Mactes Down

Meeting of February 25, 2020

RESOLUTION P-5-2020

WHEREAS, The 2020 Budget, adopted October 29, 2019 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 2020 Budget, on October 29, 2019, 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.

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

Resolution No. TF-4-2020

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

ITEM NO.	DEPT.	AMOUNT	INCREASE
007-20	EXE	\$1,450,000.00	TWN AMS 0001 02680 000 0000 000
			INCEASE
		\$1,450,000.00	TWN AMS 1910 43010 602 0000 000
			FROM
008-20	DPS	\$9,500.00	DPS A 3010 44900 000 0000
			TO
		\$9,500.00	DPS A 3010 41400 000 0000

#

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

Town of Oyster Bay Inter-Departmental Memo

February 10, 2020

To:

Memorandum Docket

From:

Robert Darienzo, Director of Finance

Subject:

Transfer of Funds

In order to provide funds for cover the costs of negligence settlements, the following transfer of funds is hereby requested:

Increase:

TWN AMS 0001 02680 000 0000 000 Insurance Recoveries

Increase:

TWN AMS 1910 43010 602 0000 000 Insurance Payment-General

450,000.00

1,450,000.00

Thank you.

Robert Darienzo Director of Finance

RD/rd

cc: Town Attorney (with 9 copies) Word/Documents/Docket/TOF 2020 AMS

TOWN OF OYSTER BAY

Inter-Departmental Memo

February 11, 2020

TO:

MEMORANDUM DOCKET

FROM:

JUSTIN McCAFFREY, COMMISSIONER, PUBLIC SAFETY

Subject:

TRANSFER OF FUNDS

Town Board authorization is hereby requested for the following transfer of funds:

FROM:

TO:

DPS A 3010 44900 000 0000 OTHER CONTRACT

DPS A 3010 41400 000 0000

Justin McCaffrey

Commissioner Public Safety

UNIFORMS

\$9,500.00

\$9,500.00

The transfer is necessary to use the DPS A 3010 41400 000 0000 account for the purchase of Public Safety Officers Uniforms.

C: Town Attorney (9)
Comptroller's Office

WHEREAS, by Resolution No. 867-2017, adopted on December 12, 2017, the Town Board authorized and directed Cashin Associates, P.C. to perform on-call engineering services in connection with On-Call Contract No. PWC31-18, On-Call Engineering Services Relative to the Operation & Development of Old Bethpage Solid Waste Disposal Complex; and

WHEREAS, Gregory T. Greene, P.G., Senior Vice President of Cashin Associates, P.C., by letter dated January 21, 2020, requested approval of the use of Eastern Environmental Solution, Inc., 258 Line Road, Manorville, NY, as a sub-consultant for subsurface investigations of the lease areas at the Old Bethpage Solid Waste Disposal Complex, in connection with the aforesaid project; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works/Highways, by memorandum dated January 30, 2020, requested Town Board ratify the use of Eastern Environmental Solution, Inc. as a sub-consultant for subsurface investigations of the lease areas at the Old Bethpage Solid Waste Disposal Complex, in connection with the aforesaid project nunc pro tune, from August 1, 2019,

NOW, THEREFORE, BE IT RESOLVED, that the requests as hereinabove set forth are accepted and approved, and Cashin Associates, P.C.'s use of Eastern Environmental Solution, Inc. as a sub-consultant for subsurface investigations of the lease areas at the Old Bethpage Solid Waste Disposal Complex, in connection with Contract No. PWC31-18, On-Call Engineering Services Relative to the Operation & Development of Old Bethpage Solid Waste Disposal Complex, is hereby ratified nunc pro tunc, from August 1, 2019.

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 30, 2020

TO:

MEMORANDUM DOCKET

FROM:

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

SUBJECT:

USE OF SUB-CONSULTANT

ON-CALL ENGINEERING SERVICES RELATIVE TO THE OPERATION & DEVELOPMENT OF OLD BETHPAGE

SOLID WASTE DISPOSAL COMPLEX

CONTRACT NO. PWC 31-18

The office of Cashin Associates, P.C.,has been authorized and directed by Resolution No. 867-2017 to proceed with Engineering Services relative to the Operation and Development of Old Bethpage Solid Waste Disposal Complex, Contract No. PWC 31-18. Attached is a letter dated January 21, 2020 concerning a request by Cashin Associates, P.C., to ratify as a sub-consultant, Eastern Environmental Solution, Inc., nunc-pro-tunc to August 1, 2019 for subsurface investigations of the lease areas at the Old Bethpage Solid Waste Disposal Complex relative to the above-mentioned location. The subsurface investigations include ground penetration radar and soil borings, removal of inspected material and site restoration. Said work is unrelated to any future vision of the site and was necessary to hold the prior tenants accountable for their use of the property.

Therefore, it is hereby requested that Cashin Associates, P.C., ratify by resolution the use, as a subconsultant, Eastern Environmental Solution, Inc., nunc-pro-tunc to August 1, 2019 or subsurface investigations of the lease property at the Old Bethpage Solid Waste Disposal Complex, Contract No. PWC 31-18.

RICHARD W. LENZ, P.E. COMMISSIONER

DEPARTMENT OF PUBLIC WORKS/HIGHWAY

RWL/MR/SC/lk

c: Town Attorney (w/9 copies)
Steven C. Ballas, Comptroller
Kathy Stefanich, DPW/Administration
George Baptista Jr., Deputy Commissioner / DER

PWC 31-18_obswd_use of sub 2

Senior Vice President



WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works, by memoranda dated November 27, 2017 and December 4, 2017, advised that the Department of Public Works issued a Request for Proposal to firms seeking to provide On-Call Engineering Services to the Town relative to Operation and Development of the Old Bethpage Solid Waste Disposal Complex, resulting in the receipt of three (3) submissions, and after review and analysis of the submissions based upon the technical merits of the responses has selected Cashin Associates, P.C., D&B Engineering & Architects, and Lockwood, Kessler & Bartlett, Inc., to perform On-Call Engineering Services in connection with Contract No. PWC31-18, for a two (2) year contract, from January 1, 2018 through December 31, 2019; and

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is hereby accepted and approved and in connection with Contract No. PWC31-18, Cashin Associates, P.C., D&B Engineering & Architects, and Lockwood, Kessler & Bartlett, Inc., are hereby authorized and directed to provide On-Call Engineering Services to the Town, relative to relative to Operation and Development of the Old Bethpage Solid Waste Disposal Complex, in connection with Contract No. PWC31-18, for a two (2) year contract, from January 1, 2018 through December 31, 2019.

#

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

Supervisor Saladino Councilman Muscarella Councilman Macaguone Councilwoman Alesia Councilwoman Johnson Councilman Imbroto	Aye Aye Aye Absent Aye Absent Aye
Councilman Hand	Ayu

cc: Supervisor (2)
Town Attorney
Comptroller
Public Works

Reviewed By Office of Town Attorney

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works/ Highways, by memorandum dated January 31, 2020, and Nassau Suffolk Engineering & Architecture, PLLC, by letter dated December 17, 2019, requested Town Board authorization of Notification No. 1, relative to Contract No. DP15-128RR, the Construction of the Syosset Fire Department Memorial Park, Syosset, for a total net decrease in the amount of said Contract by \$8,648.75, with a final contract value of \$449,251.25 (\$89,150.00 of which was contributed to the Town by the Syosset Fire District), and further requested that this project be accepted as being completed and that all final payments be made to the contractor after the customary review of the engineer's certificate and claim by the Comptroller; and

WHEREAS, the Department of Parks, by memorandum dated January 30, 2020, concurs with the recommendation of final acceptance of this project; and

WHEREAS, the Office of the Town Attorney and the Office of the Comptroller, by separate memoranda dated January 31, 2020 and December 23, 2019, respectively, stated that there are no legal obstacles or financial encumbrances of record that would necessitate the withholding of final acceptance of this Contract,

NOW THEREFORE IT BE RESOLVED, that upon the recommendations as hereinabove set forth, Notification No. 1 to relative to Contract No. DP15-128RR, the Construction of the Syosset Fire Department Memorial Park, Syosset, is hereby approved, and that all final payments be made to the contractor after customary review of the engineer's certificate and upon presentation of a duly certified claim, after audit, from Account No. PKS H 7197 20000 000 1902 001 by the Comptroller.

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

0

TOWN OF OYSTER BAY

INTER-DEPARTMENTAL MEMO

January 31, 2020

TO:

MEMORANDUM DOCKET

FROM:

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

SUBJECT:

QUANTITY DECREASE NO.1, ACCEPTANCE & FINAL PAYMENT

CONSTRUCTION OF THE SYOSSET FIRE DEPARTMENT MEMORIAL PARK

CONTRACT NO. DP15-128RR

Attached is a letter, with backup, from Nassau Suffolk Engineering & Architecture, PLLC dated December 17, 2019, concerning a decrease in quantities with a total net decrease in the amount of \$8,648.75. The change in quantities are explained by the consultant in this correspondence and further described as per the attached tabulation Notification No. 1.

Therefore, it is hereby requested that the Town Board authorize, by resolution, the above-described Notification No.1 for a total net decrease in the amount of \$8,648.75 relative to the Construction Phase of Contract No. DP15-128RR.

Also attached herewith are:

- A letter dated December 17, 2019 from Nassau Suffolk Engineering & Architecture, PLLC and recommending final acceptance by the Town of Oyster Bay.
- The consultant's final engineer's certificate dated October 28, 2019.
- 3. A statement from the Town Attorney's office indicating that there are no legal hindrances.
- 4. A statement from the Town Comptroller indicating that there are no financial hindrances which would delay the acceptance of this contract.
- A statement from the Parks Department concurs with final acceptance.

Work under this contract was directed to proceed as of March 18, 2019. The contract was to be completed within 90 calendar days on June 15, 2019 with the completion of actual work on September 10, 2019. Due to the issuance of ninety four (94) day discontinuance in work as explained in the attached letter, no extension of time is necessary.

Final construction costs amount to \$449,251.25. The Syosset Fire District has made a dontribution of \$89,150.00 to the Town of Oyster Bay for the construction of this project.

To: Memorandum Docket

Page 2

Therefore, we request the Town Board authorize, by resolution, the above-mentioned Notification No. 1 Decrease in Quantity and we hereby concur with Nassau Suffolk Engineering & Architecture, PLLC that this project be accepted as being completed and that all final payments be made to the contractor after the customary review of the engineer's certificate and claim by the Comptroller.

RICHARD W. LENZ, P.E COMMISSIONER

DEPARTMENT OF PUBLIC WORKS/HIGHW

RWL/JCT/MR/BK Attachments

cc: Town Attorney (w/9 copies)
Steven C. Ballas, Comptroller
Eric Tuman, Commissioner/General Services
Joseph G. Pinto, Commissioner/Parks
Kathy Stefanich, Administration/DPW

DP15-128RR Docket Final Acceptance - QDecrease



December 17, 2019

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

Re:

Installation of the Syosset Fire Department Memorial

Contract No. DP15-128-RR

NSEA No. N40:1442

Dear Commissioner Lenz:

Nassau Suffolk Engineering & Architecture, PLLC, ("NSEA") has reviewed the attached Claim No.3 Final in the amount of \$29,587.56, submitted by Pioneer Landscaping & Asphalt Paving, Inc. ("Pioneer") dated October 29, 2019, for work performed on the above-referenced project. The pricing contained herein is consistent with Pioneer's Schedule of Values document submitted and approved for this project per the Contract titled "Installation of the Syosset Fire Department Memorial, DP15-128-RR".

The contractually agreed upon substantial completion date was June 15, 2019, ninety days from the Town's Notice to Proceed dated March 18, 2019. Due to longer than expected lead times for the bronze plaques and monument lettering, a work discontinuance was issued, stopping work beginning on May 31, 2019, and a work continuance was issued, resuming work on September 3, 2019, resulting in a period of ninety four days where no work was performed at the site. The site was turned over to the Fire District on May 25, 2019 minus the plaques and lettering. All other work items were completed prior to May 25, 2019. The project was deemed substantially complete on September 10, 2019 which, when considering the work stoppage of ninety four days, is well within the contractual time period of ninety days.

The original bid amount of this contract was \$457,900.00. The final contract value of the project is \$449,251.25. The reduction of \$8,648.75 in the amount of this contract is due to the unused portion of the site allowance as shown in the attached Notification No. 1. NSEA hereby recommends that the Town of Oyster Bay pay the aforementioned claim in the amount of \$29,587.56 and accept this job as final.

NSEA hereby certifies, to the best of its knowledge, that the value of the construction work completed is consistent with the amount claimed and all contract items have been completed in conformance with the contract's plans and specifications.

If you have any questions or comments, please feel free to call.

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

Richard W. Lenz, P.E., Commissioner December 17, 2019 Page 2 of 2

Very truly yours,

Nassau Suffolk Engineering & Architecture PLLC

Bruce Strum, AIA

Brue Str

Director of Architecture

Enclosures

cc: Michael W. Spinelli, AIA, Nassau Suffolk Engineering & Architecture, PLLC John Tassone, Deputy Commissioner, Town of Oyster Bay Department of Public Works Matt Russo, P.E., Town of Oyster Bay, Department of Public Works Brian Kunzig, Program Manager, Town of Oyster Bay, Department of Public Works



Contract Number: DP15-128-RR

QUANTITY INCREASES / DECREASES

NOTIFICATION NUMBER: 1

Dated: 29 October 2019

Contractor:

Pioneer Landscaping & Asphalt Paving, Inc.

Item No.:

As listed below

QUANTITY DECREASES

ITEM NO.	ITEM	COST
1.04G	SITE ALLOWANCE	< \$ 8,648.75 >

Description: The contract included a site allowance of \$10,000.00 to cover the cost of any unforeseen site conditions. A balance of \$8,648.75 remains and must be credited back to the contract.

AUTHORIZED CHANGE: QUANTITY INCREASES AND DECREASES

PROJECT SUMMARY

Bid Amount:

\$457,900.00

Reserve Amount:

0.00

Sub-total:

\$ 457,900.00

Notification No. 1:

8,648.75 > < \$

Authorized Change Orders:

0.00

Final Construction Cost

\$ 449,251.25

Recommended By: Nassau Suffolk Engineering & Architecture, PLLC

Signed:

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

	DEDUCTIONS DEDUCTIONS AMOUNT CERTIFIED	DEDUCTIONS DEDUCTIONS AMOUNT CERTIFIED	DEDUCTIONS DEDUCTIONS AMOUNT CERTIFIED	DEDUCTIONS DEDUCTIONS AMOUNT CERTIFIED	t SUMMARY ADDITIONS DEDUCTIONS ter (\$8,648.75) (\$8,648.75)
A A DEDITIONS DEDITIONS	DER SUMMARKY ADDITIONS Dwner (\$8,648.75)	Der SUMMAKY ADDITIONS DESCRIPTIONS DESCRIPTI	DER SUMMARY ADDITIONS Where (\$8,648.75) (\$8,648.75)	DER SUMMARY ADDITIONS Date of the (\$8,648.75) (\$8,648.75) (\$8,648.75)	DER SUMMARY ADDITIONS Where (\$8,648.75) (\$8,648.75)
	DEDUCTIONS DEDUCTIONS AMOUNT CERTIFIED	DER SUMMARY ADDITIONS DEDUCTIONS AMOUNT CERTIFIED AMOUNT CERTIFIED (Auach explanation if amount certified differ the Continuation Sheet	DEDUCTIONS DEDUCTIONS AMOUNT CERTIFIED	DEDUCTIONS DEDUCTIONS AMOUNT CERTIFIED	DEDUCTIONS DEDUCTIONS AMOUNT CERTIFIED

AIA DOCUMENT G702

TOWN OF OYSTER BAY Supplemental Inter-Departmental Memo

TO:

JOHN C. TASSONE

DEPUTY COMMISSIONER

DEPARTMENT OF PUBLIC WORKS

FROM:

RAYMOND J. AVERNA

DEPUTY TOWN ATTORNEY

DATE:

January 31, 2020

SUBJECT:

FINAL ACCEPTANCE

CONSTRUCTION OF SYOSSET FIRE DEPARTMENT MEMORIAL PARK

CONTRACT NO. DP15-128RR / PIONEER LANDSCAPING & ASPHALT PAVING, INC.

In reply to your memorandum of December 18, 2019, please be advised that the records of this office disclose no pending litigation or other obstacles which would prevent the final acceptance of the above-referenced project.

In addition, we have reviewed Maintenance Bond No. 602-120870-1 and have approved same as to form. The original Maintenance Bond was forwarded to the Town Clerk.

OFFICE OF THE TOWN ATTORNEY

Raymond J Averna

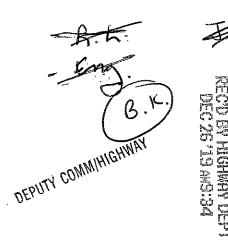
Deputy Town Attorney

Cc: Comptroller

Town Clerk (w/ original Maintence Bond)

TOWN OF OYSTER BAY

Inter-Departmental Memo



DECEMBER 23, 2019

TO:

RICHARD W. LENZ, COMMISSIONER OF PUBLIC WORKS/HIGHWAY

FROM:

STEVEN C. BALLAS, COMPTROLLER

SUBJECT: FINAL ACCEPTANCE – CONSTRUCTION OF THE SYOSSET FIRE DEPARTMENT MEMORIAL PARK – CONTRACT NO DP15-128RR

In response to your memo dated December 18, 2019, copy enclosed, please be advised that there are no financial hindrances that would delay the acceptance of this contract.

STEVEN C. BALLAS COMPTROLLER

Christine M. Wiss
Deputy Comptroller

Enclosure

SCBCMW/jjb:mj

cc: Town Attorney w/enclosure Accounts Payable Division

Reading File

TOWN OF OYSTER BAY INTER-DEPARTMENTAL MEMO

JANUARY 30, 2020

TO:

RICHARD W. LENZ, P.E., COMMISSIONER

DEPARTMENT OF PUBLIC WORKS/HIGHWAY

ATTENTION:

JOHN C. TASSONE, DEPUTY COMMISSIONER

DEPARTMENT OF PUBLIC WORKS

FROM:

JOSEPH G. PINTO, COMMISSIONER

DEPARTMENT OF PARKS

SUBJECT:

FINAL ACCEPTANCE OF CONTRACT NO. DP15-128RR

Please be advised that this department has reviewed the Inter-Departmental Memo dated December 18, 2019, regarding the recommendation for final acceptance of the Construction of The Syosset Fire Department Memorial Park, Contract No. DP15-128RR.

The Parks Department concurs with this recommendation.

JOSEPH G. PINTO COMMISSIONER

DEPARTMENT OF PARKS

JGP:

c: Greg Skupinsky, Deputy Commissioner/Parks

Frank Gatto, Deputy Commissioner/Parks

DP15-128RR Final Parks Concurrence

Reviewed By fice of Town Attorney WHEREAS, Maureen A. Fitzgerald, Commissioner, Department of Community and Youth Services, by memorandum dated February 6, 2020, requested Town Board authorization for the Department of Community Youth Services to host the 2020 Salute to Seniors Luncheon at Crest Hollow Country Club on May 21, 2020, at a cost of \$46.00 for residents and \$56.00 for non-residents, which includes lunch, entertainment and Town or School Bus Transportation; and

WHEREAS, Commissioner Fitzgerald, by memorandum dated February 6, 2020, further requested Town Board authorization to employ performer Walter Lazauskas d/b/a John Walters, 3983 Darby Lane, Seaford, N.Y. 11758, to provide entertainment for the Salute to Seniors Luncheon, at a total cost of \$850.00,

NOW, THEREFORE, BE IT RESOLVED, That the requests as hereinabove set forth are accepted and approved, and the abovementioned Salute to Seniors Luncheon for May 21, 2020, is hereby authorized, and is to be conducted pursuant to the Department of Community and Youth Service's procedures for self-sustaining accounts at a total cost of \$850.00 available in the Town Senior Checking Account; and be it further

RESOLVED, That the Commissioner, Department of Community and Youth Services, or her designee, is authorized to make any adjustments, deletions, or changes, as needed, to the above schedule, provided that in the event of any change, each participant is permitted to receive a full refund if the change is not to his or her preference.

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

February 6, 2020

TO:

Memorandum Docket

FROM:

Maureen A. Fitzgerald, Commissioner

Department of Community and Youth Services

SUBJECT:

Salute to Seniors Luncheon

The Department of Community & Youth Services is requesting Town Board authorization to provide a Salute to Seniors Luncheon at the Crest Hollow Country Club on Thursday, May 21, 2020. The cost of the Luncheon will be \$46.00 for residents and \$56.00 for non-residents. Included in the cost are lunch, transportation by Town or School Bus, entertainment and valet parking.

The Department is also requesting authorization to employ the services of Walter Lazauskas, d/b/a John Walters to provide entertainment at a cost of \$850.00. Funds for the fees are available in the Town Senior Checking Account. In accordance with Guideline 5B of the Town's Procurement Policy, this musician is exempt from the solicitation, written proposal or requirements of the policy.

The Department also requests authorization for the Commissioner of Community and Youth Services to make adjustments, deletions or changes, as needed, provided that in the event of change, participants are permitted to receive a full refund if the change is not to his or her preference. This Town Wide Senior Trip is to be conducted pursuant to the Department of Community and Youth Service's procedures for self-sustaining accounts.

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

Maureen A. Fitzgerald

Commissioner

MAF:iw Attachment

cc: Town Attorney (Original +9 copies)

Contract number: xx-xxxx

Contract

This Contract, made by and between the Town of Oyster Bay's Department of Community and Youth Services, located at 977 Hicksville Road, Massapequa, New York 11758 (hereinafter referred to as "TOWN") and XXX, located at XXXX, XXX, (hereinafter referred to as "CONTRACTOR") in consideration of mutual interests provided for hereby, the parties herein agree as follows:

Performance by:

Date:

XXXX

XXXX

Reviewed By Office of Town Attorney

Time:	XXX	
Location:	XXX	·
Contact:	XXX	
Amount:	XXXX	
sum of **** incapacitated CONTRACTO	**************************************	services, the TOWN agrees to pay CONTRACTOR the dollars. If CONTRACTOR fails to appear, or is a performance through sickness or otherwise, any compensation. Payment for the above services on of CONTRACTOR's invoice and the claim form
		XXX
1		CONTRACTOR
		ĎATE:,
	·	TOWN OF OYSTER BAY
		COMMISSIONER

DATE:

WHEREAS, Maureen A. Fitzgerald, Commissioner, Department of Community and Youth Services, by memorandum dated February 6, 2020, requested Town Board authorization to sponsor the 2020 Annual Spring Festival, to be held on Saturday, April 25, 2020, from 1:00 p.m. to 4:00 p.m., at Syosset-Woodbury Community Park, Jericho Turnpike, Woodbury, New York, which will be free to the public and will include crafts, games, inflatables, refreshments and other Spring Festival activities, with a petting zoo and pony rides to be provided by Dynamic Entertainment Inc., at a total cost not to exceed \$8,400.00, with the funds for said payment to be drawn from Account No. CYS A 7020 41800 000 0000 and CYS A 7020 45100 000 0000; and

WHEREAS, the Town Board deems these events to be appropriate and worthwhile endeavors, 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 request as hereinabove set forth is hereby approved, and the Town Board authorizes the Department of Community and Youth Services to hold the 2020 Annual Spring Festival on Saturday, April 25, 2020, from 1:00 p.m. to 4:00 p.m., at Syosset-Woodbury Community Park, Jericho Turnpike, Woodbury, New York, at a total cost not to exceed \$8,400.00; 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 and that the funds for said payment are to be drawn from Account No. CYS A 7020 41800 000 0000 and CYS A 7020 45100 000 0000.

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

4

TOWN OF OYSTER BAY

Inter-Departmental Memorandum

February 6, 2020

TO:

Memorandum Docket

FROM:

Maureen A. Fitzgerald, Commissioner

Department of Community and Youth Services

SUBJECT:

2020 Annual Spring Festival

The Department of Community and Youth Services is requesting Town Board authorization to sponsor the 2020 Annual Spring Festival. The Festival is scheduled to be held on Saturday, April 25, 2020 from 1:00 p.m. to 4:00 p.m. at Syosset-Woodbury Community Park, Jericho Turnpike, Woodbury, NY. In the event of inclement weather the Festival will be held indoors in the Syosset-Woodbury Community Center.

If approved, this event will be free to the public and will include crafts, games, inflatables, refreshments and other Spring Festival activities. The carnival equipment, pony rides and petting zoo will be provided by Dynamic Events, Inc. and will be procured through a service order. The petting zoo will be in a controlled and fenced-in area under the direct supervision of the vendor.

The Town's responsibility for the cost of this event will not exceed \$8,400. Funding is available in account CYS A 7020 41800 000 0000, Recreational Supplies and CYS A 7020 45100 000 0000, Equipment Rental. Refreshments and prizes will be supplemented by Friends of the Community Service Department, Inc.

Maureen A. Fitzgerald

Commissioner

MAF:kf

cc: Town Attorney (Original + 9 copies)

WHEREAS, Maureen Fitzgerald, Commissioner, Department of Community and Youth Services, by memorandum dated February 6, 2020, requested Town Board authorization to sponsor enrichment workshops, and to retain the professional services of the instructors on the attached chart for the locations, services and fees listed therein, for the Spring 2020 Cultural Arts Enrichment Program; and

WHEREAS, Commissioner Fitzgerald, by said memorandum advised that the registration fees for the Adult Workshops shall range from \$75.00 to \$100.00 for residents and \$100.00 to \$125.00 for non-residents, and shall be deposited in Revenue Account No. CYS A 0001 02001 511 0000; and

WHEREAS, Commissioner Fitzgerald, by said memorandum further advised further that the funds for instructional fees are available in Account No. CYS A 7020 47660 000 0000 (Special Events), in an amount not to exceed \$6,320.00,

NOW, THEREFORE, BE IT RESOLVED, that the request as hereinabove set forth is hereby accepted and approved, and the Department of Community and Youth Services, is hereby authorized to sponsor enrichment workshops, and to retain the professional services of the instructors on the attached chart, for the locations, services and fees listed therein, for the Spring 2020 Cultural Arts Enrichment Program; and be it further

RESOLVED, that the registration fees for the Adult Workshops shall range from \$75.00 to \$100.00 for residents and \$100.00 to \$125.00 for non-residents, and shall be deposited in Revenue Account No. CYS A 0001 02001 511 0000, and be it further

RESOLVED, that that the funds for instructional fees shall be drawn from Account No. CYS A 7020 47660 000 0000 (Special Events), and shall not exceed \$6,320.00, and be it further

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

-#-

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

February 6, 2020

TO:

Memorandum Docket

FROM:

Maureen A. Fitzgerald, Commissioner

Department of Community and Youth Services

SUBJECT:

Spring 2020 Cultural Arts 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 are available in Account CYS A 7020 47660 000 0000 Special Events, and will not exceed \$6,320.00.

Registration fees for the workshops will range from \$75.00-\$100.00 for residents and from \$100.00-\$125.00 for non-residents. The registration fees collected from the workshops shall be deposited in Revenue 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.

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

Maureen A. Fitzgerald

Commissioner

MAF:SAB:dj Attachments

cc: Town Attorney (Original + 9 copies)

2020 Spring Instructional Services	Check Payable to:	Community Centers	Fee per Session x Amount of Sessions	Amount Not to Exceed
Sumi-E Painting One (1) Class Ten (10) Sessions	Gladys L. Yong Chu Stewart 28 20th Street Jericho, NY 11753	Syosset- Woodbury	\$80 per session x ten (10) sessions	\$800.00
Painting in Oils I & II Two (2) Classes Ten (10) Sessions (each class)	Jock Anderson 7 Russell Road Garden City, NY 11530	Syosset- Woodbury	\$80 per session x twenty (20) sessions	\$1,600.00
Total Sessions – Twenty (20) <u>Drawing Fundamentals</u> One (1) Class Ten (10) sessions	Jock Anderson 7 Russell Road Garden City, NY 11530	Syosset- Woodbury	\$80 per session x ten (10) sessions	\$800.00
Abstract Acrylics One (1) Class Ten (10) Sessions	Kevin Larkin 51 Bellflower Path Smithtown, NY 11787	Syosset- Woodbury	\$80 per session x ten (10) sessions	\$800.00
Watercolor I & II Two (2) Classes Ten (10) Sessions (each class)	Rita Broughton 26 Park Circle North Bethpage, NY 11714	Syosset- Woodbury	\$80 per session x ten (20) sessions	\$1,600.00
Total Sessions -Twenty (20) Meditation One (1) Class Four (4) Sessions	Sarah Curley Lake Drive South West Islip, NY 11795	North Massapequa Community Center	\$90 per session x four (4) sessions	\$360.00
Crystals One (1) Class Four (4) Sessions	Mary Klockler 245 North Albany Avenue North Massapequa, NY 11758	North Massapequa Community Center	\$90 per session x four (4) sessions	\$360.00

TOTAL: \$6,320.00

Contract number: xx-xxxx

Contract

This Contract, made by and between the Town of Oyster Bay's Department of Community and Youth Services, located at 977 Hicksville Road, Massapequa, New York 11758 (hereinafter referred to as "TOWN") and XXX, located at XXXX, XXX, (hereinafter referred to as "CONTRACTOR") in consideration of mutual interests provided for hereby, the parties herein agree as follows:

Performance by:	XXXX
Date:	XXXX
Time:	XXX
Location:	XXX
Contact:	XXX
Amount:	XXXX

	XXX
	CONTRACTOR
	DATE:,
	TOWN OF OYSTER BAY
	COMMISSIONER
Reviewed By ffice of Town Attorney	DATE:

WHEREAS, Maureen A. Fitzgerald, Commissioner, Department of Community and Youth Services, by memorandum dated February 6, 2020, requested Town Board approval to employ the services of the judge identified below for the "Suburban Art League Annual Open Show" for the Town of Oyster Bay Awards, for the date, location and fee below noted:

Professor Seung Lee
21 Sunup Trail
Riverhead, NY 11901
"Suburban Art League Annual Open Show" for the Town of Oyster Bay Awards
William P. Bennett Community Center
Friday, June 5, 2020, at 7:00PM
Fee: \$100.00

NOW, THEREFORE, BE IT RESOLVED, That the request hereinabove set forth is approved for the "Suburban Art League Annual Open Show" for the Town of Oyster Bay Awards judge, for the location and fee as above noted; 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. CYS A 7020 47660 000 0000, Special Events.

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

February 6, 2020

TO:

Memorandum Docket

FROM:

Maureen A. Fitzgerald, Commissioner

Department of Community and Youth Services

SUBJECT:

Adjudicate "Suburban Art League Annual Open Show"

The Department of Community and Youth Services respectfully requests Town Board authorization to employ the services of the judge identified below to adjudicate for the "Suburban Art League Annual Open Show" for the <u>Town of Oyster Bay Awards</u>.

