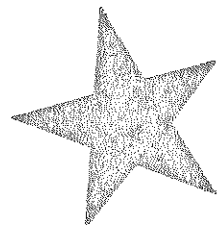
FRANK M. SCALERA
TOWN ATTORNEY

Thomas M. Sabellico

Thomas M. Sabellico
Special Counsel

(Signature)

TMS:nb
Enclosure
2021-8211



Reviewed By
Office of Town Attorney
[Signature]

RESOLVED, That a public hearing will be held in the Hearing Room, Town Hall North, 54 Audrey Avenue, Oyster Bay, New York on the 15th day of March, 2022, at 10:00 o'clock, a.m. prevailing time on that day, or as soon thereafter as practicable, to consider the application of TALIRAN, INC., fee owner, and RITZ BARKLTON 2, LLC d/b/a K9 RESORTS, lessee, for Revocation of an existing Declaration of Restrictive Covenants and issuance of a Special Use Permit to allow for the construction and operation of an animal boarding facility, on a portion of the premises located in a Light Industry ("LI") District, at 120 Eileen Way, on the northeasterly side of Eileen Way, 505.31 feet southeasterly from Jericho Turnpike (NYS Route 25), Syosset, Town of Oyster Bay, County of Nassau, State of New York and described as Section 15, Block 172, Lot 20, on the Land and Tax Map of Nassau County, and Site Plan Approval for said use; and be it further

RESOLVED, That the Town Clerk shall publish notice of such hearing in

newspapers of general circulation within the Town of Oyster Bay.

-#-

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 |

PUBLIC NOTICE

NOTICE is hereby given, pursuant to law, that a public hearing will be held by the Town Board of the Town of Oyster Bay, Nassau County, New York, on Tuesday, March 15, 2022, at 10:00 a.m., prevailing time, or as soon thereafter as may be practicable, in the Hearing Room, Town Hall North, East Building, 54 Audrey Avenue, Oyster Bay, New York, for the purpose of considering an application from TALIRAN, INC., fee owner, and RITZ BARKLTON 2, LLC d/b/a K9 RESORTS, lessee, for Revocation of an existing Declaration of Restrictive Covenants and issuance of a Special Use Permit to allow for the construction and operation of an animal boarding facility, on a portion of the premises located in a Light Industry ("LI") District, at 120 Eileen Way, on the northeasterly side of Eileen Way, 505.31 feet southeasterly from Jericho Turnpike (NYS Route 25), Syosset, Town of Oyster Bay, County of Nassau, State of New York and described as Section 15, Block 172, Lot 20, on the Land and Tax Map of Nassau County, and Site Plan Approval for said use.

If meeting restrictions are imposed by New York State Executive Order or otherwise, said meeting may be held by teleconference, and said meeting will be livestreamed on oysterbaytown.com where the public will have the ability to view or listen to said hearing, and said hearing shall be recorded and later transcribed. The public may submit any comments on the subject of the hearing, by mailing or delivering same to the Office of the Town Attorney, 54 Audrey Avenue, Oyster Bay, New York 11771, or by submitting same by email to publiccomment@oysterbay-ny.gov. Any comments received will form part of the public record with respect to said hearing.

The abovementioned application is on file and may be viewed daily (except Saturday, Sunday and Holidays) between the hours of 9:00 a.m. and 4:45 p.m., prevailing time, at the Office of the Town Clerk at Oyster Bay and Massapequa. Any person interested in the subject matter of said hearing will be given an opportunity to be heard with reference thereto, at the time and place above designated.

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

Dated: February 8, 2022, Oyster Bay, New York.

Reviewed By
Office of Town Attorney

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Town of Oyster Bay
Inter-Departmental Memo

TO : MEMORANDUM DOCKET
FROM : OFFICE OF THE TOWN ATTORNEY
DATE : January 24, 2022
SUBJECT: Taliran, Inc., fee owner
Ritz Barklton 2, LLC d/b/a K9 Resorts, lessee
Special Use Permit and Revocation of Declaration of Restrictive Covenants.
Premises: Eileen Way, Syosset, New York
Section 15, Block 172, Lot 20

It is requested that the Town Board authorize the Town Clerk to advertise a Notice of Hearing, for a Public Hearing to be held on March 15, 2022 at 10:00 a.m., in connection with the above referenced matter.

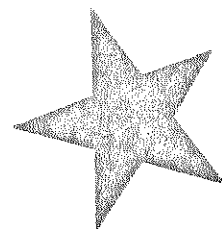
Kindly place this matter on the docket so that the attached Resolution pertaining to this matter can be heard at the February 8, 2022 Town Board meeting.

FRANK M. SCALERA
TOWN ATTORNEY

Thomas M. Sabellico

Thomas M. Sabellico
Special Counsel

TMS:nb
Enclosure
2021-8179



Reviewed By
Office of Town Attorney

Rosemarie Wolfe

WHEREAS, Steven C. Ballas, Comptroller, by memorandum dated January 24, 2022, advised that, pursuant to the Town of Oyster Bay Procurement Policy, a request for proposals (RFP) was placed on the Town of Oyster Bay website and was sent to sixteen (16) firms interested in providing payroll and HR Management Processing Services to the Town for a five (5) year term beginning February 8, 2022 through and including February 8, 2027 with two (2), five-year extension options, if mutually agreeable; and

WHEREAS, the Office of the Comptroller received six (6) responses by the August 23, 2021 response date; and

WHEREAS, the evaluation and selection process was performed in compliance with the requirements of Guidelines 6 and 9 of the Town of Oyster Bay Procurement Policy and an RFP review committee was formed with five (5) employees from three departments within the Town to review and rate each of the six (6) responses received; and

WHEREAS, following a review and evaluation of the six (6) responses, Paypro Corporation, 210 Marcus Blvd, Hauppauge, NY 11788, was determined to be the best qualified, and Steven C. Ballas, Comptroller, by said memorandum, requested that the Town Board authorize the Town to enter into a contract with Paypro Corporation to provide payroll and HR Management Processing Services to the Town beginning February 8, 2022 through and including February 8, 2027 for a five (5) year term with two (2), five-year extension options, if mutually agreeable; and

WHEREAS, the Office of the Inspector General has reviewed the vendor disclosure questionnaire and is satisfied the Town's Procurement Policy has been satisfied,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is approved, and the Town is hereby authorized to enter into a contract with Paypro Corporation, 210 Marcus Blvd, Hauppauge, NY to provide payroll and HR Management Processing Services to the Town beginning February 8, 2022 through and including February 8, 2027 for a five (5) year term with two (2), five-year extension options, if mutually agreeable; and it be further

RESOLVED, That the Comptroller is hereby authorized and directed to make payment in an amount not to exceed \$350,000.00 per year, with funds to be drawn from Account No. CMP A 1680 46410 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 | Aye |
| Councilman Labriola | Aye |
| Councilwoman Maier | Aye |
| Councilwoman Walsh | Aye |

72

TOWN OF OYSTER BAY
Inter-Departmental Memo

January 24, 2022

To: MEMORANDUM DOCKET

From: STEVEN C. BALLAS, COMPTROLLER

Subject: AWARD OF PAYROLL AND HR MANAGEMENT PROCESSING SERVICES

Pursuant to the Town of Oyster Bay Procurement Policy, Resolution No. 154-2021, the Office of the Comptroller solicited Requests for Proposals (RFPs) from sixteen (16) firms interested in providing Payroll and HR Management Processing Services to the Town for a five (5) year period with the provision of two (2), five-year extension options, if mutually agreeable. In addition, the RFP was posted on the Town's website.

Of the sixteen (16) firms, six (6) firms responded by the August 23, 2021 response date. The evaluation and selection process was performed in compliance with the requirements of Guidelines 6 and 9 of the Town of Oyster Bay Procurement Policy. A RFP Review Committee was formed with five (5) employees from three departments within the Town. Each of the six (6) responses were reviewed, evaluated and rated in detail by the RFP Review Committee.

Of the six (6) firms reviewed and evaluated, Paypro Corporation, 210 Marcus Blvd., Hauppauge, NY 11788 was the highest ranked firm. Paypro Corporation's high rating was based upon the company's special knowledge and experience with various aspects of municipal payroll processes and their competitive fee schedule.

Accordingly, the Office of the Comptroller respectfully requests Town Board authorization for the Town to enter into an agreement to be negotiated by the Office of the Comptroller and approved by the Office of the Town Attorney. Authorization is further requested for the Supervisor or his designee to execute said agreement for providing Payroll and HR Management Processing Services to the Town for a period from February 8, 2022 through and including February 8, 2027 with the option of two (2) five-year extensions if mutually agreeable.

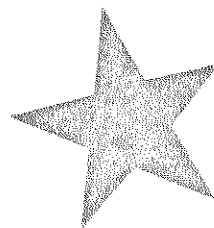
The Office of the Inspector General has reviewed the disclosure questionnaires and is satisfied that the Procurement Policy has been fulfilled.

Funds are available in account CMP A 1680 46410 000 0000 and further, monies have been allocated in the 2022 Capital Program, 5 Year Equipment, which will be authorized at the January 25, 2022 meeting. Project IDs to be furnished following adoption of same. Funds to be allocated in an amount not to exceed \$350,000.00 per year.


STEVEN C. BALLAS
COMPTROLLER

SCB:cmw

cc: Payroll Division
Reading File



Meeting of February 8, 2022

Resolution No.83-2022

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works/Highway, by memorandum dated January 21, 2022, advised that the design for Contract No. H20-210, Highway Improvements to the Crescent Drive Area, Old Bethpage, has been completed; and

WHEREAS, Commissioner Lenz, by said memorandum, advised that the Department of Public Works/Highway has approved the plans and specifications submitted, with an estimated construction time for completion of this Contract of one hundred eighty (180) days, and recommended that the Department of General Services, Division of Purchasing, proceed with setting a date for receiving bids for said Contract,

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is hereby accepted, and the Department of General Services, Division of Purchasing, is hereby authorized and directed to contact the Division of Engineering to set a date for receiving bids for Contract No. H20-210.

-#-

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

January 21, 2022

TO : MEMORANDUM DOCKET


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

SUBJECT : ACCEPTANCE OF DESIGN, REQUEST TO ENTER BID &
CONSTRUCTION PHASES
HIGHWAY IMPROVEMENTS TO THE CRESCENT DRIVE AREA, OLD BETHPAGE
CONTRACT NO. H20-210

Town Board Resolution No. 199-2021 authorized deBruin Engineering, 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.

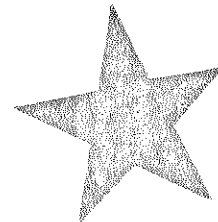
It is hereby requested that the Town Board authorize by Resolution that the Division of Purchasing, by copy of this memorandum, shall proceed with setting a bid date for receiving bids for this contract.


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

 RWL/JCT/MR/TLS/nm
Attachments

cc: Steven C. Ballas, Comptroller
Eric Tuman, Commissioner/General Services
John Bishop, Deputy Commissioner/Highway

H20-210 DOCKET Request to Bid Crescent Drive Area



Meeting of April 20, 2021

Resolution No. 199-2021

WHEREAS, Richard W. Lenz, P.E., Commissioner, Departments of Public Works/Highways, by memorandum dated March 12, 2021, advised that a request for proposals ("RFP") was issued to nine (9) firms and notice of the RFP was placed on the Town of Oyster Bay website, to procure engineering services relative to Highway Improvements to the Crescent Drive Area, Old Bethpage, Contract No. H20-210, and the Division of Engineering received nine (9) responses; and

WHEREAS, following a review and evaluation of all of the responses in compliance with the requirements of Guidelines 6 and 9 of the Town's Procurement Policy, Commissioner Lenz, by the aforementioned memorandum, requested and recommended that the Town Board authorize de Bruin Engineering, P.C., Westbury, New York, to provide the required preliminary surveying, site design, and bid work, for a total fee of \$591,900.00; and

WHEREAS, Robert W. de Bruin, P.E., de Bruin Engineering, P.C., by letter dated February 17, 2021, requested the use of GdB Geospatial L.S., P.C., Land Air Water Environmental Services, Inc. and Concrete Solutions, as sub-consultants for surveying, soil investigation, and construction materials testing services, respectively; and

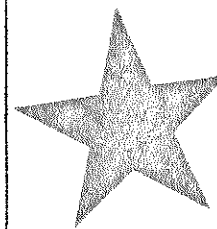
WHEREAS, Commissioner Lenz, by said memorandum, requested Town Board authorization to permit de Bruin Engineering, P.C., to use GdB Geospatial L.S., P.C., Land Air Water Environmental Services, Inc. and Concrete Solutions, as sub-consultants for surveying, soil investigation, and construction materials testing services, respectively, and further requested that the Town Board authorize and direct the Town Comptroller to issue an encumbrance order, in the amount of \$591,900.00, to pay for aforesaid services related to Highway Improvements to the Crescent Drive Area, Old Bethpage under Contract No. H20-210; and

WHEREAS, the requested services to be provided by de Bruin Engineering, P.C., including the use of the above sub-consultants, are to be for a total amount not to exceed \$591,900.00. The costs for monitoring the initial design phase, are not to exceed \$290,000.00 and funds are available from Account No. HWY H5197 20000 000 2103 008, and Commissioner Lenz recommended that the sum of \$290,000.00 be encumbered at this time; and

WHEREAS, Commissioner Lenz has advised the Board that the Office of the Inspector General has reviewed the contract and the disclosure questionnaires submitted by the proposed vendor and subcontractors in accordance with the Town Procurement Policy,

NOW, THEREFORE, BE IT RESOLVED, That the requests and recommendations as hereinabove set forth are accepted and approved, and that de Bruin Engineering, P.C., is hereby authorized to provide the above-referenced engineering services relative to highway improvements to the Crescent Drive Area, Old Bethpage, Contract No. H20-210, and to use GdB Geospatial L.S., P.C., Land Air Water Environmental Services, Inc. and Concrete Solutions, as sub-consultants for surveying, soil investigation, and construction materials testing services, respectively, in a total amount not to exceed \$591,900.00, and be it further

Reviewed By
Office of Town Attorney



Resolution No. 199-2021

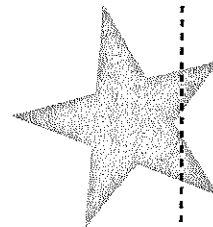
RESOLVED, That the Supervisor, or his designee, is hereby authorized to execute an agreement with de Bruin Engineering, P.C. for the above-referenced professional engineering services, and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to encumber the sum of \$290,000.00 for fees related to monitoring the initial design phase, and to make payment for same, upon presentation of a duly certified claim, after audit, and that the funds for said payment are to be drawn from Account No. HWY H5197 20000 000 2103 008.

-#-

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

WHEREAS, by Resolution No. 817-2019, adopted on December 10, 2019, the Town Board authorized Lockwood, Kessler & Bartlett, Inc. to provide On-Call Engineering Services in connection with the operation and development of the Old Bethpage Solid Waste Disposal Complex, for a two-year term, commencing January 1, 2020 through December 31, 2021; and

WHEREAS, Theresa C. Heneveld, P.E., Vice President of Environmental Engineering, Lockwood, Kessler & Bartlett, Inc., by letter dated January 5, 2022, described the scope of work to be performed under Contract No. PWC31-20, including construction inspection services to replace the scales at the Old Bethpage Solid Waste Disposal Complex; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works/Highways, by memorandum dated January 21, 2022, requested Town Board authorization for Lockwood, Kessler & Bartlett, Inc., to provide the aforesaid On-Call Engineering Services under Contract PWC31-20, and further requested that the Comptroller be directed to issue an encumbrance order in an amount not to exceed \$12,262.06 for this purpose, with funds available for payment in Account No. DER H 8797 20000 000 1906 015; and

WHEREAS, the Office of the Inspector General has reviewed the proposed vendor's disclosure questionnaire and is satisfied that the Town's Procurement Policy has been fulfilled,

NOW, THEREFORE, BE IT RESOLVED, that the requests as hereinabove set forth are approved, and Lockwood, Kessler & Bartlett, Inc. is hereby authorized to provide the aforementioned engineering services in connection with Contract No. PWC31-20, and the Comptroller is hereby authorized and directed to issue an encumbrance order in an amount not to exceed \$12,262.06 for this purpose, with funds available for payment in Account No. DER H 8797 20000 000 1906 015.

-#-

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 |

TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO

JANUARY 21, 2022

TO: MEMORANDUM DOCKET

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

SUBJECT: ON-CALL ENGINEERING SERVICE REQUEST
RELATIVE TO OPERATION AND DEVELOPMENT OF THE
OLD BETHPAGE SOLID WASTE DISPOSAL COMPLEX
CONTRACT NO. PWC31-20
ACCOUNT NO. DER H 8797 20000 000 1906 015
PROJ ID. 1906 DERSR05-02

The consultant, Lockwood, Kessler & Bartlett, Inc., has been approved by the Commissioner of Public Works to provide technical services under On-Call Contract No. PWC31-20 by Resolution No. 817-2019 for the subject project. Funds have been made available by the Director of Finance.

Attached is a letter dated January 5, 2022 from Lockwood, Kessler & Bartlett, Inc. regarding the scope of work performed in an amount not to exceed \$12,262.06. Services provided include construction inspection services to replace the scales at the Old Bethpage Solid Waste Disposal Complex.

Attached is an availability of funds in the amount of \$12,262.06 to satisfy said engineering costs from the Office of the Director of Finance indicating that funds are available in Account No. DER H 8797 20000 000 1906 015.

The Office of the Inspector General has reviewed the RFP/Contract and the proposed vendor's disclosure questionnaire 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. PWC31-20, On-Call Technical Assistance 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.

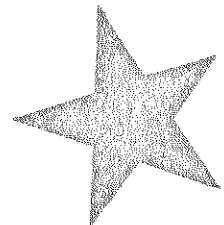

RICHARD W. LENZ, P.E.
COMMISSIONER

DEPARTMENT OF PUBLIC WORKS/HIGHWAY

RWL//MR/lk

c: Steven Ballas, Comptroller
Louis Savinetti, Commissioner/Environmental Resources
Daniel Pearl, Deputy Commissioner/Public Works

PWC31-20 LKB DOCKET SCALE REPLACEMENT CM FUNDS





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

January 5, 2022
LKB No. 2019-0132

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

Attn: John Tassone, Deputy Commissioner
Division of Engineering

Re: Contract No. PWC 31-20, On-Call Engineering Services for the Development and Operation of the Town's Old Bethpage Solid Waste Disposal Complex (OBSWDC)

Dear Commissioner Lenz,

Lockwood Kessler and Bartlett, Inc. (LKB) was authorized under Town Board Resolution 867-2019, to provide services for the Operation and Development of the OBSWDC for the two-year period from January 1, 2020 through December 31, 2021. The Town further authorized LKB under Town Board Resolution 502-2020 to provide engineering design and bid services related to the replacement of the truck scales at the OBSWDC.

At the Town's request, LKB also provided construction phase services in 2021. We have reviewed our original budget compared to the effort to complete our engineering services in 2021 which will require an additional authorization of \$12,262.06.

Therefore, LKB respectfully requests that \$12,262.06 be authorized under Contract No. PWC 31-20 to complete the services requested in 2021.

We appreciate the opportunity to serve the Town on this project. Should you have any questions regarding this letter please contact our office.

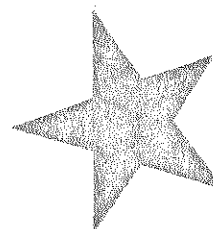
Very truly yours,

LOCKWOOD, KESSLER & BARTLETT, INC.

Theresa C. Heneveld, P.E.
Vice President of Environmental Engineering

Cc: M. Russo, PE - TOBDPW

AN EQUAL OPPORTUNITY EMPLOYER





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



Requesting Division/Department

ENVIRONMENTAL RESOURCES

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

Contract Number PWC 31-20

Contract Period JANUARY 1, 2020 - DECEMBER 31, 2021

Consultant/Contractor LOCKWOOD, KESSLER & BARTLETT, INC.

Discipline OPERATION AND DEVELOPMENT OF O.B.S.W.D.C.

Total Authorization \$436,262.06

Resolution No. 817-2019 Date 12/10/2019

Funded To Date \$424,000.00

Amount Requested \$12,262.06

Account To Be Used DER H 8797 20000 000 1906 015, PROJ ID. 1906 DERSR05-02

If Capital Account, State The Related Contract Number: DER20-207

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.

CONSTRUCTION MANAGEMENT SERVICES FOR REPLACEMENT OF SCALES

AT THE OLD BETHPAGE SOLID WASTE DISPOSAL COMPLEX

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 [Signature]

Signature [Signature]

Title DEPUTY COMMISSIONER

Title Commissioner of Public Works

Date JAN 12, 2022

Date 1/20/22

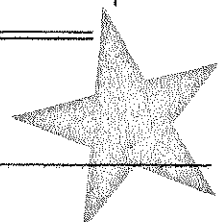
THIS SECTION TO BE COMPLETED BY THE DIRECTOR OF FINANCE

Amount Requested 12,262.06

Unencumbered Balance 359,980.13

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

Signature [Signature] Date 1/13/22



WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works/Highways, by memorandum dated November 25, 2019, advised that the Department of Public Works issued a Request for Proposal to firms seeking to provide On-Call Engineering Services to the Town in connection with the Operation and Development of the Old Bethpage Solid Waste Disposal Complex, resulting in the receipt of three (3) submissions; and

WHEREAS, Commissioner Lenz has, after review and analysis of the submissions based upon the technical merits of the responses, in compliance with the Town's Procurement Policy, requested and recommended that Cashin Associates, P.C., D&B Engineers & Architects, P.C., and Lockwood, Kessler & Bartlett, Inc. be authorized to perform On-Call Engineering Services in connection with Contract No. PWC31-20, Operation and Development of the Old Bethpage Solid Waste Disposal Complex, for a two (2) year term, commencing on January 1, 2020 through December 31, 2021; and

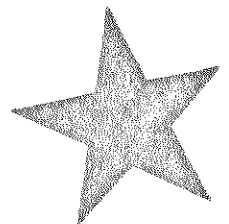
NOW, THEREFORE, BE IT RESOLVED, That the request and recommendation as hereinabove set forth are hereby accepted and approved and Cashin Associates, P.C., D&B Engineers & Architects, P.C., and Lockwood, Kessler & Bartlett, Inc. are hereby authorized and directed to provide On-Call Engineering Services in connection with Contract No. PWC31-20, Operation and Development of the Old Bethpage Solid Waste Disposal Complex, for a two (2) year term, commencing on January 1, 2020 through December 31, 2021.

#

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 | Aye |
| Councilwoman Johnson | Aye |
| Councilman Imbroto | Aye |
| Councilman Hand | Aye |
| Councilman Labriola | Aye |

Reviewed By
Office of Town Attorney
[Signature]



Reviewed By
Office of Town Attorney
M.F.B. 22

WHEREAS, Louis Savinetti, Commissioner, Department of Environmental Resources, by memorandum dated October 27, 2021, advised that on October 8, 2021 a stray dog, "Paris", was brought to the shelter and was clearly suffering, wherein it was determined by the Town veterinarian that "Paris" required surgery; and

WHEREAS, Commissioner Savinetti, by said memorandum, requested Town Board approval to utilize Dr. Catherine A. Loughlin, DVM of Long Island Veterinary Specialists to perform a consultation as well as the necessary emergency surgery with a cost to not exceed \$6,160.00; and

WHEREAS, the Office of the Town Attorney, by Thomas M. Sabellico, Special Counsel, by memorandum dated November 3, 2021, rendered the opinion that as the surgery was of a time-sensitive and emergency need, Guideline 5 of the Town procurement policy applied, and no further procurement was warranted; and

WHEREAS, Commissioner Savinetti, by memorandum dated January 27, 2022, advised that on November 1, 2021, the Department of Environmental Resources used Long Island Veterinary Specialists Specialty Surgery for the purpose of a consultation and lifesaving specialty surgery for "Paris"; and

WHEREAS, Commissioner Savinetti, by said memorandum of January 27, 2022, informed that the surgery was performed at a cost of \$6,120.00, and requested Town Board approval to pay Long Island Veterinary Specialists, the amount of \$6,120.00, with funds to be drawn from Account No. DER A 3510.44900 000 0000,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is hereby approved, and the Town Board authorizes payment of \$6,120.00 for the services of Long Island Veterinary Specialists performed on November 1st, 2021, 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, with the funds for said payment to be drawn from Account No. DER A 3510 44900 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 | 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 : January 27, 2022

SUBJECT : Long Island Veterinary Specialists Specialty Surgery

The Department of Environmental Resources, Animal Control & Shelter Division used the services of the above mentioned company for the purpose of a consultation and lifesaving specialty surgery for a dog named "Paris", Case No. 21-0283. The consultation and surgery for "Paris" was necessary in order to avoid complications that could lead to her death; "Paris" had bilateral rectal hernias which prevented her from defecating, and caused her extreme pain. Due to the nature of the surgery and nerve involvement, the procedure had to be performed by a specialist. The fee for these services was \$6,120.00, which will be paid from Animal Shelter Account DER A 3510 44900 000 0000 (other Contracts).

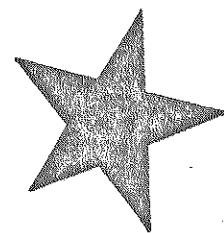
The Office of the Town Attorney, by Thomas M. Sabellico, Special Counsel, by memorandum dated November 3, 2021, rendered the opinion that as the surgery was of a time-sensitive and emergency need, Guideline 5 of the Town procurement policy applied, and no further procurement was warranted.

The Office of the Inspector General has reviewed the proposed vendor's questionnaire, and has approved same.

The Department of Environmental Resources, Animal Control & Shelter Division requests Town Board approval to pay Long Island Veterinary Specialists, the amount of \$6,120.00, for services provided with respect to "Paris", with funds to be drawn from Account No. DER A 3510 44900 000 0000.



LOUIS G. SAVINETTI
Commissioner
Department of Environmental Resources



Town of Oyster Bay
Inter-Departmental Memo

October 27, 2021

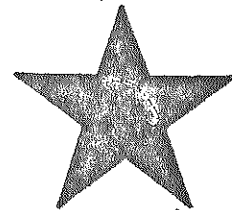
To: Frank Scalera, Town Attorney
CC: Hal Mayer

FROM: Louis G. Savinetti, Commissioner of Environmental Resources

SUBJ.: Emergency Procurement of Licensed Veterinarian for the purpose of Consultation and Specialty Surgery

On October 8th, 2021 a stray dog "Paris" 21-0283 was brought to the Animal Shelter. The Animal Shelter staff recognized that for two days she was struggling to defecate but was unable to. After numerous visits to our veterinarian, Dr. Blauvelt, it was determined that Paris has bilateral rectal hernias and requires surgery. Due to possible nerve involvement, Dr. Blauvelt is unable to perform this surgery and is recommending a specialty surgeon at Long Island Veterinary Specialists. Timely medical intervention is a necessity in order to avoid complications that could result in death.

The Department of Environmental Resources and the Animal Shelter respectfully request approval to utilize Dr. Catherine A. Loughin, DVM of Long Island Veterinary Specialists to perform a consultation as well as the necessary emergency surgery with a cost not to exceed \$6,160.



L. G. Savinetti (for)

Louis G. Savinetti
Commissioner
Department of Environmental Resources

LGS/cc
Attachments
Emergency procurement of licensed vet.doc
DER File no. G500

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

MEMO SENT BY EMAIL; ORIGINAL SENT BY INTER-OFFICE MAIL.

TO: LOUIS G. SAVINETTI, Commissioner
Department of Environmental Resources

FROM: OFFICE OF THE TOWN ATTORNEY

DATE: November 3, 2021

SUBJECT: Procurement of Dr. Catherine A. Loughlin, DVM

We are in receipt of your memorandum dated October 27, 2021, requested an opinion from our office concerning the procurement of Dr. Catherine A. Loughlin, Veterinarian. It is our understanding that "Paris", a dog at the Town Animal Shelter is in need of surgery on an emergency basis, and that if the surgery does not take place it could result in the death of the dog. It is also our understanding that Dr. Catherine A. Loughlin, a Veterinarian with the Long Island Veterinary Specialists, can perform this surgery at a cost not to exceed \$6,160.00.

Guideline 5 of the most recent procurement policy adopted by the Town provides:

Guideline 5. Except when directed by the Town Board, no solicitation or written proposals or quotations shall be required under the following circumstances:

a. Emergencies;

We recognize the time-sensitive need for the surgery. Therefore, this memorandum shall serve as the opinion of the Office of Town Attorney that the Department of Environmental Resources may proceed to procure Dr. Loughlin to perform the surgery, at a cost not to exceed \$6,160.00, without any need for any further procurement.

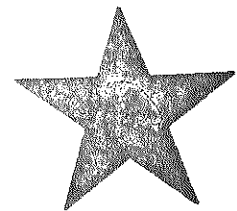
Very truly yours,

Thomas M. Sabellico

Thomas M. Sabellico
Special Counsel

TMS/nb

cc: Gregory W. Carman, Jr., Deputy Supervisor
Brian Noone, Inspector General
Frank M. Scalera, Town Attorney
Harold B. Mayer, Deputy Town Attorney



From: Laurie Scarpa <lscarpa@oysterbay-ny.gov>
Sent: Tuesday, January 18, 2022 10:35 AM
To: Kristi Trentinella <ktrentinella@oysterbay-ny.gov>
Subject: Fwd: Third-Party Relationship Status Update - Long Island Veterinary Specialists

Sent from my iPhone

Begin forwarded message:

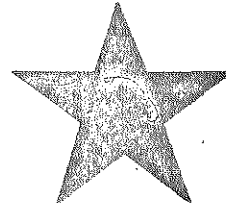
From: no-reply@exiger.com
Date: January 18, 2022 at 9:51:45 AM EST
To: Laurie Scarpa <lscarpa@oysterbay-ny.gov>
Subject: Third-Party Relationship Status Update - Long Island Veterinary Specialists

CAUTION: This email originated from outside of our organization! Do not click links, open attachments or reply, unless you recognize the sender's email address and know the content is safe!

Dear Laurie Scarpa,

This is to inform you that Long Island Veterinary Specialists has been Accepted.