Professor Seung Lee 21 Sunup Trail Riverhead, NY 11901 (516) 972-1987 seungleeart@gmail.com

The exhibit will be held from Friday, June 5, 2020 through Friday, June 26, 2020 at the William P. Bennett Community Center at 28 West Carl Street, Hicksville. The judging will take place on Friday, June 5, 2020 at approximately 7:00 PM. The fee for Professor Lee is \$100.00 and funds are available in Account CYS A 7020 47660 000 0000, Special Events. In accordance with Guideline 5, Section b. of the Town Procurement Policy, this fee for adjudication is exempt from solicitation, written proposal or quotation requirements of the policy.

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

Maureen A. Fitzgerald

Commissioner

MAF:sab Attachment

cc: Town Attorney (Original + 9 copies)

Contract number: xx-xxxx

Contract

This Contract, made by and between the Town of Oyster Bay's Department of Community and Youth Services, located at 977 Hicksville Road, Massapequa, New York 11758 (hereinafter referred to as "TOWN") and XXX, located at XXXX, XXX, (hereinafter referred to as "CONTRACTOR") in consideration of mutual interests provided for hereby, the parties herein agree as follows:

XXXX

XXXX

Performance by:

Date:

Time:	ХХХ	
Location:	XXX	
Contact:	xxx	
Amount:	XXXX	
sum of ***********************************	xxxxxxxxxxxxx dollow n rendering a pe all not receive any coon submission of	s, the TOWN agrees to pay CONTRACTOR the ars. If CONTRACTOR fails to appear, or is informance through sickness or otherwise compensation. Payment for the above services CONTRACTOR's invoice and the claim form
	•	XXX .
·		
		CONTRACTOR
		ĎÁTE:
		TOWN OF OYSTER BAY
		COMMISSIONER
Reviewed Office of Town	d By Attorney	DATE:

WHEREAS, Joseph G. Pinto, Commissioner, Department of Parks, by memorandum dated February 3, 2020, requested and recommended Town Board authorization to co-sponsor the following events with the Greater Long Island Running Club (GLIRC):

ASPIRE 10K Race

Saturday, March 28, 2020

Tobay Junior Triathlon for Children

Saturday, August 29, 2020

Runner's Edge Tobay Triathlon

Sunday, August 30, 2020

& Tri-Relay

Supervisor's Annual 5K Run

Saturday, October 17, 2020

Under the following conditions:

- 1. All races will be sanctioned by USA Track & Field (USATF) provided by the GLIRC;
- 2. All courses will be certified and registered with USATF by the GLIRC;
- 3. USATF will provide all runners with insurance through the GLIRC in a timely manner before each race. GLIRC will provide the Town with said certificate of insurance before each event;
- 4. The races will be administered by the GLIRC;
- 5. Refreshments for the events as well as those needed during the race will be provided by the GLIRC;
- 6. All fees will be collected and accounted for by the GLIRC, as follows:

A) ASPIRE 10K Race:

Pre-register \$25.00 Day of Race \$30.00

B) Runner's Edge Tobay Triathlon & Tri-Relay:

Non-resident Individuals:

\$75.00 postmarked by 4/30/20

\$90.00 postmarked by 5/1/20 - 7/15/20

\$110.00 postmarked by 7/16/20 - 8/10/20

\$120.00 postmarked by 8/11/20 - 8/25/20

\$135.00 postmarked by 8/26/20 - thereafter until entries close Town of Oyster Bay residents deduct \$10.00 from these fees.

Entire Team Relay:

\$120.00 postmarked by 4/30/20

\$140.00 postmarked by 5/1/20 - 7/15/20

\$160.00 postmarked by 7/16/20 - 8/10/20

\$180.00 postmarked by 8/11/20 - 8/25/20

\$195.00 postmarked 8/26/20 - thereafter until entries close

Town of Oyster Bay residents deduct \$6.00 per team member from the above fees.

C) Tobay Junior Triathlon for Children:

Pre-register \$25.00 Day of Race \$30.00

D) Supervisor's 5K Run

Non-resident 25.00 Town Resident \$21.00 Day of Race \$30.00

- Sponsors to enhance the event may be added by the GLIRC, upon the approval of the Commissioner of the Department of Parks;
- 8. Camera ready artwork for applications and results books will be provided by the GLIRC, printed on recycled paper by the Town of Oyster Bay, except for the Triathlon results book;
- 9. The Town will provide awards for the Supervisor's 5K Race. The Department of Parks will provide partial payment for clothing items for the Triathlon not to exceed \$3,000.00, not to include travel or housing expenses. Payment, not to exceed \$2,000.00, will be provided for the cost of printing the Runner's Edge Tobay Triathlon results book. The cost for the printing and timing services will be charged to Account No. PKS A 7110 44900 000 0000;
- 10. The Town will provide use of Showmobile, portable lights, traffic cones and barricades, orange mesh fencing and portable bleachers with fees waived;
- 11. All personnel necessary to conduct race registration for each race must be provided by the GLIRC;
- 12. Numbers for runners/participants must be provided by the GLIRC, and logos on same must be approved by the Commissioner of the Department of Parks; and
- 13. The awards ceremony immediately following each event must be conducted by the GLIRC. Awards must bear the Town logo.

NOW, THEREFORE, BE IT RESOLVED, That the requests as hereinabove set forth are accepted and approved, and the Department of Parks is hereby authorized to co-sponsor the abovementioned events with the Greater Long Island Running Club, under the above stated conditions; and be it further

RESOLVED, That the Department of Parks is further authorized to provide partial payment for clothing for the Triathlon in an amount not to exceed \$3,000.00, not including travel or housing expenses, and payment for the cost of printing the Runner's Edge Tobay Triathlon results book in an amount not to exceed \$2,000.00, and 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 the costs for the printing and the partial payment for the timing services to be drawn from Account No. PKS A 7110 44900 000 0000.

#

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

February 3, 2020

TO:

MEMORANDUM DOCKET

FROM:

JOSEPH G. PINTO, COMMISSIONER OF PARKS

SUBJECT:

2020 TOWN OF OYSTER BAY & GREATER LONG ISLAND

RUNNING CLUB SPONSORED RACES

Permission to conduct the following events with the Greater Long Island Running Club (GLIRC) is requested.

The events will be conducted under the following terms and conditions:

- 1. All races will be sanctioned by USA Track & Field (USATF) provided by the GLIRC.
- 2. All courses will be certified and registered with USATF by the GLIRC.
- 3. USATF will provide all runners with insurance through the GLIRC in a timely manner before each race. GLIRC will provide the Town with said certificate of insurance before each event.
- 4. The races will be administered by the GLIRC.
- 5. Refreshments for the courses as well as those needed during the race will be provided by the GLIRC.
- 6. All fees will be collected and accounted for by the GLIRC:

Aspire 10K Race:

Pre-register \$25.00 Day of Race \$30.00

Runner's Edge Tobay Triathlon & Tri-Relay:

Non-resident Individuals:

\$75.00 postmarked by 4/30/20

\$90.00 postmarked by 5/1/20- 7/15/20

\$110.00 postmarked by 7/16/20 - 8/10/20

\$120.00 postmarked by 8/11/20 - 8/25/20

\$135.00 postmarked by 8/26/20- until entries close

Town of Oyster Bay residents deduct \$10.00 from these fees.

Entire Team Relay:

\$120.00 postmarked by 4/30/20

\$140.00 postmarked by 5/1/20 - 7/15/20

\$160.00 postmarked by 7/16/20 - 8/10/20

\$180.00 postmarked by 8/11/20 - 8/25/20

\$195.00 postmarked 8/26/20 until entries close

Town of Oyster Bay residents deduct \$6.00 per team member from the above fees.

Tobay Junior Triathlon for Children:

Pre-register \$25.00 Day of Race \$30.00



Non-resident \$25.00 Town Resident \$21.00 Day of Race \$30.00

- 7. Sponsors to enhance the event may be added by the GLIRC, upon the approval of the Commissioner of the Department of Parks.
- 8. Camera ready artwork for applications and results books will be provided by the GLIRC, printed on recycled paper by the Town of Oyster Bay, except for the Triathlon results book.
- 9. The Town will provide awards for the Supervisor's 5K Race. The Department of Parks will provide partial payment for clothing items for the Triathlon not to exceed \$3,000.00 and does not include travel or housing expenses. Payment, not to exceed \$2,000, will be provided for the cost of printing the Runner's Edge Tobay Triathlon results book. The cost for the printing and timing services will be charged to PKS A 7110 44900 000 0000 or any other appropriate accounts.
- 10. The Town will provide use of the Showmobile, portable lights, traffic cones and barricades, orange mesh fencing, and portable bleachers with fees waived.
- 11. All personnel necessary to conduct race registration for each race must be provided by the GLIRC.
- 12. Numbers must be provided by the GLIRC, and logos on same must be approved by the Commissioner of the Department of Parks.
- 13. The awards ceremony immediately following each event must be conducted by the GLIRC. Awards, as listed, must bear the Town logo.
- 14. The races will be conducted as follows:

Aspire 10K Race Tobay Junior Triathlon for Children Runner's Edge Tobay Triathlon & Tri-Relay Supervisor's Annual 5K Run Saturday, March 28, 2020 Saturday, August 29, 2020 Sunday, August 30, 2020 Saturday, October 17, 2020

The Department of Parks recommends Town Board approval for the outlined events

Joseph G. Pinto Commissioner of Parks

c: Town Attorney (original + 9 Copies)

Reviewed By Office of Town Attorney

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 November 6, 2019, authorized the Highway Department to clean up the premises located at 6 Stauber Drive, Plainview, New York 11803, also known as Section 12, Block 404, Lot 3 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Frank Scalera, Chief Deputy Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated January 27, 2020, 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 November 15, 2019, in the total amount of \$1,267.71, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Frank Scalera, Chief Deputy Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated January 27, 2020, 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 \$1,267.71 may be assessed by the Legislature of the County of Nassau against the parcel known as 6 Stauber Drive, Plainview, New York 11803, also known as Section 12, Block 404, Lot 3 on the Land and Tax Map of the County of Nassau, at the same time as other taxes are levied or assessed.

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 27, 2020

SUBJECT:

Property Cleanup Assessment

6 Stauber Drive, Plainview, New York 11803

Section 12, Block 404, Lot 3

The Department of Planning and Development, by memorandum dated November 6, 2019, directed the Highway Department to clean the premises located at 6 Stauber Drive, Plainview, New York 11803, also known as Section 12, Block 404, Lot 3 on the Land and Tax Map of the County of Nassau. (See attached copy of Deed). The Highway Department has, by memorandum dated November 18, 2019, advised that the property was cleaned by a crew from the Highway Department on November 15, 2019. The cost incurred by the Town of Oyster Bay was \$1,267.71.

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 flighway 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.

OFFICE OF THE TOWN ATTORNEY

Roll R. Deb

Ralph P. Healey Special Counsel

RPH:aml Attachments

cc: Town Attorney (w/9 copies)

amlS:\Attorney\Resos 2020\MD 6 Stauber Dr 1 27,20.doc

TOWN OF OYSTER BAY

Inter-Departmental Memo

November 6, 2019

To:

JOHN BISHOP: DEPUTY COMMISIONER/HIGHWAY

From:

MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU

Through:

ELIZABETH L. MACCARONE: COMMISSIONER DEPARTMENT OF PLANNING AND DEVELOPMENT

Subject:

6 Stauber Drive, Plainview 11803

SBL: 12-404-3

Notice of Violation No. 01212 was issued to the owner of the above-referenced premises on 10/29/2019 for property non-maintenance, in violation of Section 135.52 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 Section 135.54, I am directing that:

- Sidewalk obstruction due to vegetation
- Lawn, weeds and ivy right side of property

Pursuant to the provisions of Section 135.54(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:

CODE ENFORCEMENT BUREAU

cc: Joseph Nocella, Town Attorney



Town of Oyster Bay Department of Planning and Development Town Hall - 74 Andrey 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

JANIES McCAFFREY DEPUTY COMMISSIONER

November 6, 2019

Adam and Gila Schwartz 6 Stauber Drive Plainview, NY 11803

RE:

PREMISES: 6 Stauber Drive, Plainview NY 11803

SECTION 12 BLOCK 404 LOT 3

Dear Property Owner:

Inspections of the above-referenced property have revealed that the premises has not been maintained in accordance with the provisions of Section 135-52 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. No. 01212 (copy attached) has been served on 10/29/19. 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 thereof.

Further, the premises will be inspected every ten (10) days thereafter. If the premises continues not to be maintained and the conditions are found to violate the provisions of the code, the Highway Department will be directed to perform subsequent maintenance with no further notice to you concerning the violations, nor additional time to correct such violations.

Very truly yours.

ELIZABETH L. MACCARONE COMMISSIONER

Michael Esposito, Bureau Chief Code Compliance Division

€ ELM:ME:tc Enclosure THIS INDENTURE, made the 13 day of August , in the year

BETWEEN

Homer, Potonides and Antigone, Potonides, as Trustrees under the Antigone P. Potonides Trust dated February 6, 1987

6 Stamber Drive

Plainview, New York 11803

party of the first part, and

Adam Schwartz and Gile Schwartz, his wife, 67-66 108th Street Forest Hills, New York 11375

WITNESSETH, that the party of the first part, in consideration of Ten Dollars and other valuable considerated by the party of the second part, does hereby grant and release unto the party of the second part, the hor 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, situlying and being in the

See stimined achedule A
Fremises being known as 6 Scauber Drive, Flainview, New York Grantor being the same as grantee in deed dated 7-13-99 recorded on-

to-correct to liber 1/125 page 165.

Same pre-Mises as conveyed by Deen doud 12-19-97 and secondar 1-19-98

In later 10872-page 43.

TOGETHER with all right, little and interest, if any, of the purry of the first part in and to any streets a roads abutting the above described premises to the center lines thereof; TOGETHER with the appuritenant and all the estate and rights of the party of the first part in and to said premises; TO HAVE AND I HOLD the premises herein granted unto the party of the second part, the heirs or successors and assigns 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 anxies whereby the said premises have been enumbered 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 the first part will receive the consideration for this conveyance and will hold the right to receive such conservation as a trust fund to be applied first for the purpose of paying the cost of the improvement and will applied first to the payment of the cost of the improvement before using any part of the total of the same any other purpose.

any other purpose.

The word "party" shall be construed as if it read "parties" whenever the sense of this indepture so requir IN WITNESS WHEREOF, the party of the first part has duly executed this deed the day and year first also

IN PRESENCE OF:

Occimo

Homer Potonides

· (城)。

Hq

ار در در منج

R

Town of Oyster Bay Inter- Departmental Memo

November 18, 2019

TO:

ELIZABETH L. MACCARONE, COMMISSIONER

DEPARTMENT OF PLANNING AND DEVELOPMENT

FROM:

JOHN P. BISHOP, DEPUTY COMMISSIONER

HIGHWAY DEPARTMENT

SUBJECT:

6 STAUBER DRIVE, PLAINVIEW

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 <u>\$1,267.71</u>.

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 6 STANBER DRIVE, PLAINVIEW TO P & D



MISCELLANEOUS HIGHWAY CLEANUP COSTS NOT COVERED UNDER ROAD RESTORATION

Location (12-404-3) 6 STAUBER DR PLAINVIEW 11803

Date Nov 15, 2019

Work Order # 65691

_apor		OST	5
	_		

Labor Costs						Line Cost
Employee's Name		Regular Work Hours	Regular Rate	Ovetime Hours	Overtime Rate	
Employee's Name			\$25.11	00:00	اه	\$25.11
MICHAEL ZEREBAK	General Maintenance	01:00				\$39.61
JEFFREY CARTER	General Maintenance	01:00	\$39.61	00:00	U	10.554
JEFFREY CARTER			\$24,86	00:00	0	\$24.86
CHRISTOPHER MADDEN	General Maintenance	01:00	\$24.00			\$28.08
	General Maintenance	01:00	\$28.08	00:00	U	
BRIAN TROTTA			\$30.05	00:00	0	\$30.05
RAYMOND SWIERKOWSKI	General Maintenance	01:00	\$30,03	00,00	Taballabor	\$147.71

Too	ie.	/ V	٥h	tic	ie

	TOOLS/ VEIDELE	Description	Rate per Hour	Hours	Line Cost
	Tool/Vehicle			01:00	\$79.00
	511444	PICK UP 2012 FORD F350 YELLO (21 / 021)	\$79.00	01.00	
1	PU444	TRUCK DUMP 2004 INTL 7400 YW (PT979) -10 Wheeler		01:00	\$93.00
	TD550	TRUCK DUMP 2004 INTL 7400 TW (F1373) 10 THEORE	\$105.00	01:00	\$105.00
	TD635	TRUCK DUMP 2008 FORD F350 YW (T275 / T-275) - Power Wagons	\$105.00	01,00	
	10033	TRUCK DUMP 2016 INTL - 10 WHEELER (T179)	\$93.00	01:00	\$93.00
	TD735	TRUCK DUMP 2016 IN IL = 18 WILLELLA (1275)		Total Equipment	\$370.00

Material Material	Cost Per Unit	Units	Line Cost
Administrative Fee	\$750.00	1	\$750.00
74711110000	<u></u>	Total Materials	\$750.00

Grand Total

\$1267.71

Description of Work:

CLEAN UP 6 STAUBER DRIVE PL

Signature: Name: Peter Brown

Title: Director of Highway Operations

Date: Nov 18, 2019

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 October 22, 2019, authorized the Highway Department to clean up the premises located at 153 Ocean Avenue, Massapequa, New York 11758, also known as Section 65, Block 37, Lot 45 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Frank Scalera, Chief Deputy Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated January 27, 2020, 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 28, 2019, in the total amount of \$4,326.97, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Frank Scalera, Chief Deputy Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated January 27, 2020, 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 \$4,326.97 may be assessed by the Legislature of the County of Nassau against the parcel known as 153 Ocean Avenue, Massapequa, New York 11758, also known as Section 65, Block 37, Lot 45 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



W

Town of Oyster Bay Inter-Departmental Memo

TO:

MEMORANDUM DOCKET

FROM:

Office of the Town Attorney

DATE:

January 27, 2020

SUBJECT:

Property Cleanup Assessment

153 Ocean Avenue, Massapequa, New York 11758

Section 65, Block 37, Lot 45

The Department of Planning and Development, by memorandum dated October 22, 2019, directed the Highway Department to clean the premises located at 153 Ocean Avenue, Massapequa, New York 11758, also known as Section 65, Block 37, Lot 45 on the Land and Tax Map of the County of Nassau. (See attached copy of Deed). The Highway Department has, by memorandum dated October 31, 2019, advised that the property was cleaned by a crew from the Highway Department on October 28, 2019. The cost incurred by the Town of Oyster Bay was \$4,326.97.

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.

OFFICE OF THE TOWN ATTORNEY

Ralph P. Healey Special Counsel

RPH:aml Attachments

cc: Town Attorney (w/9 copies)

amlS:\Attorney\Resos 2020\MD 153 Ocean Ave 1,2720.doc

TOWN OF OYSTER BAY

Inter-Departmental Memo

October 22, 2019

To:

JOHN BISHOP: DEPUTY COMMISIONER/HIGHWAY

From:

MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU

Through:

ELIZABETH L. MACCARONE: COMMISSIONER

DEPARTMENT OF PLANNING AND DEVELOPMENT

Subject:

153 Ocean Ave., Massapequa 11758

SBL: 65-37-45 to 47

Notice of Violation No. 01085 was issued to the owner of the above-referenced premises on 10/11/2019 for property non-maintenance, in violation of Section 135.52 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 Section 135.54, I am directing that;

• The grass and vegetation be cut. Rear is overgrown, litter, debris to be removed.

Pursuant to the provisions of Section 135.54(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

RY.

WICHAEL ESPOSITO

CODE ENFORCEMENT BUREAU

ME:tc

cc: Joseph Nocella, Town Attorney



Town of Oyster Bay Department of Planning and Development Town Hall - 74 Audrey Avenue Oyster Bay, New York 11771 (516) 624-6280 FAX (516) 624-6240 www.oysterbaytown.com

ELIZABETH L. MACCARONE COMMISSIONER

TIMOTHY R. ZIKE DEPUTY COMMISSIONER

JAMES McCAFFREY DEPUTY COMMISSIONER

October 22, 2019

South Saint Marks Corp. 2677 South Saint Marks Ave. Massapequa, NY 11758

RE:

PREMISES: 153 Ocean Ave, Massapequa, NY 11758

SECTION 65 BLOCK 37 LOT 45

Dear Property Owner:

Inspections of the above-referenced property have revealed that the premises has not been maintained in accordance with the provisions of Section 135-52 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. No. 01085 (copy attached) has been served on 10/11/19. 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 thereof.

Further, the premises will be inspected every ten (10) days thereafter. If the premises continues not to be maintained and the conditions are found to violate the provisions of the code, the Highway Department will be directed to perform subsequent maintenance with no further notice to you concerning the violations, nor additional time to correct such violations.

Very truly yours,

ELIZABETH L. MACCARONE COMMISSIONER

Michael Esposito, Bureau Chief Code Compliance Division

ELM:ME:tc Enclosure

THIS INDEXTURE, made on 13 th day of June, Two Thousand Eighteen

BETWEEN

Patrick McEvoy, residing at 85 Blackwatch Court, Sonthampton, New York, 11968

party of the first part, and Scruth

St. Warks Corp., baving offices at 1173 Harrison Street, Bellmore, NY 11718

party of the second port.

baried money of the United States, and other valuable consideration

peid .

by the party of the second part, does hereby great and referes unto the party of the second part, the heirs or successors

and assigns of the party of the second past intever,

ALL that certain plot, piece or parcel of tand, with the buildings and improvements thereon peing in the

SCHEDULE "A" ATTACKED HERETO AND MADE & PART HEREOF WEBS *Premises)

REVERSIONARY RIGHT AND RESTRICTION RUNNING WITH THE LAND. Grantee or Grantee's beirs, diributees, Tegal representatives, successors and assigns (collectively, the "Owner") shall obtain a duly issued final certificate of occupancy, or a duly issued certificate of completion, as applicable, from the local building department with jurisdiction covering the alterations and/or, building (s), as applicable and all other improvements located on the Fremises authorizing their use as a residential dwelling (the "Final Certificate of Occupancy") within one (1) year from the date of closing indicating that all redevelopment of the premises is consistent with local use and zoning regulations and floodplain development and design requirements set forth in the New York State Building Code and any local codes. Within fifteen (15) days of the Owner's receipt of the Final Certificate of Occupancy, the owner must submit the Final Certificate of Occupancy to the Grantor for the Grantor's approval in order to release the Grantor's reversionary interest in the Premises. Owner further acknowledges that failure to obtain and present Grantor within one (1) year of the date of closing will result in the automatic reversion of the Premises to the Grantor. If at the time of the automatic reversion of the Premises to the Grantor. If at the time of the automatic reversion there are liens and/or encumbrances on the Premises, the Owner will be responsible for satisfying and extinguished the liens and encumbrances. If Owner has not satisfied and extinguished the liens and encumbrances at the time of sutomatic reversion. Owner shall indemnify and defend Grantor against any costs, claims and expenses, including reasonable attorney's fees, arising out of Owner's failure to satisfy and/or extinguish such liens and encumbrances. The Grantor reserves the right, at its sole discretion, to grant the Owner additional time to meet the condition or release the Grantor 's reversionary interest upon written request by the Owner to the Grantor of reversion

that has been approved by the applicable municipality, Owner's time to obtain a Final Certificate of Occupancy will be two (2) years from the date of closing. An Owner wishing to combine a purchased Premises with an adjacently owned property may submit a written request to the Grantor to waive this restriction once the purchased Premises and the adjacent property have been merged. Such a request must include documentation filed with the relevant clerk's office that the plots have been merged prior to the request for waiver. Grantor may conduct bianual monitoring on the progress of the redevelopment of the premises and Owner shall cooperate with the Grantor and Grantor's agents and provide Grantor with such information and documentation as may be reasonably requested by Grantor in connection with the redevelopment of the Premises. Owner appoints and delegates Grantor to review the construction progress. Upon Owner's satisfaction of the above-referenced requirements, the Grantor's reversionary interest will be released and full title will vest in the Owner. The Final Certificate of Occupancy or any Request for Extension must be set to acquisitionauctions@stormrecovery.ny.gov or to Housing Trust Fund. Comporation, Attn: New York Rising Acquisition Auction Wonitoring and Compliance. 500 Bi-County Boulevard, Suite 118, Farmingdale, WY 11715 or to 25 Beaver Street . 5th Floor, New York, NY 10004 or such other address as Grantor may designate upon notice to Owner.

COVERANT AS TO PLOOD INSURANCE RUNNING WITH THE LABD. If the Premises is located in a Special Flood Hazard Area under Federal Emergency Management Agency (FRMA) Flood Maps or within the Special Flood Hazard Area under the advisory Base Flood Elevations issued by FEMA, at the time of any conveyance, any dwelling on any part of the Premises shall be insured under the policy of flood insurance in the amount equal to the lesser of (a) the full insurable value, as determined by the property insurer secured by the transferee, or (b) the maximum amount of flood insurance coverage available under the National Flood Insurance Program. In the event the Grantee or subsequent commers/transferees shall fail to maintain flood insurance, Grantee or Owner may not be eligible for federal disaster relief assistance for repair, replacement, or restoration of damage due to flooding as provided in 42 U.S.C. 5154a. Grantee must notify subsequent transferees of the requirement to maintain flood insurance by including this covenant to secure flood insurance notification language in all subsequent written conveyance instruments. This covenant as to flood insurance shall run with the Premises in perpetuity or, alternatively, for the maximum period permitted by law, and may be enforced by any transferor, any of transferor's successors in interest or by FEMA, the United Staes Department of Bousing and Urban Development or any other seuthorized government entity.

This conveyance is made pursuant to Section 45-a7(e) of the Private Housing Pinance Law of the State of New York.

Being an intended to be the same premises as conveyed to Grantor herein by deed 4/17/2017 and recorded on S/3/2017 in Liber 13503 Page 963 in the office of the Clerk of Massau County.

SAID premises being known as 153 South Ocean Avenue, Massapegua, AV. 11758

Seption: 65 Block: 037 Lot: 45-47

R.

Town of Oyster Bay Inter- Departmental Memo

October 31, 2019

TO:

ELIZABETH L. MACCARONE, COMMISSIONER

DEPARTMENT OF PLANNING AND DEVELOPMENT

FROM:

JOHN P. BISHOP, DEPUTY COMMISSIONER

HIGHWAY DEPARTMENT

SUBJECT:

153 SO. OCEAN AVENUE, 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 <u>\$4,326.97</u>.

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 (65-37-45) 153 SO OCEAN AVE MASSAPEQUA 11758

Date Oct 28, 2019

Work Order # 65008

	Costs

Employee's Name		Regular Work Hours	Regular Rate	Ovetime Hours	Overtime Rate	Line Cost
PATRICK ORLANDO	General Maintenance	03:00	\$43.19	00:00	0	\$129.57
GEORGE TIEDEMANN	General Maintenance	03:00	\$43.19	00:00	0	\$129,57
JAMES CHADWICK,II	General Maintenance	03:00	\$44.80	00:00	٥	\$134.40
MARTIN LANG	General Maintenance	03:00	\$49.57	00:00	0	\$148.71
ROBERT PALACIOS	General Maintenance	03:00	\$25,56	00:00	0	\$76.58
NICOLAS CAMMARANO	General Maintenance	03:00	\$24.96	00:00	0	\$74.88
ERIC PETERS	General Maintenance	03:00	\$30.37	00:00	٥	\$91.11
ERIC PETERS	General Manifernance	207001				

Total Labor \$784.92

ools	/Ve	hi	cie
------	-----	----	-----

Line Cost	Hours	Rate per Hour	Description	Tool/Vehicle
\$504.00	03:00	\$168.00	Payloader 2013 Komat W380 Yellow	PLO90
\$237.00	03:00	\$79.00	PICK UP 2011 FORD F250 YELLO (14 / 027)	PU413
\$78.00	03:00	\$26,00	SKID LOADER 2005 KOMAT 1020 YW	5K001
\$315.00	03:00	\$105.00	TRUCK DUMP 2010 FORD F-350 YW (T-205) - Power Wagons	TD682
\$279.00	03:00	\$93.00	TRUCK DUMP 2011 INTER 7400 YW (T-229) -10 Wheeler	TD695
\$315.00	03:00	\$105,00	TRUCK DUMP 2016 DODGE RAM 3500 POWER WAGON (T-275)	TD738
\$315.00	03:00	\$105.00	TRAILER 2005 EDUMP FOSTR BLACK	TR150
\$315.00	03:00	\$105.00	TRAILER 2009 HHAUL 5200 BLACK	
\$2358.00	otal Equipment	To		TR160

Materials				
Paterino	Material	Cost Per Unit	Units	Line Cost
Adr	ninistrative Fee	\$750.00	1	\$750.00
Tippin	g Fee (per ton)	\$87.51	4.96	\$4 34.05
			Total Materials	\$1 184.05

Total Materials

Grand Total

\$4326,97

Description of Work:

CLEAN UP 153 OCEAN AVENUE MS

Name: Peter Brown

Title: Director of Highway Operations

Date: Oct 31, 2019

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 11, 2019, authorized the Highway Department to clean up the premises located at 14 Sunset Road, Massapequa, New York 11758, also known as Section 66, Block 12, Lots 58 and 159 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Frank Scalera, Chief Deputy Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated January 28, 2020, 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 18, 2019, in the total amount of \$1,177.43, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Frank Scalera, Chief Deputy Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated January 28, 2020, 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 \$1,177.43 may be assessed by the Legislature of the County of Nassau against the parcel known as 14 Sunset Road, Massapequa, New York 11758, also known as Section 66, Block 12, Lots 58 and 159 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



7

Town of Oyster Bay Inter-Departmental Memo

TO:

MEMORANDUM DOCKET

FROM:

Office of the Town Attorney

DATE:

January 28, 2020

SUBJECT:

Property Cleanup Assessment

14 Sunset Road, Massapequa, New York 11758

Section 66, Block 12, Lots 58 and 159

The Department of Planning and Development, by memorandum dated September 11, 2019, directed the Highway Department to clean the premises located at 14 Sunset Road, Massapequa, New York 11758, also known as Section 66, Block 12, Lots 58 and 159 on the Land and Tax Map of the County of Nassau. (See attached copy of deed). The Highway Department has, by memorandum dated September 29, 2019, advised that the property was cleaned by a crew from the Highway Department on September 18, 2019. The cost incurred by the Town of Oyster Bay was \$1,177.43.

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.