You may review the third-party at the following link:
<https://insight.exiger.com/ThirdParty/Details/1793454>



Reviewed By
Office of Town Attorney


WHEREAS, Louis Savinetti, Commissioner, Department of Environmental Resources, by memorandum dated January 27, 2022, advised that Resolution No. 121-21, adopted February 23, 2021, authorized the Supervisor and/or his designee to enter into an agreement, as negotiated and approved by the Office of the Town Attorney, with Central Veterinary Associates, 73 West Merrick Road, Valley Stream, New York 11580, to provide after-hours veterinary services to the Town's Animal Shelter for cats and dogs, for a three (3) year term commencing on March 1, 2021 through February 29, 2024, for an amount not to exceed \$7,000.00 per year, with options, to be exercised upon mutual agreement, for two (2) one (1) year extensions; and

WHEREAS, Commissioner Savinetti, by said memorandum, advised that on November 12, 2021, a litter of stray puppies was surrendered to the Animal Shelter, and the Department of Environmental Resources then utilized the services of Central Veterinary Associates on November 14, 2021, for emergency treatment and care for the life threatening condition of Parvovirus, at a cost which exceeded the authorization of Resolution No. 121-21 by \$2,412.00; and

WHEREAS, Commissioner Savinetti, by said memorandum, requested that the Town Board amend Resolution No. 121-21 by increasing the authorization by the amount of \$2,412.00 to pay the remaining balance due Central Veterinary Associates,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is approved, and Resolution No. 121-21, is amended, by increasing the authorization thereunder by the amount of \$2,412.00 to pay the remaining balance due Central Veterinary Associates, with funds for the increase available in account DER A 3510 44900 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 | Aye |
| Councilwoman Maier | Aye |
| Councilwoman Walsh | Aye |

Town of Oyster Bay
Inter-Departmental Memo

January 27, 2022

To: MEMORANDUM DOCKET

FROM: Louis G. Savinetti, Commissioner of Environmental Resources

SUBJ.: Central Veterinary Associates- Emergency After Hours Contract

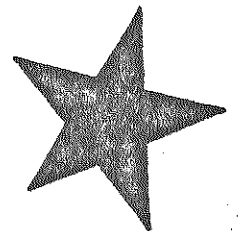
The Department of Environmental Resources, Animal Control & Shelter Division entered into an agreement with Central Veterinary Associates for a three year term commencing on March 1, 2021 and ending February 29, 2024 at a rate not to exceed \$7,000.00 per year. Sufficient funds are available in account DER A 3510 44900 000 0000 (Other Contract), Resolution 121-21.

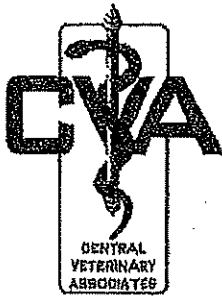
On Friday November 12th 2021 a litter of stray puppies was surrendered to the Animal Shelter. It was determined the puppies needed emergency medical treatment on Sunday Morning the 14th of November 2021. The litter of puppies were brought to Central Veterinary Associates for emergency treatment. The puppies were diagnosed with Parvovirus, an extreme life threatening virus. They remained at Central Veterinary Associates where they received around the clock care until it was safe for them to return to the Animal Shelter.

The Department of Environmental Resources, Animal Control & Shelter Division requests the Town Board amend Resolution 121-21 to increase the authorization in an amount not to exceed \$2,412.00 to pay the balance due Central Veterinary Associates. The funds for the increase are available in account DER A 3510 44900 000 0000 (Other Contract).



LOUIS G. SAVINETTI
Commissioner
Department of Environmental Resources





NETWORK
OF
ANIMAL
HEALTH
CENTERS

CENTRAL VETERINARY ASSOCIATES, P.C.

Providing 24 Hour Health Care 365 Days of The Year*

*MAIN HOSPITAL- 24 Hours 73 West Merrick Rd- Valley Stream, NY 11580 - 516-825-3006 - OPEN 7 DAYS A WEEK

CENTRAL VETS OF MINEOLA
229 E. Jericho Turnpike
Mineola, NY 11501
516-294-8880
Fax: 516-294-8636

BAYSIDE ANIMAL CLINIC
36-43 Bell Boulevard
Bayside, NY 11361
718-224-4451
Fax: 718-224-5250
OPEN SUNDAYS 10-5

BOULEVARD ANIMAL CLINIC
112-49 Queens Boulevard
Forest Hills, NY 11375
718-261-1231
Fax: 718-261-4070
OPEN SUNDAYS 10-2

Animal Shelter Town Of Oyster Bay (# 96772)
150 Miller Place
Syosett, NY 11791

Nov 18, 2021

**Invoice Number
493057**

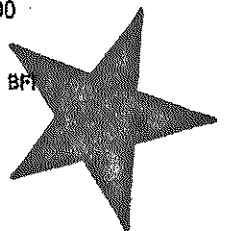
21-0328 Nicholas (# W)

| Date | Code | Description | Emp. | Qty | Price |
|------------|--------|---|------|----------------|-----------|
| 11/14/2021 | E201 | Office Visit - Emergency ¹ | VSAV | 1.00 Each | \$ 205.00 |
| | P412 | Medical Waste Disposal | VSAV | 4.00 per night | \$ 36.00 |
| | H2155 | Hospitalization - Canine | VSAV | 4.00 Per Day | \$ 860.00 |
| | H2107 | IV Catheterization | VSAV | 2.00 Each | \$ 270.00 |
| | H2103 | IV Fluids per Day (0 -30Lbs) w/ IV pump | VSAV | 4.00 Per Day | \$ 560.00 |
| | ESA020 | E Superchem w/CBC | VSAV | 1.00 Each | \$ 248.00 |
| | ET688 | E Parvovirus Antigen | VSAV | 1.00 Each | \$ 135.00 |
| | M47491 | H Cerenia Inj 10mg/ml 0-30lbs | VSAV | 1.00 ml(s) | \$ 85.00 |
| | M30181 | H Ampicillin Inj 125mg/ml 0-30lbs | VSAV | 1.00 ml(s) | \$ 42.00 |
| | M30181 | H Ampicillin Inj 125mg/ml 0-30lbs | VSAV | 1.00 ml(s) | \$ 42.00 |
| | M33171 | H Metronidazole Inj 5mg/ml 0-30lbs | VSAV | 1.00 ml(s) | \$ 48.00 |
| | M33171 | H Metronidazole Inj 5mg/ml 0-30lbs | VSAV | 1.00 ml(s) | \$ 48.00 |
| | H2166 | Tube/Syringe Feeding per Day | VSAV | 1.00 Day(s) | \$ 50.00 |
| 11/15/2021 | H2166 | Tube/Syringe Feeding per Day | VSAV | 1.00 Day(s) | \$ 50.00 |
| | M30181 | H Ampicillin Inj 125mg/ml 0-30lbs | VSAV | 1.00 ml(s) | \$ 42.00 |
| | M30181 | H Ampicillin Inj 125mg/ml 0-30lbs | VSAV | 1.00 ml(s) | \$ 42.00 |
| | M30181 | H Ampicillin Inj 125mg/ml 0-30lbs | VSAV | 1.00 ml(s) | \$ 42.00 |
| | M33171 | H Metronidazole Inj 5mg/ml 0-30lbs | VSAV | 1.00 ml(s) | \$ 48.00 |
| | M33171 | H Metronidazole Inj 5mg/ml 0-30lbs | VSAV | 1.00 ml(s) | \$ 48.00 |
| | M47491 | H Cerenia Inj 10mg/ml 0-30lbs | VSAV | 1.00 ml(s) | \$ 85.00 |
| 11/16/2021 | H2166 | Tube/Syringe Feeding per Day | VSAV | 1.00 Day(s) | \$ 50.00 |
| | M30181 | H Ampicillin Inj 125mg/ml 0-30lbs | VSAV | 1.00 ml(s) | \$ 42.00 |
| | M30181 | H Ampicillin Inj 125mg/ml 0-30lbs | VSAV | 1.00 ml(s) | \$ 42.00 |
| | M30181 | H Ampicillin Inj 125mg/ml 0-30lbs | VSAV | 1.00 ml(s) | \$ 42.00 |
| | M33171 | H Metronidazole Inj 5mg/ml 0-30lbs | VSAV | 1.00 ml(s) | \$ 48.00 |
| | M33171 | H Metronidazole Inj 5mg/ml 0-30lbs | VSAV | 1.00 ml(s) | \$ 48.00 |
| | M47491 | H Cerenia Inj 10mg/ml 0-30lbs | VSAV | 1.00 ml(s) | \$ 85.00 |
| 11/17/2021 | H2166 | Tube/Syringe Feeding per Day | VSAV | 1.00 Day(s) | \$ 50.00 |
| | M30181 | H Ampicillin Inj 125mg/ml 0-30lbs | VSAV | 1.00 ml(s) | \$ 42.00 |
| | M30181 | H Ampicillin Inj 125mg/ml 0-30lbs | VSAV | 1.00 ml(s) | \$ 42.00 |
| | M30181 | H Ampicillin Inj 125mg/ml 0-30lbs | VSAV | 1.00 ml(s) | \$ 42.00 |
| | M33171 | H Metronidazole Inj 5mg/ml 0-30lbs | VSAV | 1.00 ml(s) | \$ 48.00 |
| | M33171 | H Metronidazole Inj 5mg/ml 0-30lbs | VSAV | 1.00 ml(s) | \$ 48.00 |
| | M47491 | H Cerenia Inj 10mg/ml 0-30lbs | VSAV | 1.00 ml(s) | \$ 85.00 |

Invoice Number 493057

Page 1 of 2

Cashier: BFI



Animal Shelter Town Of Oyster Bay (# 96772)

21-0328 Nicholas (# W) - Continued

| Date | Code | Description | Emp. | Qty | Price |
|--------------------------------|----------|---------------------------|------|---------------|---------------|
| 11/17/2021 | M472415 | H Entyce | VSAV | 1.00 Distr(s) | \$ 12.00 |
| 11/18/2021 | PROBONO1 | Courtesy 35% TOB Discount | VSAV | 1.00 each | \$ (1,300.00) |
| Total for 21-0328 Nicholas: | | | | | \$ 2,412.00 |
| Total Invoice: | | | | | \$ 2,412.00 |
| Accounts Receivable Increased: | | | | | \$ 2,412.00 |

VS Aaron Vinc - VSAV

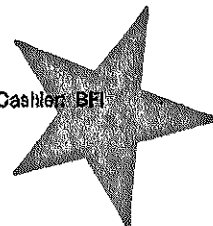
Current Accounts Receivable Status

| Current Invoice: | 0 to 30 Days | 31 to 60 Days | 61 to 90 Days | Over 90 Days | Total A/R |
|------------------|--------------|---------------|---------------|--------------|-------------|
| \$ 2,412.00 | \$ 3,698.00 | \$ 280.00 | \$ 0.00 | \$ 0.00 | \$ 3,768.00 |

Special Notes:

The staff at Central Veterinary Associates always recommends health insurance for pets. There are many great health insurances that help to offset 80-90% of the costs of non preexisting accidents and illness. Please touch base with PUMPKIN PET HEALTH INSURANCE to get your pet started at 1-800-ARFMEOW.

SERVING NASSAU AND QUEENS COUNTY 24 HOURS A DAY, 365 DAYS A YEAR.



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, the Estate of Jonathan Sobel brought a wrongful death action against the Town in a Nassau Supreme Court action entitled *Laurie Sobel, as Administratrix of the Estate of Jonathan Sobel, et al v. Town of Oyster Bay, Nassau County Index No. 606166/2015*; and

WHEREAS, Frank M. Scalera, Town Attorney, and Jeffrey Lesser, Deputy Town Attorney, by memorandum dated January 27, 2022, advised that on July 27, 2014, the decedent, Jonathan Sobel was swimming in the Town pool at the Syosset-Woodbury Community Park when he had a heart attack, resulting in drowning; and

WHEREAS, after extensive settlement negotiations, the aforementioned case settled for \$2,000,000.00, and of this amount, the Town is to pay \$806,757.00 and the Town's liability excess carrier, Starr Insurance Company is to pay \$1,193,243.00, in full resolution of all claims of the Estate against the Town of Oyster Bay; and

WHEREAS, Town Attorney Scalera and Deputy Town Attorney Lesser advise that settlement is in the best interests of the Town and request and recommend Town Board approval for payment of \$806,757.00 as full settlement to the Estate of Jonathan Sobel,

NOW, THEREFORE, BE IT RESOLVED, That upon the recommendation of the Town Attorney, payment of the sum of \$806,757.00 is hereby authorized and approved by the Town Board, as full settlement to the Estate of Jonathan Sobel pursuant to the directives contained in a Surrogates Court Decree, with regard to the action entitled *Laurie Sobel, as Administratrix of the Estate of Jonathan Sobel, et al v. Town of Oyster Bay, Nassau County Index No. 606166/2015*, and be it further

RESOLVED, That 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 "The Licatesi Law Group, LLP, as attorneys", in the amount of \$806,757.00, with funds for such payment to be drawn from Account No. TWN AMS 1910 43010 602 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 | Abstain |
| Councilwoman Johnson | Aye |
| Councilman Imbroto | Aye |
| Councilman Hand | Aye |
| Councilman Labriola | Aye |
| Councilwoman Maier | Aye |
| Councilwoman Walsh | Aye |

Reviewed By
Office of Town Attorney

87

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

TO : Memorandum Docket

FROM : Office of the Town Attorney

DATE : January 27, 2022

SUBJECT: Settlement of Negligence Claim
Laurie Sobel, as Administratrix of the Estate of Jonathan Sobel, et al
v. Town of Oyster Bay
Nassau County Index No. 606166/2015
Our Matter No. 2014-4559

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 from an incident occurring on July 27, 2014, at the Town pool at Syosset-Woodbury Community Park. The decedent, Jonathan Sobel was swimming in the Town pool when he had a heart attack, resulting in drowning. The stated cause of death was a heart attack, with drowning listed as the secondary cause. The Estate, by Laurie Sobel, brought a wrongful death action against the Town, alleging a delay in lifesaving techniques. The decedent was a patent attorney at the time of the incident.

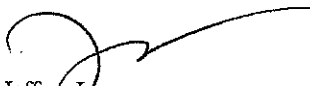
After extensive settlement negotiations, this matter was settled for \$2,000,000.00. Of this amount, the Town is to pay \$806,757.00 and the Town's liability excess carrier, Starr Insurance Company is to pay \$1,193,243.00. It is this Office's opinion that such settlement is just, reasonable, and in the best interests of the Town given the uncertainties associated with litigation.

The Surrogates Court has approved the proposed settlement. Of the total settlement, Laurie Sobel is to receive \$866,012.93; the decedent's son, Matthew Sobel, and daughter, Julia Sobel are to receive \$162,296.28 and \$270,061.00 respectively; and \$701,629.79 is to be paid out of the settlement as legal fees and disbursements, all monies to be distributed by plaintiff's counsel.

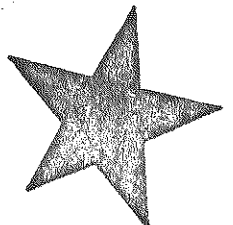
Accordingly, we have attached a resolution authorizing payment of \$806,757.00, together with copies of the Stipulation of Discontinuance; a General Release in favor of the Town and the Court decree from the Surrogates Court. The funds for said payment are to be drawn from Account No. TWN AMS 1910 43010 602 0000 000.

Kindly place this matter on the February 8, 2022 Town Board Action Calendar.

FRANK M. SCALERA
TOWN ATTORNEY


Jeffrey Lesser
Deputy Town Attorney

JAL:jl
Attachment



Reviewed By
Office of Town Attorney

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, the Estate of Jonathan Sobel brought a wrongful death action against the Town in a Nassau Supreme Court action entitled *Laurie Sobel, as Administratrix of the Estate of Jonathan Sobel, et al v. Town of Oyster Bay, Nassau County Index No. 606166/2015*; and

WHEREAS, Frank M. Scalera, Town Attorney, and Jeffrey Lesser, Deputy Town Attorney, by memorandum dated January 27, 2022, advised that on July 27, 2014, the decedent, Jonathan Sobel was swimming in the Town pool at the Syosset-Woodbury Community Park when he had a heart attack, resulting in drowning; and

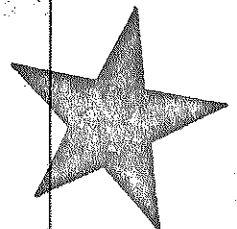
WHEREAS, after extensive settlement negotiations, the aforementioned case settled for \$2,000,000.00, and of this amount, the Town is to pay \$806,757.00 and the Town's liability excess carrier, Starr Insurance Company is to pay \$1,193,243.00, in full resolution of all claims of the Estate against the Town of Oyster Bay; and

WHEREAS, Town Attorney Scalera and Deputy Town Attorney Lesser advise that settlement is in the best interests of the Town and request and recommend Town Board approval for payment of \$806,757.00 as full settlement to the Estate of Jonathan Sobel,

NOW, THEREFORE, BE IT RESOLVED, That upon the recommendation of the Town Attorney, payment of the sum of \$806,757.00 is hereby authorized and approved by the Town Board, as full settlement to the Estate of Jonathan Sobel pursuant to the directives contained in a Surrogates Court Decree, with regard to the action entitled *Laurie Sobel, as Administratrix of the Estate of Jonathan Sobel, et al v. Town of Oyster Bay, Nassau County Index No. 606166/2015*, and be it further

RESOLVED, That 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 "The Licatesi Law Group, LLP, as attorneys", in the amount of \$806,757.00, with funds for such payment to be drawn from Account No. TWN AMS 1910 43010 602 0000 000.

-#-



At a Surrogate's Court held in and for the
County of Nassau, at the Courthouse in
Mineola, New York, on the 8th day
of Sept., 20 21.

P R E S E N T:

Hon. Margaret C. Reilly

-----X
SURROGATE'S COURT OF THE STATE OF NEW YORK
COUNTY OF NASSAU

-----X
In the Matter of the Application of
LAURIE SOBEL
as Administrator of the Goods, Chattels
and Credits which were of

DECREE
File No: 2015-384218/ABC

JONATHAN SOBEL, Deceased,

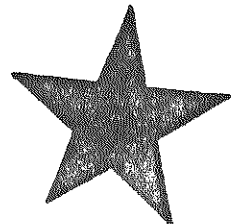
For leave to compromise a certain cause
of action for personal injuries of the
decendent and to render and have judicially
settled an account of the proceedings as
such Administrator.

-----X
Upon the Petition of LAURIE SOBEL as Administrator of the Estate of JONATHAN
SOBEL, deceased, dated April 16, 2021 in which an application was made for an Order
permitting said Petitioner, LAURIE SOBEL, as Administrator to compromise and settle for the
total sum of \$2,000,000.00 the cause of action against the Town of Oyster Bay for the wrongful
death of the decendent, JONATHAN SOBEL.

And to discontinue the action in its entirety and to discharge and release \$2,000,000.00 in
settlement of the cause of action herein,

And that the entire recovery of said action should be allocated to the cause of action for
decendent's wrongful death, to modify the Letters of Administration to permit said compromise,
dispense with the filing of a bond, judicially settle the account, pay to THE LICATESI LAW
GROUP, LLP, their fee for disbursements and legal work rendered,

And more than seven (7) months have elapsed since the granting of Letters Of
Administration to LAURIE SOBEL, and upon the filing of waivers and consents by the
following: MATTHEW SPENCER SOBEL, JULIA REBECCA SOBEL and NEW YORK
STATE DEPARTMENT OF TAXATION AND FINANCE,



And the said petitioner herein, having appeared by The Licatesi law Group LLP, her attorney,

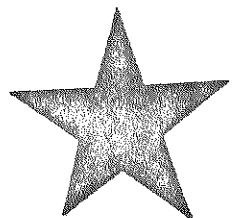
And the Court having rendered a decision dated June 28, 2021, granting the petition to compromise the cause of action for wrongful death and to judicially settle the account,

And the Court having examined said account and having found the state and condition of said account to be as set forth in the following statement recorded with the Court:

SUMMARY STATEMENT OF THE SETTLEMENT PROCEEDS

The Administrator is charged with \$2,000,000.00 of which the proceeds of the action of wrongful death are to be distributed as follows:

| | |
|--|---------------------|
| TOTAL SETTLEMENT | \$2,000,000.00 |
| a) With the amount to be paid to THE LICATESI LAW GROUP LLP for its legal fee of | \$666,666.67 |
| b) With the amount to be paid to THE LICATESI LAW GROUP LLP for its disbursements: | \$34,963.12 |
| c) With the remaining amount to be paid as follows: | |
| To Petitioner, LAURIE SOBEL as and for her share as surviving spouse and beneficiary of said decedent pursuant to EPTL section 5-4.4, equal to (66.7%) | \$866,012.93 |
| To child Matthew Spencer Sobel as and for his share as next of kin of said decedent pursuant to EPTL section 5-4.4, equal to (12.5%) | \$162,296.28 |
| To child Julia Rebecca Sobel as and for her share as next of kin of said decedent pursuant to EPTL section 5-4.4, equal to (20.8%) | \$270,061.00 |
| | Leaving no balance. |



And it appearing the said Administrator has fully accounted for all monies and properties of the estate in said summary statement, and the Administrator having waived any claim to statutory commissions, it is hereby

ORDERED, ADJUDGED AND DECREED that the petitioner's application for leave to compromise and settle the cause of action for wrongful death and to allocate the entire amount of the proceeds to the cause of action for wrongful death and to grant leave to discontinue the cause of action for conscious pain and suffering is granted; and it is further

ORDERED, ADJUDGED AND DECREED that the petitioner as Administrator of the decedent's estate is authorized to settle and discontinue the claims and causes of action and petitioner is authorized to deliver general releases and discontinuances and any other papers or documents that may be required to effectuate a settlement and discontinuances or withdrawals of the said claims and causes of actions; and it is further,

ORDERED, ADJUDGED AND DECREED that the entire settlement sum of \$2,000,000.00 is allocated to the wrongful death claim of the decedent and the personal injury action is discontinued with prejudice and without interest, costs or disbursements; and it is further,

ORDERED, ADJUDGED AND DECREED that the entire settlement sum of \$2,000,000.00 be paid by the defendant's insurance company as follows:

| | |
|--|--------------|
| THE LICATESI LAW GROUP LLP as attorneys: | \$701,629.79 |
| Petitioner, LAURIE SOBEL | \$866,012.93 |
| Matthew Spencer Sobel | \$162,296.28 |
| Julia Rebecca Sobel | \$270,061.00 |

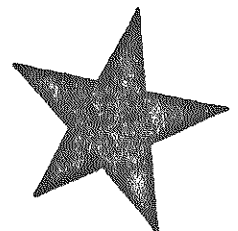
ORDERED, ADJUDGED AND DECREED that upon the insurance company, making payments as aforesaid, defendant and defendants' insurance company is discharged from any and all further liability as to all matters and things embraced in the aforesaid account and determined by this decree; and it is further,

ORDERED, ADJUDGED AND DECREED that the giving of a bond or other security in connections therewith be dispensed with, and that the restrictions on the Letters of Administration be modified to allow the above settlement; and it is further,

ORDERED, ADJUDGED AND DECREED that the account of LAURIE SOBEL, Petitioner as Administrator is hereby judicially settled.

DATED: _____


HON. MARGARET C. REILLY



To all to Whom these Presents shall come or may Concern, Know That

Laurie Sobel As Administratrix of the Estate of Jonathan Sobel

as RELEASOR(S),

in consideration of the sum of

TWO MILLION DOLLARS AND NO CENTS
received from

(\$2,000,000.00)

Town of Oyster Bay AND STARR INSURANCE

as RELEASEE(S),

receipt whereof is hereby acknowledged, releases and discharges

Town of Oyster Bay AND STARR INSURANCE

the RELEASEE, RELEASEE'S heirs, executors, administrators, successors and assigns from all actions, causes of action, suits, debts, dues, sums of money, accounts, reckonings, bonds, bills, specialties, covenants, contracts, controversies, agreements, promises, variances, trespasses, damages, judgments, extents, executions, claims, and demands whatsoever, in law, admiralty or equity, which against the RELEASEE, the RELEASOR, RELEASOR'S heirs, executors, administrators, successors, and assigns ever had, now have or hereafter can, shall or may have arising out of the events that occurred on July 27, 2014 involving decedent JONATHAN SOBEL .

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 RELEASOR'S hand and seal on the _____ day of
, 2021

In presence of

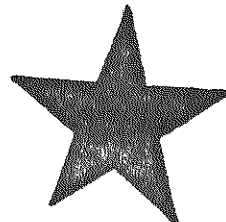
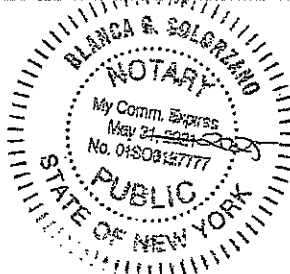
 L.S.
Laurie Sobel

STATE OF NEW YORK COUNTY OF NIASSAU ss.:

On August 30 2021, before me, the undersigned, a notary public in and for said State, personally appeared Laurie Sobel, 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 on behalf of which the individual(s) acted, executed the instrument.


NOTARY PUBLIC

If the party making payment is not the same as the party released, delete words "as RELEASEE" and add names of parties released after the word "discharges."



SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NASSAU

-----X
LAURIE SOBEL, as Administratrix of the Estate of
JONATHAN SOBEL, deceased, LAURIE SOBEL,
Individually, J.R.S. infant under the age of fourteen (14)
years by her mother and natural guardian, LAURIE
SOBEL, M.S.S infant under the age of eighteen (18)
years by his mother and natural guardian, LAURIE
SOBEL,

Plaintiffs,

-against-

TOWN OF OYSTER BAY

Defendants.
-----X

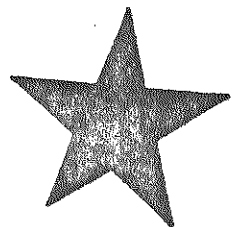
Index No.: 606166//2015

**STIPULATION OF
SETTLEMENT**

IT IS HEREBY STIPULATED AND AGREED, by and between the parties, defendant TOWN OF OYSTER BAY (hereinafter "the Town") and the plaintiff, and their respective counsel, that the above matter is settled in the total sum of \$2 million of which the Town of Oyster Bay is to pay whatever sums it has remaining from its Self Insured Retention of \$1 million and the Town's Excess Insurer, Starr Companies, is to pay the remainder; and it is

FURTHER STIPULATED AND AGREED TO that plaintiff's counsel represented to the Town's counsel that he has spoken with his client and he agreed to the settlement and that plaintiff's counsel represents, as an officer of the Court, that he has the authority to enter into this settlement agreement; and it is

FURTHER STIPULATED AND AGREED TO, that the settlement of \$2 million is inclusive of all liens, including all Statutory Liens, such as Medicare and Workers' Compensation, including whatever charging lien plaintiffs' former attorneys, Edelman Krasnin & Jaye, PLLC have with respect to the settlement; and it is



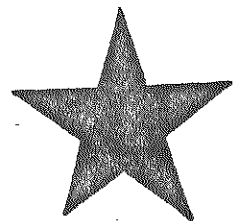
FURTHER STIPULATED AND AGREED TO, that if approval of this settlement is required by the Surrogate, plaintiff will obtain the necessary approval and provide a copy of the Order approving the settlement, along with all other settlement documents set forth in this Stipulation, to the Town; and it is

FURTHER STIPULATED AND AGREED TO that plaintiff's counsel shall provide the Town's counsel with an original duly executed General Release releasing the Town of Oyster Bay, its attorneys and insurers from all claims arising out of the above-captioned action, a separate Hold Harmless Agreement which holds the Town harmless and indemnify its attorneys and insurers as to any and all liens, statutory or otherwise; and a Stipulation of Discontinuance discontinuing this action with prejudice; and it is

FURTHER STIPULATED AND AGREED TO ~~upon receipt of the settlement proceeds from the Town~~; the Town will withdraw its appeal pending in the Appellate Division, Second Department related to the decision of the Nassau County Supreme Court which denied the Town's motion for summary judgment; and it is

FURTHER STIPULATED AND AGREED TO, that approval from the Town Board for the Town of Oyster Bay is required in order for the settlement funds the Town is to pay regarding this matter to be disbursed and such approval will be no later than 120 days from the date of receipt by Town's counsel of the above-referenced settlement documents; and it is

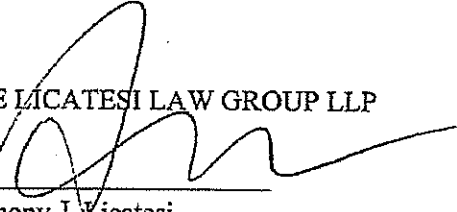
FURTHER STIPULATED AND AGREED TO, that the plaintiff recognizes that the settlement is not subject to the provisions of CPLR §5003-a; and it is




FURTHER STIPULATED AND AGREED TO, that plaintiffs' counsel and the plaintiff understand that it may take from 90 days to 120 days from receipt of all Settlement Documents to receive a settlement check.

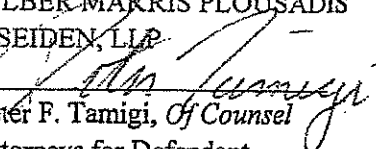
Dated: Woodbury, New York
September 22 2020
October

THE LICATESI LAW GROUP LLP

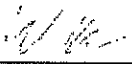
By 
Anthony J. Licatesi
Attorneys for Plaintiffs
591 Stewart Avenue, 4th Floor
Garden City, New York 11530
(516) 227-2662

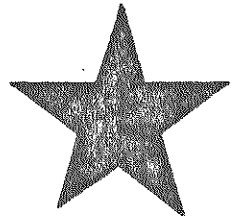

LAURIE SOBEL, as Administratrix

MILBER MAKRIS PLOUSADIS
& SEIDEN, LLP

By 
Peter F. Tamigi, *Of Counsel*
Attorneys for Defendant
TOWN OF OYSTER BAY
1000 Woodbury Rd., Suite 402
Woodbury, NY 11797
(516) 712-4000

COZEN O'CONNOR


William R. Korrane, *Member*
45 Broadway
New York, New York 10006
(212) 509-9400



SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NASSAU

-----X
LAURIE SOBEL, as Administratrix of the Estate of
JONATHAN SOBEL, deceased, LAURIE SOBEL,
Individually, J.R.S. infant under the age of fourteen (14)
years by her mother and natural guardian, LAURIE
SOBEL, M.S.S infant under the age of eighteen (18)
years by his mother and natural guardian, LAURIE
SOBEL,

Plaintiffs,

-against-

TOWN OF OYSTER BAY

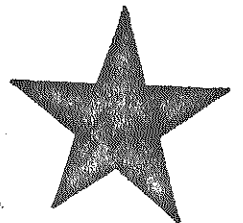
Defendants.
-----X

Index No.: 606166//2015

**HOLD HARMLESS
AGREEMENT**

IT IS HEREBY STIPULATED AND AGREED, by and on behalf of the Plaintiff in this action, in consideration of the settlement of this action, by defendant TOWN OF OYSTER BAY (hereinafter "the Town"), as follows:

1. Plaintiff represents that she is not aware of any statutory liens, and has received no benefits from Medicare, Medicaid or Workers' Compensation in connection with this matter.
2. Nonetheless, Plaintiff will defend, indemnify and hold harmless the Town of Oyster Bay, Milber Makris Plousadis & Seiden, LLP, Cozen O'Connor and any insuring entity, including The Starr Companies, participating in this settlement, against any lien, claim or action arising from the settlement, or asserted against the settlement proceeds, including any claim for contribution, indemnification or subrogation arising out of any lien, statutory or otherwise;
3. Plaintiff makes no claim against any other defendants in this action for vicarious liability for any alleged acts and omissions of the Town.
4. The settlement of this action does not constitute any admission of liability on the



part of the Town and any insuring entity participating in this settlement.

Dated: Oct. 22, New York
 , 2020

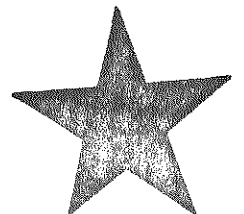
Laurie Sobel.
LAURIE SOBEL, as Administratrix of
the Estate of Jonathan Sobel, deceased

STATE OF NY
COUNTY OF Nassau : ss.

On 22nd of October, 2020 before me personally came LAURIE SOBEL, as
Administratrix of the Estate of Jonathan Sobel, deceased, to me known, and known to me to be the
individual described in, and who executed the foregoing instrument, and duly acknowledged to me
that she executed the same in his capacity.

Carol A. Browne
NOTARY PUBLIC

CAROLA A. BROWNE
Notary Public, State of New York
Reg. No. 01BR4857046
Qualified in Nassau County
Commission Expires April 28, 20 22



Request for Taxpayer Identification Number and Certification

Go to www.irs.gov/FormW9 for instructions and the latest information.

Give Form to the
requester. Do not
send to the IRS.

1 Name (as shown on your income tax return). Name is required on this line; do not leave this line blank.

2 Business name/disregarded entity name, if different from above

THE LICATESI LAW GROUP, LLP

3 Check appropriate box for federal tax classification of the person whose name is entered on line 1. Check only one of the following seven boxes.

☐ Individual/sole proprietor or single-member LLC

☐ C Corporation

☐ S Corporation

☐ Partnership

☐ Trust/estate

☐ Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=Partnership) **P**

Note: Check the appropriate box in the line above for the tax classification of the single-member owner. Do not check another LLC that is not disregarded from the owner for U.S. federal tax purposes. Otherwise, a single-member LLC that is disregarded from the owner should check the appropriate box for the tax classification of its owner.

☐ Other (see instructions) **P**

4 Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3):

Exempt payee code (if any)

Exemption from FATCA reporting code (if any)

(Applies to accounts maintained outside the U.S.)

5 Address (number, street, and apt. or suite no.) See instructions.

591 STEWART AVENUE, 4TH FLOOR

Requester's name and address (optional)

6 City, state, and ZIP code

GARDEN CITY, NEW YORK 11530

7 List account number(s) here (optional)

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the instructions for Part I, later. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN*, later.

Social security number

SSN: [] [] [] - [] [] [] - [] [] []

or

Employer identification number

EIN: [] [] [] [] [] [] [] [] [] [] [] [] [] [] [] []

Note: If the account is in more than one name, see the instructions for line 1. Also see *What Name and Number To Give the Requester* for guidelines on whose number to enter.

Part II Certification

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
- I am a U.S. citizen or other U.S. person (defined below); and
- The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions for Part II, later.

Sign
Here

Signature of
U.S. person **P**

Date **9/14/21**

General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

Future developments. For the latest information about developments related to Form W-9 and its instructions, such as legislation enacted after they were published, go to www.irs.gov/FormW9.

Purpose of Form

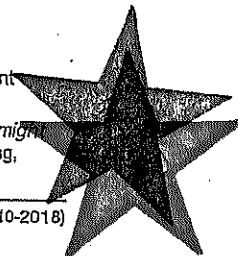
An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following.

- Form 1099-INT (interest earned or paid)

- Form 1099-DIV (dividends, including those from stocks or mutual funds)
- Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
- Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
- Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)
- Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
- Form 1099-C (canceled debt)
- Form 1099-A (acquisition or abandonment of secured property)

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

If you do not return Form W-9 to the requester with a TIN, you may be subject to backup withholding. See *What is backup withholding*, later.



Reviewed By
Office of Town Attorney
Deborah H. Healey

WHEREAS, by Resolution No. 816-2019, adopted on December 10, 2019, the Town Board authorized the Department of Public Works to enter into an agreement with Pace Analytical Services, LLC, to provide engineering services in connection with Contract No. PWC17-20, On-Call Engineering Services in connection with Technical Assistance Relative to Laboratory Analysis, for a two (2) year period, from January 1, 2020 through December 31, 2021; and

WHEREAS, Sophia Sparkes, Claims Service Project Manager, Pace Analytical Services, LLC, by letter dated January 21, 2022, described the scope of work that was performed under Contract No. PWC17-20, which included laboratory analysis for the 2021 landfill monitoring program, for an amount not to exceed \$1,906.00; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works/Highways, by memoranda dated January 24, 2022, and January 27, 2022, requested that the Comptroller be directed to issue an encumbrance order in an amount not to exceed \$1,906.00 for Pace Analytical Services, LLC, for laboratory analysis for the 2021 landfill monitoring program; and

WHEREAS, Commissioner Lenz, by said memorandum, advised that funds in the amount of \$1,906.00, to satisfy said engineering costs, are available in Account No. DER SR05 8160 44800 000 0000; and

WHEREAS, the Office of the Inspector General has reviewed the proposed vendor's disclosure questionnaire and is satisfied that the Town's Procurement Policy has been fulfilled,

NOW, THEREFORE, BE IT RESOLVED, that the request as hereinabove set forth is approved, and the Comptroller is hereby authorized and directed to issue an encumbrance order in an amount not to exceed \$1,906.00 for Pace Analytical Services, LLC, for laboratory analysis for the 2021 landfill monitoring program, and to make payment for same upon presentation of a duly certified claim, after audit, with the funds for said payment to be drawn from Account DER 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 | Aye |
| Councilwoman Johnson | Aye |
| 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: ERIC TUMAN, COMMISSIONER
GENERAL SERVICES DEPARTMENT

Date: JANUARY 24, 2022

Subject: EXTENSION OF CONTRACT MS018R-20, GROUND AND NURSERY
SUPPLIES (REBID)
Contract Award, M.D. dated 06/02/20, Item 9
First Extension, M.D. dated 01/26/21, Item 11

In connection with the above subject, please be advised that I am in receipt of a letter (see attached) from:

- SiteOne Landscape Supply, LLC, Cleveland, Ohio

the vendor of record for Contract MS018R-20. They are requesting the second one-year extension which is provided for in the subject contract specifications. The Office of the Inspector General has reviewed the vendor's disclosure questionnaire and is satisfied that the Procurement Policy has been fulfilled.

Please be advised that the following vendors are not extending:

- SiteOne Landscape Supply Holding, LLC, All Pro Horticulture, Lindenhurst, N Y
- Delea Landscape Supplies, Inc., East Northport, N Y

A rebid has been prepared by this Department.

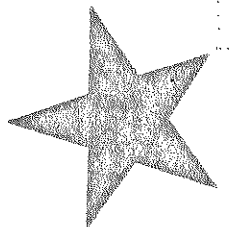
I am recommending that the Town of Oyster Bay extend Contract MS018R-20 for an additional year with the same prices, conditions and terms provided for in our present contract commencing on February 1, 2022 and continuing through January 31, 2023.

Eric Tuman, Commissioner
General Services Department

ET/sc

Attachments

cc: Comptrollers/Accounts Payable
Parks Department
Parks Department – Golf Course
Highway Department





October 25, 2021,

Town of Oyster Bay
Division of Purchase and Supply
74 Aubrey Ave
Oyster Bay, NY 11771

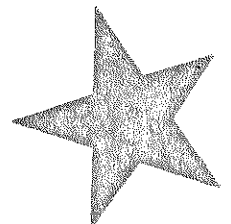
SiteOne Landscape Supply, llc is hereby requesting to extend contract MS018r-20 Ground and Nursery Supplies (rebid) for one year ending 1/31/23, under the same terms, conditions and pricing as awarded in the current contract.

Federal Tax ID

Sincerely,

Keith O. McGinty
Director

Contact SiteOne Landscape Supply Bid Department to send notices regarding future bids to bids@siteone.com



TOWN OF OYSTER BAY
INTER DEPARTMENTAL MEMO

2021 NOV -3 P 2:23
TOWN OF OYSTER BAY N.Y.

To: GENERAL SERVICES - DIVISION OF PURCHASE & SUPPLY
From: PARKS
SUBJECT: BID PROPOSAL: MS 018R-20 GROUND & NURSERY SUPPLIES (REBID)

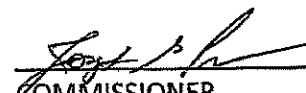
The Department of PARKS in the best interest of the Town of Oyster Bay, would like to extend Bid Proposal MS 018R-20 for an additional year. The pricing is still competitive and the vendor is performing according to the bid specifications.

Amount spent in the past year \$ 21,627.60

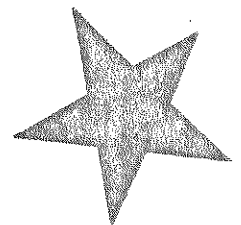
Estimated expenditure for extension \$ 20,000.00

Types of items procured with this contract Plants, Flowers, Fertilizer
Insecticide etc.

Please proceed with whatever steps are necessary for this extension.


COMMISSIONER

11/1/21
DATE



68

TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO

JANUARY 27, 2022

TO: MEMORANDUM DOCKET

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

SUBJECT: SUPPLEMENTAL MEMO TO ITEM NO. 28
DOCKET OF JANUARY 25, 2022
ON-CALL ENGINEERING SERVICE REQUEST
RELATIVE TO LABORATORY ANALYSIS
CONTRACT NO. PWC17-20
ACCOUNT NO.: DER SR05 8160 44800 000 0000

In furtherance to Item No. 28 of the docket of January 25, 2022, the consultant, Pace Analytical Services, LLC, has been approved by the Commissioner of Public Works to provide engineering services under On-Call Contract No. PWC17-20 by Resolution No. 816-2019 for the subject project.

Attached is a letter dated January 21, 2022 from Pace Analytical Services, LLC regarding the scope of work to be performed in an amount not to exceed \$1,906.00. Services performed include additional laboratory analytical services that were required in 2021 due to requirements of the NYSDEC.

Attached is an availability of funds in the amount of 1,906.00 to satisfy said engineering costs from the Director of Finance indicating that funds are available in Account No. DER SR05 8160 44800 000 0000. The funding for this authorization shall be utilized from the unused 2021 authorization that has been allocated in Encumbrance Order 4141, resulting in no impact to the 2022 operating budget.

The Office of the Inspector General has reviewed the proposed vendor's disclosure questionnaire and is satisfied that the Procurement Policy has been fulfilled.

It is hereby requested that the Town Board authorize, by Resolution, Pace Analytical Services, LLC under Contract No. PWC17-20, 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.

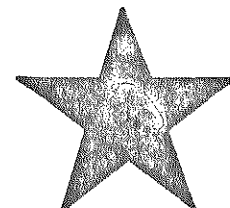
COMMISSIONER
DEPARTMENT OF PUBLIC WORKS/HIGHWAY

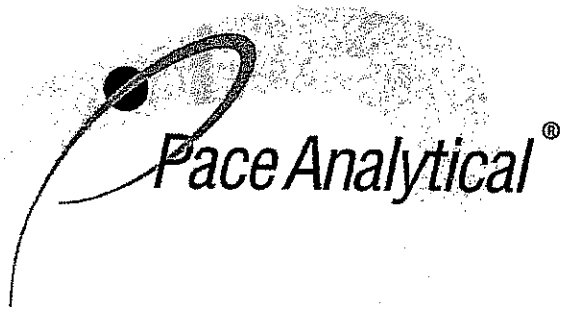
RWL/JCT/MR/lk

Attachment

cc: Steve C. Ballas, Comptroller
Louis Savinetti, Commissioner/Environmental Resources

PWC17-20 DOCKET 2021 FUNDS ADD SUPP





*Pace Analytical Services, LLC.
575 Broad Hollow Road
Melville, NY 11747*

*Phone: 516.370.6000
Fax: (631) 420-8436*

January 21, 2022

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 2021 Laboratory Analysis of Air and Water Samples
Contract No.: PWC 17-20**

Dear Mr. Russo:

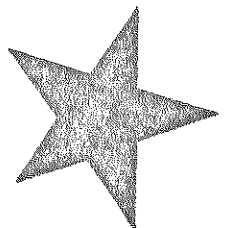
This letter is in response to the above referenced contract being over the \$30,000.00 annual cost in the amount of \$1906.00 for laboratory analysis for the Town of Oyster Bay Landfill Complex sampling for Contract No.: PWC 17-20 On-Call Engineering Services for Laboratory Analysis of Air and Water Samples from the Old Bethpage Landfill.

Should you have any questions concerning the proposal please call me at 516-370-6047 or send an email Sophia.Sparkes@pacelabs.com.

We look forward to continuing to provide these services to the Town.

Best Regards,

Sophia Sparkes
Client Services Project Manager





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



Requesting Division/Department

ENVIRONMENTAL RESOURCES

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

Contract Number PWC17-20

Contract Period JANUARY 1, 2020 - DECEMBER 31, 2021

Consultant/Contractor PACE ANALYTICAL SERVICES, LLC

Discipline LABORATORY ANALYSIS

Total Authorization \$61,906.00

Resolution No. 816-19 Date 12/10/2019

Funded To Date \$60,000.00

Amount Requested \$1,906.00

Account To Be Used DER SR05 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.

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 [Signature]

Title Commissioner, Dept. of Environmental Resources

Date 1/26/2022

DPW Approval

Only To Be Executed By The Commissioner

Signature [Signature]

Title Commissioner of Public Works

Date 1/28/22

THIS SECTION TO BE COMPLETED BY THE DIRECTOR OF FINANCE

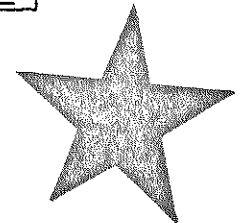
Amount Requested 1,906.00

Unencumbered Balance 1,906.36

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

Signature [Signature]

Date 1/27/22





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 1/1/2020

Contract No. 1/1/2020

Contract End 12/31/2021

Commencement Date JANUARY 1, 2021

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 ENVIRONMENTAL RESOURCES

Contact MATTHEW RUSSO, P.E. Phone 516-677-5719

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

LABORATORY ANALYSIS OF AIR AND WATER SAMPLES FROM THE

OLD BETHPAGE LANDFILL ENVIRONMENTAL MONITORING

This work order shall not exceed \$ 1,906.00

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 _____

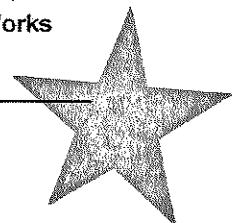
Signature *Richard Henry*

Title Commissioner, Dept of Environmental Resources

Commissioner of Public Works

Date 1/26/2022

Date 1/28/22



Meeting of December 10, 2019

Résolution No. 816-2019

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works/Highways, by memorandum dated November 25, 2019, advised that the Department of Public Works issued a Request for Proposal to firms seeking to provide On-Call Engineering Services to the Town in connection with Technical Assistance Relative to Laboratory Analysis, resulting in the receipt of one (1) submission; and

WHEREAS, Joseph Nocella, Town Attorney, and Paul S. Ehrlich, Deputy Town Attorney, by memorandum dated November 20, 2019, advised that, in accordance with Guideline 7 of the Procurement Policy, the Department of Public Work's efforts to secure responses to the Request for Proposals was in compliance with the Procurement Policy; and

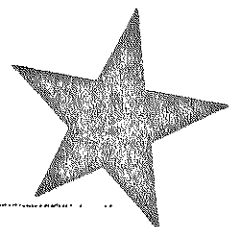
WHEREAS, Commissioner Lenz has, after review and analysis of the submissions based upon the technical merits of the responses, requested and recommended that Pace Analytical Services, LLC be authorized to perform On-Call Engineering Services in connection with Contract No. PWC17-20, Technical Assistance Relative to Laboratory Analysis, for a two (2) year term, commencing on January 1, 2020 through December 31, 2021; and

NOW, THEREFORE, BE IT RESOLVED, That the request and recommendation as hereinabove set forth is hereby accepted and approved and Pace Analytical Services, LLC is hereby authorized and directed to provide On-Call Engineering Services in connection with Contract No. PWC17-20, Technical Assistance Relative to Laboratory Analysis, for a two (2) year term, commencing on January 1, 2020 through December 31, 2021.

#

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 | Aye |
| Councilwoman Johnson | Aye |
| Councilman Imbroto | Aye |
| Councilman Hand | Aye |
| Councilman Labriola | Aye |



Reviewed By
Office of Town Attorney
[Signature]

TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO

JANUARY 24, 2022


TO: MEMORANDUM DOCKET

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

SUBJECT: ON-CALL ENGINEERING SERVICE REQUEST
RELATIVE TO LABORATORY ANALYSIS
CONTRACT NO. PWC17-20
SUPPLEMENTAL MEMO TO FOLLOW

The consultant, Pace Analytical Services, LLC, has been approved by the Commissioner of Public Works to provide engineering services under On-Call Contract No. PWC17-20 by Resolution No. 816-2019 for the subject project. A request for authorization under this contract is currently being prepared by the Division of Engineering, which shall be submitted by Supplemental Memorandum Docket.

It is hereby requested that a space be reserved at the Town Board meeting of February 8, 2022 for the Town Board to take action for this purpose.

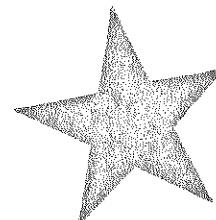

RICHARD W. LENZ, P.E.
COMMISSIONER
DEPARTMENT OF PUBLIC WORKS/HIGHWAY

RWL/JCT/MR/nm

Attachment

cc: Office of the Town Attorney
Steve C. Ballas, Comptroller
Louis Savinetti, Commissioner/Environmental Resources

PWC17-20 DOCKET 2021 FUNDS ADD RESERVE



7ms
Reviewed By
Office of Town Attorney
Elizabeth A. Jauchman

WHEREAS, pursuant to Resolution No. 747-2021, adopted on December 7, 2021, the Town Board authorized the Department of Public Works to enter into Contract No. PWC19-22, On-Call Engineering Services Relative to Structural Engineering, with Hirani Engineering and Land Surveying, P.C., for a two (2) year term, commencing on January 1, 2022 through December 31, 2023; and

WHEREAS, Jim Hirani, P.E., President, Hirani Engineering and Land Surveying, P.C., Consulting Engineers, by letter dated January 14, 2022, described the scope of work to be performed under Contract No. PWC19-22, which includes an investigation and preliminary design services for reinforcement to the Hicksville Parking Facility ramp/trench drain girders, in an amount not to exceed \$30,000.00; and

WHEREAS, Muqtadir Latif, Project Manager, Hirani Engineering and Land Surveying, P.C., Consulting Engineers, by letter dated January 18, 2022, described the scope of additional work to be performed under Contract No. PWC19-22, which includes construction administration services for the Hicksville Parking Facility upper level repairs and waterproofing, in an amount not to exceed \$16,750.00; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works/Highway, by memoranda dated January 24, 2022, and January 28, 2022, requested Town Board authorization for Hirani Engineering and Land Surveying, P.C., Consulting Engineers, to perform the aforesaid engineering services under Contract No. PWC19-22, and further requested that the Comptroller be directed to issue encumbrance orders in an amount not to exceed \$30,000.00, and \$16,750.00, for these purposes; and

WHEREAS, Commissioner Lenz, by said memoranda, advised that funds in the amount of \$46,750.00 to satisfy said engineering costs are available in Account No. HWY H 5997 20000 000 2104 016, Project ID No. 2104HWYST-02; and

WHEREAS, Commissioner Lenz, by said memoranda, further advised that the Office of the Inspector General has reviewed the proposed vendor's questionnaire, and is 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 Hirani Engineering and Land Surveying, P.C., Consulting Engineers, is hereby authorized to perform the aforesaid engineering services under Contract No. PWC19-22; and be it further

RESOLVED, that the Town Comptroller is hereby authorized and directed to issue encumbrance orders in the amount of \$30,000.00, and \$16,750.00, as delineated hereinabove, for Contract No. PWC19-22, in connection with the abovementioned projects; and be it further

Resolution No.89 -2022

RESOLVED, That the funds for said payment shall be drawn from Account No. HWY H 5997 20000 2104 016, Project ID No. 2104 HWYST-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 | Aye |

TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO

JANUARY 24, 2022

TO: MEMORANDUM DOCKET

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

SUBJECT: ON-CALL ENGINEERING SERVICE REQUEST
RELATIVE TO STRUCTURAL ENGINEERING
CONTRACT NO. PWC19-22
SUPPLEMENTAL MEMO TO FOLLOW

The consultant, Hirani Engineering & Land Surveying, P.C., has been approved by the Commissioner of Public Works to provide engineering services under On-Call Contract No. PWC19-22 by Resolution No. 747-2021 for the subject project. A request for authorization under this contract is currently being prepared by the Division of Engineering, which shall be submitted by Supplemental Memorandum Docket.

It is hereby requested that a space be reserved at the Town Board meeting of February 8, 2022 for the Town Board to take action for this purpose.



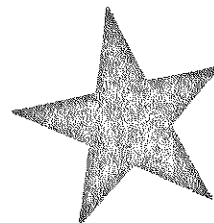
RICHARD W. LENZ, P.E.
COMMISSIONER
DEPARTMENT OF PUBLIC WORKS/HIGHWAY

RWL/JCT/MR/nm

Attachment

cc: Office of the Town Attorney
Steve C. Ballas, Comptroller

PWC19-22 HIRANI DOCKET HPG FUNDS RESERVE



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

JANUARY 28, 2022

TO : MEMORANDUM DOCKET

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

SUBJECT : SUPPLEMENTAL DOCKET MEMO TO ITEM NO. 29
DOCKET OF JANUARY 25, 2022
ON-CALL CONSULTANT SERVICE REQUEST
CONTRACT NO. PWC19-22
STRUCTURAL ENGINEERING
ACCOUNT NO.: HWY H 5997 20000 000 2104 016
PROJECT ID NO. 2104HWYST-02

In furtherance to Item No. 29 of the docket of January 25, 2022, the consultant, Hirani Engineering & Land Surveying, P.C., has been approved by the Commissioner of Public Works to provide technical services under On-Call Contract No. PWC19-22 by Resolution No. 747-2021 for the subject project. Funds have been made available by the Director of Finance.

Attached is a letter dated January 14, 2022 from Hirani Engineering & Land Surveying, P.C. regarding the scope of work in an amount not to exceed \$30,000.00. Services include an investigation and preliminary design services for reinforcement to the Hicksville Parking Facility ramp/trench drain girders.

Also attached is a letter dated January 18, 2022 from Hirani Engineering & Land Surveying, P.C. regarding the scope of work in an amount not to exceed \$16,750.00. Services include construction administration services for the Hicksville Parking Facility upper level repairs and waterproofing.

Attached are availability of funds in the amounts of \$30,000.00 and \$16,750.00 from the Office of the Director of Finance indicating that funds are available in Account No. HWY H 5997 20000 000 2104 016.

The Office of the Inspector General has reviewed the proposed vendor's disclosure questionnaire and is satisfied that the Procurement Policy has been fulfilled.

It is hereby requested that the Town Board authorize, by Resolution, Hirani Engineering & Land Surveying, P.C. under Contract No. PWC19-22, On-Call Technical Assistance Relative to Structural Engineering and requests that the Comptroller be directed to issue separate encumbrance orders for these purposes.


RICHARD W. LENZ, P.E.
COMMISSIONER

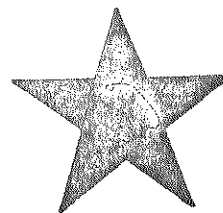
DEPARTMENT OF PUBLIC WORKS/HIGHWAY

RWL/JCT/MR/lk

Attachment

c: Steven Ballas, Comptroller
John Bishop, Deputy Commissioner/Highways

PWC19-22 HIRANI DOCKET HPF FUNDS SUPP





**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 PWC19-22

Contract Period JANUARY 1, 2022 - DECEMBER 31, 2023

Consultant/Contractor HIRANI ENGINEERING & LAND SURVEYING, P.C.

Discipline STRUCTURAL ENGINEERING

Total Authorization \$46,750.00

Resolution No. 747-2021 Date 12/7/2021

Funded To Date \$16,750.00

Amount Requested \$30,000.00

Account To Be Used HWY H 5997 20000 000 2104 016, PROJ ID 2104HWYST-02

If Capital Account, State The Related Contract Number: H20-206

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.

STUDY AND PRELIMINARY DESIGN FOR HICKSVILLE PARKING FACILITY

RAMP GIRDER REINFORCEMENT

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 [Signature]
Title DEPUTY COMMISSIONER OF HIGHWAYS
Date 1/26/22

DPW Approval

Only To Be Executed By The Commissioner

Signature [Signature]
Title Commissioner of Public Works
Date 1/26/22

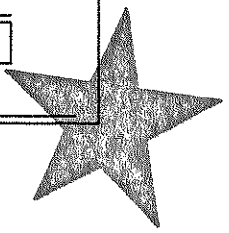
THIS SECTION TO BE COMPLETED BY THE DIRECTOR OF FINANCE

Amount Requested 30,000.00

Unencumbered Balance 2,603,549.29

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

Signature [Signature] Date 1/26/22





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 1/1/2022

Contract No. PWC19-22

Contract End 12/31/2023

Commencement Date JANUARY 1, 2022

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

Vendor Name and Address

HIRANI ENGINEERING & LAND SURVEYING, P.C.

120 WEST JOHN STREET

HICKSVILLE, NEW YORK 11801

Requesting Town Department HIGHWAY

Contact MATTHEW RUSSO, P.E. Phone 516-677-5719

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

STUDY AND PRELIMINARY DESIGN FOR FOR HICKSVILLE PARKING FACILITY

RAMP GIRDER REINFORCEMENT

This work order shall not exceed \$ \$30,000.00

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

Requesting Division/Department

Signature [Signature]

Title _____

Date _____

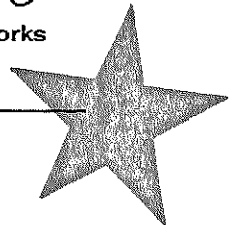
Department Of Public Works Approval

Only To Be Executed By The Commissioner

Signature [Signature]

Commissioner of Public Works

Date 1/26/22





Hirani Group

Hirani Engineering & Land Surveying, P.C.

Engineers ■ Land Surveyors ■ Construction Managers

January 14, 2022

Matt Russo, P.E.
Department of Public Works
Town of Oyster Bay
150 Miller Place, Syosset, NY 11791
E: mrusso@oysterbay-ny.gov
O: (516) 677-5719

RE: Trench Drain Ramp Girders-Hicksville Parking Garage Facility, Hicksville, NY
Hirani Proposal No: P22-023 for Structural Engineering Services, Contract No. PWC19-22

Matt

Hirani Engineering and Land Surveying (Hirani) is pleased to submit this proposal for engineering services for the above referenced project. The associated Structural Engineering services are identified in the scope of work outlined below.

SCOPE OF WORK

1. Investigation and Design Study

1.1. Investigation and study-Hirani shall investigate through site visits and available original construction design drawings for the concrete ramp girders at column line 17 and D/E (ramps between Grade and Upper Level and between Grade and Lower Level-1)

2. Conceptual Design

2.1. Girder reinforcing design approaches -Hirani shall explore possible schematic design fixes to address the deterioration caused by water leaks which have resulted in cracks, spalls and rust stains in these girders. The deterioration is most likely a result of the corrosion of reinforcing bars in the main structural concrete girders and rusting of the strands of the filigree forms. The conceptual design shall be based on the assumption that the existing girders have lost 40-50% of their design capacity.

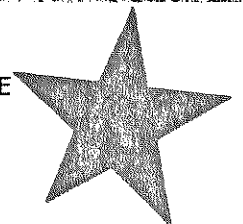
2.2. Schematic design drawings -- The schematic design drawings for possible option/s to reinforce the ramp girders shall be presented to TOB for approval after which Hirani shall proceed with the next phases of Design Development and Bid Set preparation covered under a separate proposal.

TECHNICAL ASSUMPTIONS:

- a. Hirani agrees to provide professional services in accordance with generally accepted standards of its profession in compliance with applicable codes, laws, and regulations in effect as of the date of this agreement.
- b. Hirani engineer/s shall be provided access to the site (if required) to take measurements or information required for completing the design.

120 West John Street ■ Hicksville, NY 11801 ■ 516-248-1010 ■ Fax: 516-248-9018
421 Seventh Avenue, Room 808 ■ New York, NY 10001 ■ 646-273-5000
www.hiranigroup.com

D/M/SBE



EXCLUSIONS:

This proposal includes no provisions for costs associated with the following:

- a. Mechanical, Electrical, or Plumbing engineering services.
- b. Testing services (if required shall be coordinated with TOB)
- c. Cost estimates.
- d. Any services not specifically enumerated herein this proposal are not included under this contract.