THE OFFICE OF TOWN ATTORNEY

Ralph P. Healey Special Counsel

RPH:aml
Attachments

cc: Town Attorney (w/9 copies)

amlS:\Attorney\RESOS 2020\MD 14 Sunset Rd 1.28.20 2.doc

TOWN OF OYSTER BAY

Inter-Departmental Memo

September 11, 2019

To:

JOHN BISHOP: DEPUTY COMMISIONER/HIGHWAY

From:

MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU

Through:

ELIZABETH L. MACCARONE: COMMISSIONER

DEPARTMENT OF PLANNING AND DEVELOPMENT

Subject:

14 Sunset Rd., Massapequa New York 11758

SBL: 66-12-58 159

Notice of Violation No. 00570 was issued to the owner of the above-referenced premises on 9/5/2019 for property non-maintenance, in violation of Section 135.52 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 Section 135.54, I am directing that:

The grass and vegetation be cut.

Pursuant to the provisions of Section 135.54(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

GODE ENFORCEMENT BUREAU

Q. tc

cc: Joseph Nocella, Town Attorney



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

TIMOTHY R. ZIKE DEPUTY COMMISSIONER

ELIZABETH L. MACCARONE COMMISSIONER

JAMES McCAFFREY DEPUTY COMMISSIONER

September 12, 2019

Ms. Gail C. Barrie 14 Sunset Rd Massapequa, New York 11758

RE:

PREMISES: 14 Sunset Rd., Massapequa, New York 11758

SECTION 66 BLOCK 12 LOT 58

Dear Property Owner:

Inspections of the above-referenced property have revealed that the premises has not been maintained in accordance with the provisions of Section 135-52 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. No. 00570 (copy attached) has been served on 09/05/19. 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 thereof.

Further, the premises will be inspected every ten (10) days thereafter. If the premises continues into to be maintained and the conditions are found to violate the provisions of the code, the Highway Department will be directed to perform subsequent maintenance with no further notice to you concerning the violations, nor additional time to correct such violations.

Very truly yours,

ELIZABETH L. MACCARONE COMMISSIONER

Michael Esposito, Bureau Chief Code Compliance Division

ELM:ME:tc Enclosure

THIS INDENTURE, made the 15^{-20} day of , mineteen hundred and sixty-three BETWEEN

WESLEY CHENS and CAROLYN OWERS, his wife, both residing at No. 14 Sunset Road, Massapequa, L.I., N.Y.

party of the first part, and

RUSSELL J. BARRIE and GAIL C. BARRIE, his wife, both residing at No. 153-35 75th Avenue, Flushing, L.I., E.Y.

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,

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 suction at Mansapagua, Town of Dyster Bay, Dounty of Mansau, and State of May York, known and designated as and by the lots numbers and 59 and the southerly 1/2 of lot 60 in Block 212 on a certain map entitled "Map of Massau Shores, Section 2, situate in Massau County May York, Harmon Mational Real Estate Dorpe, surveyed by Chester R. Wichols, Surveyor, May 20, 1926", and filed in the Massau County Clerk's office on May 22, 1926 as Map 10. 605 Case Mb. 915, which said lots and portion of said lot, when taken together, are more particularly bounded and described as follows:

REGINING at a point on the easterly side of Sunset.

Road distant 360 feet northerty from the corner formed by the intersection of the northerty side of Sunfolk Road with the easterly side
of Sunset Road; running thence easterly parallel with Suffolk Road,
100 feet; thence northerly parallel with Sunset Road 50 feet; thence
westerly again parallel with Suffolk Road, 100 feet to the easterly
side of Sunset Road; thence southerly along the easterly side of Sunset Road, 50 feet to the point or place of beginning.

DELIG the same premises as conveyed to the parties of the first part by deed dated Hay 25, 1944 and recorded in the Massau County Clerk's prince in Liber 2752 op 544.



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 apportenances 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.

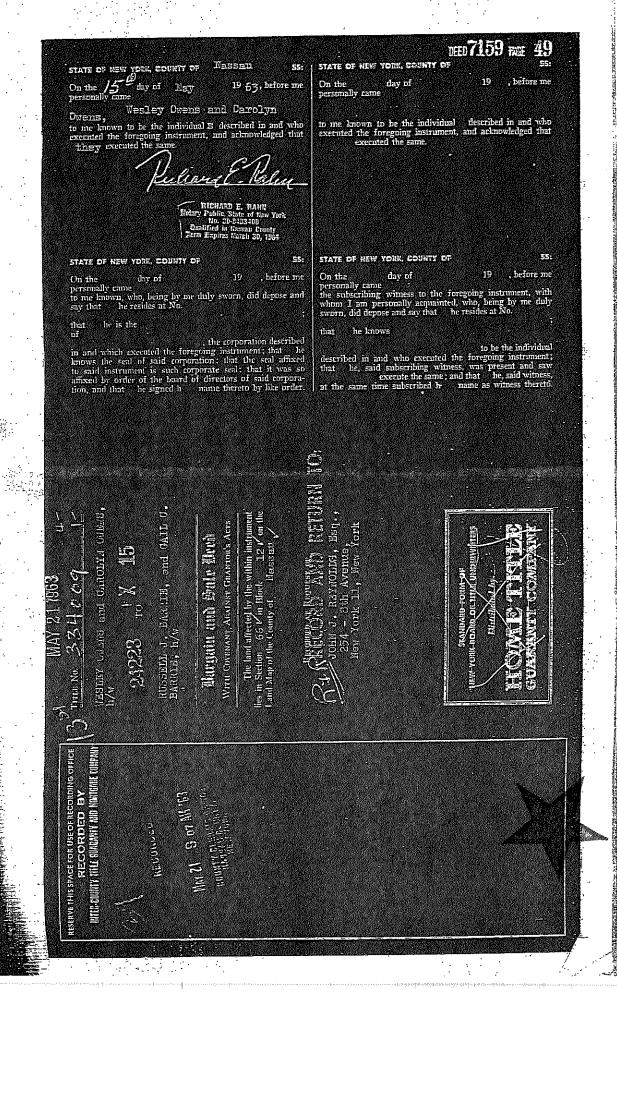
AND the party of the first part, in compliance with Section 13 of the Lien Law, covenants that the party of the first part will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paving the rost of 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 world "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

MA1 2 1

Richard E. Kalny





REVERSE MORTGAGE (HOME EQUITY CONVERSION)

Record and Return to: Sur. West Mortgage Company, Inc. 18303 Gridley Road Cerritos, CA 90703-5401

FHA Case Number: 374-6290914-951-255

Loan Number: 111321007400 MIN: 1001073-1113210074-5

State of New York

FEXED RATE REVERSE MORTGAGE

mark

THE MCRTGACE ("Security Instrument") is given on Rebruary 03, 2012. The mortgagor is GAIL C. BARRIE, AS SERVIVING TENANT BY THE ENTIRETY OF RUSSELL I BARRIE, DECEASED, whose address is 14 SUNSET ROAD, MASSAPEQUA, NY 11758-6773 ("Borrower"). This Security Instrument is given to Sun West Mortgage Company, Inc., which is organized and existing under the laws of United States, and whose address is 18303 Gridley Road, Cerritos, CA 98703-5401 ("Lender"). The mortgages under this Security Instrument is Mortgage Electronic Registration Systems, Inc. ("MERS") (solely as nominee for Lender and Lender's successors and assigns of MERS. MERS is a separate comporation that is acting solely as a nominee for Lender and Lender's successors and assigns. MERS is organized and existing under the laws of Delaware, and has an address and telephone number of 1901 E. Voorhees Street, Suite C, Danville, II. 61834 or P.O. Box 2026, Flint, MI 48501-2026, tel. (888) 679-MERS. Borrower has agreed to repay to Lender amounts which Lender is obligated to advance, including future advances, under the terms of a Home Equity Conversion Loan Agreement dated the same date as this Security Instrument ("Note"). The agreement to repay is evidenced by Borrower's Note dated the same date as this Security Instrument ("Note"). This Security Instrument secures to Lender: (a) the repayment of the debt evidenced by the Note, including all future advances, with interest, and all renewals, extensions and modifications of the Note, up to a maximum principal amount of Six Hundred Thirty-Seven Thousand Five Hundred and 90/100 Dollars (U.S.5637,500.00); (b) the payment of ell officer sums, with interest, advanced under Paragraph 5 to protect the security of itals Security Instrument or otherwise the terms of this Security Instrument; and (c) the performance of Borrower's covenants and agreements under this Security Instrument and the Note. The full debt, including all amounts described in (a), (b), and (c) above, if not paid earlier, is due and payable on Decembe

B

58169

Town of Oyster Bay Inter- Departmental Memo

September 29, 2019

TO:

ELIZABETH L. MACCARONE, COMMISSIONER

DEPARTMENT OF PLANNING AND DEVELOPMENT

FROM:

JOHN P. BISHOP, DEPUTY COMMISSIONER

HIGHWAY DEPARTMENT

SUBJECT:

14 SUNSET 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 $\underline{\$1,177.43}$.

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 (66-12-58) 14 SUNSET RD MASSAPEQUA 11758

Date Sep 18, 2019

Work Order # 63712

	hor	Costs
La	CMI	

	Edini cosc				- rs rs	Overtime Rate	Line Cost
Ī	Employee's Name		Regular Work Hours	Regular Rate	Ovetime Hours	OASI OWE KREE	
L			01:00	\$43.19	00:00	Ö	\$43.19
1	PATRICK ORLANDO	General Maintenance	01:00	\$43.13			\$41.25
ŀ			01:00	\$41.25	00:00	· U	\$41.23
1	DERRICK SCOTT	General Maintenance			20,00	n	\$24.86
Ì	JOHN STERGIOPOULOS	General Maintenance	01:00	\$24,86	00:00		
Į	JUMN STERGIOPOULUS			\$29.13	00:00	D	\$29.13
	PHILIP BADOME	General Maintenance	01:00	\$23,13	30,001		\$138.43
- 1	, , , , , , , , , , , , , , , , , , , ,					Total Labor	\$130,43

Tools/Vehicle	Description	Rate per Hour	Hours	Line Cost
Tool/Vehicle			01:00	\$79.00
TD633	PICK-UP TRUCK 2008 FORD F-250 YW (24 / 024)			\$105,00
TD683				
TD728	POWER WAGON 2015 T-245	\$105.00		
			Total Equipment	\$263.00

Materials Mat	erial	Cost Per Unit	Units	Line Cost
Administrative	Fee	\$750.00	1	\$750.00
			Total Materials	\$750.00

\$1177.43 **Grand Total**

Description of Work:

clean up 14 sunset rd

Bouglas Robalino Title: Director of Highway Operations

Date: Sep 26, 2019

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 6, 2019, authorized the Highway Department to clean up the premises located at 9 Joludow Drive Massapequa, New York 11758 also known as Section 53, Block 149, Lot 33 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Frank Scalera, Chief Deputy Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated January 22, 2020, 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 18, 2019, in the total amount of \$1,391.16, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Frank Scalera, Chief Deputy Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated January 22, 2020, 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 \$1,391.16 may be assessed by the Legislature of the County of Nassau against the parcel known as 9 Joludow Drive, Massapequa, New York 11758, also known as Section 53, Block 149, Lot 33 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



H

Town of Oyster Bay Inter-Departmental Memo

TO:

MEMORANDUM DOCKET

FROM:

Office of the Town Attorney

DATE:

January 22, 2020

SUBJECT:

Property Cleanup Assessment

9 Joludow Drive, Massapequa, New York 11758

Section 53, Block 149, Lot 33

The Department of Planning and Development, by memorandum dated September 6, 2019, directed the Highway Department to clean the premises located at 9 Joludow Drive, Massapequa, New York 11758, also known as Section 53, Block 149, Lot 33 on the Land and Tax Map of the County of Nassau. (See attached copy of Deed). The Highway Department has, by memorandum dated September 29, 2019, advised that the property was cleaned by a crew from the Highway Department on September 18, 2019. The cost incurred by the Town of Oyster Bay was \$1,391.16.

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.

OFFICE OF THE TOWN ATTORNEY

Ralph P. Healey Special Counsel

RPH:aml Attachments

cc: Town Attorney (w/9 copies)

zmlS:\Attorney\RESOS 2020\MD 9 Joludow Dr 1.22.20.doc

TOWN OF OYSTER BAY

Inter-Departmental Memo

September 6, 2019

To:

JOHN BISHOP: DEPUTY COMMISIONER/HIGHWAY

From:

MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU

Through:

ELIZABETH L. MACCARONE: COMMISSIONER

DEPARTMENT OF PLANNING AND DEVELOPMENT

Subject:

9 Joindow Dr., Massapequa, NY 11758

SBL: 53-149-33

Notice of Violation No. 00566 was issued to the owner of the above-referenced premises on 8/29/2019 for property non-maintenance, in violation of Section 135.52 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 Section 135.54, I am directing that:

• The grass and vegetation be cut.

Pursuant to the provisions of Section 135.54(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

Æ:tc

cc: Joseph Nocella, Town Attorney



Town of Oyster Bay Department of Planning and Development Town Hall - 74 Andrey Avenue Oyster Bay, New York 11771 (516) 624-6260 FAX (516) 624-6240 www.oysterbaytown.com

TIMOTHY R. ZIKE DEPUTY COMMISSIONER

ELIZABETH L MACCARONE COMMISSIONER

JAMES McCAFFREY DEPUTY COMMISSIONER

September 6, 2019

Estate of Roger Forsythe 9 Joludow Dr. Massapequa, NY 11758

RE:

PREMISES: 9 Joludow Dr. Massapequa, NY 11758

SECTION 53 BLOCK 149 LOT 33

Dear Property Owner:

Inspections of the above-referenced property have revealed that the premises has not been maintained in accordance with the provisions of Section 135-52 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. No. 00566 (copy attached) has been served on 08/29/19. 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 thereof.

Further, the premises will be inspected every ten (10) days thereafter. If the premises continues not to be maintained and the conditions are found to violate the provisions of the code, the Highway Department will be directed to perform subsequent maintenance with no further notice to you concerning the violations, nor additional time to correct such violations.

Very truly yours,

ELIZABETH L. MACCARONI COMMISSIONER

Michael Esposito, Bureau Chief Code Compliance Division

ELM:ME:tc Enclosure COMMUNITY YOUR LAWYER BEFORE SIGNING THIS INSTRUMENT-THIS INSTRUMENT SHOULD BE USED BY LAWYERS ONLY.

day of August , mineteen hundred and seventy-eight THIS INDENTURE, made the 9 EUGENE LANNONE, residing at BETWEEN 417 Brendan Avenue Massapequa, New York

the last will and testament of , late of

EUGENE I. CARFORA 9 Joludow Drive, Massapequa, New York

deceased.

party of the first part, and

ROGER FORSYTHE and SUZANNE FORSYTHE, his wife, both residing at 678 Fulton Street, Farmingdale, New York 11738

party of the second part,

WITNESSETH, that the party of the first part, by virtue of the power and authority given in and by said last

will and testament, and in consideration of THIRTY TWO THOUSAND (\$32,000.00)

paid by the party of the second part, does hereby grant and clease 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 hand, with the buildings and improvements thereon erected, situate, lying and being in the at Massapequa. Town of Oyster Bay, County of Nassau and State of New York, known and designated as Lot number 33 in Block 149 on a certain map entitled, 'Map of Crown Village, Section number 1, situate at Massapequa, Nassau County, New York, surveyed in April 1952 by Baldwin and Cornelius Co., Civil Engineers and Surveyors, Freeport, New York," and filed in the Office of the Clerk of the County of Nassau on June 12, 1952 as Map No. 3489, and more particularly bounded and described as follows:

BECINNING at a point on the westerly side of Joludow Drive, distant 481.01 feet southerly from the southerly end of a curve connecting the westerly side of Joludow Drive and the southerly side of Devonshire Road;

running thence SOUTHERLY along the westerly side of Joludow Drive, a distance of 65.00 feet;

thence VESTERLY at right angles to the westerly side of Joludow Drive, a distance of 100.00 feet;

thence NDRIMERLY and parallel with the westerly side of Joludow Drive, a distance ot 65.00 feet; and

thence EASTERLY again at right angles to the westerly side of Joludow Drive a distance of 100.00 feet to the westerly side of Joludow Drive, at the point or place of BEGINNING.

PREMISES KNOWN AS: 9 Joludow Drive, Massapequa, 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 aburting the above-described premises to the center lines thereof; 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; 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.

the party of the second part, the nears of 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 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 loss any other purpose. 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

IN PRESENCE OF:

M

I Silvel Coans

OFER 9130 PAGE 539

STATE OF NEW YORK, COUNTY OF 99. STATE OF NEW YORK, COUNTY OF NASSAU g: 1 On the 9 day of August 1978, before me personally came On the personally came 19 , before me day of EUGENE LANNONE to me known to be the individual described in and who executed the foregoing instrument, and acknowledged that he executed the same. to me known to be the individual described in and who executed the foregoing instrument, and acknowledged that executed the same. Technikat Notary Public WILLIAM H. TSCHIRHART NOTARY PURILC, State of New York No. 30-9887990 Dualined in Nassau County Immission Expires March 30, 1952 , S5: STATE OF NEW YORK, COUNTY OF STATE OF NEW YORK, COUNTY OF 19 19 day of On m. day of 19 before me personally came to me known, who, being by me duly sworn, did depose and say that he resides at 200. day of , before me On the day of personally came the subscribing witness to the foregoing instrument, with whom I am personally acquainted, who, being by the duly sworn, did depose and say that he resides at No. that he knows , the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the board of directors of said corporation and that he signed he name thereto by like order. to be the individual described in and wife instrument; that he, said subscribing witness, was present and saw execute the same; and that he, said witness, at the same time subscribed homame as witness thereto. 1 SECTI IN Executor's Deed Bl . . . L LOT COUNTY OR TOWN
NASSAU TO RETURN DY MAIL TO: STANDARD FORM OF YORK BOARD OF TITLE UNDERWRITERS Distributed by J. Richard Crane, Esq. 550 Old Country Road Hicksville, New York 11801 merican TITLE he actuary of Ben York HSURANCE COMPANY GUARANTEED TITLE DIVISION A Member of The Cardinental Inst RESERVE THIS SPACE FOR USE OF RECORDING OFFICE CAN TIME LIKE ST AUG 1 11978 3 21 PH 178 12.20 RECORDED DEED 9130 PAGE 540

and the angle of the state of t

Town of Oyster Bay Inter- Departmental Memo

September 29, 2019

TO:

ELIZABETH L. MACCARONE, COMMISSIONER

DEPARTMENT OF PLANNING AND DEVELOPMENT

FROM:

JOHN P. BISHOP, DEPUTY COMMISSIONER

HIGHWAY DEPARTMENT

SUBJECT:

9 JOLUDOW DRIVE, 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 \$1,391.16.

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 9 JOLUDOW DRIVE, MASSAPEQUA TO P & D



MISCELLANEOUS HIGHWAY CLEANUP COSTS NOT COVERED UNDER ROAD RESTORATION

Location (53-149-33) 9 JOLUDOW DR MASSAPEQUA PARK 11762

Date Sep 18, 2019

Work Order # 63451

	Y	
_ 7	DOL	Costs

Labor Costs			- 1	Ovetime Hours	Overtime Rate	Line Cost
Employee's Name		Regular Work Hours	Regular Rate	Ovenine nours	Overame water	
		01:30	\$43.19	00:00	0	\$64,79
PATRICK ORLANDO	General Maintenance	01.30				\$51.88
DEDDICK COOTT	General Maintenance	01:30	\$41.25	00:00	U	\$01,00
DERRICK SCOTT	General Maintenance		424 BC	00:00	n	\$37.29
JOHN STERGIOPOULOS	General Maintenance	01:30	\$24.86	00.00		
		01:30	\$29.13	00:00	٥	\$43.70
PHILIP BADOME	General Maintenance	01.50	7		عمره المنات	\$207.66

m I - O'cabiele			·····	
Tools/Vehicle	Description	Rate per Hour	Hours	Line Cost
Tool/Vehicle			6.1.50	\$118.50
	DIGICAL TRACK 2008 FORD F-250 YW (24 / 024)	\$79.00	01:30	\$118.50
TD633			01:30	\$157.50
TD683	TRUCK DUMP 2010 FORD F-350 YW (T-225) - Power Wagons	\$103.00	02,00	
ונססטו	POWER WAGON 2015 T-245		01:30	\$157.50
TD728	POWER WAGON 2013 1 243	1	Total Equipment	\$433.50

Total Equipment

Materials	Material	Cost Per Unit	Units	Line Cost
	Administrative Fee	\$750,00	1	\$750.00
	······································		Total Materials	\$750.00

\$1391.16 **Grand Total**

Description of Work: Clean up 9 joludow

Douglas Robalino

Title: Director of Highway Operations

Date: Sep 26, 2019

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 19, 2019, authorized the Highway Department to clean up the premises located at 62 Westbury Avenue, Plainview, New York 11803, also known as Section 12, Block 14, Lot 52 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Frank Scalera, Chief Deputy Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated January 22, 2020, 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 29, 2019, in the total amount of \$8,047.73, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Frank Scalera, Chief Deputy Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated January 22, 2020, 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 \$8,047.73 may be assessed by the Legislature of the County of Nassau against the parcel known as 62 Westbury Avenue, Plainview, New York 11803, also known as Section 12, Block 14, Lot 52 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



26

Town of Oyster Bay Inter-Departmental Memo

TO:

MEMORANDUM DOCKET

FROM:

Office of the Town Attorney

DATE:

January 22, 2020

SUBJECT:

Property Cleanup Assessment

62 Westbury Avenue, Plainview, New York 11803

Section 12, Block 14, Lot 52

The Department of Planning and Development, by memorandum dated August 19, 2019, directed the Highway Department to clean the premises located at 62 Westbury Avenue, Plainview, New York 11803, also known as Section 12, Block 14, Lot 52 on the Land and Tax Map of the County of Nassau. (See attached copy of Deed). The Highway Department has, by memorandum dated October 8, 2019, advised that the property was cleaned by a crew from the Highway Department on August 29, 2019. The cost incurred by the Town of Oyster Bay was \$8,047.73.

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.

OFFICE OF THE TOWN ATTORNE

Ralph P. Healey Special Counsel

RPH:aml
Attachments

cc: Town Attorney (w/9 copies)

amlS:\Attorney\RESOS 2020\MD 62 Westbury Ave 1,22,20,doc

TOWN OF OYSTER BAY

Inter-Departmental Memo

August 19, 2019

To:

JOHN BISHOP: DEPUTY COMMISIONER/HIGHWAY,

From:

MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU

Through:

ELIZABETH L. MACCARONE: COMMISSIONER DEPARTMENT OF PLANNING AND DEVELOPMENT

Subject:

62 Westbury Ave, Plainview NY 11803

SBL: 12-14-52

Notice of Violation No. 00442 was issued to the owner of the above-referenced premises on 8/5/2019 for property non-maintenance, in violation of Section 135.48 of the Town Code; Notice of Violation No. 00444 was issued to the owner of the above-referenced premises on 8/6/2019 for property non-maintenance, in violation of Section 135.52 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 Section 135.54, I am directing that:

- The grass and vegetation be cut.
- Remove litter and debris from open area.

Pursuant to the provisions of Section 135.54(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:

EL ESPOSITO

ZODE ENFORCEMENT BUREAU

cc: Joseph Nocella, Town Attorney

railed 8-20-19



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

TIMOTHY R. ZIKE DEPUTY COMMISSIONER

ELIZABETH L. MACCARONE COMMISSIONER

JAMES McCAFFREY DEPUTY COMMISSIONER

August 19, 2019

Jon and Maria Gustafson 62 Westbury Ave. Plainview, New York 11803

ŘE:

PREMISES: 62 Westbury Ave New York 11803

SECTION 12 BLOCK 14 LOT 52

Dear Property Owner:

Inspections of the above-referenced property have revealed that the premises has not been maintained in accordance with the provisions of Section 135-52 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. No. 00442 (copy attached) has been served on 8/5/19 and N.O.V. No. 00444 (copy attached) has been served on 8/6/19. 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 thereof.

Further, the premises will be inspected every ten (10) days thereafter. If the premises continues not to be maintained and the conditions are found to violate the provisions of the code, the Highway Department will be directed to perform subsequent maintenance with no further notice to you concerning the violations, nor additional time to correct such violations.

Very truly yours,

ELIZABETH L. MACCARONE COMMISSIONER

Michael Esposito, Bureau Chief. Code Compliance Division

Em:ME:te

£700

, nineteen hundred and ninety-four 29 day of June THIS INDENTURE, made the BETWEEN DAVID SAPIRO & MARLEEN E. SAPIRO, his wife, both residing at 62 Westbury Avenue, Plainview, N.Y.

party of the first part, and JON GUSTAFSON & MARIA F. GUSTAFSON, his wife, both residing at 329 Hicksville Road, Bethpage, NY

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 la_i, with the buildings and improvements thereon erected, situate, lying and being iXXEC at Hicksville, in the Town of Oyster Bay, County of Nassau and State of New York, known and designated as and by part of Lot No. 16 all of lot 17, 18 and part of 19 in Block 14 on a certain map entitled "Map of Nassau Manor, 1/, 18 and part of 19 in block 14 on a certain map entitled hap of Rassau hand, Plate "B", situated at Hicksville, Town of Oyster Bay, County of Nassau and State of New york, developed by Montray Realty Company, 200 Fifth Avenue, N.Y.C., surveyed and subdivision certified April 1913 by Roswell S. Baylis, C.E." and filed in the Office of the Clerk of the County of Nassau on July 9, 1913 as Map No. 101; Case No. 1092 which said lots and parrts of lots when taken together are more particularly bounded and described as follows:

BEGINNING at a point on the northerly side of Westbury Avenue distant 205 feet easterly from the corner formed by the intersection of the northerly side of Westbury Avenue with the easterly side of Manor Street;

RUNNING THENCE northerly at right angles to Westbury Avenue 100 feet;

THENCE easterly parallel with Westbury Avenue 65 feet;

THENCE southerly at right angles to Westbury Avenue 100 feet to the northerly side of Westbury Avenue;

THENCE westerly along the northerly side of Westbury Avenue 65 feet to the point or place of BEGINNING.

The grantus being the same as the grantees by deed dated 2-15-85 minded 3-5-85 in liber 9623 pg. 346

542 12 FLK 14 1 + 57

COLETHER with all right, title and interest, if any, of the party of the first part in and to any streets and to all the above described premises to the center lines thereof; TOGETHER with the appurtenances at 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.

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

any-other purpose, which is the 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 allowe

STATE O On the

personal MARLEE.

to me k executed they

. .

STATE C

On the persona to me k say that

that 1

in and ' k⊐ows to said affixed tion, an

۱Vi TITLE NO.

Firs

USE OF RECORDING OFFICE

STATE OF NEW YORK, COUNTY OF MASSAU

On the 29 dzy of June 19 94, before me personally came DAVID SAPIRO and MARLEEN E. SAPIRO

to me known to be the individual described in and who executed the foregoing instrument, and acknowledged that they executed the same.

house D. Known LOUISE D. KROMM
Notary Public, State of New York
No. 52-4813049
Chualified in Suffolk County
Commission Expires September 30, 19 SSE | STATE OF NEW YORK, COUNTY OF

On the day of personally came

to me known to be the individual described in and who executed the foregoing instrument, and acknowledged that executed the same.

STATE OF NEW YORK, COUNTY OF

19 , before me day of personally came personally came to me known, who, being by me duly sworn, did depose and say that he resides at No.

that he is the

of , the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the board of directors of said corporation, and that he signed h name thereto by like order.

STATE OF NEW YORK, COUNTY OF

ďay of On the on the asy of the personally came the subscribing witness to the foregoing instrument, with whom I am personally acquainted, who, being by me duly sworn, did depose and say that he resides at No.

that he knows

522

to be the individual described in and who executed the foregoing instrument; that he, said subscribing witness, was present and saw execute the same; and that he, said witness, at the same time subscribed h name as witness thereto.

Basgain and Bale Beed
With Courtant Against Granton's Acts
No. GC 94 OST8 W

TITLE NO.

Ingresioned by

First American Title Insurance Company of New York

TO

Recorded At Request 6f First American Title Insurance Company of New York

12

14

52

COUNTY OKRREN NASSAU

SECTION

BLOCK

LOT

ANTHONY P. De RIGGI, ESQ.

RETURN BY MAIL TO

410 Jericho Turnpike Jericho, N.Y. 11753

Zip No.

or use of recording office

Town of Oyster Bay Inter- Departmental Memo

October 8, 2019

TO:

ELIZABETH L. MACCARONE, COMMISSIONER

DEPARTMENT OF PLANNING AND DEVELOPMENT

FROM:

JOHN P. BISHOP, DEPUTY COMMISSIONER

HIGHWAY DEPARTMENT

SUBJECT:

62 WESTBURY AVENUE, PLAINVIEW.

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 <u>\$8,047.73</u>.

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

REC'D TOWN ATTORNEY
'19 OCT 11 AM11:22

CLEAN - UP 62 WESTBURY AVENUE, PLAINVIEW TO P & D



MISCELLANEOUS HIGHWAY CLEANUP COSTS NOT COVERED UNDER ROAD RESTORATION

Location (12-14-52) 62 WESTBURY AVE PLAINVIEW 11803

pate Aug 29, 2019

Labor Costs			Regular Rate	Ovetime Hours	Overtime Rate	
Employee's Name		Regular Work Hours		. 00:00	D	\$238,55
MICHAEL ZEREBAK	General Maintenance	09:30	\$25.11	00:00	0	\$172.76
	General Maintenance	04:00	\$43.19		·	\$136.73
PETER GADIGIAN	General Maintenance	05:30	\$24.86	00:00		\$158.92
MICHAEL SOLOMON		64.00	\$39.73	00:00	V	\$111.87
JEFFREY CARTER	General Maintenance	54.20	101.00	00:00	0	
CHRISTOPHER MADDEN	General Maintenance	04.00	100.00	00:00	0	\$112.32
BRIAN TROTTA	General Maintenance	04:00	1-5-5		0	\$102.24
MICHAEL CALAMIA	General Maintenance	04:00		50.00	0	\$178.25
	General Maintenance	1 44.20				\$285.48
DANIEL SWEENEY	General Maintenance	1 66.76	\$30.05	00:00	Total Labor	\$1497.12
RAYMOND SWIERKOWSKI	General Mannestorio				וסומו ובוסו	• • • • • • • • • • • • • • • • • • • •

				Line Costi
Tools/Vehicle	Description	Rate per Hour	Hours	
Tool/Vehicle			09:30	\$750.50
PU444	PICK UP 2012 FORD F350 YELLO (21 / 021)		08:30	\$221.00
	SKID LOADER 2012 TAKEU TL240 GR/WH		04:00	\$372.00
SK010	TRUCK DUMP 2004 INTL 7400 YW (PT979) -10 Wheeler		05:30	\$720.50
TD550	TRUCK DUMP 2005 INTL 7300 YW (T-233)- 6 Wheeler	\$131.00		\$372.00
TD574	TRUCK DOMP 2003 INTO 3884 (T. 150) -10 Wheeler	\$93.00	04:00	
TD541	TRUCK DUMP 2008 INTER 7400 YW (T-169) -10 Wheeler	\$105.00	09:30	
TD670	TRUCK DUMP 2009 FORD F-350 YW (T-235) - Power Wagons	\$93.00	04:30	\$418.50
	TRUCK DUMP 2012 INTER 7400 YW (T-259) -10 Wheele		24.00	\$372.00
TD708	TRUCK DUMP 2012 INTER 7400 YW (T-109) -10 WREELE		24.75	\$589.50
TD709	TRUCK DUMP 2012 INTER 7300 YELLO (T-171)- 6 Wheele	r \$131.00		1
TD726	TRUCK DUMP 2014 INLER 7500 TELECO (1 2 2 2)		Total Equipment	\$4813.50

			Line Cost
Materials Material	Cost Per Unit	Units	\$750.00
Administrative Fee	\$750.00	1	
Tipping Fee (per ton)		11.28	\$987.11
Tipping rec (per con)	Tot	al Materials 🥼	\$1737.11

Grand Total

\$8047.73

Description of Work:

clean up P&D

Signature: Name: Peter Brown

Title: Director of Highway Operations

Date: Oct 7, 2019

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 October 9, 2019, authorized the Highway Department to clean up the premises located at 37 Garfield Avenue, Glen Head, New York 11545 also known as Section 20, Block 6, Lot 218 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Frank Scalera, Chief Deputy Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated January 22, 2020, 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 22, 2019, in the total amount of \$1,021.24, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Frank Scalera, Chief Deputy Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated January 22, 2020, 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 \$1,021.24 may be assessed by the Legislature of the County of Nassau against the parcel known as 37 Garfield Avenue, Glen Head, New York 11545, also known as Section 20, Block 6, Lot 218 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

Town of Oyster Bay Inter-Departmental Memo

TO:

MEMORANDUM DOCKET

FROM:

Office of the Town Attorney

DATE:

January 22, 2020

SUBJECT:

Property Cleanup Assessment

37 Garfield Avenue, Glen Head, New York 11545

Section 20, Block 6, Lot 218

The Department of Planning and Development, by memorandum dated October 9, 2019, directed the Highway Department to clean the premises located at 37 Garfield Avenue, Glen Head, New York 11545, also known as Section 20, Block 6, Lot 218 on the Land and Tax Map of the County of Nassau. (See attached copy of Deed). The Highway Department has, by memorandum dated October 31, 2019, advised that the property was cleaned by a crew from the Highway Department on October 22, 2019. The cost incurred by the Town of Oyster Bay was \$1,021.24.

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.

OFFICE OF THE TOWN ATTORNEY

Ralph P. Healey Special Counsel

RPH:aml Attachments

cc: Town Attorney (w/9 copies)

amIS:\Attomey\RESOS 2020\MD 37 Garfield Ave 1,72,20.doc

TOWN OF OYSTER BAY

Inter-Departmental Memo

October 9, 2019

To:

JOHN BISHOP: DEPUTY COMMISIONER/HIGHWAY

From:

MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU

Through:

ELIZABETH L. MACCARONE: COMMISSIONER

DEPARTMENT OF PLANNING AND DEVELOPMENT

Subjecta

37 Garñeld Ave., Glen Head, NY 11545

SBL: 20-6-218

Notice of Violation No. 00868 was issued to the owner of the above-referenced premises on 09/30/2019 for property non-maintenance, in violation of Section 135.52 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 Section 135.54, I am directing that:

• The grass and vegetation be cut.

Pursuant to the provisions of Section 135.54(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

CODÉ ENFORCEMENT BUREAU

ME:tc

cc: Joseph Nocella, Town Attorney



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

TIMOTHY R. ZIKE DEPUTY COMMISSIONER

ELIZABETH L. MACCARONE COMMISSIONER JAMES McCAFFREY
DEPTITY COMMISSIONER

October 9, 2019

The Estate of Robert Nowak 37 Garfield Ave. Glen Head, New York 11545

RE:

PREMISES: 37 Garfield Ave., Glen Head, NY 11545

SECTION 20 BLOCK 6 LOT 218

Dear Property Owner:

Inspections of the above-referenced property have revealed that the premises has not been maintained in accordance with the provisions of Section 135-52 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. No. 00868 (copy attached) has been served on 9/30/19. 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 thereof.

Further, the premises will be inspected every ten (10) days thereafter. If the premises continues not to be maintained and the conditions are found to violate the provisions of the code, the Highway Department will be directed to perform subsequent maintenance with no further notice to you concerning the violations, nor additional time to correct such violations.

Very truly yours,

ELIZABETH L. MACCARONE COMMISSIONER

Michael Esposito, Bureau Chief Code Compliance Division

ELM:ME:10 Enclosure

SUPREME COURT OF THE STATE OF NEW YORK COUNTY OF NASSAU

U.S. BANK NATIONAL ASSOCIATION.

PlainGff,

Augins

HEIRS AND DISTRIBUTEES OF THE ESTATE OF ROBERT E. NOWAK; BARBARA BELL, AS HEIR AND DISTRIBUTEE OF THE ESTATE OF ROBERT E. NOWAK; NEW YORK STATE DEPARTMENT OF TAXATION AND FINANCE; UNITED STATES OF AMERICA,

"JOHN DOE #1" through "JOHN DOE #12," the last twelve names being fictitious and unknown to plaintiff, the persons or parties intended being the tenants, occupants, persons or corporations, if any, having or claiming an interest in or lien upon the premises, described in the complaint.

Defendants.

INDEX NO. 16 -007637
NOTICE OF PENDENCY OF ACTION

NOTICE IS HEREBY GIVEN, that an action has been commenced and is pending in this Court upon a compliant of the above-named plaintiff against the above-named defendants for the foreclosure of a moregage bearing date. August 28, 2009 executed by ROBERT E. NOWAK to MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC. AS NOMINEE FOR U.S. BANK, N.A. to secure the sum of \$350,000.00, recorded in the Office of the Clerk of the County of NASSAU on September 10, 2009 in Liber Book M 34151 at Page 956. Said mortgage was assigned to Plaintiff by assignment of mortgage duly executed on a date prior to the filing of the complaint. Said loan was modified by

SAND FULL, Poperty le se es selfe by Continue Spinis When Sand, wer feet 19565

THE OF WHITE MA, THEN AN MESSES DESCRIPTION OF THE PER AND MESSES OF THE PER AND MESSES OF THE PER AND MESSES OF THE PERSON OF THE COURT OF THE C

THE A PLANT IN THE SOUTHERN SIDE OF CHIPMEN SPICE MINISTER IN LEADING THE THE CHIPMEN STREET, IT AND THE CHIPMEN IN THE SOUTHERN'S IN CLASSICS STREET, THE TRANSMITT SIDE OF PERSONS PLANTS,

THE AT THE STREET ST PLAN AND THE STITLE STREET STREET,

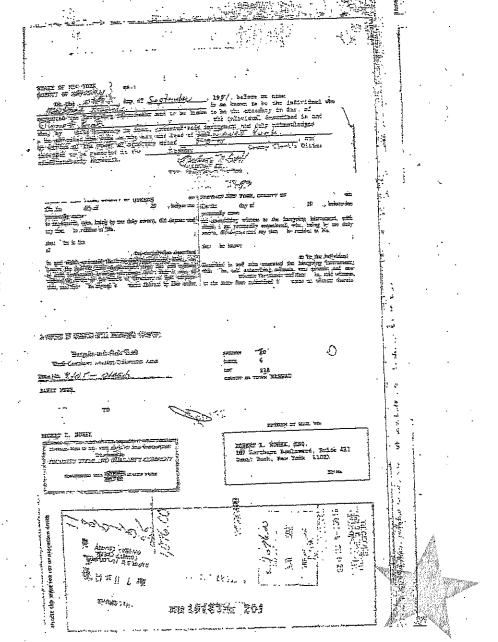
THE CONTROL OF THE PROPERTY OF THE PROPERTY OF THE SOUTH

no acces the southern side of Colorada Assent 75 feet to taking the colorada.

D PROCESS BEING 17% SAME AS THE CONVEYING TO THE PARTY OF THE PARTY AND THE PARTY OF THE PART

EEE 1978] 证 200

加斯



C & B

Town of Oyster Bay Inter- Departmental Memo

October 31, 2019

TO:

ELIZABETH L. MACCARONE, COMMISSIONER

DEPARTMENT OF PLANNING AND DEVELOPMENT

FROM:

JOHN P. BISHOP, DEPUTY COMMISSIONER

HIGHWAY DEPARTMENT

SUBJECT:

37 GARFIELD AVENUE, 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 \$1,021.24.

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 37 GARFIELD AVENUE, GLEN HEAD TO P & D



MISCELLANEOUS HIGHWAY CLEANUP COSTS NOT COVERED UNDER ROAD RESTORATION

Location (20-6-218) 37 GARFIELD AVE GLEN HEAD 11545

Date Oct 22, 2019

Work Order # 64803

Labor	Costs
-------	-------

LABOI COSES		Regular Work Hours	Regular Rate	Ovetime Hours	Overtime Rate	Line Cost
Employee's Name		22.00		00:00	, D	\$56,62
ANDREW HOUGHTON	General Maintenance			00:00	0	\$56.62
JOSEPH LOIODICE	General Maintenance	02:00	\$28.31	50,55	Total Labor	\$113.24

Tools/Vehicle	Description Rate per H	our Hours	Line Cost
Tool/Vehicle		.00 02:00	\$158.00
TD621	2550 (414-1-2-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-	Total Equipment	\$158.00

,	Materials	Material	Cost Per Unit	Units	Line Cost
		Administrative Fee	\$750.00	1	\$750.00
	: 	Adilimite		Total Materials	\$750.GO

\$1021.24 **Grand Total**

Description of Work: CLEAN UP 37 GARFIELD AVENUE GH

Name: Peter Brown

Title: Director fo Highway Operations

Date: Oct 28, 2019

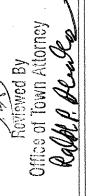
WHEREAS, pursuant to Section 135-54(B) of the Code of the Town of Oyster Bay, the Department of Planning and Development, by memorandum dated October 16, 2019, authorized the Highway Department to clean up the premises located at 43 Maxwell Drive, Westbury, New York 11590, also known as Section 11, Block 428, Lot 24 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Frank Scalera, Chief Deputy Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated January 27, 2020, 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 22, 2019, in the total amount of \$1,258.96, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Frank Scalera, Chief Deputy Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated January 27, 2020, 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 \$1,258.96 may be assessed by the Legislature of the County of Nassau against the parcel known as 43 Maxwell Drive, Westbury, New York 11590, also known as Section 11, Block 428, Lot 24 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



Town of Oyster Bay Inter-Departmental Memo

TO:

MEMORANDUM DOCKET

FROM:

Office of the Town Attorney

DATE:

January 27, 2020

SUBJECT:

Property Cleanup Assessment

43 Maxwell Drive, Westbury, New York 11590

Section 11, Block 428, Lot 24

The Department of Planning and Development, by memorandum dated October 16, 2019, directed the Highway Department to clean the premises located at 43 Maxwell Drive, Westbury, New York 11590, also known as Section 11, Block 428, Lot 24 on the Land and Tax Map of the County of Nassau. (See attached copy of Deed). The Highway Department has, by memorandum dated October 31, 2019, advised that the property was cleaned by a crew from the Highway Department on October 22, 2019. The cost incurred by the Town of Oyster Bay was \$1,258.96.

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.

OFFICE OF THE TOWN ATTORNEY

Ralph P. Healey Special Counsel

RPH:aml Attachments

cc: Town Attorney (w/9 copies)

amlS:\Attorney\Resos 2020\MD 43 Maxwell Dr 1.27.20.doc

TOWN OF OYSTER BAY

Inter-Departmental Memo

October 16, 2019

To:

JOHN BISHOP: DEPUTY COMMISIONER/HIGHWAY

From:

MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU

Through:

ELIZABETH L. MACCARONE: COMMISSIONER

DEPARTMENT OF PLANNING AND DEVELOPMENT

Subject:

43 Maxwell Dr., Westbury, NY 11590

SBL: 11-428-24

Notice of Violation No. 01084 was issued to the owner of the above-referenced premises on 10/10/2019 for property non-maintenance, in violation of Section 135.52 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 Section 135.54, I am directing that:

The grass and vegetation be cut. Weeds on side of garage.

Pursuant to the provisions of Section 135.54(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: Joseph Nocelia, 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.oysterbaytowa.com

ELIZABETH L. MACCARONE COMMISSIONER

TIMOTHY R. ZIKE DEPUTY COMMISSIONER

JAMES McCAFFREY DEPUTY COMMISSIONER

October 17, 2019

Leon Nebiett P.O. Box 470 188 Brooklyn, NY 11247

> PREMISES: 43 Maxwell Dr., Westbury, NY 11590 SECTION 11 BLOCK 428 LOT 24

Dear Property Owner:

Inspections of the above-referenced property have revealed that the premises has not been maintained in accordance with the provisions of Section 135-52 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. No. 01084 (copy attached) has been served on 10/10/19. 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 thereof.

Further, the premises will be inspected every ten (10) days thereafter. If the premises continues not to be maintained and the conditions are found to violate the provisions of the code, the Highway Department will be directed to perform subsequent maintenance with no further notice to you concerning the violations, nor additional time to correct such violations.

Very truly yours,

ELIZABETH L. MACCARONE COMMISSIONER

Michael Esposito, Bureau Chief Code Compliance Division

Section: Πტ

Lot 124

, minetern hundred and minety five THIS INDENTURE made the Change day of January Security Facific Realty Corp., a corporation with offices at 1450 Old Country Road, Westbury, NY 11590 BETWEEN

party of the first part, and Leon Neblect, residing at 1945 St. John's Place, Brooklyn, NY 11263

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 at Hickswills in the man-

at Hicksville in the Town of Oyster Say, County of Nassau and State of New York, known as and by lot 24 in Block 428 as shown and designated on a certain map entitled "Map of Imperial Gardens Section No. 3, situated at Bicksville, Nassau County, New York, surveyed October 1957, Baldwin & Cornelius Co., Civil Engineers and Surveyors, Freeport, NY" and filed in the Office of the Clerk of the County of Nassau, September 18, 1958, under File Wo. 7074, and which said lot according to said map is bounded and described as follows:

BEGINNING at a point on the northeasterly side of Maxwell Drive distant 239.06 feet northwesterly from the extreme northwesterly end of the arc connecting the northwesterly side of Robbins Lane with the northeasterly side of Maxwell Drive;

RUNNING THENCE northwesterly along the northeasterly side of Maxwell Drive the following two courses and distances:

1) along the art of a circle bearing to the left having a radius of 250 feet a distance of 0.75 feet; 2) North 48 degrees 02 minutes West 74.26 feet;

THENCE North 41 degrees 58 minutes East 100 feet;

THENCE South 48 degrees 02 minutes Bast 75 feet;

THENCE South 41 degrees 58 minutes West 188 feet to the northeasterly side of Manuell Drive, the point or place of HEGINNING.

REING AND INTENDED TO BE same premises grantor acquired by Deed dated 7/25/94 and recorded 11/17/94 in liber 10487 page 591.

Premises also known as 43 Maxwell Drive, Westbury, New York.

SEAL

1954

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 the cost 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

IN PRESENCE OF:

CAPOR PORT Pacific Realty Corp.

Jane. Mum / Caryu's, Schreiber, Asst.

AC

CEB

Town of Oyster Bay Inter- Departmental Memo

October 31, 2019

TO:

ELIZABETH L. MACCARONE, COMMISSIONER

DEPARTMENT OF PLANNING AND DEVELOPMENT

FROM:

JOHN P. BISHOP, DEPUTY COMMISSIONER

HIGHWAY DEPARTMENT

SUBJECT:

43 MAXWELL DRIVE, WESTBURY

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 \$1.258.96.

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

YOHN P. BISHOP

DEPUTY COMMISSIONER HIGHWAY DEPARTMENT

JPB/kjb

Enc. T & M sheet



MISCELLANEOUS HIGHWAY CLEANUP COSTS NOT COVERED UNDER ROAD RESTORATION

Location (11-428-24) 43 MAXWELL DR WESTBURY 11590

Date Oct 22, 2019

Work Order # 64829

Labor	Costs

Labor Costs					Ovetime Hours	Overtime Rate	Line Cost
Emplo	vee's Name	,	Regular Work Hours	Regular Rate	Overime Hours	Over time Race	
	· -		01:00	\$48,12	00:00	0	\$48.12
THOM	AS KRAEMER	General Maintenance	וְטִטָּיִינִים				\$48.31
255005	VMARCHECE	General Maintenance	01:00	\$48.31	00:00	Ü	\$46.JI
GKEGOK	Y MARCHESE			#30 F2	00:00	O	\$29.53
IOHN	SANDIFORD	General Maintenance	01:00	\$29.53	00.00		145.00
			01:00	\$15.00	00:00	0	\$15.00
T	ODD FRENCH	General Maintenance	02.50	41	· · · · · · · · · · · · · · · · · · ·	Total Labor	\$140.96

Taal	- 12	ſah	icla

Line Cost	Hours	Rate per Hour	Description	100ts/ Verticle
\$79.00				Tool/Vehicle
\$75.00	01:00	\$79.00	PICK UP 2011 FORD F250 YELLO (12 / 012)	Diverse
\$79.00	01:00		PICK-UP TRUCK 2008 FORD F-250 YW (23 / 018)	PU414
\$105.00				TD624
		\$105,00	TRUCK DUMP 2011 FORD F350 YELLO (T145 / T-145) - Power Wagons	TD704
\$105.00	01:00	\$105.00	TRATIER 2017 FELLI FT30 BL	
5250 N			110 Marian Carana	TR204

Total Equipment

Materials	Material	Cost Per Unit	Units	Line Cost
	Administrative Fee	\$750.00	1	\$750,00
		•	Total Materials	\$750,00

Grand Total

Description of Work:

CLEAN UP 43 MAXWELL DRIVE WESTBURY

Name: Peter Brown

Title: Director of Highway Operations

Date: Oct 28, 2019

\$1258.96

Reviewed By Office of Town Attorney Adfl. 1 Heel 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 October 22, 2019, authorized the Highway Department to clean up the premises located at 19 Nevada Street, Hicksville, New York 11801, also known as Section 11, Block D, Lot 539 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Frank Scalera, Chief Deputy Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated January 27, 2020, 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 30, 2019, in the total amount of \$2,275.62, be referred to the County of Nassau for assessment,

NOW, THEREFORE, BE IT RESOLVED, That the request of Frank Scalera, Chief Deputy Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated January 27, 2020, 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 \$2,275.62 may be assessed by the Legislature of the County of Nassau against the parcel known as 19 Nevada Street, Hicksville, New York 11801, also known as Section 11, Block D, Lot 539 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

75

Town of Oyster Bay Inter-Departmental Memo

TO:

MEMORANDUM DOCKET

FROM:

Office of the Town Attorney

DATE:

January 27, 2020

SUBJECT:

Property Cleanup Assessment

19 Nevada Street, Hicksville, New York 11801

Section 11, Block D, Lot 539

The Department of Planning and Development, by memorandum dated October 22, 2019, directed the Highway Department to clean the premises located at 19 Nevada Street, Hicksville, New York 11801, also known as Section 11, Block D, Lot 539 on the Land and Tax Map of the County of Nassau. (See attached copy of Deed). The Highway Department has, by memorandum dated November 8, 2019, advised that the property was cleaned by a crew from the Highway Department on October 30, 2019. The cost incurred by the Town of Oyster Bay was \$2,275.62.

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.

OFFICE OF THE TOWN ATTORNEY

Ralph P. Healey Special Counsel

RPH:aml Attachments

cc: Town Attorney (w/9 copies)

amlS:\Attorney\Resos 2020\MD 19 Nevada St 1.27.20.doc

TOWN OF OYSTER BAY

Inter-Departmental Memo

October 22, 2019

To:

JOHN BISHOP: DEPUTY COMMISIONER/HIGHWAY

From:

MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU

Through:

ELIZABETH L. MACCARONE: COMMISSIONER DEPARTMENT OF PLANNING AND DEVELOPMENT

Subject:

19 Nevada St., Hicksville I 1801

SBL: 11-D-539

Notice of Violation No. 01018 was issued to the owner of the above-referenced premises on 10/15/2019 for property non-maintenance, in violation of Section 135.52 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 Section 135.54, I am directing that:

- Repair or remove broken stockade fence along Jeanson Place.
- Remove all garbage from property.

Pursuant to the provisions of Section 135.54(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

CODÉ ENFORCEMENT BUREAU

cc: Joseph Nocella, 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.oysterbaytowa.com

TIMOTHY R. ZIKE DEPUTY COMMISSIONER

ELIZABETII L. MACCARONE COMMISSIONER

JAMES McCAFFREY DEPLITY COMMISSIONER

October 22, 2019

Mr. Peter Centeno 19 Nevada Street Hicksville, New York 11801

RE:

PREMISES: 19 Nevada Street, Hicksville NY 11801

SECTION 11 BLOCK D LOT 539

Dear Property Owner:

Inspections of the above-referenced property have revealed that the premises has not been maintained in accordance with the provisions of Section 135-52 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. No. 01018 (copy attached) has been served on 10/25/19. 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 thereof.

Further, the premises will be inspected every ten (10) days thereafter. If the premises continues not to be maintained and the conditions are found to violate the provisions of the code, the Highway Department will be directed to perform subsequent maintenance with no further notice to you concerning the violations, nor additional time to correct such violations.

Very truly yours,

ELIZABETH L. MACCARONE COMMISSIONER

Michael Esposito, Bureau Chief Code Compliance Division

ELM:ME:to

se) S±ee

ΣĘ

BETWEEN

وميش

: 3

č. · : _ · 12.

in in it

ر آس الح الح المشاعة

je. Ser

wise of Lauseuse Edward igue Stella igoe es sole surving spots 19 Nevade Street, Flicksville NY aja jõos ez aojs

party of the first part, and

Stella Igos and Peter Centeno 19 Neveds Street, Hicksville NY

party of the second part,

WITNESSITH, that the party of the first part, in consideration of text dollars and other valuable consideration
paid by the party of the second part, does hereby rentise, railease and quitolaim unto the party of the second
part, the heirs or successors and assigns of the party of the second part forever.

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

at Hicksville, not an incorporate village, Town of Oyster bay, County of Nassau and State of New York, known as and by lot numbers 12, 13 and the westerly of lot 11 in Block 5 as shown and designated on a certain map entitled, "Section number 1, property situated at Hicksville, Nassau County, Long Island, New York, carned by the New York Suburban Land Co., Hermostead, October 15, 1997, Thomas V. Smith, Civil Engineer, and field in the effice of the Clerk of the County of Nassau on December 24, 1907, under the file number 170, case number 1486, which said lots and part of lot when taken together, are, according to said map bounded and described as follows:

BEGINNING at a point on the southerly side of Hicksville Avenue (Nevada Street) distant 219 feet westerly from the corner formed by the intersection of the southerly side of Hicksville Avenue (Nevada Street) with the westerly side of Broadway, running thence southerly on a line forming an exterior again of 55 degrees 04 minutes 47 seconds with the southerly side of Hicksville Avenue (Nevada Street) a distance of 1900 feet thence westerly be parallel with the southerly side of Hicksville Avenue (Nevada Street) 50 feet thence northerly on a line forming an interior angle of 90 degrees 55 milliouses 15 seconds with the preceding course 100 feet to the southerly side of Hicksville Avenue (Nevada Street) as the point or place of BEGINNING.

SUBJECT to any state of facts an accurate survey would show, provided same does not render title unmarketable.

SUBJECT to coverants, restrictions; essements, agreements and reservations of record to buildings and zoning restrictions, ordinances and regulations.

7

TOGETHER with all none title and laterest, if any, of the party of the first part in and to any streets and roads abutiling the above described premises to the center lines thereof, TOGETHER with the appurtenances and all the estate and tights of the party of the first part in and to said premises, TO HAVE AND TO HOLD the premises terrain granted unto the party of the second part, the helps or successors and assigns of the party of the second part forever.

AND the party of the first part, in compilance with Section 13 of the Lieu Law, covenants that the party of the 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. first part will receive the consideration for this conveyance and will hold the right to receive such consideration

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

IN PRESENCE OF:

* Stella Lyne
Stella ligos

Standerd N.Y.B.T.U. Form 8004 - Quitcleim Deed - Uniform Acknowledgment (strigte sheet)
Form 2215



Town of Oyster Bay Inter- Departmental Memo

November 8, 2019

TO:

ELIZABETH L. MACCARONE, COMMISSIONER

DEPARTMENT OF PLANNING AND DEVELOPMENT

FROM:

JOHN P. BISHOP, DEPUTY COMMISSIONER

HIGHWAY DEPARTMENT

SUBJECT:

19 NEVADA 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 $\underline{\$2,275.62}$.

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 19 NEVADA STREET, HICKSVILLE TO P & D



MISCELLANEOUS HIGHWAY CLEANUP COSTS NOT COVERED UNDER ROAD RESTORATION

Location (11-D-539) 19 NEVADA ST HICKSVILLE 11801

Date Oct 30, 2019

Work Order # 65006

Labor Costs			B	Ovetime Hours	Overtime Rate	Line Cost
Employee's Name		Regular Work Hours	Regular Rate		Oye, and	+54.60
TYRONE JACKSON	General Maintenance	01:30	\$36.45	00:00	D	\$54.68
		01:30	\$48.12	00:00	٥	\$72.18
THOMAS KRAEMER	General Maintenance				0	\$72.47
GREGORY MARCHESE	General Maintenance	01:30	\$48.31	00:00	U	
	General Maintenance	01:00	\$44,64	00:00	0	\$44.64
JEFFREY VAN NOSTRAND			\$29.53	00:00	D	\$44.30
JOHN SANDIFORD	General Maintenance	01:30				\$22.50
MICHAEL HERRON	General Maintenance	01:30	\$15.00	00:00	U	
			\$19.23	00:00	Ò	\$28.85
DANIEL JOYCE	General Maintenance			00:00	D	\$22.50
TODD FRENCH	General Maintenance	01:30	\$15.00	00.00		\$362,12
l					Total Labor	7205.15

ools/Vehicle	Description	Rate per Hour	Hours	Line Cost
Tool/Vehicle			01:30	\$118.50
PU414	PICK UP 2011 FORD F250 YELLO (12 / 012)	\$79.00		
	SKID LOADER 2007 KOMAT 1020 YW	\$26.00	01:30	\$39.00
SK006	PICK-UP TRUCK 2008 FORD F-250 YW (23 / 018)	\$79.00	01:30	\$118.50
TD624	TRUCK DUMP 2008 INTER 7400 YW (T-129) -10 Wheeler	\$93.00	01:30	\$139.50
TD639	TRUCK DUMP 2008 INTER 7400 TW (1-123) -10 WILCOLD	\$131.00	01:30	\$196.50
TD701	TRUCK DUMP 2011 INTER 7300 YW (T-141)- 6 Wheeler			
	TRUCK DUMP 2011 FORD F350 YELLO (T145 / T-145) - Power Wagons	\$105.00	01:30	\$157.50
TD704	TRAILER 2014 FELLI FT14E BLACK	\$105.00	01:30	\$157.5 0
TR199		\$105.00	01:30	\$157.50
TR212	2019 TRAILER YW		01:00	\$79.00
TU052	TRUCK UTILITY 2012 FORD F-350 YW (RR911)	\$79.00	01:00	
100321			Total Equipment	\$1163.50

Materials Material	Cost Per Unit	Units	,Line Cost
Administrative Fee	\$750.00	1	<i>[</i> \$750.00
		Total Materials	\$750.00

Grand Total

\$2275.62

Description of Work:

CLEAN UP 19 NEVADA STREET HV TWO SHEETS

Signature: Y Name: Peter Brown

Title: Director of Highway Operations

Date: Nov 8, 2019

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 October 30, 2019, authorized the Highway Department to clean up the premises located at 37 West Cherry Street, Hicksville, New York 11801, also known as Section 11, Block 291, Lot 37 on the Land and Tax Map of the County of Nassau; and

WHEREAS, Frank Scalera, Chief Deputy Town Attorney, and Ralph P. Healey, Special Counsel, by memorandum dated January 27, 2020, 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 November 7, 2019, in the total amount of \$1,522.28, be referred to the County of Nassau for assessment.

NOW, THEREFORE, BE IT RESOLVED, That the request of Frank Scalera, Chief Deputy Town Attorney, and Ralph P. Healey, Special Counsel, as set forth in their memorandum dated January 27, 2020, 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 \$1,522.28 may be assessed by the Legislature of the County of Nassau against the parcel known as 37 West Cherry Street, Hicksville, New York 11801, also known as Section 11, Block 291, Lot 37 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



Town of Oyster Bay Inter-Departmental Memo

TO:

MEMORANDUM DOCKET

FROM:

Office of the Town Attorney

DATE:

January 27, 2020

SUBJECT:

Property Cleanup Assessment

37 West Cherry Street, Hicksville, New York 11801

Section 11, Block 291, Lot 37

The Department of Planning and Development, by memorandum dated October 30, 2019, directed the Highway Department to clean the premises located at 37 West Cherry Street, Hicksville, New York 11801, also known as Section 11, Block 291, Lot 37 on the Land and Tax Map of the County of Nassau. (See attached copy of Deed). The Highway Department has, by memorandum dated November 16, 2019, advised that the property was cleaned by a crew from the Highway Department on November 7, 2019. The cost incurred by the Town of Oyster Bay was \$1,522.28.

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.

OFFICE OF THE TOWN ATTORNE

Ralph P. Healey Special Counsel

RPH:aml Attachments

cc: Town Attorney (w/9 copies)

amiS:\Attorney\Resos 2020\MD 37 W Cherry St 1,27,20.doc

TOWN OF OYSTER BAY

Inter-Departmental Memo

October 30, 2019

To:

JOHN BISHOP: DEPUTY COMMISIONER/HIGHWAY

From:

MICHAEL ESPOSITO: CODE ENFORCEMENT BUREAU

Through:

ELIZABETH L. MACCARONE: COMMISSIONER DEPARTMENT OF PLANNING AND DEVELOPMENT

Subject:

37 West Cherry St., Hicksville

SBL: 11-291-37

Notice of Violation No. 00950 was issued to the owner of the above-referenced premises on 10/22/2019 for property non-maintenance, in violation of Section 135.52 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 Section 135.54, I am directing that:

The grass and vegetation be cut.

Pursuant to the provisions of Section 135.54(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: Joseph Nocella, Town Attorney



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

www.oysterbaytowa.com

TIMOTHY R. ZIKE DEPUTY COMMISSIONER

ELIZABETH L. MACCARONE COMMISSIONER

JAMES McCAFFREY DEPITY COMMISSIONER

October 30, 2019

Premiero Cherry LLC 5 Burns Avenue Unit 3 Hicksville, New York 11801

PREMISES: 37 West Cherry Street, Hicksville New York 11801

SECTION 11 BLOCK 291 LOT 37

Dear Property Owner:

Inspections of the above-referenced property have revealed that the premises has not been maintained in accordance with the provisions of Section 135-52 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. No. 00950 (copy attached) has been served on 10/22/19. 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 thereof.