FEE PROPOSAL

| Task | Fee |
|--|-----------------|
| 1. Investigation and Design Study | |
| 1.1. Investigation and study | \$8,000 |
| 2. Conceptual Design | |
| 2.1 Girder reinforcing design approaches | \$16,000 |
| 2.2 Schematic design drawings | \$6,000 |
| TOTAL: | \$30,000 |

Please note that the design fees proposed shall be Schematic/Conceptual in nature and final design shall be developed after approval of the conceptual design approach by TOB

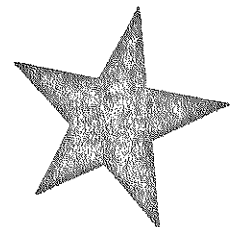
AUTHORIZATION TO PROCEED:

To initiate the work, please sign and return one copy of this agreement to our office. If you have any questions regarding this proposal, please do not hesitate to contact me for further discussion.

Very truly yours,

Hirani Engineering and Land Surveying, PC
Jim Hirani, P.E.
President

Accepted By:





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 PWC19-22

Contract Period JANUARY 1, 2022 - DECEMBER 31, 2023

Consultant/Contractor HIRANI ENGINEERING & LAND SURVEYING, P.C.

Discipline STRUCTURAL ENGINEERING

Total Authorization \$16,750.00

Resolution No. 747-2021 Date 12/7/2021

Funded To Date \$0.00

Amount Requested \$16,750.00

Account To Be Used HWY H 5997 20000 000 2104 016, PROJ ID 2104HWYST-02

If Capital Account, State The Related Contract Number: H20-206

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.

CONSTRUCTION ADMINISTRATION FOR HICKSVILLE PARKING FACILITY

UPPER LEVEL REPAIRS AND WATERPROOFING

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 ☒

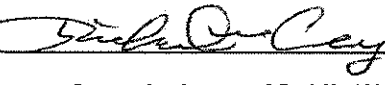
Amount of Bond \$

Requesting Division/Department

Signature 
Title DEPUTY COMMISSIONER OF HIGHWAYS
Date 1/26/22

DPW Approval

Only To Be Executed By The Commissioner

Signature 
Title Commissioner of Public Works
Date 1/26/22

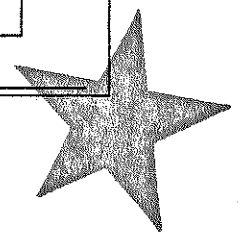
THIS SECTION TO BE COMPLETED BY THE DIRECTOR OF FINANCE

Amount Requested 16,750.00

Unencumbered Balance 2,603,549.29

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

Signature  Date 1/26/22





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 1/1/2022

Contract No. PWC19-22

Contract End 12/31/2023

Commencement Date JANUARY 1, 2022

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

Vendor Name and Address

HIRANI ENGINEERING & LAND SURVEYING, P.C.

120 WEST JOHN STREET

HICKSVILLE, NEW YORK 11801

Requesting Town Department HIGHWAY

Contact MATTHEW RUSSO, P.E. Phone 516-677-5719

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

CONSTRUCTION ADMINISTRATION FOR HICKSVILLE PARKING FACILITY

UPPER LEVEL REPAIRS AND WATERPROOFING

This work order shall not exceed \$ \$16,750.00

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

Requesting Division/Department

Signature _____

Title _____

Date _____

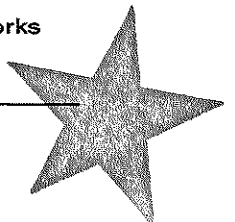
Department Of Public Works Approval

Only To Be Executed By The Commissioner

Signature _____

Commissioner of Public Works

Date 1/26/22





Hirani Group

Hirani Engineering & Land Surveying, P.C.

Engineers ■ Land Surveyors ■ Construction Managers

January 18, 2022

Matt Russo, P.E.
Department of Public Works
Town of Oyster Bay
150 Miller Place, Syosset, NY 11791
E: mrusso@oysterbay-nv.gov
O: (516) 677-5719

RE: Upper Level/Roof Repairs and Waterproofing-Hicksville Parking Garage Facility, Hicksville, NY
Hirani Proposal No: P22-024 for Construction Administration Services *PWC19-22*

Matt

Hirani Engineering and Land Surveying (Hirani) is pleased to submit this proposal for engineering services for the above referenced project. The associated services are identified in the scope of work outlined below.

SCOPE OF WORK

1. Construction Administration Services

- 1.1. Hirani shall respond to Contractor RFI's and provide administrative support to complete the project
- 1.2. Hirani shall provide a full-time inspector to oversee the Roof/Upper Level repairs, waterproofing application (structural inspections)

TECHNICAL ASSUMPTIONS:

- a. Hirani agrees to provide professional services in accordance with generally accepted standards of its profession in compliance with applicable codes, laws, and regulations in effect as of the date of this agreement.

EXCLUSIONS:

This proposal includes no provisions for costs associated with the following:

- a. Mechanical, Electrical, or Plumbing engineering services.
- b. Any services not specifically enumerated herein this proposal are not included under this contract.
- c. Filing and permitting

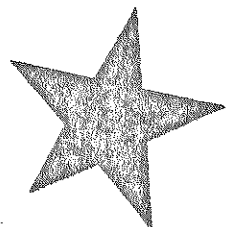
FEE PROPOSAL

| Task | Fee |
|---|-----|
| 1. Construction administration services | |
| 1.1. RFI responses and administrative support | |
| 1.2. Site inspections services | |
| Total: \$16,750 | |

AUTHORIZATION TO PROCEED:

120 West John Street ■ Hicksville, NY 11801 ■ 516-248-1010 ■ Fax: 516-248-9018
421 Seventh Avenue, Room 808 ■ New York, NY 10001 ■ 646-273-5000
www.hiranigroup.com

D/M/SBE





Hirani Group

page 2

To initiate the work, please sign and return one copy of this agreement to our office. If you have any questions regarding this proposal, please do not hesitate to contact me for further discussion.

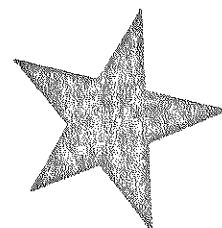
Very truly yours,

Hirani Engineering and Land Surveying, PC
M. Latif
Project Manager

Accepted By:

120 West John Street ▪ Hicksville, NY 11801 ▪ 516-248-1010 ▪ Fax: 516-248-9018
421 Seventh Avenue, Room 808 ▪ New York, NY 10001 ▪ 646-273-5000
www.hiranigroup.com

D/M/SBE



Meeting of December 7, 2021

Resolution No. 747-2021

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works/Highway, by memorandum dated November 22, 2021, advised that a Request for Proposals for On-Call Engineering Services relative to Structural Engineering, was issued in accordance with the specifications contained in Contract No. PWC19-22 for a two (2) year contract term commencing January 1, 2022 through December 31, 2023; and

WHEREAS, in response to that Request for Proposals, twelve (12) 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 the Guidelines 6 and 9 of the Town of Oyster Bay Procurement Policy, and in conjunction with the current workload, the Department has selected LiRo Engineers, Inc., Lockwood, Kessler & Bartlett, Inc., D & B Engineers and Architects, DPC, Cameron Engineering & Associates, LLP, H2M Engineers & Architects, and Hirani Engineering & Land Surveying, P.C.; and

WHEREAS, Commissioner Lenz, by Highway memorandum requested Town Board authorization for the Department of Public Works/Highway to enter into Contract No. PWC19-22, On-Call Engineering Services Relative to Structural Engineering with LiRo Engineers, Inc., Lockwood, Kessler & Bartlett, Inc., D & B Engineers and Architects, DPC, Cameron Engineering & Associates, LLP, H2M Engineers & Architects, and Hirani Engineering & Land Surveying, P.C., or a two (2) year term, commencing on January 1, 2022 through December 31, 2023, and

WHEREAS, the Inspector General has reviewed the Request for Proposals on the proposed vendors' disclosures, and is satisfied that the Procurement Policy has been fulfilled,

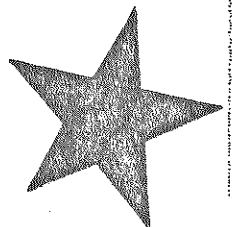
NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is accepted and approved, and the Department of Public Works/Highway is hereby authorized to enter into Contract No. PWC19-22, On-Call Engineering Services Relative to Structural Engineering with LiRo Engineers, Inc., Lockwood, Kessler & Bartlett, Inc., D & B Engineers and Architects, DPC, Cameron Engineering & Associates, LLP, H2M Engineers & Architects, and Hirani Engineering & Land Surveying, P.C. for a two (2) year term, commencing on January 1, 2022 through December 31, 2023.

-#-

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
Domenica Waite



Meeting of February 8, 2022

Resolution No.90-2022

RESOLVED, That the Town Clerk is hereby authorized and directed to advertise a Notice of Hearing on a proposed contract between the Town of Oyster Bay acting on behalf of the Oyster Bay Fire Protection District, and the Oyster Bay Water District, *nunc pro tunc*, for the rental of hydrants for the 2022 Calendar Year, said Hearing to be held in the Hearing Room, Town Hall, East Building, 54 Audrey Avenue, Oyster Bay, New York, on March 1, 2022, at 10:00 o'clock a.m., prevailing time, said Notice to be advertised in

newspapers of general circulation in the Town of Oyster Bay, pursuant to the provisions of law.

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Reviewed By
Office of Town Attorney
Elizabeth A. Baughman

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 |

PUBLIC NOTICE

PLEASE TAKE NOTICE That a Public Hearing will be held by the Town Board of the Town of Oyster Bay in the Hearing Room, Town Hall, East Building, 54 Audrey Avenue, Oyster Bay, New York, on Tuesday, March 1, 2022 at 10:00 o'clock a.m., prevailing time, at which Hearing residents and parties interested will have an opportunity to be heard on 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 rental of two hundred twenty-five (225) hydrants at an agreed per annum rental fee of \$20,250.00, *nunc pro tunc*, for the period from January 1, 2022 through December 31, 2022, for the benefit of the Oyster Bay Fire Protection District. In the event that said hearing is held by teleconference because of restrictions imposed by NYS Executive Order, the hearing will be live streamed on oysterbaytown.com, and the proceedings of the hearing will be transcribed and available to the public. Comments may be submitted by email to publiccomment@oysterbay-ny.gov, or in writing to the Office of the Town Attorney, 54 Audrey Avenue, Oyster Bay, NY 11771. The Contract shall provide in general that any recognized and established fire company or department, which, from time to time, may furnish fire protection to the inhabitants within the Oyster Bay Water District, or to persons having property located therein, shall be allowed to use said fire hydrants, and all necessary water which can be drawn therefrom, for the fighting and control of fires and such other purposes as are generally customarily used for fire fighting and control. BY ORDER OF THE TOWN BOARD OF THE TOWN OF OYSTER BAY. JOSEPH S. SALADINO, Supervisor. RICHARD LAMARCA, Town Clerk.

Dated: 2022, Oyster Bay, New York.

Reviewed By
Office of Town Attorney

Elizabeth A. Jaegerman

Town of Oyster Bay
Inter-Departmental Memo

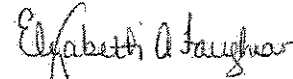
90

TO : MEMORANDUM DOCKET
FROM : Office of the Town Attorney
DATE : January 26, 2022
SUBJECT: 2022 Hydrant Rental – Oyster Bay Fire Protection District and
Oyster Bay Water District

It is requested that the Town Clerk be authorized to advertise a Notice of Hearing, in connection with 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, *nunc pro tunc*, for the rental of hydrants for the 2022 calendar year.

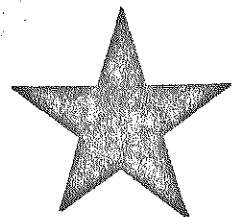
Kindly include this item on the February 8, 2022, Town Board action calendar.

FRANK M. SCALERA
TOWN ATTORNEY



Elizabeth A. Faughnan
Deputy Town Attorney

EAF:eaf
Enclosure
File 3079



Meeting of February 8, 2022

Resolution No.91-2022

Reviewed by
Office of Town Attorney
Elizabeth A. Foughman

RESOLVED, That the Town Clerk is hereby authorized and directed to advertise a Notice of Hearing on a proposed contract between the Town of Oyster Bay, acting on behalf of the Plainview Fire Protection District and the Plainview Water District, *nunc pro tunc*, for the rental of hydrants for the 2022 Calendar Year, said Hearing to be held in the Hearing Room, Town Hall, East Building, 54 Audrey Avenue, Oyster Bay, New York, on March 1, 2022 at 10:00 o'clock a.m., prevailing time, said Notice to be advertised in

newspapers of general circulation in the Town of Oyster Bay, pursuant to the provisions of law.

-#-

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 |

**PUBLIC NOTICE
ON PROPOSED CONTRACT FOR FIRE HYDRANT RENTAL**

PLEASE TAKE NOTICE That a Public Hearing will be held by the Town Board of the Town of Oyster Bay in the Hearing Room, Town Hall, East Building, 54 Audrey Avenue, Oyster Bay, New York, on Tuesday, March 1, 2022 at 10:00 o'clock a.m., prevailing time, at which Hearing residents and interested parties will have an opportunity to be heard on the proposed Contract between the Town of Oyster Bay, acting on behalf of the Plainview Fire Protection District, and the Plainview Water District for the rental of One Thousand One Hundred Forty-Five (1,147) hydrants at an agreed per annum rental fee not to exceed \$114,700 for the period from January 1, 2022 through December 31, 2022, *nunc pro tunc*, for the benefit of the Plainview Fire Protection District. In the event that said hearing is held by teleconference because of restrictions imposed by NYS Executive Order, the hearing will be live streamed on oysterbaytown.com, and the proceedings of the hearing will be transcribed and available to the public. Comments may be submitted by email to publiccomment@oysterbay-ny.gov, or in writing to the Office of the Town Attorney, 54 Audrey Avenue, Oyster Bay, NY 11771. The Contract shall provide in general that any recognized and established fire company, or department, which, from time to time, may furnish fire protection to the inhabitants within the Plainview Water District, or to persons having property located therein, shall be allowed to use said fire hydrants, and all necessary water which can be drawn therefrom, for the fighting and control of fires and such other purposes as are generally customarily used for fire fighting and control. BY ORDER OF THE TOWN BOARD OF THE TOWN OF OYSTER BAY.
JOSEPH S. SALADINO, Supervisor. RICHARD LAMARCA, Town Clerk.
Dated: _____, 2022, Oyster Bay, New York.

Reviewed By
Office of Town Attorney

Elizabeth O. Saughan

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Town of Oyster Bay
Inter-Departmental Memo

TO : MEMORANDUM DOCKET

FROM : Office of the Town Attorney

DATE : January 26, 2022

SUBJECT: 2022 Hydrant Rental – Plainview Fire Protection District and
Plainview Water District

It is requested that the Town Clerk be authorized to advertise a Notice of Hearing, in connection with the proposed contract between the Town of Oyster Bay, acting on behalf of the Plainview Fire Protection District and the Plainview Water District, nunc pro tunc, for the rental of hydrants for the 2022 calendar year.

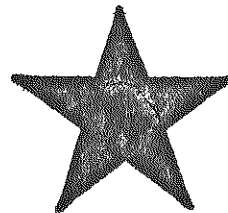
Kindly include this matter on the February 8, 2022, Town Board action calendar. The proposed resolution and public notice accompany this memo.

FRANK M. SCALERA
TOWN ATTORNEY

Elizabeth A. Faughnan

Elizabeth A. Faughnan
Deputy Town Attorney

EAF:ba
Enclosure
File 3079

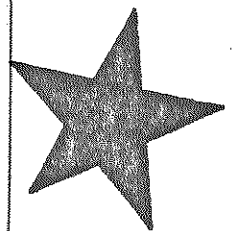


**PUBLIC NOTICE
ON PROPOSED CONTRACT FOR FIRE HYDRANT RENTAL**

PLEASE TAKE NOTICE That a Public Hearing will be held by the Town Board of the Town of Oyster Bay in the Hearing Room, Town Hall, East Building, 54 Audrey Avenue, Oyster Bay, New York, on Tuesday, March 1, 2022 at 10:00 o'clock a.m., prevailing time, at which Hearing residents and interested parties will have an opportunity to be heard on the proposed Contract between the Town of Oyster Bay, acting on behalf of the Plainview Fire Protection District, and the Plainview Water District for the rental of One Thousand One Hundred Forty-Five (1,147) hydrants at an agreed per annum rental fee not to exceed \$114,700 for the period from January 1, 2022 through December 31, 2022, *nunc pro tunc*, for the benefit of the Plainview Fire Protection District. In the event that said hearing is held by teleconference because of restrictions imposed by NYS Executive Order, the hearing will be live streamed on oysterbaytown.com, and the proceedings of the hearing will be transcribed and available to the public. Comments may be submitted by email to publiccomment@oysterbay-ny.gov, or in writing to the Office of the Town Attorney, 54 Audrey Avenue, Oyster Bay, NY 11771. The Contract shall provide in general that any recognized and established fire company, or department, which, from time to time, may furnish fire protection to the inhabitants within the Plainview Water District, or to persons having property located therein, shall be allowed to use said fire hydrants, and all necessary water which can be drawn therefrom, for the fighting and control of fires and such other purposes as are generally customarily used for fire fighting and control. BY ORDER OF THE TOWN BOARD OF THE TOWN OF OYSTER BAY. JOSEPH S. SALADINO, Supervisor. RICHARD LAMARCA, Town Clerk.
Dated: , 2022, Oyster Bay, New York.

Reviewed By
Office of Town Attorney

Elizabeth A. Saughan



Reviewed By
Office of Town Attorney

WHEREAS, L&B LAND LLC, as fee owner, and on behalf of L&B DONUTS LLC, lessee, petitioned the Town Board of the Town of Oyster Bay for a Special Use Permit and Site Plan Approval to allow for development and operation of a fast food restaurant with accessory drive-through services, on premises located in a Neighborhood Business ("NB") zoning district, at 521 Stewart Avenue, Bethpage, Town of Oyster Bay, County of Nassau, State of New York and described as Section 46, Block 1, Lots 183, 184, and 185, 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 7, 2021, 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 has reviewed the Petition and submitted its memorandum dated March 21, 2021, regarding the environmental impacts contemplated by said Petition and recommended Town Board determination 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. 18, relative 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 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, the Nassau County Planning Commission, by Resolution No. 10446-21, adopted October 7, 2021, 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, Elizabeth L. Maccarone, Commissioner, Department of Planning and Development, by memorandum dated July 9, 2021, advised that the Department of Planning and Development has reviewed the following twelve (12) plans prepared by Richard Bartlett, R.A., Bar-Architecture, P.C., Hauppauge, New York:

| <u>SHEET NO.</u> | <u>TITLE</u> | <u>PREPARED BY</u> | <u>LAST</u> |
|------------------|--|------------------------|-------------|
| <u>REVISED</u> | | | |
| SP-1 | Site Development Plan Details and Notes | Richard Bartlett, R.A. | 6/1/2021 |
| SP-2 | Drainage Plan Details and Notes | Richard Bartlett, R.A. | 6/1/2021 |
| SP-3 | Landscaping Plan, Schedule Details and Notes | Richard Bartlett, R.A. | 6/1/2021 |
| SP-4 | Site Details | Richard Bartlett, R.A. | 6/1/2021 |
| SP-5 | Site Details | Richard Bartlett, R.A. | 6/1/2021 |
| SP-6 | Site Lighting Photometrics | Richard Bartlett, R.A. | 6/1/2021 |
| SP-7 | Autoturn Site Circulation Diagrams | Richard Bartlett, R.A. | 6/1/2021 |
| SP-8 | Site Traffic Control | Richard Bartlett, R.A. | 6/1/2021 |
| SP-9 | Storm Water Pollution Protection Plan | Richard Bartlett, R.A. | 6/1/2021 |
| A-1.0 | First Floor Plan, Basement Level Plan & Notes | Richard Bartlett, R.A. | 7/7/2021 |
| A-5.0 | Exterior Elevations | Richard Bartlett, R.A. | 7/7/2021 |
| A-5.1 | Exterior Elevations | Richard Bartlett, R.A. | 7/7/2021 |

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 recommendation 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. 18, relative 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 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 it is further

RESOLVED, That the Petition of L&B LAND LLC, fee owner, for a Special Use Permit and Site Plan Approval to allow for development and operation of a fast food restaurant with accessory drive-through services, on premises located in a Neighborhood Business ("NB") zoning district, at 521 Stewart Avenue, Bethpage, Town of Oyster Bay, County of Nassau, State of New York and described as Section 46, Block 1, Lots 183, 184, and 185, on the Land and Tax Map of Nassau County; and, is hereby GRANTED, on the premises described as follows:

SCHEDULE A

ALL those certain plots, pieces or parcels of land, situate, lying and being at Bethpage, Town of Oyster Bay, Nassau County, New York, and being particularly designated and described as part of Lots 17 to 23 inclusive, Block 1 on a certain map entitled, "Section No. 1, property situated at Central Park, Nassau County, L.I., N.Y., owned by The New York Suburban Land Co., Hempstead, October 15, 1907, Those. V. Smith, Civ. Eng.," and filed in the Office of the Clerk of the County of Nassau 11/22/1907 as Map #40, Case #298, bounded and described as follows:

BEGINNING at a point on the westerly side of Stewart Avenue as widened, distant 151.91 feet northerly from the corner formed by the intersection of the westerly side of Stewart Avenue as widened with the northerly side of Grant Street, said point of Beginning being the intersection of the division line between Lots 23 and 24 Block 1 on the aforementioned map with the westerly side of Stewart Avenue as widened;

RUNNING THENCE North 84 degrees 06 minutes 40 seconds West, 96.62 feet;

THENCE North 05 degrees 53 minutes 20 seconds East, 140.00 feet;

THENCE South 84 degrees 06 minutes 40 seconds East, 94.38 feet to the westerly side of Stewart Avenue, as widened;

THENCE South 04 degrees 58 minutes 08 seconds West (South 06 degrees 48 minutes 30 seconds West Deed) along the westerly side of Stewart Avenue as widened 140.02 feet to the **POINT OR PLACE OF BEGINNING**.

SAID PREMISES being known as 521 Stewart Avenue, Bethpage, New York 11714, and designated as Section 46, Block 1, Lots 183-185 on the Land and Tax Map of Nassau County.

and be it further

RESOLVED, That the Petition herein granted is subject to voluntary covenants and restrictions imposed upon the subject premises by the Petitioner and L&B DONUTS LLC, 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 the Petition herein granted is subject to the Petitioner applying to the Town of Oyster Bay Zoning Board of Appeals for a variance from the required number of off-street parking spaces and said variance being granted; and be it further

RESOLVED, That in accordance with the memorandum of Elizabeth L. Maccarone, Commissioner, Department of Planning and Development, dated July 9, 2021, the twelve (12) plans described herein 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 | Aye |
| Councilman Imbroto | Aye |
| Councilman Hand | Aye |
| Councilman Labriola | Aye |
| Councilwoman Maier | Aye |
| Councilwoman Walsh | Aye |

DECLARATION OF RESTRICTIVE COVENANTS

L&B LAND LLC, fee owner, and L&B DONUTS LLC, lessee, both having a business address at c/o Spiegel & Utrera, P.A., P.C., 1 Maiden Lane, Fifth Floor, New York, New York, (hereinafter collectively referred to as "Declarant") does, by this declaration, dated , 2022, declare as follows:

WHEREAS, said Declarants, L&B LAND LLC and L&B DONUTS LLC, petitioned the Town Board of the Town of Oyster Bay for a Special Use Permit and Site Plan Approval to allow for development and operation of a fast food restaurant with accessory drive-through services, on premises located in a Neighborhood Business ("NB") zoning district, at 521 Stewart Avenue, Bethpage, Town of Oyster Bay, County of Nassau, State of New York and described as Section 46, Block 1, Lots 183, 184, and 185, 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 7, 2021, at which hearing all parties interested in the subject matter and desiring to be heard were heard; and

WHEREAS, the Town Board of the Town of Oyster Bay, by Resolution No. , dated February 8, 2022, approved said application subject to the execution of a Declaration of Restrictive Covenants; and

WHEREAS, said Declarants, 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 at 521 Stewart Avenue, Bethpage, Town of Oyster Bay, New York, which will run with the land and be binding upon said Declarants, their successors and/or assigns,

NOW, THEREFORE, said Declarants, do hereby covenant and declare as follows:

1. That the Declarant, L&B DONUTS LLC, shall strictly comply with the terms and conditions of an Agreement, between DUNKIN' DONUTS LLC, as Franchisor, and L&B DONUTS LLC, as Franchisee, which Agreement, including the Attachments thereto and the Franchisor's Operations Manual are incorporated herein by reference.
2. That in the event the Agreement referred to in Paragraph 1 hereof shall be terminated, Declarant, L&B DONUTS LLC and/or any other operator of the donut shop/fast food restaurant agrees to continue to abide by the standards contained therein, including, but not limited to, the training of personnel and the conduct of the facility at the premises.
3. That the hours of operation for the donut shop/fast food restaurant shall from 5:00 a.m. until 11:00 p.m., seven days a week.
4. Deliveries will occur at approximately 1:00 p.m. on Wednesdays and the drive-thru will be shut down during the delivery.

Reviewed By
Office of Town Attorney
Elizabeth A. Baughman

5. That the drive-thru window menu board shall employ the HME Hospitality & Specialty Communications automatic volume control ABC menu board and speaker system, designed to minimize volume by automatically adjusting outbound volume based on the outdoor ambient noise level. In the event the HME menu board and speaker system is discontinued or unavailable, any replacement menu board and speaker system shall require the approval of the Department of Planning and Development to insure compliance with the intent of the original installed model.

6. That all provisions of the Code of the Town of Oyster Bay, including Chapter 156 – Noise, shall be complied with, and Declarants shall take all necessary measures to insure that any noise created by the approved activity not cause any annoyance or disturbance to the neighboring properties

7. That the ingress and egress to the subject facility shall be constructed, maintained and operated by Declarants in compliance with permit(s) issued by Nassau County Department of Public Works under the provisions of New York State General Municipal Law Section 239-f.

8. That any and all lighting to be installed and maintained on the premises shall comply with all applicable provisions of the laws and ordinances of the Town of Oyster Bay.

9. That all driveway and parking areas shall be paved and maintained in good repair at all times and shall be provided with proper storm water drainage.

10. That the subject premises shall be continually policed and maintained as to be free of all papers, trash, debris or other discarded materials.

11. That all garbage, refuse and rubbish shall be placed and kept in suitable containers, emptied daily, and disposed of in accordance with applicable statutes, ordinances, and laws. The dumpster on the premises shall be picked up and emptied between the hours of 10 a.m. and 1 p.m.

12. That all shrubs, trees and landscaping on the premises shall be continually maintained in good and healthy condition and replaced when necessary.

13. That no banners, flags or extraneous signs will be displayed at the premises and 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.

14. That no Certificate of Occupancy shall be issued unless and until the development of the site is in conformance with the below listed twelve (12) plans prepared by Richard Bartlett, R.A., Bar-Architecture, P.C., Hauppauge, New York, reviewed in accordance with Section 246-6, "Site Plan Review," of the Zoning Code of the Town of Oyster Bay, recommended for acceptance by Elizabeth L. MacCarone, Commissioner of the Department of Planning and Development, by memorandum dated July 9, 2021, and 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. Any major modifications to said plans subsequent to approval by the Town Board may be done only by Town Board Resolution. If a proposed modification is deemed minor, the Commissioner will have final approval of same. The plans are as follows:

| SHEET NO. | TITLE | PREPARED BY | LAST REVISED |
|-----------|--|------------------------|--------------|
| SP-1 | Site Development Plan Details and Notes | Richard Bartlett, R.A. | 6/1/2021 |
| SP-2 | Drainage Plan Details and Notes | Richard Bartlett, R.A. | 6/1/2021 |
| SP-3 | Landscaping Plan, Schedule Details and Notes | Richard Bartlett, R.A. | 6/1/2021 |
| SP-4 | Site Details | Richard Bartlett, R.A. | 6/1/2021 |
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| SP-8 | Site Traffic Control | Richard Bartlett, R.A. | 6/1/2021 |
| SP-9 | Storm Water Pollution Protection Plan | Richard Bartlett, R.A. | 6/1/2021 |
| A-1.0 | First Floor Plan, Basement Level Plan & Notes | Richard Bartlett, R.A. | 7/7/2021 |
| A-5.0 | Exterior Elevations | Richard Bartlett, R.A. | 7/7/2021 |
| A-5.1 | Exterior Elevations | Richard Bartlett, R.A. | 7/7/2021 |

15. 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, Nassau County, the State of New York and/or the United States of America.

16. 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 and 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.

17. 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 those certain plots, pieces or parcels of land, situate, lying and being at Bethpage, Town of Oyster Bay, Nassau County, New York, and being particularly designated and described as part of Lots 17 to 23 inclusive, Block 1 on a certain map entitled, "Section No. 1, property situated at Central Park, Nassau County, L.I., N.Y., owned by The New York Suburban Land Co., Hempstead, October 15, 1907, Those. V. Smith, Civ. Eng.," and

filed in the Office of the Clerk of the County of Nassau 11/22/1907 as Map #40, Case #298, bounded and described as follows:

BEGINNING at a point on the westerly side of Stewart Avenue as widened, distant 151.91 feet northerly from the corner formed by the intersection of the westerly side of Stewart Avenue as widened with the northerly side of Grant Street, said point of Beginning being the intersection of the division line between Lots 23 and 24 Block 1 on the aforementioned map with the westerly side of Stewart Avenue as widened;

RUNNING THENCE North 84 degrees 06 minutes 40 seconds West, 96.62 feet;

THENCE North 05 degrees 53 minutes 20 seconds East, 140.00 feet;

THENCE South 84 degrees 06 minutes 40 seconds East, 94.38 feet to the westerly side of Stewart Avenue, as widened;

THENCE South 04 degrees 58 minutes 08 seconds West (South 06 degrees 48 minutes 30 seconds West Deed) along the westerly side of Stewart Avenue as widened 140.02 feet to the **POINT OR PLACE OF BEGINNING**.

SAID PREMISES being known as 521 Stewart Avenue, Bethpage, New York 11714, and designated as Section 46, Block 1, Lots 183-185 on the Land and Tax Map of Nassau County.

IN WITNESS WHEREOF, the Declarants have hereunto set their hands the day and year first above written.

L&B LAND LLC, Fee Owner

BY: _____
Managing Member

L&B DONUTS LLC, Lessee

BY: _____
Managing Member

STATE OF NEW YORK)
COUNTY OF NASSAU) ss.:

On the day of in the year 2022, 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 executed the same in his/her capacity(ies), and that by his/her signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

STATE OF NEW YORK)
COUNTY OF NASSAU) ss.:

On the day of in the year 2022, 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 executed the same in his/her capacity(ies), and that by his/her signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

Reviewed By
Office of Town Attorney

WHEREAS, CEDAR-CARMANS, LLC, fee owner, and TREASURE ISLAND SWIM INC. d/b/a TREASURE ISLAND SWIM SCHOOL, lessee, petitioned the Town Board of the Town of Oyster Bay for a Special Use Permit and Site Plan Approval to allow operation of a fitness center, including a swimming school for swim and water safety instruction, recreational and competitive swimming, aquatic therapy, lifeguard training, swim parties, and, on an ancillary basis, for the retail sale of swim apparel, other related swimming equipment, and snacks and beverages, on premises located in a Neighborhood Business ("NB") District, at 900-944 Carmans Road, Massapequa, Town of Oyster Bay, New York, and described as Section 53, Block 160 Lots 40A and 40B 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 January 11, 2022, 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 has reviewed the Petition and submitted its memorandum dated August 2, 2021, regarding the environmental impacts contemplated by said Petition and recommended Town Board determination 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. 18, relative 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 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, the Nassau County Planning Commission, by letter dated January 4, 2022, 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, Elizabeth L. Maccarone, Commissioner, Department of Planning and Development, by memorandum dated September 15, 2021, advised that the Department of Planning and Development has reviewed the following one (1) plan prepared by Kristine

Deluca, P.E., Bohler Engineering NY, PLLC, Hauppauge, New York, and one (1) plan prepared by Rudolph Shatarah, P.E., Syosset, New York:

| <u>SHEET NO.</u> | <u>TITLE</u> | <u>PREPARED BY</u> | <u>LAST</u> |
|------------------|-------------------|------------------------|-------------|
| <u>REVISED</u> | | | |
| C-301 | Overall Site Plan | Kristine Deluca, P.E. | 8/17/2021 |
| A-001.00 | Floor Plan | Rudolph Shatarah, P.E. | 5/5/2021 |

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 recommendation 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. 18, relative 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 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 it is further

RESOLVED, That the Petition of CEDAR-CARMANS, LLC, fee owner, and TREASURE ISLAND SWIM INC. d/b/a TREASURE ISLAND SWIM SCHOOL, lessee, for a Special Use Permit and Site Plan Approval to allow operation of a fitness center, including a swimming school for swim and water safety instruction, recreational and competitive swimming, aquatic therapy, lifeguard training, swim parties, and, on an ancillary basis, for the retail sale of swim apparel, other related swimming equipment, and snacks and beverages, on premises located in a Neighborhood Business ("NB") District, at 900-944 Carmans Road, Massapequa, Town of Oyster Bay, New York, and described as Section 53, Block 160 Lots 40A and 40B on the Land and Tax Map of Nassau County, is hereby GRANTED, on the premises described as follows:

SCHEDULE A

ALL that certain plot, piece or parcel of land, situate, lying and being at Massapequa Park, Town of Oyster Bay, County of Nassau and State of New York, bounded and described as follows:

BEGINNING at a point on the easterly side of Carmans Road (Carmans Hill Road) distant North 07 degrees 17 minutes 48 seconds East 287.76 feet, measured along the easterly side of Carmans Road from the northerly end of the

arc of a curve connecting the easterly side of Carmans Road with the northerly side of Bernard Street, as said streets are laid out on the amended "Map of Lawn Estates", filed in the Office of the Clerk of Nassau County on July 20, 1953 as Map No. 5888, and from said point of Beginning, South 85 degrees 25 minutes 52 seconds East 2.91 feet to the easterly side of Carmans Road as widened;

RUNNING THENCE along the easterly side of Carmans Road, as widened, the following three courses and distances:

- 1) North 07 degrees 49 minutes 07 seconds East 48.66 feet;
- 2) North 06 degrees 59 minutes 37 seconds East 665.12 feet;
- 3) North 09 degrees 15 minutes 14 seconds East 185.75 feet;

THENCE North 85 degrees 25 minutes 52 seconds East, 158.20 feet;

THENCE North 04 degrees 34 minutes 08 seconds East, 100.00 feet to land shown on Map of Pepper Village Section No. 1;

THENCE along said land, South 85 degrees 25 minutes 52 seconds East 453.67 feet;

THENCE South 05 degrees 19 minutes 19 seconds West 703.30 feet;

THENCE South 85 degrees 25 minutes 52 seconds East 385.25 feet to the boundary line between the County of Nassau and the County of Suffolk;

THENCE along said boundary line, South 01 degree 16 minutes 43 seconds West 295.49 feet;

THENCE North 85 degrees 25 minutes 52 seconds West 1050/91 feet to the easterly side of Carmans Road, as widened, at the **POINT OR PLACE OF BEGINNING**.

SAID PREMISES being known as 900-944 Carmans Road, Massapequa, New York 11758, and designated as Section 53, Block 160, Lots 40A and 40B on the Land and Tax Map of Nassau County.

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 Elizabeth L. Maccarone, Commissioner, Department of Planning and Development, dated September 15, 2021, the two (2) 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 | - 4 - | 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
Elizabeth A. Trautman

DECLARATION OF RESTRICTIVE COVENANTS

CEDAR-CARMANS, LLC, fee owner, with a business address of 44 South Bayles Avenue, Port Washington, New York 11050, and TREASURE ISLAND SWIM INC., d/b/a/ TREASURE ISLAND SWIM SCHOOL, lessee, with a business address of 821 Franklin Avenue, #203, Garden City, New York (hereinafter sometimes collectively referred to as "Declarants") do by this Declaration, dated _____, 2022, declare as follows:

WHEREAS, said Declarants petitioned the Town Board of the Town of Oyster Bay for a Special Use Permit and Site Plan Approval to allow operation of a fitness center, including a swimming school for swim and water safety instruction, recreational and competitive swimming, aquatic therapy, lifeguard training, swim parties, and, on an ancillary basis, for the retail sale of swim apparel, other related swimming equipment, and snacks and beverages, on premises located in a Neighborhood Business ("NB") District, at 900-944 Carmans Road, Massapequa, Town of Oyster Bay, New York, and described as Section 53, Block 160 Lots 40A and 40B on the Land and Tax Map of Nassau County; and

WHEREAS, Declarant, CEDAR-CARMANS, LLC, has previously executed a Declaration of Restrictive Covenants regarding the subject premises on October 16, 2017, which Declaration was recorded in the Office of the Clerk of Nassau County on November 2, 2017, in Liber 13581 of Deeds, page 550, (hereinafter referred to as the "2017 Declaration") and the Declarants agree to bound by the terms of the 2017 Declaration, as amended or modified by this Declaration; and

WHEREAS, a duly advertised public hearing on said Petition was held by the Town Board of the Town of Oyster Bay on January 11, 2022, at which hearing all parties interested in the subject matter and desiring to be heard were heard; and

WHEREAS, the Town Board of the Town of Oyster Bay, by Resolution No. _____, 2022, dated February 8, 2022, approved said application subject to the execution 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, does hereby voluntarily impose the following covenants and restrictions with respect to the premises identified as being at 900-944 Carmans Road, Massapequa, Town of Oyster Bay, County of Nassau, State of New York, and described as Section 53, Block 160, Lots 40A and 40B on the Land and Tax Map of Nassau County, which will run with the land and be binding upon said Declarant, its successors and/or assigns,

NOW, THEREFORE, said Declarant, does hereby covenant and declare as follows:

1. That the Declaration of Restrictive Covenants, dated October 16, 2017 and recorded in the Office of the Clerk of Nassau County on November 2, 2017, in Liber 13581 of Deeds, page 550, ("2017 Declaration") affecting the premises located at 900-944 Carmans Road, Massapequa, Town of Oyster Bay, County of Nassau, State of New York, and described as Section 53, Block 160,

Lots 40A and 40B on the Land and Tax Map of Nassau County, remains in full force effect, except as amended or modified by this Declaration, and the Declarants agree to abide by the terms of said Declaration as amended or modified hereby.

2. That Paragraph 11 of the 2017 Declaration shall be amended and modified to read as follows:

11. That no banners, flags or extraneous signs will be displayed at the premises and 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.

3. That Paragraph 13 of the 2017 Declaration is amended and modified to include the following one (1) plan prepared by Kristine Deluca, P.E., Bohler Engineering NY, PLLC, Hauppauge, New York, and one (1) plan prepared by Rudolph Shatarah, P.E., Syosset, New York:

| <u>SHEET NO.</u> | <u>TITLE</u> | <u>PREPARED BY</u> | <u>LAST REVISED</u> |
|------------------|-------------------|------------------------|---------------------|
| C-301 | Overall Site Plan | Kristine Deluca, P.E. | 8/17/2021 |
| A-001.00 | Floor Plan | Rudolph Shatarah, P.E. | 5/5/2021 |

And no Certificate of Occupancy shall be issued unless and until the development of the site is in conformance with said plans, except as otherwise provided in Paragraph 13 of the 2017 Declaration.

4. 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.

SCHEDULE A

ALL that certain plot, piece or parcel of land, situate, lying and being at Massapequa Park, Town of Oyster Bay, County of Nassau and State of New York, bounded and described as follows:

BEGINNING at a point on the easterly side of Carmans Road (Carmans Mill Road) distant North 7 degrees 17 minutes 48 seconds East, 287.76 feet, measured along the easterly side of Carmans Road from the northerly end of the arc of a curve connecting the easterly side of Carmans Road with the northerly side of Bernard Street, as said streets are laid out on the amended "Map of Lawn Estates,"

filed in the Office of the Clerk of Nassau County on July 20th, 1953 as Map No. 5888 and from said point of BEGINNING, South 85 degrees 25 minutes 52 seconds East, 291 feet to the easterly side of Carmans Road, as widened;

RUNNING THENCE along the easterly side of Carmans Road, as widened the following three (3) courses and distances:

1. North 7 degrees 49 minutes 07 seconds East, 48.66 feet;
2. North 6 degrees 59 minutes 37 seconds East, 665.12 feet;
3. North 9 degrees 15 minutes 14 seconds, East, 185.75 feet;

THENCE South 85 degrees 25 minutes 52 seconds East, 158.20 feet;

THENCE North 4 degrees 34 minutes 08 seconds East, 100 feet to land shown on Map of Pepper Village Section No. 1;

THENCE along said land, South 85 degrees 25 minutes 52 seconds East, 453.67 feet;

THENCE South 5 degrees 19 minutes 19 seconds West, 703.30 feet;

THENCE South 85 degrees 25 minutes 52 seconds East, 385.25 feet to the boundary line between the County of Nassau and the County of Suffolk;

THENCE along said boundary line, South 1 degree 16 minutes 43 seconds, West 295.49 feet;

THENCE North 85 degrees 25 minutes 52 seconds West, 1050.91 feet to the easterly side of Carmans Road, as widened, at the point or place of BEGINNING.

SAID premises are known and described as Section 53, Block 160, Lots 40A and 40B on the Land and Tax Map of the County of Nassau.

IN WITNESS WHEREOF, the Declarants have hereunto set their hand the day
and year first above written.

CEDAR-CARMANS, LLC, Fee Owner

BY: _____
Managing Member

TREASURE ISLAND SWIM INC., Lessee

BY: _____
Managing Member

STATE OF NEW YORK)
COUNTY OF) ss.:

On the day of in the year 2022 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 executed the same in his/her capacity(ies),
and that by his/her signature on the instrument, the individual, or the person upon behalf of which
the individual acted, executed the instrument.

Notary Public

STATE OF NEW YORK)
COUNTY OF) ss.:

On the day of in the year 2022 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 executed the same in his/her capacity(ies),
and that by his/her signature on the instrument, the individual, or the person upon behalf of which
the individual acted, executed the instrument.

Notary Public

10604814.252 (1000179864)

At a regular meeting of the Town Board of the Town of Oyster Bay, Nassau County, New York, held at the Town Hall, Audrey Avenue, in said Town, on February 8, 2022, at 10:00 A.M., Prevailing Time.

PRESENT:

Joseph Saladino

Supervisor

Michele Johnson

Councilman

Louis Imbroto

Councilman

Thomas Hand

Councilman

Steve Labriola

Councilman

Laura Maier

Councilman

Vicki Walsh

Councilman

94A-2022

In the Matter of the Increase and Improvement
of the Facilities of the Town of Oyster Bay
All Park Districts in the Town of
Oyster Bay, Nassau County, New York.

Resolution No. 94A-2022

PUBLIC INTEREST ORDER

WHEREAS, the Town Board of the Town of Oyster Bay, Nassau County, New York, has had under consideration the joint increase and improvement of the facilities of all Park Districts in said Town (in the aggregate, the "Park Districts", each, a "Park District"), consisting of the refurbishing and improvement of facilities in all Park Districts, including incidental expenses in connection therewith; and

Handy Review
Reviewed By
Office of Town Attorney

WHEREAS, the estimated maximum cost to said Park Districts of such joint increase and improvement of facilities is determined to be \$930,000; and

WHEREAS, such cost shall be annually apportioned among such Park Districts by said Town Board, and the amounts so apportioned shall be annually apportioned and assessed upon the several lots and parcels of land within each said Park District in the manner provided by law in an amount sufficient to pay the principal and interest on said bonds as the same become due;

WHEREAS, an environmental analysis has been prepared pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act in connection with such increase and improvement of the facilities of all Park Districts, for the particular improvements that have been identified, and it has been determined that such increase and improvement of the facilities of all Park Districts and use will not result in any significant environmental effects; and

WHEREAS, at a meeting of said Town Board duly called and held on January 25, 2022, an order was duly adopted by it and entered in the minutes specifying the said Town Board would meet to consider the increase and improvement of all Park Districts in said Town, at an estimated maximum cost of \$930,000 and to hear all persons interested in the subject thereof concerning the same at the Town Hall East, 54 Audrey Avenue, in Oyster Bay, New York, in said Town, on February 8, 2022, at 10:00 A.M., Prevailing Time; and

WHEREAS, said order duly certified the Town Clerk was duly published and posted as required by law; and

WHEREAS, a public hearing was duly held at the time and place set forth in said notice, at which all person desiring to be heard were duly heard; and NOW, THEREFORE, BE IT

ORDERED, by the Town Board of the Town of Oyster Bay, Nassau County, New York, as follows:

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to increase and improve the facilities of all Park

Districts in said Town, consisting of the refurbishing and improvement of facilities in all Park Districts, including incidental expenses in connection therewith, at an estimated maximum cost of \$930,000.

Section 2. This order shall take effect immediately.

The question of the adoption of the foregoing order was duly put to a vote on roll call, which resulted as follows:

| | |
|-----------------------------|------------------|
| _Supervisor Saladino _____ | VOTING _AYE_____ |
| _Councilwoman Johnson _____ | VOTING _AYE_____ |
| _Councilman Imbroto _____ | VOTING _AYE_____ |
| _Councilman Hand _____ | VOTING _AYE_____ |
| _Councilman Labriola _____ | VOTING _AYE_____ |
| _Councilwoman Maier _____ | VOTING _AYE_____ |
| _Councilwoman Walsh _____ | VOTING _AYE_____ |

The order was thereupon declared duly adopted.

* * *

STATE OF NEW YORK)
).ss.:
COUNTY OF NASSAU)

I, the undersigned Clerk of the Town of Oyster Bay, Nassau County, New York, DO
HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Town Board
of said Town, including the order contained therein, held on February 8, 2022, with the original
thereof on file in my office, and that the same is a true and correct transcript therefrom and of the
whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, [please check one below]

 x (1) pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said
meeting was open to the general public, or

 (2) said meeting was held remotely by conference call, video conference, or other
similar means in accordance with the requirements set forth in Chapter 417 of the Laws of 2021.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public
notice of the time and place of said meeting to be given to the following newspaper and/or other
news media as follows:

Newspaper and/or Other News Media

Date Given

Various publications throughout the Town

February 4, 2022

Of Oyster Bay

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s) of Posted Notice
Bulletin board, 1st floor 54 Audrey Avenue
Oyster Bay, NY 11771

Date of Posting
February 4, 2022

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town,
on February 9 2022.

(SEAL)



Town Clerk

948-2022

10604814.252 (1000179864)

At a regular meeting of the Town Board of the Town of Oyster Bay, Nassau County, New York, held at the Town Hall, Audrey Avenue, in Oyster Bay, New York, in said Town, on February 8, 2022, at 10:00 A.M., Prevailing Time.

The meeting was called to order by Supervisor Saladino, and upon roll being called, the following were

PRESENT: Supervisor Saladino

Councilwoman Johnson

Councilman Imbroto

Councilman Hand

Councilman Labriola

Councilwoman Maier

Councilwoman Walsh

ABSENT: no one.

The following resolution was offered by Councilwoman Johnson who moved its adoption, seconded by Councilman Imbroto, to-wit:

BOND RESOLUTION DATED FEBRUARY 8, 2022.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$930,000 BONDS OF THE TOWN OF OYSTER BAY, NASSAU COUNTY, NEW YORK, TO PAY COSTS OF THE INCREASE AND IMPROVEMENT OF THE FACILITIES OF ALL PARK DISTRICTS IN THE TOWN OF OYSTER BAY, NASSAU COUNTY, NEW YORK.

WHEREAS, pursuant to the provisions heretofore duly had and taken in accordance with the provisions of Section 202-b of the Town Law, and more particularly an order dated February 8, 2022, said Town Board has determined it to be in the public interest to increase and improve the facilities of all Park Districts in the Town of Oyster Bay, Nassau County, New York, at an estimated maximum cost of \$930,000; and

WHEREAS, it is now desired to provide funding for such capital project; NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Oyster Bay, Nassau County, New York, as follows:

Section 1. For the class of objects or purposes of paying costs of the joint increase and improvement of the facilities of all Park Districts in said Town (in the aggregate, the "Park Districts"; each, a "Park District"), consisting of the refurbishing and improvement of facilities in all Park Districts, including incidental expenses in connection therewith, there are hereby authorized to be issued \$930,000 bonds of said Town pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the estimated maximum cost of the aforesaid class of objects or purposes is \$930,000 and that the plan for the financing thereof is by the issuance of the \$930,000 bonds of said Town authorized to be issued pursuant to this bond resolution, and, further, that no original capital improvement shall be financed as part of the aforesaid class of objects or purposes where the estimated maximum cost thereof shall be \$2,000,000 or more.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years, pursuant to subdivision nineteen of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will exceed five years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said Town of Oyster Bay, Nassau County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. Such cost shall be annually apportioned among such Park Districts by said Town Board, and the amounts so apportioned shall be levied and collected upon the several lots and parcels of land within in each Park District in the manner provided by law in an amount sufficient to pay the principal and interest on said bonds as the same become due.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the Town of Oyster Bay, Nassau County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, he

shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by Section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 9. The validity of such bonds and bond anticipation notes may be contested only if:

- (1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- (2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 10. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 11. This resolution, which takes effect immediately, shall be published in summary in Newsday, a newspaper having general circulation in said Town, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call,
which resulted as follows:

_Supervisor Saladino _____ VOTING _AYE_____

_Councilwoman Johnson _____ VOTING _AYE_____

_Councilman Imbroto _____ VOTING _AYE_____

_Councilman Hand _____ VOTING _AYE_____

_Councilman Labriola _____ VOTING _AYE_____

_Councilwoman Maier _____ VOTING _AYE_____

_Councilwoman Walsh _____ VOTING _AYE_____

The resolution was thereupon declared duly adopted.

* * *

STATE OF NEW YORK)
) ss.:
COUNTY OF NASSAU)

I, the undersigned Clerk of the Town of Oyster Bay, Nassau County, New York, DO
HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Town Board
of said Town, including the resolution contained therein, held on February 8, 2022, with the original
thereof on file in my office, and that the same is a true and correct transcript therefrom and of the
whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, [please check one below]

 X (1) pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said
meeting was open to the general public, or

 (2) said meeting was held remotely by conference call, video conference, or other
similar means in accordance with the requirements set forth in Chapter 417 of the Laws of 2021.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public
notice of the time and place of said meeting to be given to the following newspaper and/or other
news media as follows:

Newspaper and/or Other News Media

Date Given

Various publications throughout the Town

February 4, 2022

Of Oyster Bay

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s) of Posted Notices

Date of Posting

Bulletin board, 1st floor 54 Audrey Avenue
Oyster Bay, NY 11771

February 4, 2022

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town,
on February 9, 2022.

(SEAL)



Town Clerk

95A-2022

10604814.253 (1000179864)

At a regular meeting of the Town Board of the Town of Oyster Bay, Nassau County, New York, held at the Town Hall, Audrey Avenue, in said Town, on February 8, 2022, at 10:00 A.M., Prevailing Time.

PRESENT:

Joseph Saladino

Supervisor

Michele Johnson

Councilman

Louis Imbroto

Councilman

Thomas Hand

Councilman

Steve Labriola

Councilman

Laura Maier

Councilman

Vicki Walsh

Councilman

In the Matter of the Increase and Improvement
of the Facilities of the Town of Oyster Bay
Public Parking District in the Town of
Oyster Bay, Nassau County, New York.

Resolution No. 95A-2022

PUBLIC INTEREST ORDER

WHEREAS, the Town Board of the Town of Oyster Bay, Nassau County, New York, has had under consideration the increase and improvement of the facilities of the Public Parking District (the "District") in said Town, consisting of the refurbishing and improvement of facilities in said District, including incidental expenses in connection therewith; and

WHEREAS, the estimated maximum cost to said District of such increase and improvement of facilities is determined to be \$620,000; and

WHEREAS, such cost shall be annually apportioned and assessed upon the several lots and parcels of land within said District in the manner provided by law in an amount sufficient to pay the principal and interest on said bonds as the same become due;

WHEREAS, an environmental analysis has been prepared pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act in connection with such increase and improvement of the facilities of said District and use and it has been determined that such increase and improvement of the facilities of said District and use will not result in any significant environmental effects; and

WHEREAS, at a meeting of said Town Board duly called and held on January 25, 2022, an order was duly adopted by it and entered in the minutes specifying the said Town Board would meet to consider the increase and improvement of the facilities of the Public Parking District, in said Town, consisting of the refurbishing and improvement of facilities in said District, including incidental expenses in connection therewith, at an estimated maximum cost of \$620,000 and to hear all persons interested in the subject thereof concerning the same at the Town Hall East, 54 Audrey Avenue, in Oyster Bay, New York, in said Town, on February 8, 2022, at 10:00 A.M., Prevailing Time; and

WHEREAS, said order duly certified by the Town Clerk was duly published and posted as required by law; and

WHEREAS, a public hearing was duly held at the time and place set forth in said notice, at which all person desiring to be heard were duly heard; and NOW, THEREFORE, BE IT

ORDERED, by the Town Board of the Town of Oyster Bay, Nassau County, New York, as follows:

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to increase and improvement of the facilities of the

Public Parking District, in said Town, consisting of the refurbishing and improvement of facilities in said District, including incidental expenses in connection therewith, at an estimated maximum cost of \$620,000.

Section 2. This order shall take effect immediately.

The question of the adoption of the foregoing order was duly put to a vote on roll call, which resulted as follows:

| | |
|------------------------------|------------------|
| _ Supervisor Saladino _____ | VOTING _AYE_____ |
| _ Councilwoman Johnson _____ | VOTING _AYE_____ |
| _ Councilman Imbroto _____ | VOTING _AYE_____ |
| _ Councilman Hand _____ | VOTING _AYE_____ |
| _ Councilman Labriola _____ | VOTING _AYE_____ |
| _ Councilwoman Maier _____ | VOTING _AYE_____ |
| _ Councilwoman Walsh _____ | VOTING _AYE_____ |

The order was thereupon declared duly adopted.

* * *

STATE OF NEW YORK)
).ss.:
COUNTY OF NASSAU)

I, the undersigned Clerk of the Town of Oyster Bay, Nassau County, New York, DO
HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Town Board
of said Town, including the order contained therein, held on February 8, 2022, with the original
thereof on file in my office, and that the same is a true and correct transcript therefrom and of the
whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, [please check one below]

 x (1) pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said
meeting was open to the general public, or

 (2) said meeting was held remotely by conference call, video conference, or other
similar means in accordance with the requirements set forth in Chapter 417 of the Laws of 2021.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public
notice of the time and place of said meeting to be given to the following newspaper and/or other
news media as follows:

Newspaper and/or Other News Media

Date Given

Various publications throughout the Town

February 4, 2022

Of Oyster Bay


I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s) of Posted Notice
Bulletin board, 1st floor 54 Audrey Avenue
Oyster Bay, NY 11771

Date of Posting
February 4, 2022

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town,
on February 4, 2022.

(SEAL)



Town Clerk

958-2022

10604814.253 (1000179864)

At a regular meeting of the Town Board of the Town of Oyster Bay, Nassau County, New York, held at the Town Hall, Audrey Avenue, in Oyster Bay, New York, in said Town, on February 8, 2022, at 10:00 A.M., Prevailing Time.

The meeting was called to order by Supervisor Saladino, and upon roll being called, the following were

PRESENT: Supervisor Saladino

Councilwoman Johnson

Councilman Imbroto

Councilman Hand

Councilman Labriola

Councilwoman Maier

Councilwoman Walsh

ABSENT: no one.

The following resolution was offered by Councilwoman Johnson who moved its adoption, seconded by Councilman Imbroto, to-wit:

BOND RESOLUTION DATED FEBRUARY 8, 2022.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$620,000 BONDS OF THE TOWN OF OYSTER BAY, NASSAU COUNTY, NEW YORK, TO PAY COSTS OF THE INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE PUBLIC PARKING DISTRICT IN THE TOWN OF OYSTER BAY, NASSAU COUNTY, NEW YORK.

WHEREAS, pursuant to the provisions heretofore duly had and taken in accordance with the provisions of Section 202-b of the Town Law, and more particularly an order dated February 8, 2022, said Town Board has determined it to be in the public interest to increase and improve the facilities of the Public Parking District (the "District") in the Town of Oyster Bay, Nassau County, New York, at an estimated maximum cost of \$620,000; and

WHEREAS, it is now desired to provide funding for such capital project; NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Oyster Bay, Nassau County, New York, as follows:

Section 1. For the class of objects or purposes of paying costs of the increase and improvement of the facilities of the Public Parking District, in said Town, consisting of the refurbishing and improvement of facilities in said District, including incidental expenses in connection therewith, there are hereby authorized to be issued \$620,000 bonds of said Town pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the estimated maximum cost of the aforesaid class of objects or purposes is \$620,000 and that the plan for the financing thereof is by the issuance of the \$620,000 bonds of said Town authorized to be issued pursuant to this bond resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is ten years, pursuant to subdivision ninety of paragraph a of

Section 11.00 of the Local Finance Law, as said class is comprised of items which have a period of probable usefulness of at least ten years under one or both of subdivisions twelve and twenty of said paragraph a. It is hereby further determined that the maximum maturity of the bonds herein authorized will exceed five years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said Town of Oyster Bay, Nassau County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. Such cost shall be annually apportioned and assessed upon the several lots and parcels of land within said District in the manner provided by law in an amount sufficient to pay the principal and interest on said bonds as the same become due.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the Town of Oyster Bay, Nassau County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State

Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by Section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 9. The validity of such bonds and bond anticipation notes may be contested only if:

- (1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- (2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 10. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 11. This resolution, which takes effect immediately, shall be published in summary in Newsday, a newspaper having general circulation in said Town, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call,
which resulted as follows:

| | |
|-----------------------------|------------------|
| _Supervisor Saladino _____ | VOTING _AYE_____ |
| _Councilwoman Johnson _____ | VOTING _AYE_____ |
| _Councilman Imbroto _____ | VOTING _AYE_____ |
| _Councilman Hand _____ | VOTING _AYE_____ |
| _Councilman Labriola _____ | VOTING _AYE_____ |
| _Councilwoman Maier _____ | VOTING _AYE_____ |
| _Councilwoman Walsh _____ | VOTING _AYE_____ |

The resolution was thereupon declared duly adopted.

* * *

STATE OF NEW YORK)
) ss.:
COUNTY OF NASSAU)

I, the undersigned Clerk of the Town of Oyster Bay, Nassau County, New York, DO
HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Town Board
of said Town, including the resolution contained therein, held on February 8, 2022, with the original
thereof on file in my office, and that the same is a true and correct transcript therefrom and of the
whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, [please check one below]

 x (1) pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said
meeting was open to the general public, or

 (2) said meeting was held remotely by conference call, video conference, or other
similar means in accordance with the requirements set forth in Chapter 417 of the Laws of 2021.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public
notice of the time and place of said meeting to be given to the following newspaper and/or other
news media as follows:

Newspaper and/or Other News Media

Date Given

Various publications throughout the Town

February 4, 2022

Of Oyster Bay

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s) of Posted Notices

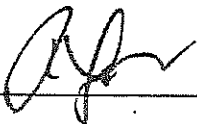
Date of Posting

Bulletin board, 1st floor 54 Audrey Avenue
Oyster Bay, NY 11771

February 4, 2022

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town,
on February 9, 2022.

(SEAL)



Town Clerk

96A-2022

10604814.255 (1000179864)

At a regular meeting of the Town Board of the Town of Oyster Bay, Nassau County, New York, held at the Town Hall, Audrey Avenue, in said Town, on February 8, 2022, at 10:00 A.M., Prevailing Time.

PRESENT:

Joseph Saladino
Supervisor

Michele Johnson
Councilman

Louis Imbroto
Councilman

Thomas Hand
Councilman

Steve Labriola
Councilman

Laura Maier
Councilman

Vicki Walsh
Councilman

In the Matter of the Increase and Improvement
of the Facilities of the Town of Oyster Bay
Solid Waste District in the Town of
Oyster Bay, Nassau County, New York.