Further, the premises will be inspected every ten (10) days thereafter. If the premises continues not to be maintained and the conditions are found to violate the provisions of the code, the Highway Department will be directed to perform subsequent maintenance with no further notice to you concerning the violations, nor additional time to correct such violations.

Very truly yours,

ELIZABETH L. MACCARONE COMMISSIONER

Michael Esposito, Bureau Chief Code Compliance Division

(()

ELM:ME:tc Enclosure

-20b- day of

- 2017

PRV Associates, LLC

19 Birchdale Lane, Port Washington, New York 11050

party of the first part, and

Premiero Cherry LLC

5 Burns Avenue, Unit 3, Hicksville, New York, 11801

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

10:00 endiaes.

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 tying and being in the

H **a**q .

ú

÷

, ---

See Attached Schedule "A"

Premises known as: 37 West Charry Street, Hicksville, New York 11801 Section: 11 Block: 291 Lot: 37

Being the same premises described in the Deed to the parties of the first part herein by Deed, dated 11/03/2005 recorded on 11/14/2005 in Liber 12037 Page 167.

TOGETHER with all right, filte and interest, if any, of the party of the first part in and to any streets and roads abuilting the above described premises to the center lines thereof, TOGETHER with the appurtanences 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 accessors 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 reckires.

IN WITHESS WHEREOF, the party of the first past has duly executed this deed the day and year first above writter.

IN PRESENCE OF:

Authorized TET WOER VERMA

mand

Standard N.Y.B.T.U. Form 8002 Bargain and Sale Deed, with Covening against Grantor's Acta-Uniform Acknowledge Form 3290

Town of Oyster Bay Inter- Departmental Memo

November 16, 2019

TO:

ELIZABETH L. MACCARONE, COMMISSIONER

DEPARTMENT OF PLANNING AND DEVELOPMENT

FROM:

JOHN P. BISHOP, DEPUTY COMMISSIONER

HIGHWAY DEPARTMENT

SUBJECT:

37 WEST CHERRY 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 \$1,522.28.

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

HHN P. BISHOP

DEPUTY COMMISSIONER HIGHWAY DEPARTMENT

JPB/kjb

Enc. T & M sheet

CLEAN - UP 37 WEST CHERRY STREET, HICKSVILLE TO P & D



MISCELLANEOUS HIGHWAY CLEANUP COSTS NOT COVERED UNDER ROAD RESTORATION

Location (11-291-37) 37 WEST CHERRY ST HICKSVILLE 11801

Date Nov 7, 2019

Work Order # 65294

Labor Costs				A (5 1)	Overtime Rate	Line Cost
Employee's Name		Regular Work Hours	Regular Rate	Ovetime Hours	Over time Race	
	General Maintenance	01:00	\$43.07	00:00	0	\$43.07
PETER GADIGIAN			\$34,02	DO:00	0	\$34.02
GARY LEWIS, II	General Maintenance	01:00			0	\$23.75
OSCAR GUEVARA	General Maintenance	01:00	\$23.75	00:00	U	
			\$52.60	00:00	0	\$52.60
JOSEPH PISZCZATOWSKI	General Maintenance	1		00:00	٥	\$48.31
VINCENT PADAVANO	General Maintenance	01:00	\$48.31		-	\$29.53
	General Maintenance	01:00	\$29.53	00:00	ΟĮ	
RICHARD SANDIFORD II			\$15.00	00:00	0	\$15.00
KEITH H WENDEL	General Maintenance	01:00	710.00		Total Labor	\$246,28
					1 0000	•

Tools/Vehicle Line Cost Rate per Hour Hours Description Tool/Vehicle \$79.00 01:00 PICK UP 2012 FORD F-250 YW (25 / 025) \$79.00 PU443 \$105.00 01:00 \$105.00 TRUCK DUMP 2008 FORD F-350 YW (T-105) - Power Wagons TD631 \$105.00 01:00 TRUCK DUMP 2008 FORD F350 YW (T175 / T~175) - Power Wagons \$105.00 TD634 \$79,00 \$79.00 01:00 PICK-UP TRUCK 2009 FORD F-250 YW (16 / 016) TD655 \$158.00 01:00 Tractor 2011 New Holland T4020 BL (LT-12) \$158.00 TO108 \$526.00 Total Equipment

MaterialCost Per UnitUnitsLine CostAdministrative Fee\$750.001\$750.00Total Materials\$750.00

Grand Total

Description of Work:

Materials

CLEAN UP 37 WEST CHERRY STREET HV .

Signature:

Name: Peter Brown

Title: Director of Highway Operations

Date: Nov 13, 2019

\$1522.28

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, Jeffrey Lesser, Deputy Town Attorney, by memorandum dated February 7, 2020 advised that Plaintiff, Majestic Adesanya, brought suit against the Town and its employee, Michael D. McGeever, alleging that he sustained personal injuries, including an orbital eye fracture and an anterior cervical discectomy and fusion of the C4-5 disc, as a result of a motor vehicle accident on Hempstead Turnpike near Carman Avenue on October 16, 2015, at approximately 8:30 a.m.; and

WHEREAS, after extensive settlement negotiations, this case settled for \$1,450,000.00. Of this amount, the Town is to pay \$979,504.41 and Town's liability excess carrier, Starr Insurance Company is to pay \$470,495.59, in full resolution of all claims of Plaintiff against the Town of Oyster Bay and Michael D. McGeever, which settlement is in the best interests of the Town according to the memorandum of Mr. Lesser,

NOW, THEREFORE, BE IT RESOLVED, That upon the recommendation of the Town Attorney, payment of the sum of \$979,504.41 is hereby authorized and approved by the Town Board, as full settlement to Plaintiff, Majestic Adesanya, with regard to the action entitled Majestic Ayomipo Adesanya v. Michael D. McGeever and Town of Oyster Bay, Nassau County Index No. 602292/2016, 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 "Majestic Adesanya and Restivo & Murphy, as attorneys", in the amount of \$979,504.41 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	Aye
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye
Councilwoman Maier	Aye
Councilwoman Walsh	Ave

4)

Town of Oyster Bay Inter-Departmental Memo

TO

Memorandum Docket

FROM

Office of the Town Attorney

DATE

February 7, 2020

SUBJECT:

Settlement of Negligence Claim

Majestic Ayomipo Adesanya v. Michael D. McGeever and Town of Oyster Bay

Nassau County Index No. 602292/2016

Our Matter No. 2015-5179

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 the result of a motor vehicle incident on Hempstead Turnpike and Carman Avenue on October 16, 2015 at approximately 8:30 a.m. Plaintiff was traveling in the right lane of Hempstead Turnpike westbound, when a dump truck, driven by Town employee, Michael McGeever attempted to change lanes, moving into the lane in which Plaintiff was traveling. The dump truck had a V-shaped metal piece attached to the front of the truck, referred to by Mr. McGeever as a "plow hoist". Upon impact of the car and truck, the plow hoist shattered the Plaintiff's driver's side window, striking Plaintiff's face. Plaintiff complained of injuries to his face including an orbital fracture and glass embedded in his right check. During his initial treatment, the hospital declined to remove the glass at that time requiring Plaintiff to undergo a surgical procedure days thereafter to remove glass fragments from his face. Initially, Plaintiff made further complaints of neck pain. In his initial Bill of Particulars, Plaintiff alleged herniation of the C3-4 disc, herniation of the C5-6 disc and herniation of the C6-7 disc. Subsequent to the initial Bill of Particulars, Plaintiff underwent an anterior cervical discectomy and fusion of the C4-5 disc. Plaintiff also claimed loss of earnings of approximately \$113,000.

After extensive settlement negotiations, this matter was settled for \$1,450,000.00. Of this amount, the Town is to pay \$979,504.41 and the Town's liability excess carrier, Starr Insurance Company is to pay \$470,495.59. 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.

Accordingly, we have attached a resolution authorizing payment of \$979,504.41, together with copies of the Stipulation of Discontinuance with Prejudice and a General Release in favor of the Town and executed by Plaintiff Majestic Adesanya. The funds for said payment are to be drawn from Account No. TWN AMS 1910 43010 602 0000 000.

OFFICE OF TOWN ATTORNEY

leffrey Lessei

Depaity Town Attorney

JAL:jl Attachment

cc: Town Attorney (with 9 copies)

SUPREME COURT OF THE STATE OF NEW YORK COUNTY OF NASSAU	:
MAJESTIC AYOMIPO ADESANYA,	STIPULATION OF
Plaintiff,	DISCONTINUANCE WITH PREJUDICE
-against-	Index No.: 602292/2016
MICHAEL D. MCGEEVER and TOWN OF OYSTER BAY,	
Defendants.	ζ.

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, the attorneys for all parties to the above-captioned action, that whereas no party hereto is an infant, incompetent person for whom a committee has been appointed or conservatee and no person not a party has an interest in the subject matter of the action, that the parties named herein hereby discontinue all claims against each other with prejudice and without costs or attorneys fees.

Dated:

Garden City, New York December 11, 2019

Todd A. Restivo
Restivo & Murphy LLP
Attorney for Plaintiff(s)
MAJESTIC A. ADESANYA
401 Franklin Avenue, Suite 107
Garden City, New York 11530
516 489-0800

Jeffrey A. Lesser

Jøseph Nocella - Town Attorney
Attorney for Defendants

MICHAEL D. MCGEEVER &

OYSTER BAY TOWN

54 Audrey Avenue

Oyster Bay, NY 11771

(516) 624-6150

TO ALL TO WHOM THESE PRESENTS SHALL COME OR MAY CONCERN, KNOW THAT

MAJESTIC ADESANYA, individually, being over the age of 18 years and residing at 93-20 210 Place, Queens Village, NY 11428

as RELEASOR,

in consideration of the sum of ONE MILLION FOUR HUNDRED AND FIFTY THOUSAND DOLLARS (\$1,450,000.00) MICHAEL D. MCGEEVER and TOWN OF OYSTER BAY (Starr Insurance Company and Allied World Assurance Company) (of which the amount of \$979,504.41 is to be paid by the Town of Oyster Bay and the amount of \$470,495.59 is to be paid by Starr Insurance Company)

as RELEASEE,

receipt whereof is hereby acknowledged, releases and discharges MICHAEL D. MCGEEVER and TOWN OF OYSTER BAY (Starr Insurance Company and Allied World Assurance Company) as a result of an accident on October 16, 2015.

the RELEASEE, RELEASEE'S heirs, executors, administrators, successors and assigns from all actions, 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, the RELEASOR'S heirs, executors, administrators, successors and assigns ever had now have or hereafter can, shall or may have, for upon, or by reason of any matter, cause or thing whatsoever from beginning of the world to the date of the RELEASE. The RELEASOR hereby agrees to HOLD HARMLESS the RELEASEES for any and all liens whether known or unknown including but not limited to Medicare, Medicaid, collateral sources or medical treatment for the subject incident as well as expenses and legal fees related to same. This release does not release any joint or successive tortfeasors unless they are expressly named herein.

Whenever the text hereof requires, the use of singular number shall include the appropriate plural number as the text of the within instrument may require.

This RELEASE may not be changed orally

IN WITNESS WHEREOF, the RELEASOR has hereunder set RELEASOR'S hand and seal on December 11, 2019.

MAJESTIC ADESANYA

بار___

In the presence of

STATE OF NEW YORK, COUNTY OF NASSAU

ss.:

On December 11, 2019, before me personally came MAJESTIC ADESANYA, to me known, and known to me to be the individual described in, and who executed the foregoing Release, and duly acknowledged to me that he executed the same.

ALEYDA AGUIRRE
Notary Public, State of New York
No. 01AG6193925
Qualified in Nassau County
Commission Expires Sept. 22, 20 Ce

Notary Public

WHEREAS, by Resolution No. 817-2019, adopted on December 10, 2019, the Town Board authorized and directed Lockwood Kessler & Bartlett, Inc. to provide on-call engineering services in connection with Contract No. PWC31-20, On-Call Engineering Services relative to the operation and development of the Old Bethpage Solid Waste Disposal Complex, for a two-year term, from January 1, 2020 through December 31, 2021; and

WHEREAS, Lockwood Kessler & Bartlett, Inc., by letter dated January 29, 2020, set forth the scope of work to be performed under Contract No. PWC31-20, in an amount not to exceed \$120,000.00, in connection with providing On-Call Engineering Services relative to the operation and development of the Old Bethpage Solid Waste Disposal Complex; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works/Highways, by memorandum dated February 10, 2020, requested Town Board authorization for 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 under Contract No. PWC31-20 as aforesaid, and further requested that the Comptroller be directed to issue an encumbrance order in an amount not to exceed \$120,000.00 for this purpose, Commissioner Lenz advised that funds in the amount of \$120,000.00, to satisfy said engineering costs are available in Account No. DER SR05 8160 44800 000 0000,

NOW, THEREFORE, BE IT RESOLVED, that the requests as hereinabove set forth are accepted and approved, and Lockwood Kessler & Bartlett, Inc. is hereby authorized to proceed to provide the aforementioned services in connection with Contract No. PWC31-20, On-Call Engineering Services relative to the operation and development of the Old Bethpage Solid Waste Disposal Complex, and the Comptroller is hereby authorized and directed to issue an encumbrance order in an amount not to exceed \$120,000.00, with funds to be drawn from Account No. 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



5

TOWN OF OYSTER BAY

INTER-DEPARTMENTAL MEMO

FEBRUARY 10, 2020

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 SR05 8160 44800 000 0000

The consultant, Lockwood, Kessler & Bartlett, Inc., has been approved by the Commissioner of Public Works to provide engineering services under On-Call Contract No. PWC31-20 by Resolution No. 817-2019 for the subject project.

Attached is a letter dated January 29, 2020 from Lockwood, Kessler & Bartlett, Inc. regarding the scope of work to be performed in an amount not to exceed \$120,000.00. Services to be performed include preparation of the RFP for management of solid waste and recyclables.

Attached is an availability of funds in the amount of \$120,000.00 to satisfy said engineering costs from the Director of Finance indicating that funds are available in Account No. DER SR05 8160 44800 000 00000

It is hereby requested that the Town Board authorize, by Resolution, Lockwood, Kessler & Bartlett, Inc. under Contract No. PWC31-20, On-Call Engineering Services Relative to Operation and Development of the Old Bethpage Solid Waste Disposal Complex and requests that the Comptroller be directed to issue an encumbrance order for this purpose.

ICHARD W. LENZ, P.E

COMMISSIONER

DEPARTMENT OF PUBLIC WORKS/HIGHWAY

RWL/JCT/MR/lk

Attachment

cc:

Office of the Town Attorney (w/9 copies)

Steve C. Ballas, Comptroller

George Baptista, Deputy Commissioner/Environmental Resources

Daniel Pearl, Deputy Commissioner/Public Works Kathy Stefanich, Administrative Division/DPW

PWC31-20 LKB DOCKET 2020 SWTF FUNDS



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



Requesting Division/Department ENVIRONMENTAL RESOURCES

THIS SECTION TO BE COMPLETED BY DEPARTMENT A	DMINISTERING ON-CALL CONSULTANT CONTRACT	
Contract Number	PWC31-20	
Contract Period JANUAR	Y 1, 2020 - DECEMBER 31, 2021	
Consultant/Contractor LOCKWO	OD, KESSLER & BARTLETT, INC.	
Discipline OPERATION A	ND DEVELOPMENT OF O.B.S.W.D.C,	
Total Authorization	\$120,000.00	
	9 Date 12/10/2019	
Funded To Date	\$0.00	
Amount Requested	\$120,000.00	
Account To Be Used DER SR05	8160 44800 000 0000	
If Capital Account, State The Related Contract Number: Description Of Work If a Capital Account is used and work is not related to a Capital Project, specify the nature of the requested service that qualifies it as a Capital Expense.		
2020 SERVICES FOR PREPAR	ATION AND ASSISTANCE WITH	
NEW SOLID WASTE	DISPOSAL CONTRACT	
Work To Be Completed In Contract Period: Yes No No A "No" response will require Town Board authorization to extend the contract period.		
Required Insurances Are In Effect: A "No" response will prevent further processing of this form.		
Required 50% Performance Bond For This Request In Effect:	Yes No N/A	
Ame	ount of Bond \$ DPW Approval	
Requesting Division/Department	DPW Approval Only To Be Executed By The Commissioner	
Signature	Signature rapa Or Ceny	
Title DEANT COMMISSIATER	Title Commissioner of Public Works	
Date Feb 10 , 2020	Date 2/3/20	
THIS SECTION TO BE COMPLETED	BY THE DIRECTOR OF FINANCE	
Amount Requested 120,000.30		
Unemcumbered Balance 690, 000-00		
Is The Account To Be Used Consistent With The Nature Of Work Li	. /. /	
Signature	Date	



TOWN OF OYSTER BAY





This Sect	tion To Be C	omplete	d By The De	partment O	f Public Works	
Work Order No.				E.O. No		
					1/1/2020	
Contract No.	PWC31-2	.0			12/31/202	1
Cor	mmencemer	nt Date _	JANUARY	1, 2020		
No claim shall be p						
Vendor Name and Address						
	LOCKWC	OOD, KE	SSLER & BA	· ARTLETT, I	NC.	
Requesting Town Dep	artment		EN\	/IRONMEN	TAL RESOUR	CES
	Contact	MATTH	IEW RUSSC	, P.E.	Phone	516-677-5719
Description of Work to be Perform	rmed (Attach	n Detail It	f Necessary))		
2020 Si	ERVICES FO	OR PRE	PARATION	AND ASSIS	STANCE WITH	
	NEW SOL	JD WAS	STE DISPOS	AL CONTR	ACT.	
This work order sh	nall not	exce	ed \$			120,000.00
Please notify the abov	e mentione	ed conta	nct person 4	18 hours pi	rior to comme	ncing any work.
Requesting Divisi	ion/Depar	tment		•		ic Works Approval By The Commissioner
Signature	D .(1		Signature	the Ras	aley
Title DEDUTY	Commiss	10~0	• •		Commissio	oner of Public Works
Date 163 10	,2020			Date_	2/3/2	
	1				•	



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

> January 29, 2020 LKB # 2019-0132

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

Attn:

John Tassone, Deputy Commissioner

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 has requested that LKB provide technical services under this Contract related to the development and issuance of a Request for Proposals (RFP) in accordance with GML 120-w for the Transfer, Haul and Disposal of Solid Waste from the Town Of Oyster Bay Solid Waste Disposal District. These services will be performed jointly with other members of the Town's Solid Waste Task Force.

During 2020, LKB anticipates providing technical services for the tasks identified in Section I.E of the Draft RFP (DRFP) scheduled to be performed this year. These services include the preparation of the Draft RFP through the evaluation of the Proposals received. Technical services for the remaining tasks identified in Section I.E of the DRFP are anticipated to be performed in 2021. LKB estimates our fee to provide the technical services identified in 2020 to be \$120,000.

Therefore, LKB respectfully requests that \$120,000 be authorized under Contract No. PWC 31–20 to perform these services in 2020.

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.

Paul Lappano, PE, BCEE, LEED AP

Vice President of Environmental Services

CC: M Russo, PE

AN EQUAL OPPORTUNITY EMPLOYER

Meeting of December 10, 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 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.

4

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	Áve



Reviewed By Office of Town Attorney

WHEREAS, by Resolution No. 817-2019, adopted on December 10, 2019, the Town Board authorized and directed Cashin Associates, P.C., Inc. to provide on-call engineering services in connection with Contract No. PWC31-20, On-Call Engineering Services relative to the operation and development of the Old Bethpage Solid Waste Disposal Complex, for a two-year term, from January 1, 2020 through December 31, 2021; and

WHEREAS, Cashin Associates, P.C., by letter dated February 3, 2020, set forth the scope of work to be performed under Contract No. PWC31-20, in an amount not to exceed \$235,250.00, in connection with providing On-Call Engineering Services relative to the operation and development of the Old Bethpage Solid Waste Disposal Complex, including preparation of the Request for Proposals for management of solid waste and recyclables, and operational and regulatory assistance with solid waste issues; and

WHEREAS, Cashin Associates, P.C., by said letter, requested to utilize, as a subconsultant, Germano & Cahill, P.C., for legal and legislative expertise related to this assignment; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works/Highways, by memorandum dated February 10, 2020, requested Town Board authorization for Cashin Associates, P.C. to provide On-Call Engineering Services in connection with the operation and development of the Old Bethpage Solid Waste Disposal Complex under Contract No. PWC31-20 as aforesaid, that Cashin Associates, P.C. be authorized to utilize Germano & Cahill, P.C. as a sub-consultant, for legal and legislative expertise related to this assignment, and further requested that the Comptroller be directed to issue an encumbrance order in an amount not to exceed \$250,000.00 for this purpose, and advised that funds in the amount of \$250,000.00, to satisfy said engineering costs, are available in Account No. DER SR05 8160 44800 000 0000,

NOW, THEREFORE, BE IT RESOLVED, that the requests as hereinabove set forth are accepted and approved, and Cashin Associates, P.C. is hereby authorized to proceed to provide the aforementioned services in connection with Contract No. PWC31-20, On-Call Engineering Services relative to the operation and development of the Old Bethpage Solid Waste Disposal Complex, that Cashin Associates, P.C. be authorized to utilize Germano & Cahill, P.C. as a sub-consultant, for legal and legislative expertise related to this assignment, and the Comptroller is hereby authorized and directed to issue an encumbrance order in an amount not to exceed \$235,250.00, with funds to be drawn from Account No. 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

154

3

TOWN OF OYSTER BAY

INTER-DEPARTMENTAL MEMO

FEBRUARY 10, 2020

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

AND USE OF SUB-CONSULTANT

CONTRACT NO. PWC31-20

ACCOUNT NO.: DER SR05 8160 44800 000 0000

The consultant, Cashin Associates, P.C., has been approved by the Commissioner of Public Works to provide engineering services under On-Call Contract No. PWC31-20 by Resolution No. 817-2019 for the subject project.

Attached is a letter dated February 3, 2020 from Cashin Associates, P.C. regarding the scope of work to be performed in an amount not to exceed \$235,250.00. Services to be performed include preparation of the RFP for management of solid waste and recyclables, and operational and regulatory assistance with solid waste issues and the Old Bethpage Solid Waste Disposal Complex.

Attached is an availability of funds in the amount of \$235,250.00 to satisfy said engineering costs from the Director of Finance indicating that funds are available in Account No. DER SR05 8160 44800 000 0000.

Also, Cashin Associates, P.C. has requested to utilize, as sub-consultant, Germano & Cahill, P.C. for legal and legislative expertise relative to this assignment.

It is hereby requested that the Town Board authorize, by Resolution, Cashin Associates, P.C. under Contract No. PWC31-20, On-Call Engineering Services Relative to Operation and Development of the Old Bethpage Solid Waste Disposal Complex and requests that the Comptroller be directed to issue an encumbrance order for this purpose, and that Germano & Cahill, P.C. be authorized as a sub-consultant.

RICHARD W. LENZ, PŒ COMMISSIONER

DEPARTMENT OF PUBLIC WORKS/HIGHWAY

RWL/JCT/MR/lk

Attachment

cc:

Office of the Town Attorney (w/9 copies)

Steve C. Ballas, Comptroller

George Baptista, Deputy Commissioner/Environmental Resources

Daniel Pearl, Deputy Commissioner/Public Works Kathy Stefanich, Administrative Division/DPW

PWC31-20 CASHIN DOCKET 2020 SWTF FUNDS



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	
	PWC31-20	
Contract Period	JANUARY 1, 2020 - DECEMBER 31, 2021	
Consultant/Contractor	CASHIN ASSOCIATES, P.C.	
Discipline	OPERATION AND DEVELOPMENT OF O.B.S.W.D.C,	
Total Authorization	\$235,250.00°	
Resolution No.	817-2019 Date 12/10/2019	
Funded To Date	\$0.00	
Amount Requested	\$235,250.00	
Account To Be Used	DER 5105 8160 44800 000 0000	
Description Of Work	s not related to a Capital Project, specify the nature of the Capital Expense.	
2020 SERVICES FOR PRE	PARATION AND ASSISTANCE WITH THE NEW SOLID WASTE	
DISPOSAL CON	TRACT, AND VENDOR & REGULATORY OVERSIGHT	
Work To Be Completed In Contract Period: A "No" response will require Town Board authorization to extend the contract period.		
Required Insurances Are In Effe A "No" response will prevent further pro		
Required 50% Performance Bond For	This Request In Effect: Yes No N/A	
	Amount of Bond \$	
Requesting Division/Depart	ment DPW Approval Only To Be Executed By The Commissioner	
Signature Signature	Signature Signature	
Title DEPOTY Commission	Title Commissioner of Rublic Works	
Date 2 - 7 · 2020	Date 2/4/20	
THIS SECTION TO BE	COMPLETED BY THE DIRECTOR OF FINANCE	
Amount Requested 23	5,250.00	
Unemcumbered Balance 69°		
s The Account To Be Used Consistent With The	Nature Of Work Listed Above? Yes No	
Signature	Date	



TOWN OF OYSTER BAY

WORK ORDER



This Section To Be Complete	d By The Departmen	nt Of Public Work	(S
Work Order No.	E.O. N	0	
		rt 1/1/202	
Contract No. PWC31-20		nd 12/31/20	1
Commencement Date	JANUARY 1, 2020	<u>'</u>	
No claim shall be paid for work pe			
Vendor Name and Address			
CASHIN	ASSOCIATES, P.C.		
1200 VETERAN	NS MEMORIAL HIGH	HWAY	
HAUPPAUG	SE, NEW YORK 117	88	
Requesting Town Department Contact MATTH Description of Work to be Performed (Attach Detail I	HEW RUSSO, P.E.		
2020 SERVICES FOR PREPARATION A DISPOSAL CONTRACT, AND			
	27415	4_6,40	·
This work order shall not exce	ed \$		235,250.00
Please notify the above mentioned conta	act person 48 hour	s prior to comm	encing any work.
Requesting Division/Department			olic Works Approval By The Commissioner
Signature Sty Sommoscone	Signatu		ioner of Public Works
Date 725 7, 2020	_ _	ate <u>2/+/</u>	['] 20

February 3, 2020

Richard Lenz, P.E. Commissioner Department of Public Works Town of Oyster Bay 150 Miller Place Syosset, NY 11791-5699

Attention: Matt Russo, P.E.

Re: Contract PWC 31-20 - - On-Call Services for Operation and Development of the Old Bethpage Disposal Complex

Dear Commissioner Lenz:

Pursuant to Town Board Resolution 817-2019, Cashin Associates, P.C. (CA) is pleased to present this revised fee proposal for ongoing services under the above referenced contract. The proposed fees are for CY 2020 and are based upon 1) our technical proposal of November 14, 2019, 2) the tasks undertaken by CA under the previous on-call agreement, and 3) our understanding of the important tasks that will need to be accomplished in 2020.

To recap, CA enters 2020 having performed the following solid waste management tasks for the Town of Oyster Bay in 2019:

- Evaluated and recommended the Apex landfill as a disposal site for MSW
- Submitted a DEC TAGM analysis for glass recycling
- Assayed street sweepings for volume and trace contaminants
- Finalized the Town SWMP based on NYS DEC comments on the draft
- Revised the Part 360 Permit Engineering Report, to include the new recycling agreement with Hempstead Sanitary District No. 1 and new glass recycling procedures
- Attended OBSWDC operations meetings
- Tested the environmental conditions at the M-Pire site at the OBSWDC
- Prepared annual reports for submittal to DEC
- Began an investigation of environmental conditions at the recently abandoned OBSWDC site occupied by Laser Industries.
- Initiated, as chair of the Solid Waste Task Force, the preparation of a G.M.L. §120-w RFP for the comprehensive handling and disposal of the Town's residential solid waste.

For CY 2020, CA anticipates being called upon to assist the Town with the following solid waste task groups:

Task Group A. Preparation of Waste and Recycling Contracts/Planning and Design of New Solid Waste Facilities

- Preparation of a 120-w RFP for disposal of the Town's solid wastes, begun in 2019, will be of paramount importance in the first half of 2020. CA will continue to chair the Solid Waste Task Force assigned the responsibility of developing the new RFP for disposing of the Town's residential solid waste. Unlike the previous RFP, this one will:
 - 1) Emphasize all components of the waste stream
 - 2) Allow vendors to utilize parcels at the OBSWDC previously occupied by tenants
 - 3) Allow vendors to accept out-of-town recyclables
 - 4) Consider innovative technologies for waste reduction, processing and/or disposal
- CA will assist DPW in evaluating vendor proposals for replacing or renovating the Transfer Station, scale house, tarping station, etc., or for new facilities such as baler building, off-site transloading station, relocated Transfer Station, or even a new recycling facility (e.g. MRF). CA has considerable recent experience in providing these services for both the public and private sector, as described elsewhere in this proposal. We would expect to work closely with key Town personnel and prominent solid waste handling vendors to ensure that a balance is struck among the Town's needs, the requirements of the regulatory agencies, and the practical costs and benefits of addressing those needs.

Task Group B. Private Vendor Liaison/Evaluation of Proposed Waste Disposal Facilities

• Liaison will pertain to long-term vendors (e.g., the firms operating the solid waste transfer station and the single stream, glass and yard waste disposal contractors), as well as short-term vendors that may be called in during the course of the year to undertake smaller or temporary tasks. CA's responsibilities will typically entail monitoring the work progress and the quality of services provided by the private vendors, reporting to the Town any deficiencies in the vendors' work, meeting with the Town to discuss problems with the vendors' work, and conveying the Town's requirements for correcting deficiencies back to the vendor.

As directed by the Town, CA will document in writing all problems involving the activities of the on-site private vendors in order to create a suitable "paper trail" for facilitating actions by the Town to address or correct unsatisfactory vendor performance. CA will also review contract documents which cover services provided by each private vendor to ensure that the vendor's work product complies with contract specifications and NYSDEC regulations.

• CA will attend regular meetings with the Town and the solid waste and recyclables hauling contractors. These meetings will be held at intervals to be determined by the Town, as required to ensure smooth continuous operations or to address any significant problems. Such meetings typically include the following agenda items: conditions of transfer station and haul roads, changes in key personnel, and status of vendor subcontracts. CA's main responsibilities under this task will be to provide the Town with technical consultation, and to record meeting notes and issue written minutes, and to ensure that the haulers' operations are in conformance with their contracts with the Town.

Cashin Associates, P.C. \cdot Engineering \cdot Planning \cdot Construction Management

• CA will provide engineering, environmental and technical evaluation of in-state or out-of-state disposal facilities in use and/or proposed by private on-site vendors. CA can provide whatever back-up technical evaluation is required by the Town including: condition surveys, environmental compliance assessments, code compliance inspections, review of designs for facility modifications, pre-demobilization surveys, and operational efficiency reviews. Potential waste disposal facilities include sanitary landfills, recycling facilities and waste to energy plants, as well as intermediate waste transfer stations. Currently, CA is following an established protocol to evaluate alternative MSW disposal sites proposed by Winters Bros. Recycling.

Task Group C. Solid Waste Management Plan (SWMP) Implementation

- As part of this task, CA will ensure that the Town remains mindful of the policies and
 practices outlined in the SWMP, especially as they pertain to implementing the solid waste
 management objectives contained therein (Chapter 7), as well as the revised Part 360
 regulations, including and especially recently revised reporting requirements. Some of the
 important implementation objectives scheduled for 2020 include collection of data on
 commercially generated waste, C&D debris, and waste flows associated with other solid
 waste facilities in the Solid Waste Disposal District.
- As of 2017, the SEQR requirements for SWMPs have been removed. Thus, no Draft Generic Environmental Impact Statement (DGEIS) is needed.

Task Group D. Design Review and Oversight of Construction Activities

- This task pertains to modifications of existing facilities or construction of non-major, new
 facilities. (CY 2020 is <u>not</u> expected to be impacted by the results of the new 120-w RFP
 solicitation currently being prepared.) Under this task, CA will perform design work and
 land surveys, prepare bid documents, and provide on-site inspection services during the
 course of any contract work.
- If this task involves repairs, CA will oversee all repairs and replacement of structures and equipment, to ensure that such work is performed in accordance with system requirements (including manufacturer specifications) and is consistent with acceptable general work practices.
- Such services may be called upon for transfer/tarping station modifications, circulation pattern improvements, further development of the so-called yard waste deck, the areas previously occupied by lessees or the C & D storage area.

Task Group E. Revision of the Town's Part 360 Permit/Consultation

- CA will assist in identifying, completing, processing and following-up on revisions, modifications and renewals of Town permits and registrations relating to its solid waste management facilities. CA can prepare the applications and associated documentation on behalf of the Town, as well as discuss permit requirements with regulatory agencies. For many years, CA has successfully obtained a series of NYSDEC Part 360 operation permits for the OBSWDC. The most recent five-year permit was issued in June 2018. This past year, an update to the Engineering Report was triggered by the revision to the Town's single stream recycling (SSR) program.
- In addition, CA will be available in an on-call capacity to provide technical assistance to the Town with regard to any unexpected issues that may arise relative to the Town's solid waste management program. These may include, at the Town's direction, review of permit requirements for new and modified facilities, technical assistance in preparing permit applications, responding to notices of violation, interaction with NYSDEC to ensure that permit applications are complete, technical assistance in responding to NYSDEC regarding other permitting issues, and similar activities. Other engineering, planning, or inspection services can be provided as required.
- If required, CA will assist the Town in completing and filing with NYSDEC the 2019
 Transfer Station Facility Annual Report.

Task Group F. Meetings and Correspondence with Regulatory Agencies

- At the Town's request, CA will attend meetings with representatives of regulatory agencies (e.g., U.S. EPA, NYS Department of Law, NYS Department of Environmental Conservation, Nassau County Department of Health, Nassau County Department of Public Works, etc.). In the past few years, CA has been heavily involved in such inter-agency coordination as a result of the Town's renewal of its Part 360 permit as well as post-Sandy debris stockpiling, disposal and reporting. CA will prepare minutes of each such meeting in order to provide a written record of the participating personnel, issues discussed, and the understandings reached.
- This task will entail drafting letters for transmitting documents or otherwise simply updating regulatory agencies on the status of the Town's solid waste programs. It is also recommended that notices be provided to these agencies advising them of any milestones achieved by the Town in its efforts to comply with regulations. All such correspondence will be submitted in draft form for the Town's review prior to agency submission. CA, on behalf of the Town, recently prepared and submitted to NYSDEC an economic (TAGM) analysis of curbside collection and disposal of separated glass.

Task Group G. Miscellaneous Services

- If called upon, CA will provide analysis and recommendations on policy issues related to waste regulations, regional trends in solid waste management, union work rules, state-of-the-art in collection and processing equipment, the interstate regulation of waste flows, and new developments in rail haul regulations.
- As requested by the Town, CA will conduct supplemental engineering inspections of the
 facilities at the OBSWDC. These inspections will typically entail the supervision of major
 repairs, punch list inspections for contract close-outs, or trouble-shooting tenant related
 issues. CA will be continuously available on an on-call basis, including during off-hours
 (i.e., nights, weekends, and holidays) to attend to emergency situations.
- CA proposes to continue technical assistance going forward as required for the remaining tenant at the OBSWDC. CA will regularly continue to monitor that tenant's activities to ensure that they pose no threats to the environment, create unsafe conditions, or interfere with landfill operations. For the three vacated parcels, we will continue the program of environmental testing begun in 2018 and 2019 to ensure that all properties are remediated to the appropriate standards.

CA proposes to perform the scope of services described herein under Contract No. PWC-31-20 as authorized by Town Board Resolution 817-2019. In addition, CA hereby proposes to utilize the services of Germano & Cahill, P.C. as a subconsultant. G & C's knowledge and experience with legislative solid waste issues on Long Island, including existing and proposed statutes and waste flow control findings, will provide a valuable perspective to the Solid Waste Task Force as it continues to develop a new 120-w RFP for MSW/recyclables disposal. Their proposal is attached.

We respectfully request that the Town authorize a sum of \$235,250. for continuation of our services. A breakdown of this total by task grouping is provided in the attached table.

As always, we appreciate this opportunity to continue our solid waste consulting services to the Town of Oyster Bay. Please let me know if you have any questions or desire additional information.

Respectfully submitted,

CASHIN ASSOCIATES, P.C.

alful august

Alfred J. Angiola, P.E.

President

AJA/ck Enclosure P# 2020-007

i iproposals/proposals/proposals and qualstrown of oyster bay dpw/2020 proposals/2020-007 - contract pive 31-20 on-call for ob disposal complex docx

Cashin Associates, P.C. · Engineering · Planning · Construction Management

Fee Proposal for CY 2020 Engineering Services Operation and Development of the Old Bethpage Disposal Complex Contract PWC 31-20

Task Group	Hourly Billing Rate *	Hours	Task Fee
А	\$175. \$125.	500 260	\$120,000
В	\$175. \$125.	200 40	\$40,000
С	\$175. \$125.	20 100	\$16,000
. D	\$175. \$125.		No Assignments Anticipated At This Time
Е	\$175. \$125.	80 20	\$16,500
F	\$175. \$125.		No Assignments Anticipated At This Time
G	\$175. \$125.	10 40	\$6,750
			\$199,250
		Germano & Cahill, P.C.	\$36,000
		Total Fee:	\$23 5,25 0

^{*} Principals' billing rate is \$175./hour Engineers'/Planners' billing rate is \$125./hour

Of Counsel to MEYER, SUOZZI, ENGLISH & KLEIN, P.C.

GERMANO & CAHILL, P.C.

Guy W. Germano Michael J. Cahill G. William Germano, Jr. Meghan Healy, *Of Counsel*

January 7, 2020

Via E-Mail

Mr. Alfed Angiola, P.E. Cashin Associates P.C 1200 Veterans Memorial Highway Suite 200 Hauppauge N.Y. 117187

Re: Preparation of RFP for Town of Oyster Bay

Dear Mr. Angiola:

We appreciate your consideration of Germano & Cahill, P.C. to assist Cashin Associates in the preparation of a Request for Proposals for the Town of Oyster Bay. This letter will outline the terms of our participation. If it is acceptable, you may execute this letter as provided below.

Scope of Representation

You have asked us to participate in a team of engineers, consultants and other professionals to provide options to the Town of Oyster Bay for the procurement of solid waste, composting and recycling services upon the expiration of the Town's current contracts for these services in 2020. Our contribution to these efforts will be directed to procurement methods and potential contractual provisions that may be of benefit to the Town. We will attend meetings and discussions with Cashin Associates and other team members under the direction of Cashin, and prepare such written materials and deliverables as needed to present a range of options to the Town.

Our billings for these services as a member of the advisory team will be made to Cashin, which will bill the Town for team services, including ours. However, insofar as we are directed to prepare bidding documents, contracts, or memoranda for the use of the Town, or to provide other legal services to the Town, it is accepted and agreed that our attorney-client relationship will be solely with the Town of Oyster Bay.

This agreement will commence upon execution and extend through December 31, 2020 and may be extended by mutual agreement thereafter.

Attorneys at Law
4250 Veterans Memorial Highway • Suite 275 • Holbrook, NY 11741
T: (631) 588-8778 • F: (631) 588-2550 • www.germanocahill.com

Mr. Alfred Angiola January 7, 2020 Page 2

Following execution of this agreement, we anticipate approximately 110-130 hours of work through December 31, 2020, or \$36,000 - \$42,000 in fees.

Fees and Costs

Our billing to you for services rendered will be based upon our hourly fees and the costs and expenses we incur in the course of our services. I expect to perform the work on this matter, but if additional research becomes necessary, an associate may be assigned to assist. The hourly billing rates for attorneys and paralegals in our firm are as follows:

Michael J. Cahill	\$325.00
Guy W. Germano	\$325.00
Associates	\$210.00
Paralegals	\$ 70.00

These rates will be inclusive of all office overhead and ordinary expenses. All work assignments will be made, to the extent feasible, so as to maximize our legal effectiveness and our time efficiency, and to minimize your legal expenses. We do not expect to incur significant costs in the course of our services to you, and do not expect to request that you reimburse us for our ordinary expenses. In the event that it becomes necessary to incur an unexpected cost that will require reimbursement, we will obtain your consent before incurring it.

Resolution of Fee Disputes

In accordance with Part 137 of the Rules of the Chief Administrator of the Courts, you have the right to request arbitration of any dispute regarding fees charged by us where the fees in dispute are between \$1,000.00 and \$50,000.00. In the event such a dispute arises, and we are unable to reach an agreement with you, we will forward to you a written Notice of Client's Right to Arbitrate as provided under Part 137.

Statements

In order to permit you to monitor our activities in the most efficient manner, you will be provided, on a monthly basis, with detailed documentation of our services and disbursements. Our statements will indicate the work performed during the time period covered by the statement, the attorney/paralegal who performed the work, the amount of time devoted to the work performed, and the costs advanced by us on your behalf. We ask that statements be paid promptly upon receipt of payment from the Town of Oyster Bay.

Termination of Representation

Our representation of you may be terminated by you or by this law firm at any time. If this firm wishes to withdraw from representation for any reason, you will not unreasonably withhold your consent for us to do so. If at any time you wish to terminate our representation, please advise us in writing, and we will then deliver a final statement to you and return any balance in your account,

Mr. Alfred Angiola January 7, 2020 Page 3

adjusted for work done and costs advanced through the date of termination. If we should determine to withdraw as counsel, we will return the adjusted balance, with a final statement, in the same manner.

<u>Approval</u>

If you have any questions concerning our fee and cost arrangements or procedures, the scope of legal services or any other matters set forth in this letter, please call me at any time.

Once again; thank you for considering our proposal. We look forward to working with you.

Very truly yours,

Michael J. Cahill

MJC/df

CLIENT APPROVAL

I hereby approve of and authorize the representation and fee agreements as set forth in the foregoing letter.

Cashin Associates, PC

Date: 1- 13 - 2020

_

Meeting of December 10, 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 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.

1

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
Controlling December	•



Reviewed By Office of Town Altorney

WHEREAS, by Resolution No. 807-2019, adopted on December 10, 2019, the Town Board authorized the Department of Public Works to enter into Contract No. PWC12-20, On-Call Engineering Services Relative to Environmental Science, with Cashin Associates, P.C., 1200 Veterans Memorial Highway Hauppauge, New York 11788, for a two (2) year term, commencing on January 1, 2020 through December 31, 2021; and

WHEREAS, Gregory T. Greene, P.G., Director of Environmental Programs, Cashin Associates, P.C., by letter dated January 16, 2020, requested approval of the scope of work to be performed in an amount not to exceed \$35,000.00, with services to include technical assistance to the Department of Environmental Resources with various harbor management programs in connection with the aforesaid project; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works/Highways, by memorandum dated February 10, 2020, requested Town Board authorization for the scope of work to be performed by Cashin Associates, P.C., under Contract No. PWC12-20; and

WHEREAS, Commissioner Lenz, by said memorandum, further requested that the Town Board authorize and direct the Comptroller to issue an encumbrance order, in the amount of \$35,000.00, to pay for work done in connection with the aforesaid project,

NOW, THEREFORE, BE IT RESOLVED, That the requests as hereinabove set forth are hereby accepted and approved, and the Town Board authorizes Cashin Associates, P.C., to perform services under Contract No. PWC12-20, in an amount not to exceed \$35,000.00, with services to include technical assistance to the Department of Environmental Resources with various harbor management programs, and be it further

RESOLVED, That in connection with Contract No. PWC12-20, the Comptroller is hereby authorized and directed to issue an encumbrance order in the amount of \$35,000.00, to pay for work done under Contract No. PWC12-20, and be it further

RESOLVED, That the funds for said payment shall be drawn from Account No. DER A 8090 44500 000 0000; and be it further

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

-#-

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

3

TOWN OF OYSTER BAY INTER-DEPARTMENTAL MEMO

FEBRUARY 10, 2020

TO:

MEMORANDUM DOCKET

FROM:

RICHARD W. LENZ, P.E., COMMISSIONER

DEPARTMENT OF PUBLIC WORKS/HIGHWAY

SUBJECT:

ON-CALL ENGINEERING SERVICE REQUEST RELATIVE TO ENVIRONMENTAL SCIENCE

CONTRACT NO. PWC12-20

ACCOUNT NO.: DER A 8090 44500 000 0000

The consultant, Cashin Associates, P.C., has been approved by the Commissioner of Public Works to provide engineering services under On-Call Contract No. PWC12-20 by Resolution No. 807-2019 for the subject project.

As requested by the Department of Environmental Resources, attached is a letter dated January 16, 2020 from Cashin Associates, P.C. regarding the scope of work to be performed in an amount not to exceed \$35,000.00. Services to be performed include technical assistance to the Department of Environmental Resources with various harbor management programs.

Attached is an availability of funds in the amount of \$35,000.00 to satisfy said engineering costs from the Director of Finance indicating that funds are available in Account No. DER A 8090 44500 000 0000.

It is hereby requested that the Town Board authorize, by Resolution, Cashin Associates, P.C. under Contract No. PWC12-20, On-Call Engineering Services Relative to Environmental Science and requests that the Comptroller be directed to issue an encumbrance order for this purpose.

RICHARD W. LENZ, P.**£** COMMISSIONER

DEPARTMENT OF PUBLIC WORKS/HIGHWAY

RWL/JCT/MR/lk

Attachment

cc.

Office of the Town Attorney (w/9 copies)

Steve C. Ballas, Comptroller

George Baptista, Deputy Commissioner/Environmental Resources

Kathy Stefanich, Administrative Division/DPW

PWC12-20 CA DOCKET 2020 HM FUNDS



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



Requesting Division/Department

ENVIRONMENTAL RESOURCES

DMINISTERING ON_CALL CONSULTANT CONTRAC

THIS SECTION TO BE COMPLETED B	Y DEPARTMENT ADMINISTERING ON-CALL CONSULTANT CONTRACT	
Contract Number	PWC 12-20	
Contract Period	JANUARY 1, 2020 - DECEMBER 31, 2021	
Consultant/Contractor	CASHIN ASSOCIATES, P.C.	
	ENVIRONMENTAL SCIENCE	
Total Authorization		
	.807-2019 Date 12/10/2019	
Funded To Date	\$0.00	
Amount Requested	\$35,000.00	
Account To Be Used	DER A 8090 44500 000 0000	
If Capital Account, State The Related Contract Number: Description Of Work If a Capital Account is used and work is not related to a Capital Project, specify the nature of the requested service that qualifies it as a Capital Expense.		
ENGINEERING SE	RVICES FOR HARBOR MANAGEMENT PROGRAMS - 2020	
Work To Be Completed In Contract Period: A "No" response will require Town Board authorization to extend the contract period. Required Insurances Are In Effect: A "No" response will prevent further processing of this form. Required 50% Performance Bond For This Request In Effect: Yes X No No N/A X		
•	Amount of Bond \$	
Requesting Division/Dep	Only To Be Executed By The Commissioner	
Signature Signat	Signature Z. La Oc. Cong Title Commissioner of Public Works	
Title <u>DEDVIY (AMMISSION</u> Date FEBEUAIN 3, 20	20 Date 2/10/20	
	BE COMPLETED BY THE DIRECTOR OF FINANCE	
Amount Requested	5,000-10	
Unemcumbered Balance		
Signature Signature	Date 2/10/2020	



TOWN OF OYSTER BAY





This Sec	ction To Be Completed	By The Department Of	Public Works	
Work Order No.		E.O. No		
		Contract Start	1/1/2020	
Contract No	PWC12-20	Contract End	12/31/2021	
Co	mmencement Date	1/1/2020		
No claim shall be				
Vendor Name and Address				
	CASHIN AS	SOCIATES, P.C.		
	1200 VETERANS	MEMORIAL HIGHWA	Y	
	HAUPPAUGE	, NEW YORK 11788		
Requesting Town Dep	partment	ENVIRONMENT	AL RESOURC	CES
	Contact GEORG	GE BAPTISTA	Phone	516-677-5712
Description of Work to be Perfo	ormed (Attach Detail If N	Necessary)		
ENGINEERIN	G SERVICES FOR HA	RBOR MANAGEMENT	PROGRAMS	- 2020
				· · · · · · · · · · · · · · · · · · ·
This work order s	hall not excee	ed \$	-	35,000.00
Please notify the abov	ve mentioned contact	person 48 hours pri	or to comme	ncing any work.
Requesting Divis	ion/Department	•		c Works Approval y The Commissioner
Signature	33	Signature	Rule-	F-Ceny_
Title DEPUTY	Commissioner		Commissio	ner of Public Works
Date FEB S	2020	Date	21101	20



January 16, 2020

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

Attention: George Baptista, Department of Environmental Resources

RE:

Request for Authorization for 2020: Contract PWC 12-20 On-Call Engineering Services Relative to Environmental Science -

Harbor Management Program for 2020

Dear Commissioner Lenz:

Cashin Associates, P.C. (CA) is submitting this proposal at the request of the Department of Environmental Resources to provide on-call services relating to the Town's harbor management program. Services covered by this proposal will help to address issues relating to the future use of the underwater lands in the harbor, development of a Request for Proposal (RFP) for use of underwater lands, development of an aquaculture pilot project, water quality improvements, navigation, shoreline improvements, NYSDEC and USEPA regulatory issues, and similar harbor use concerns. The waterfront and harbor areas are utilized by a number of different user groups, and potential conflicts may arise among the groups with regard to navigational needs, shoreline access, water uses in the area, and safety/regulatory requirements. The implementation of harbor management protocols will help to resolve conflicts and safely accommodate multiple activities in the Town's coastal areas, as well as help to protect water quality and marine resources.

The services will be provided in follow-up to previous technical assistance provided to the Town in 2019 and earlier years.

The specific tasks to be performed as part of this proposal in 2020 are as follows:

Assistance with development of a plan for future use of underwater lands in Oyster Bay/Lloyd Spring Harbor

- Assistance with development of a RFP from prospective bidders for possible use of underwater lands in Oyster Bay/Cold Spring Harbor in a manner that protects and enhances environment protection of the harbor and its resources.
- Assistance with development of a shellfish aquaculture pilot project, including field studies to identify appropriate locations for such a project, and consultation with NYSDEC regarding program requirements.
- Development of planning document and associated mapping for underwater lands that accommodates needs of the Town and multiple areas of the harbor.
- Assistance in identification of pollution sources to waterfront areas, and development of recommendations to mitigate such pollution.
- Follow-up to the report on seed clam prices and boat use costs for the Town.
- Research on possible grant opportunities relating to harbor management for the Town.
- Research on nitrogen-removal technologies available for use by the Town.
- Research into bay management programs in other regions for possible applications to Oyster
 Bay coastal areas.
- Review of Oyster Bay Harbor mapping for information relating to harbor management meetings.
- Meeting with the Town representatives to obtain input on the Town's objectives for the waterfront areas.
- Collection of physical data needed for preparation of harbor management maps, including a bathymetric map utilizing sonar and GPS equipment.
- Identification of regulatory permits that will be required including any state and federal
 approvals, and completion of permit applications as appropriate.
- Assistance with harbor management for South Oyster Bay and Hempstead Harbor as requested by the Town.
- Meetings on bay management as requested by the Town.

CA is requesting a budget of \$35,000 for the services described above for 2020. CA understands that the Town will identify specific assignments for CA to address as they arise during the year. A breakdown of this fee by professional labor categories is given in Table 1, attached.

1200 Veterans Memorial Highway – Hauppauge, NY 11788 – 631-348-7600 – FAX 631-348-7601 www.cashinassociates.com

Town of Oyster Bay DPW 1/16/20 Page 3

We appreciate the opportunity to submit our proposal, and we would welcome the opportunity to continue to assist your department with effective management and protection of the Town's coastal water resources.

Please do not hesitate to contact me if you have any questions or require additional information.

Very truly yours, CASHIN ASSOCIATES, P.C.

Gregory T. Greene, P.G.

Director of Environmental Programs

GTG/mag

I:\PROPOSALS\Proposals\Proposals and Quals\Town of Oyster Bay DPW\2020 Proposals\2020-009 Harbor Mgmt Program 2020\2024

Request for Authorization for 2020: On-Call Engineering Services Relative to Environmental Science

Harbor Management Program for 2020

BREAKDOWN BY PERSONNEL/HOURS

Title	Ві	lling Rate	Total Hours		Fee
 Principal	\$	175.00	60	\$	10,500.00
Senior Environmental Scientist	\$	150.00	30	\$	4,500.00
Senior Engineer	\$	150.00	20	\$.	3,000.00
Engineer	\$	125.00	56	\$	7,000.00
GIS Specialist	\$	125.00	52	\$	6,500.00
Environmental Technician	\$	70.00	50	\$	3,500.00
TOTAL			268	\$	35,000.00

Total Budget \$ 35

35,000.00

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works/Highways, by memorandum dated November 22, 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 Environmental Science, resulting in the receipt of nine (9) 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., Cameron Engineering & Associates, LLP, D&B Engineers & Architects, P.C., Lockwood, Kessler & Bartlett, Inc., Nelson, Pope & Voorhis, LLC, and RTP Environmental Associates, Inc. be authorized to perform On-Call Engineering Services in connection with Contract No. PWC12-20, Environmental Science, for a two (2) year term, commencing on January 1, 2020 through December 31, 2021,

NOW, THEREFORE, BE IT RESOLVED, That the request and recommendation as hereinabove set forth are hereby accepted and approved and Cashin Associates, P.C., Cameron Engineering & Associates, LLP, D&B Engineers & Architects, P.C., Lockwood, Kessler & Bartlett, Inc., Nelson, Pope & Voorhis, LLC, and RTP Environmental Associates, Inc. are hereby authorized and directed to provide On-Call Engineering Services in connection with Contract No. PWC12-20, Environmental Science, for a two (2) year term, commencing on January 1, 2020 through December 31, 2021.

4

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 Recused
Councilman Imbreto Aye
Councilman Hand Aye
Councilman Labriola Aye

CORCEDITION ACTORION PATORNOS IN PATORNOS

Office of Town Attorney

WHEREAS, by Resolution No. 854-2017, adopted on December 12, 2017, the Town Board authorized and directed Lockwood Kessler & Bartlett, Inc. to provide on-call engineering services in connection with Contract No. PWC07-18, On-Call Engineering Services Relative to Civil Engineering, for a two-year term, from January 1, 2018 through December 31, 2019; and

WHEREAS, Lockwood Kessler & Bartlett, Inc., by letter dated October 21, 2019, set forth the scope of work performed under Contract No. PWC07-18, in an amount not to exceed \$9,500.00, in connection with providing On-Call Engineering Services including site investigation and conceptual layouts for a new Salt Storage Facility at the 150 Miller Place, Syosset DPW Complex; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works/Highways, by memorandum dated February 10, 2020, requested Town Board authorization for Lockwood Kessler & Bartlett, Inc., to provide On-Call Engineering Services including site investigation and conceptual layouts for a new Salt Storage Facility at the 150 Miller Place, Syosset DPW Complex under Contract No. PWC07-18 as aforesaid, and further requested that the Comptroller be directed to issue an encumbrance order in an amount not to exceed \$9,500.00 for this purpose, and Commissioner Lenz advised that funds in the amount of \$9,500.00, to satisfy said engineering costs are available in Account No. HWY H 5197 20000 000 1903 008,

NOW, THEREFORE, BE IT RESOLVED, that the requests as hereinabove set forth are accepted and approved, and Lockwood Kessler & Bartlett, Inc.'s performance of the aforementioned services in connection with Contract No. PWC07-18, On-Call Engineering Services related to services performed including site investigation and conceptual layouts for a new Salt Storage Facility at the 150 Miller Place, Syosset DPW Complex, is hereby authorized, nunc pro tunc, and the Comptroller is hereby authorized and directed to issue an encumbrance order in an amount not to exceed \$9,500.00, with funds to be drawn from Account No. HWY H 5197 20000 000 1903 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

5

TOWN OF OYSTER BAY INTER-DEPARTMENTAL MEMO

FEBRUARY 10, 2020

TO:

MEMORANDUM DOCKET

FROM:

RICHARD W. LENZ, P.E., COMMISSIONER

DEPARTMENT OF PUBLIC WORKS/HIGHWAY

SUBJECT:

ON-CALL ENGINEERING SERVICE REQUEST

RELATIVE TO CIVIL ENGINEERING

CONTRACT NO. PWC07-18

ACCOUNT NO.: HWY H 5197 20000 000 1903 008

PROJECT ID NO. 1903 HWYDB-03

The consultant, Lockwood, Kessler & Bartlett, Inc., has been approved by the Commissioner of Public Works to provide engineering services under On-Call Contract No. PWC07-18 by Resolution No. 854-2017 for the subject project.

Attached is a letter dated October 21, 2019 from Lockwood, Kessler & Bartlett, Inc. regarding the scope of work performed in an amount not to exceed \$9,500.00. Services performed include site investigation and conceptual layouts for a new Salt Storage Facility at the 150 Miller Place, Syosset DPW Complex.

Attached is an availability of funds in the amount of \$9,500.00 to satisfy said engineering costs from the Director of Finance indicating that funds are available in Account No. HWY H 5197 20000 000 1903 008.

It is hereby requested that the Town Board authorize, by Resolution, Lockwood, Kessler & Bartlett, Inc. under Contract No. PWC07-18, On-Call Engineering Services Relative to Civil Engineering and requests that the Comptroller be directed to issue an encumbrance order for this purpose.

RICHARD W. LENZ, P COMMISSIONER

DEPARTMENT OF PUBLIC WORKS/HIGHWAY

RWL/JCT/MR/lk

Attachment

cc: Off

Office of the Town Attorney (w/9 copies)

Steve C. Ballas, Comptroller

John Bishop, Deputy Commissioner/Highway Kathy Stefanich, Administrative Division/DPW

PWC07-18 LKB DOCKET SALT STORAGE STUDY FUNDS



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	PWC 07-18				
Contract PeriodJANUARY	JANUARY 1, 2018 - DECEMBER 31, 2019				
Consultant/Contractor LOCKWOO	LOCKWOOD, KESSLER & BARTLETT, INC.				
Discipline	CIVIL ENGINEERING				
Total Authorization	\$ 650,730.29				
Resolution No. 854-2017	7 Date 12/17/2017				
Funded To Date	641,230,29				
Amount Requested	1				
Account To Be Used Hwy H 5 197 20000 000 1903 008 - 1903 Hwy 6 - 03					
If Capital Account, State The Related Contract Number: Description Of Work If a Capital Account is used and work is not related to a Capital Project, specify the nature of the requested service that qualifies it as a Capital Expense.					
PRELIMINARY DESIGN OF REPLACEMENT OF SALT SHED AT					
150 MILLER PLACE, SYOSSET DPW COMPLEX					
Work To Be Completed In Contract Period: A "No" response will require Town Board authorization to extend the contract period.					
Required Insurances Are In Effect: A "No" response will prevent further processing of this form. Yes X No					
Required 50% Performance Bond For This Request In Effect:	Yes No N/A X				
Amount of Bond \$					
Requesting Division/Department	DPW Approval Only To Be Executed By The Commissioner				
Signature Signature	Signature Tacher Sullen				
Title DEPUTY COMMISSIONER OF HIGHWAYS	Title Commissioner of Public Works				
Date 2 - 1 - 2020	Date 1/31/26				
THIS SECTION TO BE COMPLETED BY THE DIRECTOR OF FINANCE					
Amount Requested 9.550.30					
Unemcumbered Balance 552, 15f-35					
Is The Account To Be Used Consistent With The Nature Of Work Listed Above? Yes No					
Signature Date 2/10/2000					



TOWN OF OYSTER BAY

WORK ORDER



	o by the bepariment	Jī Public Works
	E.O. No.	
		:
PWC07-18		12/31/2019
ommencement Date	JANUARY 1, 2019	
LOCKWOOD, KE	SSLER & BARTLETT,	INC.
1 A	AERIAL WAY	
SYOSSET	, NEW YORK 11791	
		·
partment		GHWAY
Contact JOF	HN TASSONE	Phone 516-677-5722
ormed (Attach Detail If	f Necessary)	
AT 150 MILLER PLAC	CE, SYOSSET DPW CO	DMPLEX
nall not exce	ed \$	9,500,00
e mentioned contac	ct person 48 hours pr	ior to commencing any work.
ion/Department		ent Of Public Works Approval Be Executed By The Commissioner
Dipo	Signature	The Bother
IEH OF MIGHWA	AY	Commissioner of Public Works
2020	Date	1/31/20
	PWC07-18 paid for work pe LOCKWOOD, KE 1 A SYOSSET partment Contact JOH ormed (Attach Detail In LIMINARY DESIGN CONTACT 150 MILLER PLACE TAIL NOT exce	Contract Start PWC07-18 Contract End Dommencement DateJANUARY 1, 2019 paid for work performed prior to the LOCKWOOD, KESSLER & BARTLETT, 1 AERIAL WAY SYOSSET, NEW YORK 11791 Partment

Meeting of December 12, 2017

Resolution No. 854-2017

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works/Highway, by memoranda dated November 27, 2017 and December 4, 2017, advised that on September 27, 2017, the Department of Public Works issued a Request for Proposals for Engineering Services relative to Civil Engineering, in the Town of Oyster Bay, Nassau County, New York, in accordance with the specifications contained in Contract No. PWC07-18; and

WHEREAS, in response to that Request for Proposals, fifteen (15) responses were timely received by the Department of Public Works, Division of Engineering; and

WHEREAS, Commissioner Lenz, by said memoranda, stated that after review of the Division of Engineering's preliminary recommendations and in conjunction with the current workload, the Department has selected Nelson & Pope Engineers & Land Surveyor, PLLC, D&B Engineers & Architects, P.C., Holzmacher, McLendon & Murrell, P.C., deBruin Engineering, P.C., Lockwood, Kessler & Bartletts, Inc., LiRo Engineers, Inc., John Grillo, Architect, P.C., Savik & Murray, a Division of DCAK-MSA Architecture & Engineering, P.C. The evaluation and selection process was performed in compliance with the requirements of Guideline 9 of the Town of Oyster Bay Procurement Policy; and

WHEREAS, the Department of Public Works requested that the Town Board authorize the Department of Public Works to enter into an agreement with Nelson & Pope Engineers & Land Surveyor, PLLC, D&B Engineers & Architects, P.C., Holzmacher, McLendon & Murrell, P.C., deBruin Engineering, P.C., Lockwood, Kessler & Bartletts, Inc., LiRo Engineers, Inc., John Grillo, Architect, P.C., Savik & Murray, a Division of DCAK-MSA Architecture & Engineering, P.C., to provide Engineering Services relative to Civil Engineering, in accordance with the specifications contained in Contract No. PWC07-18, for a two (2) year term commencing on January 1, 2018 through December 31, 2019

NOW, THEREFORE, BE IT RESOLVED, That the recommendations as hereinabove set forth are accepted and approved, and the Department of Public Works is hereby authorized to enter into Contract No. PWC07-18 with Nelson & Pope Engineers & Land Surveyor, PLLC, D&B Engineers & Architects, P.C., Holzmacher, McLendon & Murrell, P.C., deBruin Engineering, P.C., Lockwood, Kessler & Bartletts, Inc., LiRo Engineers, Inc., John Grillo, Architect, P.C., Savik & Murray, a Division of DCAK-MSA Architecture & Engineering, P.C., in accordance with the provisions thereunder, for a two (2) year term, commencing on January 1, 2018 through and including December 31, 2019.