Resolution No. 96A-2022

PUBLIC INTEREST ORDER

WHEREAS, the Town Board of the Town of Oyster Bay, Nassau County, New York, has had under consideration the increase and improvement of the facilities of the Solid Waste District (the "District") in said Town, consisting of the refurbishing and improvement of the Solid Waste Disposal Facility in said District, including incidental expenses in connection therewith; and

Reviewed By
Office of Town Attorney
Feb 13, 2022

WHEREAS, the estimated maximum cost to said District of such increase and improvement of facilities is determined to be \$730,000; and

WHEREAS, such cost shall be annually apportioned and assessed upon the several lots and parcels of land within said District in the manner provided by law in an amount sufficient to pay the principal and interest on said bonds as the same become due;

WHEREAS, an environmental analysis has been prepared pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act in connection with such increase and improvement of the facilities of said District and use and it has been determined that such increase and improvement of the facilities of said District and use will not result in any significant environmental effects; and

WHEREAS, at a meeting of said Town Board duly called and held on January 25, 2022, an order was duly adopted by it and entered in the minutes specifying the said Town Board would meet to consider the increase and improvement of the Town of Oyster Bay Solid Waste District in said Town, at an estimated maximum cost of \$730,000 and to hear all persons interested in the subject thereof concerning the same at the Town Hall East, 54 Audrey Avenue, in Oyster Bay, New York, in said Town, on February 8, 2022, at 10:00 A.M., Prevailing Time; and

WHEREAS, said order duly certified by the Town Clerk was duly published and posted as required by law; and

WHEREAS, a public hearing was duly held at the time and place set forth in said notice, at which all person desiring to be heard were duly heard; and NOW, THEREFORE, BE IT

ORDERED, by the Town Board of the Town of Oyster Bay, Nassau County, New York, as follows:

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to increase and improvement of the facilities of the Solid Waste District, in said Town, consisting of the refurbishing and improvement of the Solid

Waste Disposal Facility in said District, including incidental expenses in connection therewith, at an estimated maximum cost of \$730,000.

Section 2. This order shall take effect immediately.

The question of the adoption of the foregoing order was duly put to a vote on roll call, which resulted as follows:

| | |
|-----------------------------|------------------|
| _Supervisor Saladino _____ | VOTING _AYE_____ |
| _Councilwoman Johnson _____ | VOTING _AYE_____ |
| _Councilman Imbroto _____ | VOTING _AYE_____ |
| _Councilman Hand _____ | VOTING _AYE_____ |
| _Councilman Labriola _____ | VOTING _AYE_____ |
| _Councilwoman Maier _____ | VOTING _AYE_____ |
| _Councilwoman Walsh _____ | VOTING _AYE_____ |

The order was thereupon declared duly adopted.

* * *

STATE OF NEW YORK)
).ss.:
COUNTY OF NASSAU)

I, the undersigned Clerk of the Town of Oyster Bay, Nassau County, New York, DO
HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Town Board
of said Town, including the order contained therein, held on February 8, 2022, with the original
thereof on file in my office, and that the same is a true and correct transcript therefrom and of the
whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, [please check one below]

 x (1) pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said
meeting was open to the general public, or

 (2) said meeting was held remotely by conference call, video conference, or other
similar means in accordance with the requirements set forth in Chapter 417 of the Laws of 2021.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public
notice of the time and place of said meeting to be given to the following newspaper and/or other
news media as follows:

Newspaper and/or Other News Media

Date Given

Various publications throughout the Town
Of Oyster Bay

February 4, 2022

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s) of Posted Notice


Bulletin board, 1st floor 54 Audrey Avenue
Oyster Bay, NY 11771

Date of Posting

February 4, 2022

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town,
on February 9, 2022.

(SEAL)



Town Clerk

96B-2022

10604814.255 (1000179864)

At a regular meeting of the Town Board of the Town of Oyster Bay, Nassau County, New York, held at the Town Hall, Audrey Avenue, in Oyster Bay, New York, in said Town, on February 8, 2022, at 10:00 A.M., Prevailing Time.

The meeting was called to order by Supervisor Saladino, and upon roll being called, the following were

PRESENT: Supervisor Saladino

Councilwoman Johnson

Councilman Imbroto

Councilman Hand

Councilman Labriola

Councilwoman Maier

Councilwoman Walsh

ABSENT: no one.

The following resolution was offered by Councilwoman Johnson who moved its adoption, seconded by Councilman Imbroto, to-wit:

BOND RESOLUTION DATED FEBRUARY 8, 2022.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$730,000 BONDS OF THE TOWN OF OYSTER BAY, NASSAU COUNTY, NEW YORK, TO PAY COSTS OF THE INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE SOLID WASTE DISTRICT IN THE TOWN OF OYSTER BAY, NASSAU COUNTY, NEW YORK.

WHEREAS, pursuant to the provisions heretofore duly had and taken in accordance with the provisions of Section 202-b of the Town Law, and more particularly an order dated February 8, 2022, said Town Board has determined it to be in the public interest to increase and improve the facilities of the Solid Waste District (the "District") in the Town of Oyster Bay, Nassau County, New York, at an estimated maximum cost of \$730,000; and

WHEREAS, it is now desired to provide funding for such capital project; NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Oyster Bay, Nassau County, New York, as follows:

Section 1. For the class of objects or purposes of paying costs of the increase and improvement of the facilities of the Solid Waste District, in said Town, consisting of the refurbishing and improvement of the Solid Waste Disposal Facility in said District, including incidental expenses in connection therewith, there are hereby authorized to be issued \$730,000 bonds of said Town pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the estimated maximum cost of the aforesaid class of objects or purposes is \$730,000 and that the plan for the financing thereof is by the issuance of the \$730,000 bonds of said Town authorized to be issued pursuant to this bond resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is twenty-five years, pursuant to subdivision six of paragraph

Reviewed By
Office of Town Atto
[Signature]

a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will exceed five years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said Town of Oyster Bay, Nassau County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. Such cost shall be annually apportioned and assessed upon the several lots and parcels of land within said District in the manner provided by law in an amount sufficient to pay the principal and interest on said bonds as the same become due.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the Town of Oyster Bay, Nassau County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full

acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by Section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 9. The validity of such bonds and bond anticipation notes may be contested only if:

(1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or

(2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 10. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 11. This resolution, which takes effect immediately, shall be published in summary in Newsday, a newspaper having general circulation in said Town, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call,
which resulted as follows:

_Supervisor Saladino _____ VOTING _AYE_____
_Councilwoman Johnson _____ VOTING _AYE_____
_Councilman Imbroto _____ VOTING _AYE_____
_Councilman Hand _____ VOTING _AYE_____
_Councilman Labriola _____ VOTING _AYE_____
_Councilwoman Maier _____ VOTING _AYE_____
_Councilwoman Walsh _____ VOTING _AYE_____

The resolution was thereupon declared duly adopted.

* * *

STATE OF NEW YORK)
) ss.:
COUNTY OF NASSAU)

I, the undersigned Clerk of the Town of Oyster Bay, Nassau County, New York, DO
HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Town Board
of said Town, including the resolution contained therein, held on February 8, 2022, with the original
thereof on file in my office, and that the same is a true and correct transcript therefrom and of the
whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, [please check one below]

 x (1) pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said
meeting was open to the general public, or

 (2) said meeting was held remotely by conference call, video conference, or other
similar means in accordance with the requirements set forth in Chapter 417 of the Laws of 2021.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public
notice of the time and place of said meeting to be given to the following newspaper and/or other
news media as follows:

Newspaper and/or Other News Media

Date Given

Various publications throughout the Town

February 4, 2022

Of Oyster Bay

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s) of Posted Notices

Date of Posting

Bulletin board, 1st floor 54 Audrey Avenue
Oyster Bay, NY 11771

February 4, 2022

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town,
on February 9, 2022.



Town Clerk

(SEAL)

97A-2022

10604814.254 (1000179864)

At a regular meeting of the Town Board of the Town of Oyster Bay, Nassau County, New York, held at the Town Hall, Audrey Avenue, in said Town, on February 8, 2022, at 10:00 A.M., Prevailing Time.

PRESENT:

Joseph Saladino
Supervisor

Michele Johnson
Councilman

Louis Imbroto
Councilman

Thomas Hand
Councilman

Steve Labriola
Councilman

Laura Maier
Councilman

Vicki Walsh
Councilman

In the Matter of
the Increase and Improvement of the Facilities
of the Town of Oyster Bay Public Lighting
District in the Town of Oyster Bay,
Nassau County, New York

Resolution No. 97A-2022

PUBLIC INTEREST ORDER

WHEREAS, the Town Board of the Town of Oyster Bay, Nassau County, New York, has had under consideration the increase and improvement of the facilities of the Town of Oyster Bay Public Lighting District in said Town, consisting of the refurbishing and improvement of facilities in such Public Lighting District, including incidental expenses in connection therewith; and

1/24/11/14
Reviewed By
Office of Town Attorney

WHEREAS, the estimated maximum cost to such Public Lighting District of such increase and improvement of facilities is determined to be \$470,000; and

WHEREAS, such cost shall be annually apportioned and assessed upon the several lots and parcels of land within such Public Lighting District in the manner provided by law and levied and collected in an amount sufficient to pay the principal and interest on said bonds as the same become due;

WHEREAS, an environmental analysis has been prepared pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act in connection with such increase and improvement and it has been determined that such increase and improvement will not result in any significant environmental effects; and

WHEREAS, at a meeting of said Town Board duly called and held on January 25, 2022, an order was duly adopted by it and entered in the minutes specifying the said Town Board would meet to consider the increase and improvement of the Town of Oyster Bay Public Lighting District in said Town at an estimated maximum cost of \$470,000 and to hear all persons interested in the subject thereof concerning the same at the Town Hall East, 54 Audrey Avenue, in Oyster Bay, New York, in said Town, on February 8, 2022, at 10:00 A.M., Prevailing Time; and

WHEREAS, said order duly certified by the Town Clerk was duly published and posted as required by law; and

WHEREAS, a public hearing was duly held at the time and place set forth in said notice, at which all person desiring to be heard were duly heard; and NOW, THEREFORE, BE IT

ORDERED, by the Town Board of the Town of Oyster Bay, Nassau County, New York, as follows:

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to increase and improvement of the facilities of the Town of Oyster Bay Public Lighting District in said Town, consisting of the refurbishing and

improvement of facilities in such Public Lighting District, including incidental expenses in connection therewith, at an estimated maximum cost of \$470,000.

Section 2. This order shall take effect immediately.

The question of the adoption of the foregoing order was duly put to a vote on roll call, which resulted as follows:

| | |
|-----------------------------|------------------|
| _Supervisor Saladino _____ | VOTING _AYE_____ |
| _Councilwoman Johnson _____ | VOTING _AYE_____ |
| _Councilman Imbroto _____ | VOTING _AYE_____ |
| _Councilman Hand _____ | VOTING _AYE_____ |
| _Councilman Labriola _____ | VOTING _AYE_____ |
| _Councilwoman Maier _____ | VOTING _AYE_____ |
| _Councilwoman Walsh _____ | VOTING _AYE_____ |

The order was thereupon declared duly adopted.

* * *

STATE OF NEW YORK)
).ss.:
COUNTY OF NASSAU)

I, the undersigned Clerk of the Town of Oyster Bay, Nassau County, New York, DO
HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Town Board
of said Town, including the order contained therein, held on February 8, 2022, with the original
thereof on file in my office, and that the same is a true and correct transcript therefrom and of the
whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, [please check one below]

 x (1) pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said
meeting was open to the general public, or

 (2) said meeting was held remotely by conference call, video conference, or other
similar means in accordance with the requirements set forth in Chapter 417 of the Laws of 2021.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public
notice of the time and place of said meeting to be given to the following newspaper and/or other
news media as follows:

Newspaper and/or Other News Media

Date Given

Various publications throughout the Town

February 4, 2022

Of Oyster Bay

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s) of Posted Notice
Bulletin board, 1st floor 54 Audrey Avenue
Oyster Bay, NY 11771

Date of Posting
February 4, 2022

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town,
on February 9, 2022.

(SEAL)



Town Clerk

97B-2022

10604814.254 (1000179864)

At a regular meeting of the Town Board of the Town of Oyster Bay, Nassau County, New York, held at the Town Hall, Audrey Avenue, in Oyster Bay, New York, in said Town, on February 8, 2022, at 10:00 A.M., Prevailing Time.

The meeting was called to order by Supervisor Saladino, and upon roll being called, the following were

PRESENT: Supervisor Saladino

Councilwoman Johnson

Councilman Imbroto

Councilman Hand

Councilman Labriola

Councilwoman Maier

Councilwoman Walsh

ABSENT: no one.

The following resolution was offered by Councilwoman Johnson who moved its adoption, seconded by Councilman Imbroto, to-wit:

BOND RESOLUTION DATED FEBRUARY 8, 2022.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$470,000 BONDS OF THE TOWN OF OYSTER BAY, NASSAU COUNTY, NEW YORK, TO PAY COSTS OF THE INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE TOWN OF OYSTER BAY PUBLIC LIGHTING DISTRICT IN THE TOWN OF OYSTER BAY, NASSAU COUNTY, NEW YORK.

12-4-15-19-2
Reviewed
Office of Town Attorney,
WHEREAS, pursuant to the provisions heretofore duly had and taken in accordance with the provisions of Section 202-b of the Town Law, and more particularly an order dated February 8, 2022, said Town Board has determined it to be in the public interest to increase and improve of the facilities of the Town of Oyster Bay Public Lighting District in the Town of Oyster Bay, Nassau County, New York, at an estimated maximum cost of \$470,000; and

WHEREAS, it is now desired to provide funding for such capital project; NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Oyster Bay, Nassau County, New York, as follows:

Section 1. For the class of objects or purposes of paying costs of the increase and improvement of the facilities of the Town of Oyster Bay Public Lighting District in said Town, consisting of the refurbishing and improvement of facilities in such Public Lighting District, including incidental expenses in connection therewith, there are hereby authorized to be issued \$470,000 bonds of said Town pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the estimated maximum cost of the aforesaid class of objects or purposes is \$470,000 and that the plan for the financing thereof is by the issuance of the \$470,000 bonds of said Town authorized to be issued pursuant to this bond resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is thirty years, pursuant to subdivision five of paragraph a of

Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will exceed five years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said Town of Oyster Bay, Nassau County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. Such cost shall be annually apportioned and assessed upon the several lots and parcels of land within such Public Lighting District in the manner provided by law and levied and collected in an amount sufficient to pay the principal and interest on said bonds as the same become due.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the Town of Oyster Bay, Nassau County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full

acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by Section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 9. The validity of such bonds and bond anticipation notes may be contested only if:

- (1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
 - (2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,
- and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 10. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 11. This resolution, which takes effect immediately, shall be published in summary in Newsday, a newspaper having general circulation in said Town, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call,
which resulted as follows:

| | |
|------------------------------|------------------|
| _ Supervisor Saladino _____ | VOTING _AYE_____ |
| _ Councilwoman Johnson _____ | VOTING _AYE_____ |
| _ Councilman Imbroto _____ | VOTING _AYE_____ |
| _ Councilman Hand _____ | VOTING _AYE_____ |
| _ Councilman Labriola _____ | VOTING _AYE_____ |
| _ Councilwoman Maier _____ | VOTING _AYE_____ |
| _ Councilwoman Walsh _____ | VOTING _AYE_____ |

The resolution was thereupon declared duly adopted.

* * *

STATE OF NEW YORK)
) ss.:
COUNTY OF NASSAU)

I, the undersigned Clerk of the Town of Oyster Bay, Nassau County, New York, DO
HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Town Board
of said Town, including the resolution contained therein, held on February 8, 2022, with the original
thereof on file in my office, and that the same is a true and correct transcript therefrom and of the
whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, [please check one below]

 x (1) pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said
meeting was open to the general public, or

 (2) said meeting was held remotely by conference call, video conference, or other
similar means in accordance with the requirements set forth in Chapter 417 of the Laws of 2021.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public
notice of the time and place of said meeting to be given to the following newspaper and/or other
news media as follows:

Newspaper and/or Other News Media

Date Given

Various publications throughout the Town

February 4, 2022

Of Oyster Bay

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s) of Posted Notices


Date of Posting

Bulletin board, 1st floor 54 Audrey Avenue
Oyster Bay, NY 11771

February 4, 2022

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town,
on February 9, 2022.

(SEAL)



Town Clerk

98

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

TO: Memorandum Docket
FROM: Office of the Town Attorney
DATE: January 28, 2022
SUBJECT: Payment for Outside Counsel
Town of Oyster Bay v. Manija Ghaqfoorzada
Account Number: OTA A 1420 44110 000 0000

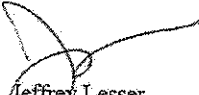
Pursuant to Town Board Resolution No. 736-2020, adopted on December 8, 2020, and Resolution No. 18-2022, adopted on January 11, 2022, the Town Board authorized the retention of the law firm, Bee Ready Fishbein Hatter & Donovan, LLP, 170 Old Country Road, Mineola, New York 11501, to provide legal services with respect to litigation entitled, Town of Oyster Bay v. Manija Ghaqfoorzada.

In order to satisfy outstanding invoices, it is requested and recommended that the Town Board authorize an increase in the amount of \$7,125.00 to pay for legal fees, expenses, and disbursements in this matter. Funds are available in, and shall be drawn from, Account No. OTA A 1420 44110 000 0000.

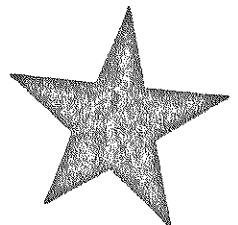
Submitted herewith is a proposed resolution for the foregoing request.

Kindly suspend the rules and place this matter on the action calendar for the Town Board meeting of February 8, 2022.

FRANK M. SCALERA
TOWN ATTORNEY


Jeffrey Lesser
Deputy Town Attorney

JL:jl
Attachment



Reviewed By
Office of Town Attorney

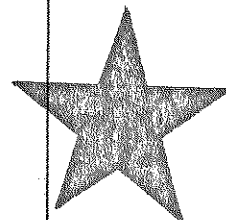
WHEREAS, by Town Board Resolution No. 736-2020, adopted on December 8, 2020, and Resolution No. 18-2022, adopted on January 11, 2022, the Town Board authorized the retention of the law firm, Bee Ready Fishbein Hatter & Donovan, LLP, 170 Old Country Road, Mineola, New York 11501, to provide legal services with respect to litigation involving Town of Oyster Bay v. Manija Ghaqfoorzada; and

WHEREAS, Frank M. Scalera, Town Attorney, and Jeffrey Lesser, Deputy Town Attorney, by memorandum dated January 28, 2022, requested and recommended that the Town Board authorize an increase of \$7,125.00 in order to satisfy outstanding legal fees and expenses in connection with the aforementioned litigated matter,

NOW, THEREFORE, BE IT RESOLVED, That the request and recommendation as hereinabove set forth are approved and the Comptroller is authorized to make payment to Bee Ready Fishbein Hatter & Donovan, LLP, in an amount not to exceed \$7,125.00, upon submission of a duly certified claim after audit; and be it further

RESOLVED, That the funds for said payment shall be drawn from Account No. OTA A 1420 44110 000 0000.

-#-



WHEREAS, Frank M. Scalera, Town Attorney, and Dennis P. Sheehan, Deputy Town Attorney, by memorandum dated November 23, 2020, stated that it was necessary for the Town to retain the law firm of Bee Ready Fishbein Hatter & Donovan, LLP, on an emergency basis, provide representation in the matter of Town of Oyster Bay v. Manija Ghaqfoorzada v. Barakah 786 Corp. due to the expediency in enforcing a Court Order for the protection of the public's welfare and safety; and

WHEREAS, in order to satisfy outstanding invoices and to provide funding for additional costs, funds in the amount of \$10,000.00 are necessary to pay for legal fees, expenses and disbursements in this matter,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is approved and the Comptroller is authorized to make payment to Bee Ready Fishbein Hatter & Donovan, LLP, in an amount not to exceed \$10,000.00; and be it further

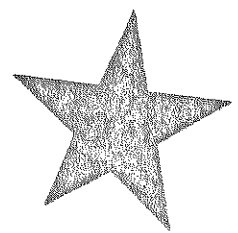
RESOLVED, That the funds for said payment shall be drawn from Account No. OTA A 1420 44110 000 0000; and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to make payment for same, 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 | Aye |
| Councilman Labriola | Aye |
| Councilwoman Maier | Aye |
| Councilwoman Walsh | Aye |



Reviewed By
Office of Town Attorney

WHEREAS, by Resolution No. 752-2020, adopted on December 8, 2020, the Town Board authorized the Office of the Town Attorney to utilize the professional services of the law firms listed below, for the 2021 calendar year, in an amount not to exceed \$1,475,000.00:

| <u>Law Firm</u> | <u>Procuring Resolution</u> |
|---|---------------------------------|
| Bee Ready Fishbein Hatter and Donovan, LLP | 515-2017, 520-2018 and 736-2020 |
| Berkman Henoch Peterson Peddy & Fenchel, PC | 297-2017 and 341-2019 |
| Devitt Spellman Barrett LLP | 520-2018 |
| Jackson Lewis, PC | 54-2018, 55-2018, and 557-2018 |
| Kendric Law Group PC | 447-2018 |
| Kushnick Pallaci PLLC | 254-2017 |
| Leventhal, Cursio, Mullaney & Blinkoff, LLP | 325-2015 |
| Margolin Besunder LLP | 569-2018 |
| Milber Makris Plousadis & Seiden, LLP | 708-2016 |
| Miranda Samburgsky, et al. | 423-2018 |
| Quinn Emanuel Urquhart & Sullivan, LLP | 517-2015 |
| Rosenberg, Calica & Birney, LLP | 432-2020 |
| Schiff Hardin LLP | 334-2018 and 575-2021 |
| Sokoloff Stern, LLP | 735-2019 |
| Theodore Firetog, Esq. | 47-2018 and 363-2019; and |

Reviewed By
Office of Town Attorney

WHEREAS, Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated December 30, 2021, recommended and requested Town Board authorization for an additional allocation in an amount not to exceed \$743,137.95, to satisfy outstanding costs incurred by the Town, in its utilization of the professional services provided by the abovementioned law firms, during the course of the 2021 calendar year; and

WHEREAS, the Inspector General has reviewed the firms' respective disclosure questionnaires, and has approved same,

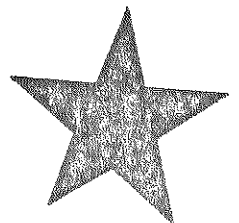
NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is accepted and approved, and the Office of the Town Attorney is authorized an additional allocation in an amount not to exceed \$743,137.95, to satisfy outstanding costs incurred by the Town, in its utilization of the professional services provided by the law firms herein listed, during the course of the 2021 calendar year; and be it further

RESOLVED, That the Town Comptroller is hereby authorized and directed to pay said outside counsel for legal fees, costs and disbursements rendered, upon the submission of a duly certified claim, after audit, with funds available in Account No. OTA A 1420 44110 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 | Aye |
| Councilwoman Maier | Aye |
| Councilwoman Walsh | Aye |



WHEREAS, by Town Board Resolution No. 736-2020, adopted on December 8, 2020, and Resolution No. 18-2022, adopted on January 11, 2022, the Town Board authorized the retention of the law firm, Bee Ready Fishbein Hatter & Donovan, LLP, 170 Old Country Road, Mineola, New York 11501, to provide legal services with respect to litigation involving Town of Oyster Bay v. Manija Ghaqfoorzada; and

WHEREAS, Frank M. Scalera, Town Attorney, and Jeffrey Lesser, Deputy Town Attorney, by memorandum dated January 28, 2022, requested and recommended that the Town Board authorize an increase of \$7,125.00 in order to satisfy outstanding legal fees and expenses in connection with the aforementioned litigated matter,

NOW, THEREFORE, BE IT RESOLVED, That the request and recommendation as hereinabove set forth are approved and the Comptroller is authorized to make payment to Bee Ready Fishbein Hatter & Donovan, LLP, in an amount not to exceed \$7,125.00, upon submission of a duly certified claim after audit; and be it further

RESOLVED, That the funds for said payment shall be drawn from Account No. OTA A 1420 44110 000 0000.

~~#~~

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 | Aye |
| Councilman Imbroto | Aye |
| Councilman Hand | Aye |
| Councilman Labriola | Aye |
| Councilwoman Maier | Aye |
| Councilwoman Walsh | Aye |

WHEREAS, by Resolution No. 136-2020, adopted on February 11, 2020, the Town Board authorized the execution of an engagement agreement with Ankura Consulting Group, LLC ("Ankura"), as independent consultant to review the Town's policies, procedures, and internal controls regarding its disclosures for securities offerings, and authorized payment to Ankura with respect to resulting fees incurred by Ankura and to be approved by the United States District Court, Eastern District of New York; and

WHEREAS, Frank M. Scalera, Town Attorney, and Jeffrey Lesser, Deputy Town Attorney, by memorandum dated January 28, 2022, requested and recommended that the Town Board authorize an increase of \$43,900.00 in order to satisfy outstanding fees and expenses of Ankura, to be approved and ordered by the United States District Court, Eastern District of New York,

NOW, THEREFORE, BE IT RESOLVED, That the request and recommendation hereinabove set forth are accepted and approved, and the Town Board hereby authorizes an increase in fees payable to Ankura Consulting Group, LLC, 485 Lexington Avenue, 10th Floor, New York, NY 10017, in an amount not to exceed \$43,900.00; and be it further

RESOLVED, That the funds for said payment shall be drawn from Account No. OTA A 1420 44110 000 0000; and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to make payment for same; upon 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 | Aye |
| Councilman Imbroto | Aye |
| Councilman Hand | Aye |
| Councilman Labriola | Aye |
| Councilwoman Maier | Aye |
| Councilwoman Walsh | Aye |

99

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

TO: Memorandum Docket
FROM: Office of the Town Attorney
DATE: January 28, 2022
SUBJECT: Payment for Court Ordered Fees for Independent Consultant

Pursuant to Town Board Resolution No. 136-2020, adopted on February 11, 2020, the Town Board authorized the execution of an engagement agreement with Ankura Consulting Group, LLC, ("Ankura") as independent consultant with municipal finance experience to review the Town's policies, procedures, and internal controls regarding its disclosures for securities offerings, and authorized payment to Ankura of resulting fees incurred by Ankura and to be approved by the United States District Court, Eastern District of New York.

Additional funds are required for the disbursements and expenses due to Ankura. Therefore, it is recommended and requested that the Town Board authorize an increase in the amount of \$43,900.00 in order to satisfy the outstanding fees, disbursements and expenses to be approved by the United States District Court, Eastern District of New York. The aforementioned amount shall be paid with funds drawn from Account No. OTA A 1420 44110 000 0000.

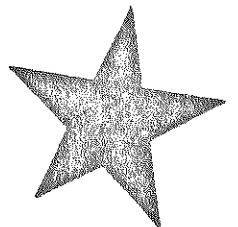
Submitted herewith is a proposed resolution for the foregoing request.

Kindly suspend the rules and place this matter on the Town Board Action Calendar of February 8, 2022.

FRANK M. SCALERA
TOWN ATTORNEY


Jeffrey Lesser
Deputy Town Attorney

JAL:jl
Attachment



Reviewed By
Office of Town Attorney

WHEREAS, by Resolution No. 136-2020, adopted on February 11, 2020, the Town Board authorized the execution of an engagement agreement with Ankura Consulting Group, LLC ("Ankura"), as independent consultant to review the Town's policies, procedures, and internal controls regarding its disclosures for securities offerings, and authorized payment to Ankura with respect to resulting fees incurred by Ankura and to be approved by the United States District Court, Eastern District of New York; and

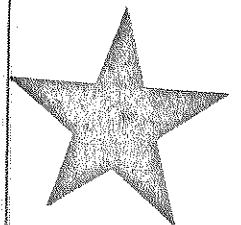
WHEREAS, Frank M. Scalera, Town Attorney, and Jeffrey Lesser, Deputy Town Attorney, by memorandum dated January 28, 2022, requested and recommended that the Town Board authorize an increase of \$43,900.00 in order to satisfy outstanding fees and expenses of Ankura, to be approved and ordered by the United States District Court, Eastern District of New York,

NOW, THEREFORE, BE IT RESOLVED, That the request and recommendation hereinabove set forth are accepted and approved, and the Town Board hereby authorizes an increase in fees payable to Ankura Consulting Group, LLC, 485 Lexington Avenue, 10th Floor, New York, NY 10017, in an amount not to exceed \$43,900.00; and be it further

RESOLVED, That the funds for said payment shall be drawn from Account No. OTA A 1420 44110 000 0000; and be it further

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

-#-



Meeting of February 11, 2020

Resolution No. 136-2020

Reviewed By
Office of Town Attorney
Matthew M. Rozea

WHEREAS, Matthew M. Rozea, Deputy Town Attorney, by memorandum dated February 11, 2020, advised that pursuant to a Consent Judgment entered into with the United States Securities and Exchange Commission (the "Commission") in connection with the Commission's litigation against the Town, the Town agreed to retain an independent consultant with municipal finance experience to review the Town's policies, procedures, and internal controls regarding its disclosures for securities offerings; and

WHEREAS, on January 27, 2020, the District Court Judge entered an Order "appoint[ing] Marc-Phillip Ferzan, of Ankura, as the Independent Consultant pursuant to the Final Judgment;" and

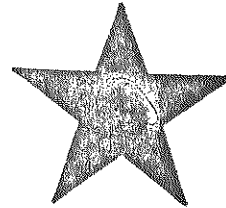
WHEREAS, subsequent to the Court's appointment of Ankura Consulting Group, LLC, 2000 K Street, NW, 12th Floor, Washington, DC 20006, the Office of the Town Attorney negotiated an engagement agreement with Ankura specifying the terms, conditions, and obligations of the Town and Ankura; and

WHEREAS, the Office of the Town Attorney recommends and requests by memorandum dated February 11, 2020, that the Town Board ratify the execution of the engagement agreement with Ankura and further authorize payment to Ankura in an amount not to exceed \$275,000.00 with funds to be drawn from Account No. OTA A 1420 44110 000 0000,

NOW, THEREFORE, BE IT RESOLVED, That the recommendation and request hereinabove set forth are accepted and approved, and the Town Board hereby ratifies the execution of the engagement agreement with Ankura Consulting Group, LLC, and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to make payment to Ankura Consulting Group, LLC, 2000 K Street, NW, 12th Floor, Washington, DC 20006, in an amount not to exceed \$275,000.00 upon submission of a duly certified claim, after audit, with funds to be drawn from Account No. OTA A 1420 44110 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 | Aye |
| Councilwoman Maier | Aye |
| Councilwoman Walsh | Aye |

15

Town of Oyster Bay Inter-Departmental Memo

TO: MEMORANDUM DOCKET

FROM: Office of the Town Attorney

DATE: January 25, 2022

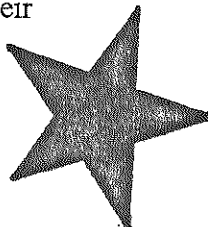
SUBJECT: 2022-2023 - Public Officials & Employees Liability Insurance Policy

Pursuant to New York State Town Law Sections 25 and 116, and the New York State Public Officers Law Section 11, the Town Board may procure insurance in lieu of the undertaking requirement for Town elected, officers and employees.