#-

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 Alesia Absent
Councilwoman Johnson Aye
Councilman Imbroto Absent
Councilman Hand Aye

Supervisor
Town Attorney
Comptroller (2)
Public Works

CCI





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

October 21, 2019

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

Re: On-Call Engineering Services Relative to Civil Engineering Salt Storage Facility at Syosset Landfill PWC 07-18

Dear Commissioner Lenz:

Lockwood Kessler & Bartlett, Inc. (LKB) was requested to provide Schematic site design engineering services for the relocation of the existing Salt Storage Building(s) located at the Syosset Landfill/ TOB Highway Yard. It is our understanding that the Town would like to salvage and relocate as much of the existing facility as possible to another area within the Syosset Landfill/Highway Yard. In addition, a new mixing pad and Dome Style Salt Storage Building will be provided.

SCOPE OF SERVICES

A. SCHEMATIC DESIGN

Under this phase:

- LKB staff associated with this project will attend project meetings with the Town and other governing agencies, as required, to review project initiatives and progress.
- 2. LKB staff associated with this project will perform site visits as is reasonably necessary to become familiar with the current site and highway yard operations.
- 3. LKB will explore areas within the Syosset Landfill/TOB Highway Yard site suitable for the relocating of the Salt Storage Facility's. In general, the final location will depend on minimal impact to vehicular circulation, highway yard operation, parking, utilities and landfill capping, as approved by the Town.
- 4. Upon Town approval of the selected location, LKB will develop Schematic Site Plan(s). These plans will include but are not necessarily limited to the following:
 - a) Layout of salvaged/new salt storage building(s), new mixing pad and dome style Salt Storage Building.
 - b) Proposed grading for new facility.

AN EQUAL OPPORTUNITY EMPLOYER



c) Cross sections through proposed buildings and mixing pad.

d) Typical approach ramps and aprons at storage buildings and mixing pad.

An ALTA survey prepared by Hawkins Webb Jaeger, Dated March 2013, or other record survey information, shall be used for base mapping, layout of new facility and modifications to existing grading, drainage and utilities.

II. FEE SCHEDULE

LKB will perform the aforementioned Engineering Services as described in I. SCOPE OF SERVICES, for the Lump Sum Fee of Nine Thousand Five Hundred (\$9,500.00), to be invoiced in accordance with our Town of Oyster Bay On-Call Agreement for Civil Engineering Services.

At this time, we request that the Town allocate an additional Nine Thousand Five Hundred Dollars (\$9,500.00) for Schematic Design Services, as per the Town's direction. We are pleased to provide services to the Town and look forward to the successful completion of this project. Please feel free to contact our office if you have any questions.

Very truly yours,

Lockwood, Kessler & Bartlett, Inc.

Steven Fuhrman, R.L.A. Project Manager

WHEREAS, by Resolution No. 807-2019, adopted on December 10, 2019, the Town Board authorized the Department of Public Works to enter into an agreement with D&B Engineers and Architects, P.C., to provide engineering services in connection with Contract No. PWC 12-20, On-Call Engineering Services relative to Environmental Sciences, for a two (2) year period, from January 1, 2020 through December 31, 2021; and

WHEREAS, Steven A. Fangmann, P.E., President and CEO, D&B Engineers and Architects, P.C., by letter dated January 28, 2020, described the scope of work performed under Contract No. PWC 12-20, which included assisting the Town with Stormwater Pollution Prevention Plan (SWPPP) reviews, comments, approval recommendations, jurisdictional waiver recommendations and SWPPP compliance site inspections, for an amount not to exceed \$75,000.00; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works, by memorandum dated February 10, 2020, requested Town Board authorization for payment to D&B Engineers and Architects, P.C., for the aforesaid engineering services under Contract No. PWC 12-20, and further requested that the Comptroller be directed to issue an encumbrance order in an amount not to exceed \$75,000.00 for this purpose; and

WHEREAS, funds in the amount of \$75,000.00 to satisfy said engineering costs are available in Account No. HWY H5197 20000 000 1903 008,

NOW, THEREFORE, BE IT RESOLVED, That the requests as hereinabove set forth are accepted and approved, and payment to D&B Engineers and Architects, P.C. is hereby authorized for the aforementioned services in connection with Contract No. PWC 12-20, On-Call Engineering Services relative to Environmental Sciences, 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 HWY H5197 20000 000 1903 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

36

TOWN OF OYSTER BAY INTER-DEPARTMENTAL MEMO

February 10, 2020

TO:

MEMORANDUM DOCKET

FROM:

RICHARD W. LENZ, P.E. COMMISSIONER

DEPARTMENT OF PUBLIC WORKS

SUBJECT:

ON-CALL CONSULTANT SERVICE REQUEST

CONTRACT NO. PWC 12-20 ENVIRONMENTAL SCIENCES

D & B ENGINEERS AND ARCHITECTS, P.C. ACCOUNT NO.: HWY H5197 20000 000 1903 008

PROJECT ID: 1903HWYDB-03

The consultant, D & B Engineers and Architects, P.C., has been approved by the Commissioner of Public Works to provide engineering services under On-Call Contract No. PWC 12-20 by Resolution No. 807-2019 for the subject project. Funds have been made available by the Director of Finance.

Attached is a letter dated January 28, 2020 from D & B Engineers and Architects, P.C. regarding the scope of work to be performed in an amount not to exceed \$75,000.00. Services to be performed include assisting the Town with SWPPP reviews, comments, approval recommendations, jurisdictional waiver recommendations and SWPPP compliance site inspections.

Attached is an availability of funds in the amount of \$75,000.00 to satisfy said engineering costs from the Office of the Director of Finance indicating that funds are available in Account No. HWY H5197 20000 000 1903 008.

It is hereby requested that the Town Board authorize by Resolution D & B Engineers and Architects, P.C. under Contract No. PWC 12-20, On-Call Engineering Services Relative to Environmental Sciences and requests that the Comptroller be directed to issue an encumbrance order for this purpose.

RICHARD W. LENZ.F.E.
COMMISSIONER
DEPARTMENT OF PUBLIC WORKS

RWL/JCT/MR/SC/lk

Attachment

cc: Town Attorney (w/9 copies) Steven C. Ballas, Comptroller Kathy Stefanich, Public Works

Eric Tuman, Commissioner/General Services John Bishop, Deputy Commisioner/Highway

PWC 12-20 - D&B - ON CALL SERVICE REQUEST_75,000



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



Requesting Division/Department

HWY

THIS SECTION TO BE COMPLETED BY DEPARTMENT AI	DMINISTERING ON-CALL CONSULTANT CONTRACT			
Contract Number	PWC 12-20			
Contract Period	01/01/20 - 12/31/21			
Consultant/Contractor D & B	Engineers and Architects, P.C.			
Discipline	Environmental Sciences			
Total Authorization	\$75,000.00			
Resolution No. 807-2019	Date 12/12/2017			
Funded To Date	\$0.00			
Amount Requested	\$75,000.00			
Account To Be Used Hwy H5197 20000 000 1903 008 - 1903 Hwy DB -03				
If Capital Account, State The Related Contract Number: Description Of Work If a Capital Account is used and work is not related to a Capital Project, specify the nature of the requested service that qualifies it as a Capital Expense. SWPPP Review and Inspections				
SWPPP Review and Inspections				
Work To Be Completed In Contract Period: A "No" response will require Town Board authorization to exter	Yes X No			
Required Insurances Are In Effect: A "No" response will prevent further processing of this form.	Yes X No			
Required 50% Performance Bond For This Request In Effect:	Yes No N/A X			
	ount of Bond \$			
Requesting Division/Department	DPW Approval			
Signature DEPUTY COMMISSIONER OF HIGHWAYS Date 2-N-2020	Signature Table Odelic Works Title Commissioner of Public Works Date 2/10/2-			
THIS SECTION TO BE COMPLETED	BY THE DIRECTOR OF FINANCE			
Amount Requested 75,000.00				
Unemcumbered Balance 495,085,30				
Is The Account To Bo Obed Consistent With The Nature Of Work Lis	sted Above? Yes No No			
Signature	Date			



TOWN OF OYSTER BAY





This Section To Be	Completed By The	Department Of F	Public vvorks	
Work Order No.		E.O. No		
	Co	ontract Start	1/1/2020	
Contract No. PWC 12	<u>?-20</u> C	Contract End	12/31/2021	
Commencem	ient Date <u> </u>	- 2020_		
No claim shall be paid for				
Vendor Name and Address				
n 8	k B Engineers and A	rchitects. P.C.		
<i>D</i> 0				
	330 Crossways P	ark Drive		
	Woodbury, NY,	11797		
Requesting Town Department_		HIGHUP	14	
				(516) 677 - 5725
Description of Work to be Performed (Atta	ach Detail If Necess	arv)		
, and the second se		•		
	SWPPP Review and	Inspections		
This work order shall no	t exceed \$			75,000.00
Please notify the above mentio	ned contact perso	n 48 hours pric	or to comme	ncing any work.
Requesting Division/Dep	artment	Departme	nt Of Publi	ic Works Approval
	1.	٠.	<i>د</i> ہ	
Signature Signature	A THOUSAN	Signature _	1 culle	they_
Title COMMISSIONER	OF HIGHWAY		Commissio	ner of Public Works
Date 2-7-206	10	Date	2/10	12=

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works/Highways, by memorandum dated November 22, 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 Environmental Science, resulting in the receipt of nine (9) 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., Cameron Engineering & Associates, LLP, D&B Engineers & Architects, P.C., Lockwood, Kessler & Bartlett, Inc., Nelson, Pope & Voorhis, LLC, and RTP Environmental Associates, Inc. be authorized to perform On-Call Engineering Services in connection with Contract No. PWC12-20, Environmental Science, for a two (2) year term, commencing on January 1, 2020 through December 31, 2021,

NOW, THEREFORE, BE IT RESOLVED, That the request and recommendation as hereinabove set forth are hereby accepted and approved and Cashin Associates, P.C., Cameron Engineering & Associates, LLP, D&B Engineers & Architects, P.C., Lockwood, Kessler & Bartlett, Inc., Nelson, Pope & Voorhis, LLC, and RTP Environmental Associates, Inc. are hereby authorized and directed to provide On-Call Engineering Services in connection with Contract No. PWC12-20, Environmental Science, for a two (2) year term, commencing on January 1, 2020 through December 31, 2021.

44

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 Recused
Councilman Imbroto Aye
Councilman Hand Aye
Councilman Labriola Aye







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

January 28, 2020

Mr. John Tassone
Deputy Commissioner
Town of Oyster Bay
Department of Public Works
150 Miller Place
Syosset, NY 11791

Attn:

Matthew Russo, P.E.

Department of Engineering

Re:

Proposal for 2020 Stormwater Management Program Services

NYSDEC MS4 Permit Compliance Activities

SWPPP Review and Inspections

PWC-12-20

Dear Mr. Tassone:

D&B Engineers and Architects, P.C. (D&B), as the Town's consultant for on-call Environmental Science services, is pleased to provide this proposal to assist the Town in meeting its Stormwater Pollution Prevention Plan (SWPPP) review, approval and inspection obligations under the NYSDEC SPDES General Permit for Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4s). D&B's scope of work involves the tasks described below to be performed on an as-needed basis:

Task 1: SWPPP Reviews, Comments and Approval Recommendations

At the Town's request, D&B will review project-specific SWPPPs submitted to the Town by project applicants. The regulatory aspects of the applicant-prepared SWPPP will be reviewed, including the Notice of Intent (NOI), narrative, maps, drawings, specifications, details, calculations and other provided information. The SWPPP will be reviewed for completeness and consistency with the applicable regulatory provisions of the NYSDEC SPDES General Permit for Stormwater Discharges from Construction Activity, Town Code, and State technical standards: NYSDEC Standards and Specifications for Erosion and Sediment Control (Blue Book) and NYSDEC Stormwater Management Design Manual.

D&B will then review the technical aspects of the SWPPP, including drawings, specifications, proposed best management practices (BMPs), and completeness of the hydrological calculations and/or modeling information submitted as part of the SWPPP. D&B will review the proposed engineering aspects of the SWPPP to evaluate their consistency/conformance with the Blue Book and Stormwater Management Design Manual, and their capability of achieving the pre- and post-construction stormwater management goals and objectives.

Based on the observations made during the regulatory and technical reviews, D&B will submit written comments to the Town for review and transmittal to the project applicant. The project applicant would be

"Facing Challenges, Providing Solutions... Since 1965"

Page 2

Mr. John Tassone Deputy Commissioner Town of Oyster Bay Department of Public Works January 28, 2020

expected to respond by revising the SWPPP and providing any clarifications or missing elements. In order for the Town to officially track its compliance with the MS4 General Permit, we recommend that SWPPP comments, submittals and responses are processed through the Town's typical site plan submittal/review procedures. Once the project applicant resubmits the revised SWPPP to the Town, D&B will then review the revised SWPPP and compile another round of written comments as necessary.

When comments have been adequately addressed by the project applicant and the SWPPP is deemed acceptable, D&B will advise that the NYSDEC MS4 SWPPP Acceptance Form can be signed by the Town and submitted to the project applicant. The project applicant would then be responsible for submitting the NOI and MS4 SWPPP Acceptance Form to NYSDEC to obtain coverage under the Construction Activity General Permit.

Task 2: Jurisdictional Waiver Recommendations

Occasionally, the Town receives requests for waivers from the Town and State SWPPP acceptance and permit requirements due to the claim, by the project applicant, of no discharge to surface waters. D&B will review the provided materials for completeness and consistency with the applicable regulatory provisions of the Construction Activity General Permit, Town Code and NYSDEC guidance including the Frequently Asked Questions Version 3.0. If necessary, D&B will compile written comments for the Town's review and submittal to the project applicant. The project applicant would be expected to respond by revising the provided materials.

It is incumbent on the applicant to prepare documentary evidence that demonstrates, conclusively, the assertion that there is no potential for stormwater discharges from the site to surface waters. If the project applicant has provided sufficient documentation, D&B will advise the Town that a waiver is applicable. If the project applicant cannot provide sufficient information, D&B will recommend that the Town request a SWPPP be prepared by the project applicant for review and approval/acceptance as outlined in Task 1 above.

Task 3: SWPPP-Compliance Site Inspections

The MS4 General Permit requires the Town to inspect any active construction site with a Town-approved SWPPP to ascertain whether the project is generally implementing and monitoring the stormwater controls in accordance with the Construction Activity General Permit, Town Code and approved SWPPP. As part of this task, D&B will conduct SWPPP-compliance site inspections at subject sites at the Town's request/scheduling. At least three inspections are recommended for a typical SWPPP construction activity. Upon Town notifications, D&B would conduct the first inspection after the erosion and sediment controls have been put in place, but before the start of construction. The second inspection would take place around the mid-point of the construction schedule. The final inspection would take place after completion of construction and site stabilization for the Notice of Termination. Follow-up inspections can be scheduled as necessary to ensure observed deficiencies have been corrected by the project applicant.

Mr. John Tassone Deputy Commissioner Town of Oyster Bay Department of Public Works January 28, 2020

Page 3

Each site inspection will include review of the SWPPP documentation maintained on the site by the contractor (e.g., plans, inspection reports, maintenance records, etc.) to ascertain whether it is generally upto-date and consistent with the approved SWPPP. The documentation review will be followed by walking the site to visually inspect erosion and sediment controls, pollution prevention and good housekeeping practices, and post-construction stormwater controls under construction. Photographs will be taken to document observations.

D&B will provide an inspection report to the Town outlining the current status of construction, observed deficiencies, and inconsistencies with the Construction Activity General Permit, Town Code or approved SWPPP that need to be addressed by the project applicant. Upon Town approval, D&B will advise the Town to transmit the inspection report to the applicant for response.

ESTIMATED COST

Estimating a single cost for all reviews and site inspections is not appropriate given many variable and unpredictable elements including, but not necessarily limited to:

- The preparer's and contractor's knowledge of and adherence to the provisions of the Construction Activity General Permit, Town Code, technical standards, and other pertinent regulations;
- The quality and completeness of the documentation; and
- Degree to which the project applicant and contractor are responsive to comments.

For the purposes of administering the work of this proposal, we have estimated our review and inspection efforts based upon ten (10) projects of average complexity (which require Task 1 and Task 3 full services), D&B respectfully requests an initial authorization of \$75,000. Our effort will be invoiced individually by project based upon time actually incurred in completing the above services in accordance with the terms of our contract with the Town.

We have appreciated the opportunity to assist the Town with stormwater management in the past and look forward to continuing those efforts. If there are any questions, please do not hesitate to call Meredith Byers at (516) 364-9890, Ext. 3035.

Steven A. Fangmann, P.E., BCEE

President and CEO

SAF/ESt/kap,nc

221

S. Chakraborti (TOB)

P. Sachs (D&B)

M. Byers (D&B)

◆PX10511\SAF012820JT-Ltr(R01)

WHEREAS, pursuant to public notice, bids were duly solicited, and were regularly received on January 29, 2020 for Contract No. H19-186R, Construction of Highway Improvements for the Fairwater Avenue Area, Massapequa, New York, and said bids were publicly opened and read; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works/Highway, by memorandum dated February 6, 2020, advised that in compliance with the Town's Procurement Policy, the bid proposals received for Contract No. H19-186R, were reviewed by the Consulting Engineer, LiRo Engineers, Inc.; and

WHEREAS, by letter dated February 4, 2020, LiRo Engineers, Inc., recommended the award of Contract No. H19-186R to Thomas Novelli Contracting Corp., the lowest responsible bidder among seven (7) bids received, in the amount of \$4,195,020.00; and

WHEREAS, as per Town policy, \$209,751.00 should be added to the low bid amount for potential quantity increases, for a total bid encumbrance of \$4,404,771.00; and

WHEREAS Commissioner Lenz, by the aforementioned memorandum, concurred with the recommendation of LiRo Engineers, Inc., and recommended the award of Contract No. H19-286R, to Thomas Novelli Contracting Corp., 41 Sarah Drive, Farmingdale, New York 11735, the lowest responsive bidder, in the amount of \$4,195,020.00, with \$209,751.00 for potential quantity increases, for a total bid encumbrance of \$4,404,771.00; and

WHEREAS, the estimated construction time for completion of the contract is two hundred and eighty (280) calendar days, and funds are available through Account No. HWY H5197 20000 000 2003 008,

NOW, THEREFORE, BE IT RESOLVED, That the recommendations as hereinabove set forth are accepted and approved, and Contract No. H19-186R is awarded to Thomas Novelli Contracting Corp., in an amount not to exceed \$4,404,771.00 in accordance with the provisions herein, and the Supervisor and/or his designee is hereby authorized and directed to execute documents accordingly; and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to issue a total encumbrance order in a total amount not to exceed \$4,404,771.00, upon presentation of a duly certified claim, after audit, with funds to be drawn from Account No. HWY H5197 20000 000 2003 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

31

TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO

February 6, 2020

TO:

MEMORANDUM DOCKET

FROM:

RICHARD W. LENZ, P.E., COMMISSIONER

DEPARTMENT OF PUBLIC WORKS/HIGHWAY

SUBJECT:

AWARD OF CONSTRUCTION CONTRACT

CONSTRUCTION OF HIGHWAY IMPROVEMENTS FOR THE FAIRWATER

AVENUE AREA - MASSAPEQUA,NEW YORK

CONTRACT NO.: H19-186R

ACCOUNT NO. HWY H5197 20000 000 2003 008

PROJECT ID NO. 2003HWYDB-02

On January 29, 2020, the Division of Purchasing received bids for the subject project and the consulting engineer reviewed the bids. Thomas Novelli Contracting Corp, 41 Sarah Drive, Farmingdale, NY 11735, Federal ID #: 11-219976-9 submitted the lowest responsive bid among 7 (seven) in the amount of \$4,195,020.00.

Attached is a letter dated February 4, 2020 from the office of Liro Engineers, Inc. recommending the award of this contract to Thomas Novelli Contracting Corp in the amount of \$4,195,020.00. In accordance with Town policy \$209,751.00 should be applied to the low bid amount for potential quantity increases for a total bid encumbrance of \$4,404,771.00.

The estimated construction time for completion of the subject contract is 280 calendar days. Funds are available for the subject contract work in Account No. HWY H5197 20000 000 2003 008.

We concur with the recommendation of Liro Engineers, Inc. and request that Contract No. H19-186R be awarded to Thomas Novelli Contracting Corp in the total bid amount of \$4,195,020.00 and that \$209,751.00 be applied to the low bid amount for a total bid encumbrance of \$4,404,771.00.

RICHARD W. LENZ, PE

COMMISSIONER

DEPARTMENT OF PUBLIC WORKS/HIGHWAY

KWL/ICE/IV

cc: Town Attorney (w/9 copies)

Steven Ballas, Comptroller

Eric Tuman, Commissioner/General Services John Bishop, Deputy Commissioner/Highway

Kathy Stefanich, Public Works

H19-186R_Fairwater_novelli_Award



235 East Jericho Tpke, Mineola, NY 11501 Telephone 516.746.2350

Facsimile 516.747.1396 www.lirc.com

February 4, 2020

Mr. Richard W. Lenz, P.E. Commissioner of Public Works Town of Oyster Bay 150 Miller Place Syosset, N. Y. 11791

Attention: Matt Russo

Re: Bid Review for the Construction of Highway Improvements for the Fairwater Avenue Area Located in Massapequa, New York Contract No. H19-186R Bid No.: PW 029R-19

Dear Commissioner Lenz,

Bids were received on the referenced project on January 29, 2020. Seven (7) contractors submitted proposals. The bids received were as follows:

Thomas Novelli Contracting Corp.

\$4,195,020.00

41 Sarah Drive

Farmingdale, NY 11735

Laser Industries, Inc.

\$4,396,200.00

PO Box 315

Ridge, NY 11961

Roadwork Ahead, Inc.

\$4,717,250.00

96 Madison Av

Westbury, NY 11590

G&M Earth Moving, Inc.

335 Ellsworth St.

Holbrook, NY 11741

\$4,776,000.00

Pratt Brothers, Inc.

45 S 4th Street

Bay Shore, NY 11706

Allen Industries, Inc.

510 Broadway

Amityville NY 11701

\$6,421,990.00

Integrated Construction, Design, and Technology Solutions



Quintal Contracting Corp. 359 Main Street, Suite B Islip, NY 11751

The bid results were very competitive from quality contractors and ranged from \$4,195,020.00 to \$8,246,750.00. The bid price received from Thomas Novelli's Contracting, Corp. (Novelli) in the amount of \$4,195,020.00 is the lowest bid. All seven (7) bids were evaluated by our office and there were a total of three math errors made. The math errors were in the bids received from Roadwork Ahead and Quintal Contracting. Using the corrected values does not change the order of the bids. Novelli is the lowest bidder based upon our evaluation, and based on the range of costs associated with the received bids, we conclude that the low bid is a fair price for the work and the schedule proposed.

Novelli has extensive experience with infrastructure and roadway improvement projects. The scope of work identified for this contract is in their area of expertise. Based on the above analysis, we recommend award of this contract to Thomas Novelli's Contracting, Corp. in the amount of \$4,195,020.00. The tabulation of the bids is enclosed for your use.

If you have any questions or require any further information, do not hesitate to contact me.

Very truly yours,

LiRo Engineers, Inc.

Heather V. Sonnenberg

Sette Vikewalny

Senior Associate Vice President

HVS: DA Enclosures WHEREAS, Richard W. Lenz, P.E. Commissioner, Department of Public Works/Highway, by memorandum dated February 10, 2020, advised that LiRo Engineers, Inc., made a final inspection of the work performed under Contract No. DP17-167-PH2, Expansion of Ellsworth W. Allen Park Phase 2, and has certified by letter dated February 3, 2020, that the Contractor, The LandTek Group, Inc., 235 County Line Road, Amityville, New York 11701, has complied with all of the requirements of the Contract, and Commissioner Lenz, concurs with LiRo Engineers, Inc., that this Contract be accepted as having been completed, and that final payment be made to the Contractor; and

WHEREAS, final construction costs were in the amount of \$323,340.25; and

WHEREAS, the Office of the Town Attorney and the Office of the Comptroller, by memoranda dated December 3, 2019, and December 2, 2019, respectively, have stated that there are no legal obstacles or financial encumbrances of record that would necessitate the withholding of final acceptance of this Contract; and

WHEREAS, the Contractor received a seventy (70) calendar day extension due to winter weather and final approvals for the traffic signal construction from the Nassau County Department of Public Works at no additional cost to the Town of Oyster Bay. Actual work was completed on September 18, 2019,

NOW, THEREFORE, BE IT RESOLVED, That the recommendations as hereinabove set forth, that Contract No. DP17-167-PH2 be accepted as being complete, at a final construction cost of \$323,340.25, are hereby accepted and approved and the Comptroller is hereby authorized and directed to make final payment for same to The LandTek Group, Inc., in accordance with the applicable terms and provisions of the Contract, after the customary review of the engineer's certificate, upon presentation 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

3

TOWN OF OYSTER BAY

INTER-DEPARTMENTAL MEMO

February 10, 2020

TO:

MEMORANDUM DOCKET

FROM:

RICHARD W. LENZ, P.E., COMMISSIONER

DEPARTMENT OF PUBLIC WORKS/HIGHWAY

SUBJECT:

ACCEPTANCE AND FINAL PAYMENT

EXPANSION OF ELLSWORTH W. ALLEN PARK PHASE 2

CONTRACT NO. DP17-167-PH2

Attached herewith is:

- 1. A letter dated February 3, 2020 from The LiRo Group recommending final acceptance by the Town of Oyster Bay.
- 2. The consultant's final engineer's certificate for The LandTek Group dated January 9, 2020.
- 3. A statement from the Town Attorney's office indicating there are no legal hindrances.
- 4. A statement from the Town Comptroller indicating there are no financial hindrances which would delay the acceptance of this contract.

Work under this contract was directed to proceed as of January 2, 2019 to be completed within 150 calendar days on May 31, 2019. The contractor received a 70 calendar day extension due to due winter weather and final approvals for the traffic signal construction from the Nassau County Department of Public Works at no additional cost to the Town of Oyster Bay. Actual work was completed on September 18, 2019.

Final construction costs amount to \$6,466,805.08.

We hereby concur with The LiRo Group that this project be accepted as being completed and that all final payments be made to the contractor after the customary review of the engineer's certificate and claim by the Comptroller.