On November 30, 2021, the Town issued a Request for Proposals ("RFP") seeking quotes for the Town's Public Officials & Employees Liability Insurance policy, in accordance with the requirements of the Town's procurement policy. Requests were sent to eleven (11) insurance brokers, to obtain quotes/proposals from insurance carriers and the RFP was posted on the Town's website.

Multiple brokers requested additional information. The sole broker to submit quotes, Salerno Brokerage Corp. ("Salerno"), advised the Office of the Town Attorney that it had forwarded the Town's Request for Proposals to multiple insurance carriers and received responses from ten (10) insurance carriers, AIG, Berkley, Greenwich (AXA XL), HCC, Hudson Insurance, Kinsale Insurance, Munich Re, RSUI, Trident and Chubb. Chubb, through its subsidiary, Ace American Insurance Company, the Town's current insurer, provided two renewal options, with a common coverage limit but differing self-insured retention levels, while Greenwich (AXA, XL) provided an option with the same coverage limit, but a lower retention and a lower premium. Both Ace American Insurance Company and Greenwich (AXA, XL) Insurance Company ("Greenwich") are A-rated by AM Best Ratings Services, Inc., which signifies that each carrier has demonstrated an excellent ability to meet ongoing consumer obligations.

This Office's memorandum to the docket dated January 21, 2022, recommended that Chubb's Ace American Insurance policy through Salerno Brokerage Corp. be selected at a renewal premium of \$224,238.00 for the period January 28, 2022 to January 28, 2023. Subsequent to this recommendation, Chubb's Ace American Insurance Company, Greenwich revised its response criteria and offered a lower premium for the same services to be provided by Chubb's Ace American. Accordingly, following a review and evaluation, the Office of the Town Attorney has determined that based upon the terms and coverage afforded, the claim history of the Town, and the cost of the defense of such claims, Greenwich's policy proposal, with a premium of \$194,628.00, for the period January 28, 2022 to January 28, 2023, will provide substantial savings to the Town. In the past, Greenwich has declined to bid on this policy but Salerno advised us that the improvement in the Town's rising credit rating apparently drew the carrier's interest and expanded the market of carriers available to the Town. Salerno advised this Office that, in their experience, Greenwich has provided strong customer service.



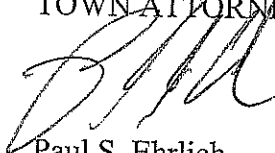
Salerno further advised that the existing policy with Chubb's Ace American Insurance Company contains a sixty (60) day "tail", an extension period in which previously unknown claims can be reported to Chubb's Ace American Insurance Company. This Office was assured this Office that there will be no break in coverage.

Therefore, based on compliance with Guideline 7 of the Town's procurement policy, it is recommended that the Greenwich policy, through Salerno Brokerage Corp., be selected, at the renewal premium of \$194,628.00, for the period January 28, 2022 to January 28, 2023, with funds to be drawn from Account No. TWN AMS 1910 43010 603 0000 000.

The Inspector General has reviewed the RFP and the proposed vendor's disclosure questionnaire and is satisfied that the Procurement Policy has been fulfilled.

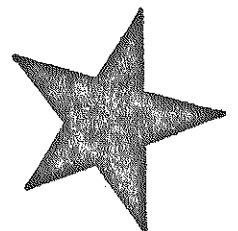
Accordingly, kindly table MD#50 (1-18-22), suspend the rules and walk this item on the January 25, 2022 Town Board action calendar.

FRANK M. SCALERA
TOWN ATTORNEY



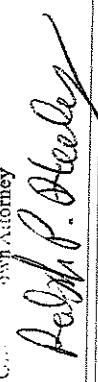
Paul S. Ehrlich
Deputy Town Attorney

PSE:ba
Enclosure



Meeting of February 8, 2022

Resolution No.100-2022


Ralph P. Healey
Town Attorney

WHEREAS, by Resolution No. 493-2019, adopted on August 20, 2019, the Town Board authorized the Town Supervisor, or his designee, to execute an agreement with the Center for Municipal Solutions, 70 Cambridge Drive, Glenmont, New York 12077, for the purpose of providing telecommunications facilities consulting services to the Town, for a term commencing on September 15, 2019 through and including December 31, 2021, with funds for such services to be paid from a trust account to be funded by telecommunications applicants; and

WHEREAS, Elisabeth L. Maccarone, Commissioner, Department of Planning and Development, by memorandum dated February 2, 2022, requested that the Town Board authorize a six (6) month extension of the aforementioned agreement, from January 1, 2022 through and including June 30, 2022,

NOW, THEREFORE BE IT RESOLVED, That the abovementioned request is hereby accepted and approved, and the Town Supervisor, or his designee, is hereby authorized to execute a six (6) month extension of the agreement between the Town of Oyster Bay and the Center for Municipal Solutions, for the purpose of providing telecommunications facilities consulting services to the Town, nunc pro tunc, from January 1, 2022 through and including June 30, 2022.

-#-

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 |

Town of Oyster Bay Inter-Departmental Memorandum

TO : MEMORANDUM DOCKET

FROM : Elizabeth L. Maccarone, Commissioner
Department of Planning and Development

DATE : February 2, 2022

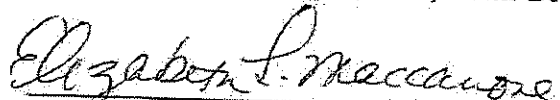
SUBJECT : Extension of Contract for Telecommunications Consultant for the
Town of Oyster Bay Pending Issuance of New RFP

After issuance of a "Request for Proposal" (RFP), the Town Board adopted Resolution No. 493-2019, on August 20, 2019, authorizing an agreement with the Center for Municipal Solutions, 70 Cambridge Drive, Glenmont, New York 12077, for the purpose of providing telecommunications facilities consulting services for a term commencing on September 15, 2019 through and including December 31, 2021. The Department of Planning and Development is drafting a new RFP for said telecommunications facilities consulting services.

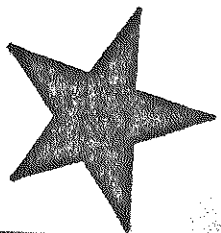
It should be noted that payment for expenses incurred in connection with such telecommunications consulting services, are paid from an escrow account held by the Town with monies deposited by applicants. Payments are made by the Town Comptroller's Office after review and approval by the Department of Planning and Development and the audit by the Comptroller's office of the claim form submitted by the consultant.

Therefore, it is respectfully requested the Town Board authorize a six month extension of the agreement with the Center for Municipal Solutions, for the period January 1, 2022 through and including June 30, 2022, to allow for issuance of an RFP.

Kindly suspend the rules and place this matter on the February 8, 2022, Town Board action calendar.


ELIZABETH L. MACCARONE
COMMISSIONER

ELM:dm
Cc: Legislative Affairs



WHEREAS, Elizabeth L. Maccarone, Commissioner, Department of Planning and Development, by memorandum dated August 5, 2019, advised that on June 26, 2019, the Department of Planning and Development issued a Request for Proposals ("RFP") in connection with the procurement of a telecommunications facilities consultant; and,

WHEREAS, the RFP was sent to two (2) firms, was advertised in a newspaper of general circulation, and was published to the Town of Oyster Bay website; and

WHEREAS, Commissioner Maccarone, by the aforementioned memorandum, advised that the Department of Planning and Development received one (1) response, which was evaluated according to the criteria set forth in the Town's Procurement Policy and in accordance with Guidelines 6 and 9 thereof; and

WHEREAS, although the Town's Procurement Policy requires at least three (3) qualified proposals, the Office of the Town Attorney, by memorandum dated July 24, 2019, determined, in accordance with Guideline 7 of the Procurement Policy, that the Department of Planning and Development has complied with the Procurement Policy; and

WHEREAS, following review of the RFP response, Commissioner Maccarone requested that the Town Board authorize the retention of the Center for Municipal Solutions, 70 Cambridge Drive, Glenmont, New York 12077 to serve as a telecommunications facilities consultant for a term commencing on September 15, 2019 through and including December 31, 2021, with funds for such services to be paid from a trust account to be funded by telecommunications applicants,

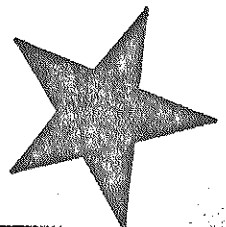
NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is accepted, and the Supervisor, or his designee, is hereby authorized to execute an agreement with the Center for Municipal Solutions, 70 Cambridge Drive, Glenmont, New York 12077 for the purpose of providing telecommunications facilities consulting services for a term commencing on September 15, 2019 through and including December 31, 2021, and be it further

RESOLVED, That the Office of the Comptroller is hereby authorized and directed to make payment for expenses incurred in connection with such telecommunications consulting services, with funds to be drawn from a trust account to be established that will be funded by telecommunications applicants, 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 |
| Councilman Muscarella | Aye |
| Councilman Macagnone | Aye |
| Councilwoman Johnson | Absent |
| Councilman Imbroto | Aye |
| Councilman Hand | Aye |
| Councilman Labriola | Aye |



Reviewed By
Office of Town Attorney
[Signature]

Meeting of February 8, 2022

Resolution No.101-2022

WHEREAS, by Resolution No. 752-2020, adopted on December 8, 2020, the Town Board authorized the Office of the Town Attorney to utilize the professional services of the law firms listed below, for the 2021 calendar year, in an amount not to exceed \$1,475,000.00:

Law Firm

Procuring Resolution

| | |
|---|---------------------------------|
| Bee Ready Fishbein Hatter and Donovan, LLP | 515-2017, 520-2018 and 736-2020 |
| Berkman Henoch Peterson Peddy & Fenchel, PC | 297-2017 and 341-2019 |
| Devitt Spellman Barrett LLP | 520-2018 |
| Jackson Lewis, PC | 54-2018, 55-2018, and 557-2018 |
| Kendric Law Group PC | 447-2018 |
| Kushnick Pallaci PLLC | 254-2017 |
| Leventhal, Cursio, Mullaney & Blinkoff, LLP | 325-2015 |
| Margolin Besunder LLP | 569-2018 |
| Milber Makris Plousadis & Seiden, LLP | 708-2016 |
| Miranda Sambursky, et al. | 423-2018 |
| Quinn Emanuel Urquhart & Sullivan, LLP | 517-2015 |
| Rosenberg, Calica & Birney, LLP | 432-2020 |
| Schiff Hardin LLP | 334-2018 and 575-2021 |
| Sokoloff Stern, LLP | 735-2019 |
| Theodore Firetog, Esq. | 47-2018 and 363-2019; and |

WHEREAS, Frank M. Scalera, Town Attorney, and Jeffrey Lesser, Deputy Town Attorney, by memorandum dated February 2, 2022, recommended and requested Town Board authorization to amend Resolution No. 752-2020, to increase the allocation by an amount not to exceed \$223,919.05, to satisfy outstanding costs incurred by the Town, in its utilization of the professional services provided by the abovementioned law firms, during the course of the 2021 calendar year; and

WHEREAS, the Inspector General has reviewed the firms' respective disclosure questionnaires, and has approved same,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is accepted and approved, and Resolution No. 752-2020 is hereby amended to increase the allocation by an amount not to exceed \$223,919.05, to satisfy outstanding costs incurred by the Town, in its utilization of the professional services provided by the law firms herein listed, during the course of the 2021 calendar year; and be it further

RESOLVED, That the Town Comptroller is hereby authorized and directed to pay said outside counsel for legal fees, costs and disbursements rendered, upon the submission of a duly certified claims, after audit, with funds available in Account No. OTA A 1420 44110 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 | Aye |
| Councilwoman Maier | Aye |
| Councilwoman Walsh | Aye |

Reviewed By
Office of Town Attorney

Town of Oyster Bay Inter-Departmental Memo

101

TO : Memorandum Docket

FROM : Office of the Town Attorney

DATE : February 2, 2022

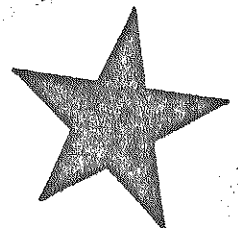
SUBJECT: Request for Additional Allocation of Funds for Outside Law Firm Fees

On December 8, 2020, the Town Board adopted Resolution No. 752-2020, which authorized the Office of the Town Attorney to utilize the professional services of the law firms listed below for the 2021 calendar year, in amount not to exceed \$1,475,000.00:

| <u>Law Firm</u> | <u>Procuring Resolution</u> |
|---|---------------------------------|
| Bee Ready Fishbein Hatter and Donovan, LLP | 515-2017, 520-2018 and 736-2020 |
| Berkman Henoch Peterson Peddy & Fenchel, PC | 297-2017 and 341-2019 |
| Devitt Spellman Barrett LLP | 520-2018 |
| Jackson Lewis, PC | 54-2018, 55-2018, and 557-2018 |
| Kendric Law Group PC | 447-2018 |
| Kushnick Pallaci PLLC | 254-2017 |
| Leventhal, Cursio, Mullaney & Blinkoff, LLP | 325-2015 |
| Margolin Besunder LLP | 569-2018 |
| Milber Makris Plousadis & Seiden, LLP | 708-2016 |
| Miranda Sambursky, et al. | 423-2018 |
| Quinn Emanuel Urquhart & Sullivan, LLP | 517-2015 |
| Rosenberg, Calica & Birney, LLP | 432-2020 |
| Schiff Hardin LLP | 334-2018 and 575-2021 |
| Sokoloff Stern, LLP | 735-2019 |
| Theodore Firetog, Esq. | 47-2018 and 363-2019 |

The amount originally authorized for the utilization of the abovementioned firms' professional services has been exhausted, and there are outstanding bills for these services which must be paid. Consequently, the Office of the Town Attorney recommends and requests that Resolution No. 752-2020 be amended to increase the allocation by an amount not to exceed \$223,919.05 in order to satisfy the outstanding costs for the Town's utilization of the services provided by the above-mentioned firms. The funds for the payment of these fees shall be drawn from Account No. OTA A 1420 44110 000 0000. The Office of the Town Attorney requests further that the Town Board authorize and direct the Town Comptroller to make payment for same, upon the submission of a duly certified claim, therefor, after audit.

The Inspector General has reviewed the firms' respective disclosure questionnaires, and has approved same.

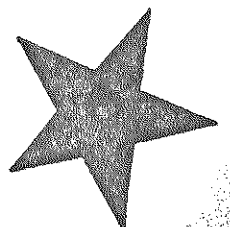


Accordingly, kindly suspend the rules and include this item on the February 8, 2022
Town Board action calendar.

FRANK M. SCALERA
TOWN ATTORNEY

Jeffrey Lesser
Jeffrey Lesser
Deputy Town Attorney

JL:ba
Attachment
2019-7436



WHEREAS, by Resolution No. 752-2020, adopted on December 8, 2020, the Town Board authorized the Office of the Town Attorney to utilize the professional services of the law firms listed below, for the 2021 calendar year, in an amount not to exceed \$1,475,000.00:

Law Firm

Bee Ready Fishbein Hatter and Donovan, LLP
Berkman Henoch Peterson Peddy & Fenchel, PC
Devitt Spellman Barrett LLP
Jackson Lewis, PC
Kendric Law Group PC
Kushnick Pallaci PLLC
Leventhal, Cursio, Mullaney & Blinkoff, LLP
Margolin Besunder LLP
Milber Makris Plousadis & Seiden, LLP
Miranda Sambursky, et al.
Quinn Emanuel Urquhart & Sullivan, LLP
Rosenberg, Calica & Birney, LLP
Schiff Hardin LLP
Sokoloff Stern, LLP
Theodore Firetog, Esq.

Procuring Resolution

515-2017, 520-2018 and 736-2020
297-2017 and 341-2019
520-2018
54-2018, 55-2018, and 557-2018
447-2018
254-2017
325-2015
569-2018
708-2016
423-2018
517-2015
432-2020
334-2018 and 575-2021
735-2019
47-2018 and 363-2019; and

WHEREAS, Frank M. Scalera, Town Attorney, and Jeffrey Lesser, Deputy Town Attorney, by memorandum dated February 2, 2022, recommended and requested Town Board authorization to amend Resolution No. 752-2020, to increase the allocation by an amount not to exceed \$223,919.05, to satisfy outstanding costs incurred by the Town, in its utilization of the professional services provided by the abovementioned law firms, during the course of the 2021 calendar year; and

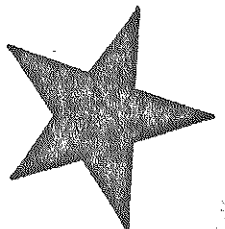
WHEREAS, the Inspector General has reviewed the firms' respective disclosure questionnaires, and has approved same,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is accepted and approved, and Resolution No. 752-2020 is hereby amended to increase the allocation by an amount not to exceed \$223,919.05, to satisfy outstanding costs incurred by the Town, in its utilization of the professional services provided by the law firms herein listed, during the course of the 2021 calendar year; and be it further

RESOLVED, That the Town Comptroller is hereby authorized and directed to pay said outside counsel for legal fees, costs and disbursements rendered, upon the submission of a duly certified claims, after audit, with funds available in Account No. OTA A 1420 44110 000 0000.

-#-

Reviewed By
Office of Town Attorney



Reviewed By
Office of Town Attorney
[Signature]

WHEREAS, pursuant to Resolution No. 603A-2020, adopted on October 27, 2020, the Town Board authorized and allocated funds in the 2021 Budget for the purpose of payment to outside counsel to the Office of the Town Attorney; and

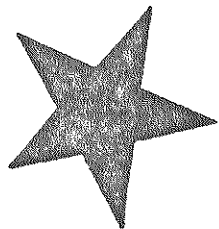
WHEREAS, Frank M. Scalera, Town Attorney, and Matthew M. Rozea, Deputy Town Attorney, by memorandum dated December 3, 2020, requested Town Board authorization to utilize the professional services of the following law firms in 2021 up to an amount not to exceed \$1,475,000 as approved in the 2020 Budget, with funds to be drawn from Account No. OTA A 1420 44110 000 0000:

| <u>Law Firm</u> | <u>Procuring Resolution</u> |
|---|--------------------------------|
| Bee Ready Fishbein Hatter and Donovan, LLP | 515-2017 and 520-2018 |
| Berkman Henoch Peterson Peddy & Fenchel, PC | 297-2017 and 341-2019 |
| Devitt Spellman Barrett LLP | 520-2018 |
| Jackson Lewis, PC | 54-2018, 55-2018, and 557-2018 |
| Kendric Law Group PC | 447-2018 |
| Kushnick Pallaci PLLC | 254-2017 |
| Leventhal, Cursic, Mullaney & Blinkoff, LLP | 326-2015 |
| Margolin Besunder LLP | 569-2018 |
| Milber Makris Plousadis & Seiden, LLP | 708-2016 |
| Miranda Sambursky, et al. | 423-2018 |
| Quinn Emanuel Urquhart & Sullivan, LLP | 517-2015 |
| Rosenberg, Calica & Birney, LLP | 432-2020 |
| Schiff Hardin LLP | 334-2018 |
| Sokoloff Stern, LLP | 735-2019 |
| Theodore Firetog, Esq. | 47-2018 and 363-2019; and |

WHEREAS, the Inspector General has reviewed the firms' respective disclosure questionnaires, and has approved same,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is accepted and approved, and the Office of the Town Attorney is authorized to utilize the professional services of the law firms herein listed in 2021 up to an amount not to exceed \$1,475,000, and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to pay said outside counsel for legal fees, costs and disbursements rendered, upon the submission of a duly

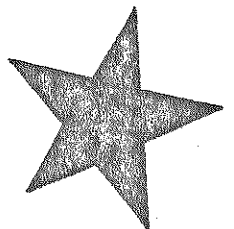


certified claim, after approval by the Town Attorney, and after audit, with funds available in Account No. OTA A 1420 44110 000 0000.

~~#~~

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 | Aye |
| Councilwoman Maier | Aye |
| Councilwoman Walsh | Aye |



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 Matthew D. Fernando, Assistant Town Attorney, by memorandum dated February 3, 2022, have advised that claimant suffered significant damage to their personal vehicle when a Town truck backed into his stopped car, on Merrick Road, in Massapequa, New York; and

WHEREAS, after extensive negotiations, Town Attorney Frank M. Scalera and Assistant Town Attorney Matthew D. Fernando, advise that a settlement was reached in the amount of \$14,941.78, and is in the best interests of the Town,

NOW, THEREFORE, BE IT RESOLVED, That upon the recommendation as set forth above, the sum of \$14,941.78 is hereby authorized and approved by the Town Board of the Town of Oyster Bay, as full settlement to claimant, Scott Jewell with regard to Claim No. 2021-8397, 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 claimant Scott Jewell, in the amount of \$14,941.78; 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, or any other appropriate account.

-#-

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
Matthew D. Fernando

18

102

Town of Oyster Bay Inter-Departmental Memo

TO : MEMORANDUM DOCKET

FROM : Office of the Town Attorney

DATE : February 3, 2022

SUBJECT: SETTLEMENT OF NEGLIGENCE CLAIM
Claimant: Scott Jewell
Claim No.: 2021-8397

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 December 16, 2021. Claimant suffered significant damage to their personal vehicle when a Town truck backed into his stopped car, on Merrick Road, in Massapequa, New York.

After extensive settlement negotiations, this matter can be settled for \$14,941.78. Funds for settlement are available in Account No. TWN AMS 1910 43010 602 0000 000.

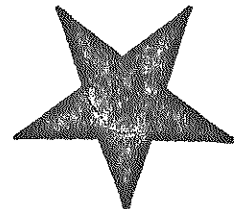
Accordingly, we have attached a resolution authorizing payment of \$14,941.78, together with copies of a General Release executed by the claimant on February 3, 2022.

Accordingly, kindly suspend the rules and include this item on the February 8, 2022 Town Board action calendar.

FRANK M. SCALERA
TOWN ATTORNEY

Matthew D. Fernando
Matthew D. Fernando
Assistant Town Attorney

MDF:mdf
Attachments



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

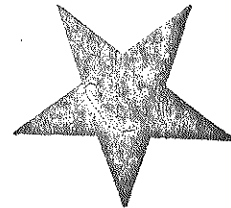
WHEREAS, Frank M. Scalera, Town Attorney, and Matthew D. Fernando, Assistant Town Attorney, by memorandum dated February 3, 2022, have advised that claimant suffered significant damage to their personal vehicle when a Town truck backed into his stopped car, on Merrick Road, in Massapequa, New York; and

WHEREAS, after extensive negotiations, Town Attorney Frank M. Scalera and Assistant Town Attorney Matthew D. Fernando, advise that a settlement was reached in the amount of \$14,941.78, and is in the best interests of the Town,

NOW, THEREFORE, BE IT RESOLVED, That upon the recommendation as set forth above, the sum of \$14,941.78 is hereby authorized and approved by the Town Board of the Town of Oyster Bay, as full settlement to claimant, Scott Jewell with regard to Claim No. 2021-8397, 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 claimant Scott Jewell, in the amount of \$14,941.78; 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, or any other appropriate account.

-#-



Reviewed By
Office of Town Attorney

General Release

[illegible]

as **RELEASOR(S)**

in consideration of the sum of

FOURTEEN THOUSAND NINE HUNDRED FORTY ONE 78/100-----dollars \$ 14,941.78

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.

Scott A Jewell
RELEASOR (print name)

Signature _____

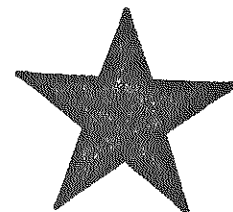
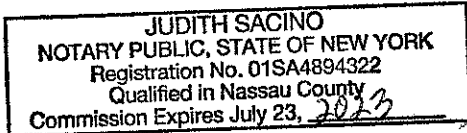
Date 2/3/22

ACKNOWLEDGMENT

State of NEW YORK, County of NASSAU ss.:

On this 3RD day of FEBRUARY, 2022, before me, the undersigned personally appeared SCOTT A. JEWELL, 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 and office of individual taking acknowledgment)



WHEREAS, the Town of Oyster Bay ("Town") owns property on the south side of Jericho Turnpike, east of Juneau Boulevard and north of Nome Drive, in Woodbury, New York, which is designated on the Nassau County Land and Tax Map as Section 13, Block 79, Lot 40; and

WHEREAS, the Jericho Water District (District"), is a municipal provider of water, with a district of approximately 37 square miles, including in excess of 19,000 water services and serving over 58,000 people, most of whom are Town residents; with an existing underground pump station in the grass shoulder of Juneau Boulevard adjacent to the above-referenced Town property; and

WHEREAS, Jericho Water District's Consultant, William D. Merklin, P.E., President, D&B Engineers and Architects, by letter dated August 24, 2021, reported that the District's existing equipment is approaching the end of its useful life, and that the District plans to replace and upgrade the equipment, including a new backup generator, to prevent the possibility of water pressures below the allowable minimum during a power outage; and

WHEREAS, Mr. Merklin, on behalf of the Jericho Water District, by said letter, requested permission to install and maintain the new backup generator and related equipment in the most secure location, which is an area within the Town's protective fencing approximately fifty feet by twenty feet in size, on the adjacent Town property at the northeast corner of Juneau Boulevard and Nome Drive, Woodbury, New York, and to enter into an Agreement regarding same; and

WHEREAS, the Department of Public Works, has no objection to the request, and has requested that the Office of the Town Attorney prepare a License Agreement with the Jericho Water District for the purpose, for the period, March 1, 2022 through February 29, 2032, with two (2) ten (10) year extension options; and

WHEREAS, Frank M. Scalera, Town Attorney, and Elizabeth A. Faughnan, Deputy Town Attorney, by memorandum dated February 3, 2022, recommended and requested that the Town Board authorize the Supervisor, or his designee, to enter into a License Agreement with the Jericho Water District, allowing said District to install and maintain a backup generator on the above-referenced Town property, for the period, from March 1, 2022 through and including February 29, 2032, with two (2) ten (10) year extension options,

NOW, THEREFORE, BE IT RESOLVED, That the abovementioned recommendation and request are hereby accepted and approved, and the Supervisor, or his designee, is hereby authorized to enter into a License Agreement with the Jericho Water District, allowing said District to install and maintain a new backup generator in an area within the Town's protective fencing approximately fifty feet by twenty feet in size, on Town property at the northeast corner of Juneau Boulevard and Nome Drive, Woodbury, New York, for the period, from March 1, 2022 through and including February 29, 2032, with two (2) ten (10) year extensions.

-#-

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

Elizabeth A. Faughnan

19

103

Town of Oyster Bay Inter-Departmental Memo

TO : MEMORANDUM DOCKET

FROM : Office of the Town Attorney

DATE : February 3, 2022

SUBJECT: License Agreement with the Jericho Water District – Juneau Blvd., Woodbury

The Town of Oyster Bay ("Town") owns property on the south side of Jericho Turnpike, east of Juneau Boulevard and north of Nome Drive, in Woodbury, New York, which is designated on the Nassau County Land and Tax Map as Section 13, Block 79, Lot 40. The Jericho Water District (District"), is a municipal provider of water since 1923, with a district of approximately 37 square miles, including in excess of 19,000 water services and serving over 58,000 people, most of whom are Town residents. The District currently maintains an underground pump station in the grass shoulder of Juneau Boulevard adjacent to the above-referenced Town property.

By letter dated August 24, 2021, Jericho Water District's Consultant, William D. Merklin, P.E., President, D&B Engineers and Architects, informed the Office of the Town Attorney that the District's existing equipment is approaching the end of its useful life, and that the District plans to replace and upgrade the equipment, including a new backup generator, to prevent the possibility of water pressures below the allowable minimum during a power outage. Mr. Merklin, on behalf of the District, requested permission to install and maintain the new backup generator and related equipment in the most secure location, which is an area within the Town's protective fencing approximately fifty feet by twenty feet in size, on the adjacent Town property at the northeast corner of Juneau Boulevard and Nome Drive, Woodbury, New York.

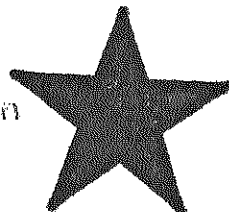
The Department of Public Works reviewed the request and proposed site plan and has no objection. In addition, the Department of Public Works requested that the Office of the Town Attorney prepare a License Agreement with the Jericho Water District for this purpose, for the period, March 1, 2022 through February 29, 2032, with two (2) ten (10) year extension options.

This Office recommends and requests that the Town Board authorize the Supervisor or his designee to execute the attached License Agreement with the Jericho Water District. Kindly suspend the rules and include this item on the February 8, 2022, Town Board action calendar. A proposed resolution and License Agreement accompany this memorandum.

FRANK M. SCALERA
TOWN ATTORNEY

Elizabeth A. Faughnan
Elizabeth A. Faughnan
Deputy Town Attorney

EAF:eaf
Enclosure



WHEREAS, the Town of Oyster Bay ("Town") owns property on the south side of Jericho Turnpike, east of Juneau Boulevard and north of Nome Drive, in Woodbury, New York, which is designated on the Nassau County Land and Tax Map as Section 13, Block 79, Lot 40; and

WHEREAS, the Jericho Water District (District"), is a municipal provider of water, with a district of approximately 37 square miles, including in excess of 19,000 water services and serving over 58,000 people, most of whom are Town residents; with an existing underground pump station in the grass shoulder of Juneau Boulevard adjacent to the above-referenced Town property; and

WHEREAS, Jericho Water District's Consultant, William D. Merklin, P.E., President, D&B Engineers and Architects, by letter dated August 24, 2021, reported that the District's existing equipment is approaching the end of its useful life, and that the District plans to replace and upgrade the equipment, including a new backup generator, to prevent the possibility of water pressures below the allowable minimum during a power outage; and

WHEREAS, Mr. Merklin, on behalf of the Jericho Water District, by said letter, requested permission to install and maintain the new backup generator and related equipment in the most secure location, which is an area within the Town's protective fencing approximately fifty feet by twenty feet in size, on the adjacent Town property at the northeast corner of Juneau Boulevard and Nome Drive, Woodbury, New York, and to enter into an Agreement regarding same; and

WHEREAS, the Department of Public Works, has no objection to the request, and has requested that the Office of the Town Attorney prepare a License Agreement with the Jericho Water District for the purpose, for the period, March 1, 2022 through February 29, 2032, with two (2) ten (10) year extension options; and

WHEREAS, Frank M. Scalera, Town Attorney, and Elizabeth A. Faughnan, Deputy Town Attorney, by memorandum dated February 3, 2022, recommended and requested that the Town Board authorize the Supervisor, or his designee, to enter into a License Agreement with the Jericho Water District, allowing said District to install and maintain a backup generator on the above-referenced Town property, for the period, from March 1, 2022 through and including February 29, 2032, with two (2) ten (10) year extension options,

NOW, THEREFORE, BE IT RESOLVED, That the abovementioned recommendation and request are hereby accepted and approved, and the Supervisor, or his designee, is hereby authorized to enter into a License Agreement with the Jericho Water District, allowing said District to install and maintain a new backup generator in an area within the Town's protective fencing approximately fifty feet by twenty feet in size, on Town property at the northeast corner of Juneau Boulevard and Nome Drive, Woodbury, New York, for the period, from March 1, 2022 through and including February 29, 2032, with two (2) ten (10) year extensions.

TOWN OF OYSTER BAY

LICENSE AGREEMENT

DATED: _____, 2022

PARTIES: TOWN OF OYSTER BAY, a municipal corporation of the State of New York, having its principal office at Town Hall, Audrey Avenue, Oyster Bay, New York 11771, hereinafter referred to as the "TOWN"; and

THE JERICHO WATER DISTRICT, a Town Law Article 13 Commissioner Elected Special District having its principal business address at 125 Convent Road, Syosset, N.Y. 11791, hereinafter called the "LICENSEE" or the "DISTRICT".

WITNESSETH:

WHEREAS, the TOWN is the owner of certain premises located on the south side of Jericho Turnpike, east of Juneau Boulevard and north of Nome Drive, in Woodbury, New York, which is designated on the Nassau County Land and Tax Map as Section 13, Block 79, Lot 40, hereinafter referred to as the "PREMISES", as identified on the attached "Proposed Site Plan"; and

WHEREAS, the LICENSEE is a municipal provider of water since 1923, with a district of approximately 37 square miles, including in excess of 19,000 water services and serving over 58,000 people, most of whom are TOWN residents; and

WHEREAS, the LICENSEE currently maintains a pump station below grade concrete vault in the grass shoulder of Juneau Boulevard, with the exception of an

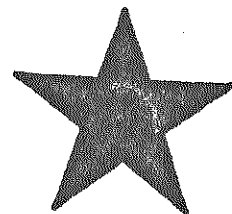


electric meter and disconnect located in an above-grade enclosure adjacent to the underground vault ("Juneau Blvd pump station"); and

WHEREAS, the existing electrical equipment and controls at the LICENSEE's Juneau Blvd pump station are approaching the end of their useful life, and the LICENSEE desires to replace and upgrade the equipment, including a new backup generator, to prevent the possibility of water pressures below the allowable minimum during a power outage; and

WHEREAS, the LICENSEE desires to improve the operation and security of the Juneau Blvd pump station by locating the generator past the limits of the existing chain link fence bordering the PREMISES, so as to prevent accessibility to the generator by and visibility to the public; and

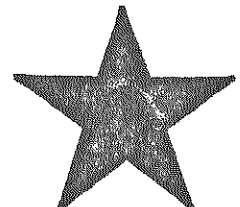
WHEREAS, by Resolution No. -2022, adopted on , 2022, the Town Board of the Town of Oyster Bay accepted and approved the LICENSEE's request and authorized and directed the Town Supervisor or his designee to execute a license agreement with the LICENSEE; and



WHEREAS, by Resolution No. -2022, adopted on , 2022, the Board of the Jericho Water District authorized and directed the _____ or his designee to execute a license agreement with the TOWN,

NOW, THEREFORE, the parties hereto, for and in consideration of the services, mutual covenants and agreements hereinafter contained, agree as follows:

1. The TOWN hereby grants permission to the LICENSEE to use a portion of the PREMISES, within the TOWN's protective fencing, approximately fifty feet by twenty feet in size, at the northeast corner of Juneau Boulevard and Nome Drive, Woodbury, New York, (which area is to be designated and approved by the Commissioner of the Department of Public Works), during the Term (as hereinafter defined), subject, at all times to the TOWN's right to terminate this License Agreement, as hereinafter set forth. The attached 'Proposed Site Plan' provides an approximation of the size and location anticipated. The LICENSEE shall utilize the Licensed Premises only and solely for the installation and maintenance of an above-ground generator and related equipment incidental to the operation of the LICENSEE's underground water pump station. No member of the public shall be allowed access to the Licensed Premises, or any other area of the PREMISES, in connection with this Agreement. LICENSEE

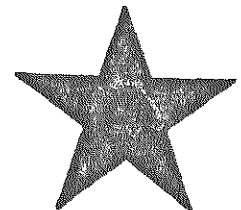


acknowledges that TOWN shall have no obligation to provide security and LICENSEE assumes all risk and liabilities associated from the level of security LICENSEE elects to maintain at the Premises.

2. The term of the license (the "Term") shall be for the ten year period from March 1, 2022 through and including February 29, 2032, with two (2) separate ten (10) year extension options as mutually agreed and approved by the respective Boards of the TOWN and the LICENSEE.

3. (a) LICENSEE shall pay to the TOWN a license fee of \$1.00 per year, for each year of the Term, payable in advance, the first payment to be made at the time of execution of this Agreement. Payment should be directed via mail or in person to: Town of Oyster Bay, Office of the Town Attorney, 54 Audrey Avenue, Oyster Bay, N.Y. 11771.

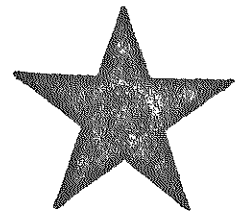
(b) LICENSEE shall, at all times, keep the Licensed Premises free and clear of any encumbrances, liens, mechanics' liens, public improvement liens, and any other matters that may affect the quality and marketability of title to the Licensed Premises.



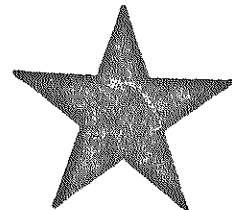
4. (a) Any preparation, grading, fencing or alteration of the land or appurtenances thereon that may be necessary or required for the intended use, shall be the sole responsibility of the LICENSEE and shall be made at its own cost and expense, for the LICENSEE's purposes, provided, however, that the plans for such preparation, grading or alteration of the land or appurtenances thereof, shall first be submitted to the Commissioner of the Department of Public Works of the TOWN, or his duly appointed representative, and his written approval obtained therefor.

(b) LICENSEE shall maintain the installation, and its necessary operations and maintenance of its equipment in a manner that is least disruptive to the surrounding community. In addition, LICENSEE shall coordinate and respond to all inquiries, public and private, with respect to its use of the Licensed Premises.

5. Within thirty (30) days after the expiration of the period of use set forth herein or earlier termination pursuant to the terms of this License Agreement, the LICENSEE shall, at its own cost and expense, level, top dress and rehabilitate said land, and restore the appurtenances thereon, all to the satisfaction of the Commissioner of the Department of Public Works of the TOWN, or his duly appointed representative, and his opinion and directives shall be binding upon the respective parties hereto.



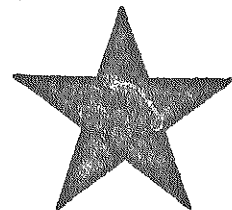
6. The LICENSEE shall obtain, and furnish evidence of, insurance for the benefit of the TOWN with respect to such coverages, such amounts and such limits as the TOWN shall require from time to time. Without limitations, the LICENSEE shall initially obtain coverage and provide Certificates of Insurance and additional Insured Endorsements with respect to comprehensive general liability in amounts per occurrence of not less than \$1,000,000.00,\$2,000,000.00 in the aggregate, and \$500,000.00 for property damage and shall name the "Town of Oyster Bay, all elected and appointed Town officials, employees, architects, engineers, consultants and volunteers" as additional named insureds on those policies. The LICENSEE shall further insure its vehicles with policies providing coverage limits of not less than a \$1,000,000.00 combined single limit and shall further insure its property and equipment which may at any time be upon the PREMISES, and list the "Town of Oyster Bay, all elected and appointed Town officials, employees, architects, engineers, consultants and volunteers" as additional named insureds on those policies. LICENSEE shall provide evidence to the TOWN of Workers' Compensation Insurance Coverage. All such certificates shall provide that the TOWN be given 30 days' prior written notice of termination of coverage or default under the contract of insurance or non-payment of premium. To the extent permissible under the



insurance contract and pursuant to the certificate, the TOWN shall have thirty (30) days after the receipt of said notice to cure such default so that the applicable insurance may continue, but the TOWN shall have no obligation to take any such action. Failure to maintain, and supply evidence of insurance, to the TOWN shall be a material default under this License Agreement.

7. It is understood and agreed that the license herein granted for the temporary use and occupancy of said land, does not and shall not in any way be construed to evidence a transfer of any interest in real property between the parties hereto, or create a Landlord-Tenant relationship.

8. The LICENSEE agrees to 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 and nature, whether direct or indirect, arising out of the use of the land hereunder, or the carelessness, negligence or improper conduct or alleged carelessness, negligence or improper conduct of the LICENSEE and/or its subcontractors, agents, or employees, which responsibility shall not be limited to the insurance coverage herein provided for.

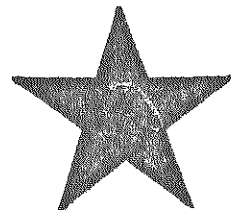


9. The LICENSEE shall promptly comply with all statutes, ordinances, rules, orders, regulations and requirements of the federal, state or municipal government, and of any and all their departments and bureaus, applicable to the use of said land, for and the correction, prevention and abatement of nuisances or other grievances in, upon or connected with said premises during said term.

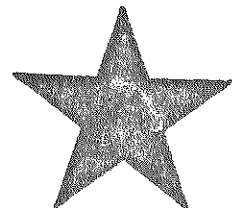
10. Intentionally deleted.

11. The permission of the TOWN granting the use of said land hereunder, is made only to the LICENSEE, and may not, without the express consent of the Town Board of the TOWN, be transferred or assigned to any other firm or person.

12. This License Agreement is terminable at will by either party hereto, at any time hereafter, and for any reason whatsoever, upon thirty (30) days' prior written notice to the other party, and if this Agreement be so terminated, the Term shall expire and the obligations of the parties hereunder for the further performance of the terms, covenants and conditions herein shall cease, except as to the requirement of restoration and rehabilitation under paragraph "5", and the LICENSEE shall forthwith remove itself, vacate said lands and restore the Licensed Premises to its original condition.



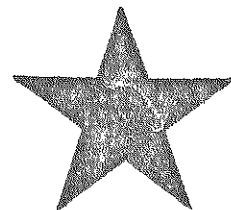
13. All notices, demands and requests given or required to be given by, pursuant to, or relating to, this License Agreement, shall be in writing, if to the TOWN, to the Town Attorney, 54 Audrey Avenue, Oyster Bay, N.Y. 11771; if to the LICENSEE, to the BOARD OF COMMISSIONERS, 125 Convent Road, Syosset, N.Y. 11791. All notices shall be deemed to have been properly given if hand delivered or if mailed by United States registered or certified mail, with return receipt requested, postage prepaid, or by United States Express Mail, or FedEx or other comparable overnight courier service to the parties at the address first above written, or such other addresses as shall be given in writing by any party to the other. A notice shall be deemed to have been given: in the case of hand delivery, at the time of delivery; in the case of registered or certified mail, when delivered or two business days after mailing; or in the case of overnight courier service, on the business day after the same was sent. A party receiving a notice that does not comply with the technical requirements for the notice under this section may elect to waive any deficiencies and treat the notice as having been properly given. LICENSEE shall not be entitled to any notices of any nature whatsoever from the TOWN except with respect to matters for which this agreement specifically and expressly provides for the giving of notice.



14. LICENSEE hereby irrevocably consents to the jurisdiction of the State of New York and to the Supreme Court of the State of New York, Nassau County, for the purpose of any suit, action or other proceeding arising out of or relating to this License Agreement or the subject matter hereof. LICENSEE hereby waives, and agrees not to assert, any such suit, action or proceeding, or any claim that is not personally subject to such jurisdiction, or any right to remove an action brought in State court to Federal court, or any claim that such suit, action or proceeding is in an inconvenient forum or that the venue thereof is improper. LICENSEE agrees that service in any such action, whether or not in either such jurisdiction, may be effectuated by means in accordance with the notice provisions of this License Agreement or by any other means of service allowed by law.

15. This License Agreement and the obligations arising hereunder shall be governed by, and construed in accordance with, the laws of the State of New York and any applicable law of the United States of America.

16. It is understood and agreed that this Agreement embodies the entire understanding of the parties, and may not be extended or modified, except in writing, subscribed by both parties hereto.



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

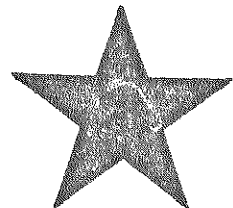
Reviewed:

TOWN OF OYSTER BAY:

Deputy Town Attorney

JERICHO WATER DISTRICT

*License Agreement between the Town of Oyster Bay and the Jericho Water District
for the installation & maintenance of a backup generator at the District's Juneau Blvd. pump
station*



STATE OF NEW YORK)
) ss.:
COUNTY OF NASSAU)

On this _____ day of _____, 2022, before me personally came _____, to me known, who, being by me duly sworn, did depose and say that he resides at Nassau County, New York; that he is the _____ of the Town of Oyster Bay, the municipal corporation described herein and which executed the foregoing instrument; that this agreement is authorized by order of the Town Board of said corporation, and that he signed his name thereto by like order.

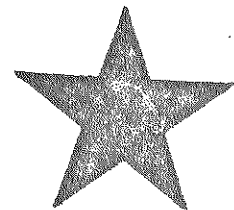
Notary Public

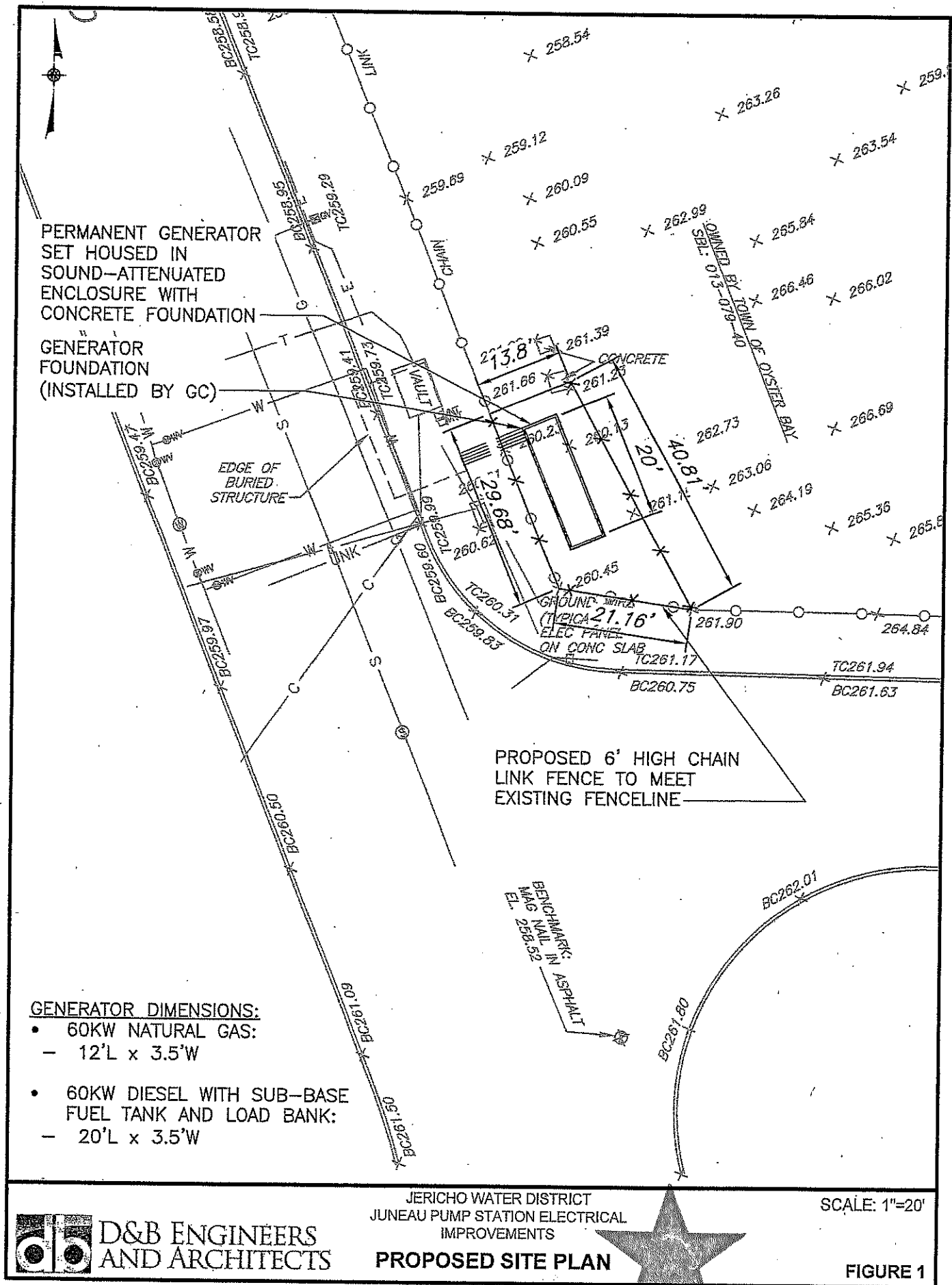
STATE OF NEW YORK)
) ss.:
COUNTY OF NASSAU)

On this day of , 2022, before me personally came to me known, who, being by me duly sworn, did depose and say that she/he resides at _____ County, New York, that she/he is the _____ of the JERICO WATER DISTRICT, the municipal corporation described herein and which executed the foregoing instrument; that this agreement is authorized by order of the Board of said corporation, and that she/he signed her/his name thereto by like order.

Notary Public

License Agreement between the Town of Oyster Bay and the Jericho Water District for the installation & maintenance of a backup generator at the District's Juneau Blvd. pump station







D&B ENGINEERS AND ARCHITECTS

330 Crossways Park Drive, Woodbury, New York 11797
516-364-9890 • 718-460-3634 • Fax: 516-364-9045 • www.db-eng.com

Board of Directors

Steven A. Fangmann, P.E., BCEE
President & Chairman

Robert L. Raab, P.E., BCEE, CCM
Senior Vice President

William D. Merklin, P.E.
Senior Vice President

August 24, 2021

Frank Scalera, Town Attorney
Office of Town Attorney
Town of Oyster Bay, Town Hall
54 Audrey Avenue
Oyster Bay, 11771

Re: Juneau Pump Station Electrical Improvements – Easement Request
Jericho Water District
D&B No. 5608

Dear Mr. Scalera:

D&B Engineers and Architects, D.P.C. has been retained by the Jericho Water District (JWD) to prepare the plans and specifications for electrical improvements to their pump station on Juneau Boulevard, Woodbury, NY in the Town of Oyster Bay (the Town).

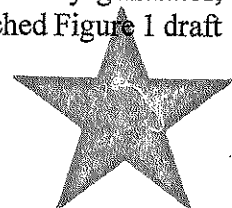
The existing Juneau Pump Station provides water pressure to a small area of relatively high elevation within the Woodbury Tank portion of the District's service area. The pump station is located in a below grade concrete vault in the grass shoulder of Juneau Boulevard, with the exception of the electric meter and disconnect which is located in an above grade enclosure adjacent to the vault.

The existing electrical equipment and controls are approaching the end of their useful life and need to be replaced. In addition, the existing facility does not include an emergency generator. Therefore, customers within the service area of the pump station could experience pressures below the allowable minimum during a power outage.

It is our intention to replace the existing electrical equipment and install a standby generator to improve the operation and security of this pump station. Due to the limited space on the shoulder of the street, and to further protect the generator, we would like to locate the generator past the limits of the existing chain link fence bordering the Town's property at the corner of Juneau Boulevard and Nome Drive. This would allow the generator to not be accessible to the public and would help to conceal the unit behind the landscaping in the area.

On behalf of the Jericho Water District, we would like to request the Town to review the existing land use agreement between the Town of Oyster Bay and the Jericho Water District. Please review the documents provided and let us know if it is feasible for the existing agreement to be modified or for a new agreement to be developed to allow for the construction of a standby generator, replacement electrical equipment, and replacement fencing as shown on the attached Figure 1 draft proposed site plan.

"Facing Challenges, Providing Solutions... Since 1965"



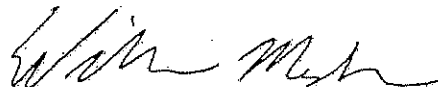
D&B ENGINEERS AND ARCHITECTS

Frank Scalera, Town Attorney
Office of Town Attorney
Town of Oyster Bay, Town Hall
August 24, 2021

Page 2

Please feel free to contact me at (516) 364-9890, ext. 3007 with any questions or to discuss the nature or details of this project further.

Very truly yours,



William D. Merklin, P.E.
Senior Vice President

WDM/KDt/cf

Enclosures

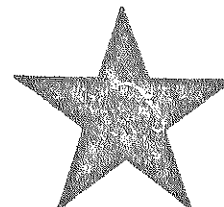
Figure 1: Draft Juneau Boulevard Proposed Site Plan

Figure 2: View of Juneau Pump Station from the Street

Figure 3: Aerial View of Juneau Pump Station and Approximate Limits of Work

cc: B. Faughnan (TOB)
P. Logan (JWD)
K. Dirr (D&B)

♦5608\WDM082421FS_Ltr



PERMANENT GENERATOR
SET HOUSED IN
SOUND-ATTENUATED
ENCLOSURE WITH
CONCRETE FOUNDATION

GENERATOR
FOUNDATION
(INSTALLED BY GC)

EDGE OF
BURIED
STRUCTURE

PROPOSED 6' HIGH CHAIN
LINK FENCE TO MEET
EXISTING FENCELINE

GENERATOR DIMENSIONS:

- 60KW NATURAL GAS:
- 12'L x 3.5'W
- 60KW DIESEL WITH SUB-BASE
FUEL TANK AND LOAD BANK:
- 20'L x 3.5'W



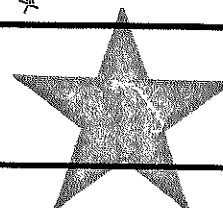
**D&B ENGINEERS
AND ARCHITECTS**

JERICO WATER DISTRICT
JUNEAU PUMP STATION ELECTRICAL
IMPROVEMENTS

PROPOSED SITE PLAN

SCALE: 1"=20'

FIGURE 1

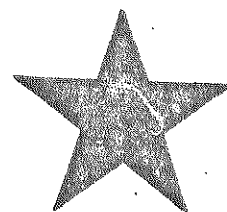


Frank Scalera, Town Attorney
Office of Town Attorney
Town of Oyster Bay, Town Hall
August 24, 2021

Page 3



Figure 2: View of Juneau Pump Station from the Street



Frank Scalera, Town Attorney
Office of Town Attorney
Town of Oyster Bay, Town Hall
August 24, 2021

Page 4

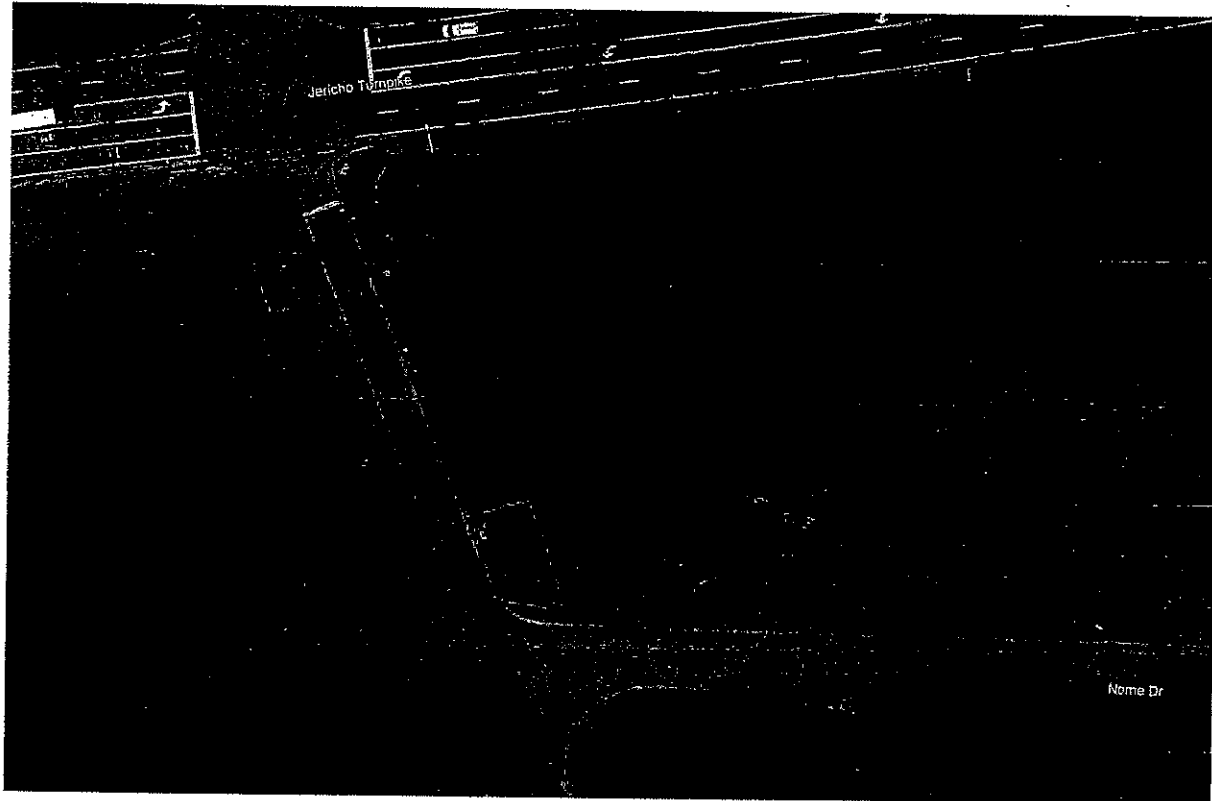
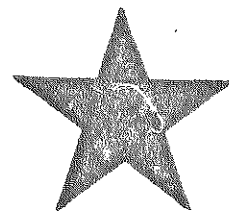


Figure 3: Aerial View of Juneau Pump Station and Approximate Limits of Work



WHEREAS, Joseph G. Pinto, Commissioner, Department of Parks, by memorandum dated February 8, 2022, advised that the date of February 22, 2022 (2-22-22) is a unique date during the winter school break in which children and families are looking for staycation opportunities; and

WHEREAS, Commissioner Pinto, by said memorandum, requested Town Board approval for a one-day price adjustment on February 22, 2022 at all Town of Oyster Bay ice skating rinks to reduce rates for this day, whereby all sessions will be \$2.00 per skating session and \$2.00 per ice skate rental; and

WHEREAS, Commissioner Pinto, by said memorandum, advised that the Parks Department is requesting that residents bring two (2) non-perishable food items to be donated to a local food pantry on this day, and is requesting that the Town's food concessionaires provide a \$2.00 menu for the day,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is approved, and the Department of Parks, is hereby authorized to implement a one-day price adjustment on February 22, 2022 at all Town of Oyster Bay ice skating rinks to reduce rates for this day, whereby all sessions will be \$2.00 per skating session and \$2.00 per ice skate rental.

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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

Meeting of February 8, 2022

Resolution No.105-2022

WHEREAS, Frank M. Scalera, Town Attorney, by memorandum dated January 21, 2022, advised that in 2010, the Town acquired title to approximately 7.5 acres at the former Liberty Industrial Site, 55 Motor Avenue, Farmingdale, New York (the "Property") through a condemnation proceeding; and

WHEREAS, in 2011, the Town paid the former property owners \$4.45 million as the advance payment on the condemnation; and

WHEREAS, pursuant to the Eminent Domain and Procedure Law, the prior property owners, Jefry Rosemarin, Cubbies Properties, Inc., J.Jay Tanenbaum and 55 Motor Avenue Co., LLC (the "Claimants") brought an action in Supreme Court, County of Nassau contesting the Town's designated value of the property and to seek a court-ordered determination of the property value; and

WHEREAS, this case is presently scheduled for trial, the parties have negotiated and reached a settlement agreement in an amount not to exceed \$11.75 million, inclusive of interest, Eminent Domain Procedure Law Section 701 costs, and all other claims regarding the taking and additional interest associated with and previously authorized by Resolution No. 130-2021, adopted on February 23, 2021; and

WHEREAS, Frank M. Scalera, Town Attorney, by the aforementioned memorandum, requested and recommended that the Supervisor, or his designee, be authorized to execute a settlement agreement with the Claimants in an amount not to exceed \$11.75 million, in proportions as agreed to by all parties, so that interest ceases to accrue, with funds to be drawn from Account No. TWN A 1989 44170 000 0000,

NOW, THEREFORE, BE IT RESOLVED, That the request and recommendation as hereinabove set forth is accepted and approved, and the Town Board hereby authorizes the Supervisor, or his designee, to execute a settlement agreement with the Claimants in an amount not to exceed \$11.75 million, in proportions as agreed to by all parties, so that interest ceases to accrue, with funds to be drawn from Account No. TWN A 1989 44170 000 0000, and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to make payment for same, upon submission of a duly certified claim, 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 | Aye |
| Councilman Imbroto | Aye |
| Councilman Hand | Aye |
| Councilman Labriola | Aye |
| Councilwoman Maier | Aye |
| Councilwoman Walsh | Aye |

Reviewed By
Office of Town Attorney