RICHARD W. LENZ, P.E. COMMISSIONER

DEPARTMENT OF PUBLIC WORKS/HIGHWAY

RWL/JCT/MR/DJH/lk

Attachments

cc: Office of the Town Attorney (w/9 copies) Steven Ballas, Comptroller Joseph G. Pinto, Commissioner/Parks Kathy Stefanich, Administration/DPW

DP17-167-PH2 FINAL ACCEPTANCE

Ę
8
Ě
\geq
<u>0</u>
20
Ļ
<u>_</u>
2
Œ
<u></u>
dol
4

Applicatio	Application for Payment			AIA DOCUMENT G702		
OWNER:	Town of Oyster Bay	PROJECT:	Ellsworth W. Allen Park	APPLICATION NO:	6 - Final	Distribution to:
	74 Audrey Avenue, 4th Floor		45 Motor Ave	PERIOD TO: ,		x OWNER
	Oyster Bay, NY 11771		Farmingdale, NY 11735	CONTRACT DATE:	11/20/18 30-1241, 33-1933, 37-555,	x ARCHITECT
CONTRACTOR:	The LandTek Group, Inc.	Architect:	The LiRo Program	LANDTEK JOB NO. 50	50-1788 & 60-1518	x CONTRACTOR
	235 County Line Road		Three Aerial Way	LANDTEK CUST NO.	JST NO. OYSTO1	
FOR: Ellsworth W.	FOR: Ellsworth W. Allen Park Phase 2 Expansion		10111			
CONTRACTOR'S A	CONTRACTOR'S APPLICATION FOR PAYMENT			The undersigned Contractor certifies that to the best of the Contractor's knowledge, infor-	at to the best of the Contra	actor's knowledge, infor-
Application is made Continuation Sheet,	Application is made for payment, as shown below, in connection with Continuation Sheet, AIA Document G703, is attached	connection with	the Contract,	mation and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the	this Application for Payme ents, that all amounts hav	nt has been completed e been paid by the
1. ORIGINAL CONTRACT SUM	RACT SUM		\$7,010,467.00	Contractor for work for which previous Certificates for Payment were issued and payments received from the Owner and that current payment shown herein is now due.	Sertificates for Payment wit current payment shown	ere issued and pay- herein is now due,
2. Net Change by Change Orders	hange Orders		\$0.00	CONTRACTOR: The LandTek Group, Inc.	Incl	
3. CONTRACT SUA	3. CONTRACT SUM TO DATE (Line 1 + 2)		\$7,010,467.00	By Churthue (Malbertoner	PANIFEP A PERITORS
4. TOTAL COMPLE	4. TOTAL COMPLETED & STORED TO DATE		\$6,466,805.08		NOTARY PUBLIC-STATE OF NEW YORK	WE OF NEW YORK
5. RETAINAGE:				State of New York County of Suffolk	Qualitied in Suffolk Courty	oz 15464 Iffolk, County
a. 5% of Completed Work	Work	\$0.00		Subscribed and sworn to before	My Commission Expires	TO STATE
(Columns D/E on G/U3) b. % of Stored Maferial	/U3} ferial	\$0.00		me this oth day of January 2020		
(Column F on G703))))				
Total Retainage (Line 5a + 5b)	e 5a + 5b)		\$0.00	Notary Public: X Notary	1 JUNIOR	}
6. TOTAL EARNED LES! (Line 4 Less Line 5 Total)	6. TOTAL EARNED LESS RETAINAGE (Line 4 Less Line 5 Total)		\$6,466,805.08	My Commission Expires:	<u> </u>	
7. LESS PREVIOUS	7. LESS PREVIOUS CERTIFICATES FOR PAYMENT	<u> </u>	\$6,143,464.83	AKCHI ECT V GEKTITICALE POK PATMENT	א ואוביא ו	•
(Line 6 From Prior Certificate)	ertificate)			In accordance with the Contract Documents, based on on-site observations and the data comprising this application the Architect certifies to the Owner that to the best of the	ents, based on on-site obsidentials	ervations and the data
8. CURRENT PAYMENT DUE	AENT DUE		\$323,340.25	Architect's knowledge, information and belief the Work has progressed as indicated, the	helief the Work has progre	ssed as indicated, the
9. BALANCE TO FIL	9. BALANCE TO FINISH, INCLUDING RETAINAGE		\$543,661.92	is entitled to payment of the AMOUNT CERTIFIED.	ERTIFIED.	
(Line 3 Less Line 6)				AMOUNT CERTIFIED	\$28	,340.25
	A.—d-1—constants—opposite constants of the constant of the con			(Attach explanation if amount certified differs from the amount applied for. Initial	the amount applied for. Initial	

This Certificate is not negotiate. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Insurance, payment and acceptance of payment are without AIA DOCUMENT G703 - CONTINUATION SHEET FOR G703 - 1992 EDITION - AIA - 1992 - THE AMERICAN INSTITUTE OF ARCHITECTS, 1735 NEW YORK AVENUE, NW., WASHINGTON DC 20000-5292 WARNING: Unicensed photocopying violates US, copyright laws and will subject the violator to legal prosecution. \$0.00 \$0.00 \$0.00 TOTALS
NET CHANGE by Change Order

all figures on this Application and on the Continuation Sheet that are changed to

conforms to the amount certified.)

DELETIONS

ADDITIONS

CHANGE ORDER STATUS

ARCHITECT By:

\$0.00

\$0.00

previous months by Owners Total changes, approved in

Total approved this Month

G702-1992

DETAIL	
-	
<u>ب</u>	
品	
ш	
5	
≥	
>	
~	
۵.	
FOR	
Ω	
T.	
JEST	
Ų,	
ш	
_	
=	,
Ç	
2	

Schedule of Values

:	FILTHER MAN Allow Dowly Discus 2 Expansion			3		Requisition #:	6 - Final	Period Ending:	9/18/19
IIIS.	Worth W. Alleli Fain Fliase & Expansion	O	۵	Э	ц.	Ð		Ŧ	-
4			WORK COMPLETED	PLETED	MATERIALS	TOTAL			
		SCHEDULED	FROM PREVIOUS		PRESENTLY	COMPLETED	%	BALANCE	RETAINAGE
ITCR	DESCRIPTION OF WORK	VALUE	APPLICATION	THIS PERIOD	STORED	AND STORED	Ś	OLO	(IF VARIABLE)
<u> </u>			(D-E)		NOT IN	(D+E+F)	(2) (3) (3)		
		50,000,00	50 000 00	00'0	00'0	50,000.00	100%		2,500.00
~	Clearing and Grubbing	187 200 00	-	00'0	00'0	195,228.00	104%	(8)	9,761.40
7	Unclassified Excavation	107,200.00		0.00	00.0	510.00	120%	3)	25.50
60	Removal of Concrete	60.00		00'0	00'0	60.00	100%		3.00
4	Saw Cut Existing Concrete Pavernerin	185 000 00	131.3	00.0	00'0	131,395.00	80%		6,569.75
ω (Drainable FII	176.175.00		00'0	0.00	243,000.00	138%	(66,825.00)	12,150.00
٥	1008001	00 040 0	8 240 00	00.0	0.00	6,210.00	100%		310.50
<u>~</u> α	Smooth Interior Corrugated Polypropylene Drainage Files 10 Smooth Interior Corrugated Polypropylene Drainage Pipe - 15"	15,950.00	1	00.0	0.00	16,820.00	105%	(870.00)	841.00
3	7	0.000	2 760 00	0.00	00'0	2,760.00	100%		. 138,00
9 5	Smooth Interior Corrugated Polypropylene Dialitage Fipe 200	12,000.00		0.00	00'0	00'0	%0	12,000.00	00.00
] ;	\top	14.400.00	7,824.00	0.00	00'0	7,824.00	54%	6,576.00	391,20
	1			000	000	4.800.00	100%	00'0	240.00
7		4,800.00	4,000.00		000	8 000.00	100%	00.0	300.00
5		6,000.00		00.0	00.0	11,400.00		(7,600.00)	570,00
14	г	3,000.00		000	000	13,300,00	100%	0.00	665.00
15		13,300.00			30.5				
	A Comments for Structures with Metal Reinforcement	179,100.00	54,725.00	0.00	0.00	54,725.00	31%		2,736,25
2 2	7	16,250.00		0.00	00.0	25,740.00	%BCL	(9,490.00)	1,201.00
= 0	┪~	00'066			00'0	21,483.00	21/070		A 01R FO
2 0		138,330.00	-		0.00		100%	(4)	2322
16		45,675.00			0.00		20496	74)	1 438 64
2 6	_	14,084.00			0.00	50,677,00	100%		2,530.00
12	-	50,600.00	50,600.00	0.00	0.00				
6		11,400.00	0.00		00'0		%0	11,400.00	0.00
3 4		811,800.00	9 868,491.00	00.0	00.00	868,491.00	07/01		20.171.01
1	1	40 400 00	10.400.00				100%		
12	5 Inick)	74 000.00		00:0			105%	(3,374,24)	2
8 8	-	33,040.00			00:00	18,920.00	57%		840.00
v		7 400 00		00.0	00.00		•		
28	-	92,000,00	138.365.00			-		(46,36	6,918.25
53	_	250.00		00:00					
္က ႏ		225.00	-			1,305.00	28		
ક્રિક્	1 Sawcutting Existing Abadway Layering and Compact of Maintenance and Protection of Traffic	28,000.00	0.00	00.00	00'0		%0	28,000.00	0.00
2		38 984 00	39,008.00	0.00	00:00	39,008.00	105%	(2,024.00)	1,950.40
[33		20,20,20							

Gaude	55,080.00	55,080.00	00.0	0.00	00.080,cc	NODL	00.0	2,704.00
Polyolefin Coated Chain Link Fending-12' Height, 2" Mesh, 6 Gauge	158,105.00	158,105.00	0.00	0.00	158,105.00	100%	0.00	7,905.25
Polyolefin Coated Chain Link Fending-20' Height, 2" Mesh, 6	60,000;00	60,000.00	00'0	0.00	60,000,00	100%	0.00	3,000.00
Polyger Polygerin Coated Chain Link Fencing-24' Height, 2" Mesh, 6 Cange	38,250.00	38,250.00	00.00	00.00	38,250.00	100%	0.00	1,912.50
Polyolefin Coated Chain Link Fencing-30' Height, 2" Mesh, 6	74 800 00	74.800.00	00:00	0.00	74,800.00	100%	0.00	3,740.00
Polyolefin Coated Chain Link Fence Double Gates	11,645,00	11,645,00	00.0	0.00	11,645.00	100%	00.0	582.25
Backstop for Baseball Fields	44,000.00	44,000.00	0.00	00'0	44,000.00	400%	0.00	2,200.00
Adjusting Manholes	3,500.00	23,800.00	00.0	0.00	23,800.00	%089	(20,300.00)	1,190.00
Adjustment of Surface Inlets	4,600.00	4,600.00	0.00	0.00	4,600.00	100%	0.00	230.00
Temporary Fencing	2,800.00	2,800.00	00'0	0.00	2,800.00	100%	0.00	140.00
Slit Protection for Sediment Control	20,700.00	20,700.00	0.00	0.00	20,700.00	100%	0.00	00.050,1
Strawbales for Sediment Control	40,500.00	0.00	0.00	00'0	0.00	%0	40,500.00	0.00
Silt Protection for Drainage Structures	00.006,8	9,900.00	00.0	00'0	9,900.00	100%	0.00	495.00
Filter Fabric for Windscreen for Fence-6' Height	6,160.00	6,160.00	00'0	000	6,160.00	100%	0.00	308.00
Geofextile Cloth	24,024.00	24,024.00	00'0	0.00	24,024.00	100%	00.0	1,201,20
Triple Shredded Mulch	420.00	1,722.00	00'0	0.00	1,722.00	410%	(1,302.00)	86.10
Hydro-Seeding	30,000.00	12,200.00	00'0	0.00	12,200.00	41%	17,800.00	610.00
Bituminious Tack Coat	300.00	300,00	00.00	0.00	300.00	100%	00:00	15.00
Planting Soci	150,150.00	178,158.42	00.00	00'0	178,158.42	119%	(28,008.42)	8,907.92
Planting Sod for Baseball/Softball Outfields	140,470.00	140,470.00	00.00	0.00	140,470.00	. 100%	00:0	7,023.50
Dense Graded Addregate Base Course/RCA	78,750,00	84,150.00	00.0	0.00	84,150.00	107%	(5,400.00)	4,207.50
New Underground Sprinkler System	215,000,00	182,750.00	00.0	0.00	182,750.00	85%	32,250.00	9,137.50
Prefabricated Storage Building	42,000.00	42,000.00	0.00	0.00	42,000.00	100%	0.00	2,100.00
Decorative Pavers for Bathroom Building	149,240.00	149,240,00	0.00	0.00	149,240.00	100%	00'0	7,462,00
Segmental Block Wall Planters	33,550.00	0.00	00'0	0.00	0,00	%0	33,550.00	00'0
Synthetic Turf Field-Soccer	600,000.00	603,960.00	00'0	0.00	603,960.00	101%	(3,960.00)	30,198.00
Soccer Goals-7' X 21'	5,400.00	6,400,00	00:0	0.00	5,400.00	100%	0.00	270.00
Social Goals-8' x 24'	7,900.00	7,900.00	00'0	00.00	7,900.00	400%	0.00	395.00
Sports Field Striping	30,970.00	30,970.00	00'0	0.00	30,970.00	100%	0.00	1,548.50
Synthetic Turf Field-Baseball	195.775.00	195,775.00	00'0	0.00	195,775.00	100%	0.00	9,788.75
Synthetic Turf Field-Softball	130,190,00	130,190,00	00'0	00.00	130,190.00	100%	0.00	6,509.50
Warning Track Surface	69,920.00	76,544.00	00.0	0.00	76,544,00	109%	(6,624.00)	3,827.2(
145' Length Permanent Mount Auminum Players Bench with								
Back (Galvanized Steel Legs)	5,400.00	5,400.00	00.00	00.00	5,400.00	100%	0.00	270.00
24' Length Portable Aluminum Players Bench with Back				c c	20 007 0	7000	c c	70000
Aiuminum Legs	2,400.00	2,400.00	00.00	0.00	2,400,00	100%	00'0	000000
Baseball Dugout Shelter	60,000.00	00'000'09	0.00	0.00		10076	00.0	0,000.00
Baseball Bases and Accessories	3,520.00	3,520.00	00.0	0.00		100%	0,00	10.00
Portable Pitching Mound for Baseball	9,200.00	8,200,00	00'0	0.00		10001	0.00	400.00
Portable Pitching Mound for Softball	7,500.00	7,500.00	00'0	0.00	7,500.00	100%	0.00	375.00
Foul Poles	25,000.00	25,000.00	00.00	0.00		100%	0.00	1,250.00
Batting Canes	46,000,00	46,000,00	00.0	0.00		100%	0.00	2,300.00
Bocce Courts	32,000,00	32,000.00	0.00	0.00		400%	0.00	1,600.00
Park Befiches	115,000.00	115,000.00	00.0	0.00		100%	0.00	5,750.00
Bleachers-Soccer Field	178,000.00	178,000.00	0.00	0.00		400%	0.00	8,900.00
Bleachers-Baseball and Softball	37,600.00	37,600.00	0.00	00'0		400%	00.0	1,880.00
Trash Recentacies	20 400 001	20.400.00	0.00	0.00	20,400,00	100%	0.00	1,020,00
			-					

		00 080 0	1 00 u	0.00	2,850.00	100%	0.00	142.50
an Plante and Foundation	2,850.001	2,000,00	000	_	181 000 00	100%	0.00	9,050.00
	181,000.00	181,000.00	000	1	507 000.00	100%	0.00	25,350.00
T	507,000.00	507,000.00	0000	_	17 000 00	100%	0.00	850.00
_	17,000.00	17,000.00	0,00					
7	4	000	00 0	0.00	00.00	%0	40,000.00	00:00
84 (Contingency)	40,000.00	00,0	000	00.0	0,00	%0	1,500.00	0.00
7	1,500.00	0.00	00.0	Ĺ	151,352,22	%92	48,647.78	7,567.61
1	200,000.00	151,352,22	00.0		145,000.00	100%	00'0	7,250.00
Т'''	145,000.00	145,000.00	000	_	35,000.00	4004	00'0	6,750.00
_	135,000.00	135,000,00	00.0	\perp	13.000.00	100%	00.0	850.00
7	13,000.00	13,000.00	00.0	1	35 000 00	100%	00'0	1,750.00
7	35,000.00	35,000.00	0.00		35,000,00	100%	00'0	1,750.00
of And Alternate 902-B - Softball Field Scoreboard	35,000.00	35,000.00	0.00		38 000 00	100%	00:0	1,900.00
7	38,000.00	38,000.00	0.00		22222			
Alternative #1		000	00.0	000	24 750 00	75%	8,250.00	1,237.50
97 Demolition	33,000.00	24,750.00	00.0		21 750.00	75%	7,250.00	1,087.50
Т	29,000.00	21,750.00	00.0		7,100.00	5%	134,900.00	355.00
ŧ	142,000,00	00.001,7	0.00	2000	00.0	%0	23,000.00	00.0
	23,000,00	0.00	00.0	200	00.0	%0	21,000.00	0.00
_	21,000.00	0.00	0,00	00.0	000	%0	52,000.00	00.0
	52,000.00	0.00	00.0	000	0.00	%0	18,000.00	0.00
103 Electric	18,000,00	30.0	2000					
Alternative #2		000	000	0.00	0.00	%0	8,140.00	0.00
ga Demolition	8,140.00	00.0	000	000	00.00	%0	7,000.00	0.00
-	7,000.00	00.0	0000	00'0	00.0	%0	23,600.00	0.00
95 Traffic Work	23,600.00	0.00	000	0.00	0.00	%0	120,300.00	0.00
1-	120,300.00	00.00	2					
1.	00 101 010 1	6 486 805 08	0.00	0,00	6,466,805.08	92%	543,661.92	323,340.25
	1,010,4010,1	i postopatio						
						高いない	一個の大学の かんしょう はい	

ä.

TOWN OF OYSTER BAY

Inter-Departmental Memo

DECEMBER 2, 2019

TO:

RICHARD W. LENZ, COMMISSIONER OF PUBLIC WORKS/HIGHWAY

FROM:

STEVEN C. BALLAS, COMPTROLLER

SUBJECT: FINAL ACCEPTANCE

EXPANSION OF ELLSWORTH W. ALLEN PARK PHASE 2

CONTRACT NO DP17-167PH2

In response to your memo dated November 22, 2019, copy enclosed, please be advised that there are no financial hindrances that would delay the acceptance of this contract.

> STEVEN C. BALLAS COMPTROLLER

Enclosure

SCB/jjb:mj

cc: Town Attorney w/enclosure Accounts Payable Division (2)

Reading File

TOWN OF OYSTER BAY Supplemental Inter-Departmental Memo

TO:

JOHN C. TASSONE

DEPUTY COMMISSIONER.

DEPARTMENT OF PUBLIC WORKS

FROM:

RAYMOND J. AVERNA

DEPUTY TOWN ATTORNEY

DATE:

December 3, 2019

SUBJECT:

FINAL ACCEPTANCE

EXPANSION OF ELLSWORTH W. ALLEN PARK PHASE 2 CONTRACT NO. DP17-167-PH2 / THE LANDTEK GROUP, INC.

In reply to your memorandum of November 22, 2019, please be advised that the records of this office disclose no pending litigation or other obstacles which would prevent the final acceptance of the above-referenced project.

In addition, we have reviewed Maintenance Bond No. 9204128 and have approved same as to form. The original Maintenance Bond was forwarded to the Town Clerk.

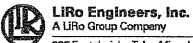
JOSEPH NOCELLA, ESQ.

TOWN ATTORNEY

Raymond J. Averna Deputy Town Attorney

Cc: Comptroller

Town Clerk (w/ original Maintence Bond)



February 3, 2020

Richard Lenz, P.E.

Commissioner of Public Works

Town of Oyster Bay

150 Miller Place, Syosset, New York, 11791

Re: Town of Oyster Bay Expansion Ellsworth Allen Park Phase 2 Contract No. DP17-167-PH2 Final Acceptance

Dear Commissioner Lenz:

LiRo Engineers, Inc. (LiRo) has performed a final inspection of the Expansion of Ellsworth Allen Park Phase 2 for the above referenced contract. The construction was completed on September 18, 2019 and included 220 calendar days to complete the work. The final inspection completed by LiRo indicates that the work was constructed in accordance with the approved plans and specifications and verified that all punch list items were satisfactorily completed by the contractor, The LandTek Group, Inc. (LandTek). LiRo recommends that the Town of Oyster Bay accept this job as final.

The total construction cost for this project is \$6,466,805.08 and the total retainage in the amount of \$323,340.25 should be released to LandTek.

Please feel free to contact me should you require any additional information.

Very truly yours,

LiRo Engineers, Inc.

Heather V. Sonnenberg

Okatha W. Sansal neg

Senior Associate Vice President

Integrated Construction, Design, and Technology Solutions

Office of Town Attorney

WHEREAS, by Resolution No. 807-2019, adopted on December 10, 2019, the Town Board authorized the Department of Public Works to enter into Contract No. PWC12-20, On-Call Engineering Services Relative to Environmental Science, with Cashin Associates, P.C., 1200 Veterans Memorial Highway Hauppauge, New York 11788, for a two (2) year term, commencing on January 1, 2020 through December 31, 2021; and

WHEREAS, Gregory T. Greene, P.G., Director of Environmental Programs, Cashin Associates, P.C., by letter dated January 16, 2020, requested approval of the use of Bay Environmental Consulting, LLC., 123 Bay Avenue Bayport, New York 11705, as a sub-consultant, for testing and analysis services, in connection with the aforesaid project; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works/Highways, by memorandum dated February 10, 2020, requested Town Board authorization for the use of Bay Environmental Consulting, LLC., as a sub-consultant, for testing and analysis services, in connection with the aforesaid project; and

WHEREAS, Commissioner Lenz, by said memorandum, further requested that the Town Board authorize and direct the Comptroller to issue an encumbrance order, in the amount of \$70,000.00, to pay for work done in connection with the aforesaid project,

NOW, THEREFORE, BE IT RESOLVED, That the requests as hereinabove set forth are hereby accepted and approved, and the use of Bay Environmental Consulting, LLC., by Cashin Associates, P.C, as a sub-consultant, for testing and analysis services, in connection with Contract No. PWC12-20, On-Call Engineering Services Relative to Environmental Science, is hereby ratified and approved, and be it further

RESOLVED, That in connection with Contract No. PWC12-20, the Comptroller is hereby authorized and directed to issue an encumbrance order in the amount of \$70,000.00, to pay for work done under Contract No. PWC12-20, and be it further

RESOLVED, That the funds for said payment shall be drawn from Account No. DER A 8090 44500 000 0000; and be it further

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

-#-

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

3

TOWN OF OYSTER BAY

INTER-DEPARTMENTAL MEMO

FEBRUARY 10, 2020

TO:

MEMORANDUM DOCKET

FROM:

RICHARD W. LENZ, P.E., COMMISSIONER

DEPARTMENT OF PUBLIC WORKS/HIGHWAY

SUBJECT:

ON-CALL ENGINEERING SERVICE REQUEST

RELATIVE TO ENVIRONMENTAL SCIENCE

AND USE OF SUB-CONSULTANT

CONTRACT NO. PWC12-20

ACCOUNT NO.: DER A 8090 44500 000 0000

The consultant, Cashin Associates, P.C., has been approved by the Commissioner of Public Works to provide engineering services under On-Call Contract No. PWC12-20 by Resolution No. 807-2019 for the subject project.

As requested by the Department of Environmental Resources, attached is a letter dated January 16, 2020 from Cashin Associates, P.C. regarding the scope of work to be performed in an amount not to exceed \$70,000.00. Services to be performed include technical assistance to the Department of Environmental Resources with various shellfish management programs.

Attached is an availability of funds in the amount of \$70,000.00 to satisfy said engineering costs from the Director of Finance indicating that funds are available in Account No. DER A 8090 44500 000 0000.

Also, the office of Cashin Associates, P.C. requests to utilize, as a sub-consultant, Bay Environmental Consulting, LLC for testing and analysis services relative to this assignment.

It is hereby requested that the Town Board authorize, by Resolution, Cashin Associates, P.C. under Contract No. PWC12-20, On-Call Engineering Services Relative to Environmental Science and requests that the Comptroller be directed to issue an encumbrance order for this purpose, and to authorize, as sub-consultant, Bay Environmental Consulting, LLC.

RICHARD W. LENZ, P. ... COMMISSIONER

DEPARTMENT OF PUBLIC WORKS/HIGHWAY

RWL/JCT/MR/lk

Attachment

cc:

Office of the Town Attorney (w/9 copies)

Steve C. Ballas, Comptroller

George Baptista, Deputy Commissioner/Environmental Resources

Kathy Stefanich, Administrative Division/DPW

PWC12-20 CA DOCKET 2020 SM FUNDS



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



Requesting Division/Department

ENVIRONMENTAL RESOURCES

THIS SECTION TO BE COMPLETED BY DEPARTMENT A	DMINISTERING ON-CALL CONSULTANT CONTRACT			
Contract Number	·			
	JANUARY 1, 2020 - DECEMBER 31, 2021			
	CASHIN ASSOCIATES, P.C.			
	ENVIRONMENTAL SCIENCE			
Total Authorization	\$105,000.00			
Resolution No. 807-201	9 Date 12/10/2019			
Funded To Date	\$35,000.00			
Amount Requested	· •			
	090 44500 000 0000			
Description Of Work If a Capital Account is used and work is not related to a Capit requested service that qualifies it as a Capital Expense.	FISH MANAGEMENT PROGRAMS - 2020 Yes X No end the contract period. Yes X No			
	nount of Bond \$			
Requesting Division/Department	Only To Be Executed By The Commissioner			
Signature Dille In length langer				
Title DEPUTY COMMISSIONER				
Date FAB 5, 2020	Date 2/10/20			
THIS SECTION TO BE COMPLETE	D BY THE DIRECTOR OF FINANCE			
Amount Requested 70,000, US				
Unemcumbered Balance Zov, 300 05				
Is The Account To Be Used Consistent With The Nature Of Work	Listed Above? Yes No.			
Signature	Date			



TOWN OF UYSIEK DAI

WORK ORDER



EN AOR					
This Section To	Be Completed I	By The Departmer	nt Of Pu	blic Works	
Work Order No.		E.O. No	o		
		Contract Sta	ırt	1/1/2020	
Contract No. PW	/C12-20	Contract Er	nd	12/31/2021	,,,, ,,, ,, ,, ,, ,, ,, ,, ,, ,, ,, ,,
		1/1/2020			
No claim shall be paid					
No claim shall be paid	tor work heri	Office prior to			
Vendor Name and Address					
-	CASHIN AS	SSOCIATES, P.C.	•		
	1200 VETERANS	MEMORIAL HIG	HWAY		•
	HAUPPAUGE	, NEW YORK 11	788		
Requesting Town Departm	ent	ENVIRON	MENTA	L RESOURC	ES
Cont	tact GEOR	GE BAPTISTA		Phone	516-677-5712
Description of Work to be Performed	(Attacif Detail if	14000000137			
					C 2020
ENGINEERING SEF	RVICES FOR SH	ELLFISH MANAG	EMEN	PROGRAM	5 - 2020
		. ^			70,000
This work order shal					
Please notify the above m	nentioned conta	ct person 48 ho	urs pric	or to comme	ncing any work.
Requesting Division	/Department	Dep	artme	nt Of Publ	ic Works Appr By The Commission
	> .		_	- 6	
Signature	2	Signa	ature		
Title DERLY Co	MMOSTON	-		Commissio	oner of Public Wo
Date (43 5, 2	2020	_	Date _	2/10/	20
		-			

January 16, 2020

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

Attention: George Baptista, Department of Environmental Resources

RE: Request for Authorization for 2020: DPW Contract PWC 12-20
On-Call Engineering Services Relative to Environmental Science –
Shellfish Management for 2020

Dear Commissioner Lenz:

Cashin Associates, P.C. (CA) is submitting this proposal to provide technical assistance to the Department of Environmental Resources relative to the Town's shellfish management program for 2020. This request will include participation by a subconsultant (Bay Environmental Consulting, LLC) for assistance with field sampling and analysis work.

As part of our services during 2020 and prior years, CA assisted the Town with shellfish management and related marine resource issues. This work included sediment and benthic community investigation/mapping, shellfish surveys, water quality investigations and development of resource management recommendations for Oyster Bay Harbor/Cold Spring Harbor, South Oyster Bay, and Hempstead Harbor. This authorization will provide for a continuation of services relating to shellfish management provided to the Town of Oyster Bay, and specifically the continuation of the shellfish stock assessments, sediment condition mapping and shellfish resource assessments initiated in prior years. Additional tasks will be included in the 2020 services required by the Town.

Background Information

Oyster Bay Harbor/Cold Spring Harbor — Oyster Bay Harbor/Cold Spring Harbor contains important hard clam and oyster resources that support a substantial fishery on public and leased grounds. The Town is committed to protecting and enhancing the long-term viability of the resource and, to that end, has developed and implemented bay management programs to preserve water quality and ecological resources in the harbor complex. The shellfish resources of the Harbor are not only important to commercial and recreational

1/16/20
Page 2

shellfishing, but they also play an important ecological role in the health of the harbor by providing filtering capacity, food for waterfowl and other species, and other ecological benefits.

The services provided by CA in 2020 were directed at providing the technical data and recommendations required by the Town to manage and protect the harbor and its shellfish resources, as well as other technical support as needed during the course of the year.

Shellfish population surveys of the harbor have been performed by CA in 1999, 2007, 2011, 2013, and 2018. The surveys provided data on the distribution and abundance of hard clams and other shellfish, and were utilized to assess the health of the shellfish populations. In 2014, CA completed a detailed study of the Town's Bay Management Area, and in 2015 performed an investigation of sediment type/condition in the inner harbor areas. The prior surveys have provided data to monitor long-term trends in shellfish abundance, and to estimate sustainable yields for the resource. Analysis of shellfish population health and estimated sustainable yield has enabled the Town to assess the effect of harvesting pressure on the resource, and determine the number of commercial shellfish permits that should be issued. The shellfish data also provided information useful to the harbor seeding programs and other habitat enhancement projects. Periodic shellfish surveys are important to ensure that the data are available to the Town for monitoring the status of the resource and the harvesting pressure that can be sustained.

The data collected in 2015 through 2018 enabled the identification of underwater lands that are optimal for shellfish growth and survival, and provided a scientific basis for selecting areas for shellfish seeding programs and sanctuary placement. Work in 2019 expanded on the use of sediment mapping to identify optional shellfish habitat in the harbor. Establishment of sanctuary areas can not only help sustain shellfish resources in the bay, but also have benefits for water quality by providing filtering and removal of contaminants. CA also assisted the Town with recommendations on the suitable locations for planting of seed clams and oysters. Work in 2019 also included assistance to the Town in establishing new bay management areas.

South Oyster Bay – CA's work in South Oyster Bay over the past 20 years has included: shellfish stock survey, eelgrass field assessment, brown tide monitoring, wetland condition assessment, water quality investigations, and other studies relevant to shellfish resources. CA has also assisted in providing field data for shellfish seeding initiatives.

Town of Oyster Day Dr w 1/16/20 Page 3

Hempstead Harbor - CA has assisted with shellfish management in Hempstead Harbor by conducting shellfish and benthic surveys and related water quality investigations.

Scope of Services for 2020

Based on the above considerations and discussion with the Town, services to be provided during 2020 will include the following:

- 1. Continuation of the sediment study initiated in prior years, to complete the data collection and analysis for all public underwater lands in Oyster Bay/Cold Spring Harbor including leased areas. This task includes field investigation and sample analysis sufficient to create sediment and benthic maps of key areas of Oyster Bay Harbor and Cold Spring Harbor, to be used to identify potential sanctuary and seeding areas based on scientific analysis, and to assess the quality of sediments in the harbor. The sediment mapping will be useful for interpreting data obtained from studies of suspended sediment and siltation to be performed in the harbor.
- 2. Completion of shellfish surveys to obtain information on the current status of the stock and estimates of sustainable yield, or the analysis of existing survey data to assess standing stock, harvest limits and management objectives.
- 3. Technical assistance with the proper placement of seed clams and oysters to ensure that they are placed on lands favorable to growth and survival, based on the data collected under item 1 above.
- 4. Technical advice as to the best location for possible shellfish sanctuaries and bay management areas, including possible establishment of areas providing shellfish filtering to improve water quality.
- 5. Any follow-up technical consulting relating to pending, past or future legal actions involving shellfisheries, including the actions contesting the legality of the shellfish leases.
- 6. Utilization of the sediment data collected under tasks 1 and 2 above, to identify possible areas to locate shellfish reserves that can improve water quality in deteriorated areas of the harbor.
- 7. Attendance at shellfish management meetings, other hearings or public meetings as deemed appropriate by the department.
- 8. Sampling of clams to help investigate possible causes of stress and mortality of clams in the harbor.
- 9. Technical assistance with ways to best utilize the newly established bay management areas to enhance shellfish populations and environmental conditions in the harbor.
- 10. Review of shellfish landing data provided by NYSDEC to examine trends in harvest.

Town of Oyster Bay DFW 1/16/20 Page 4

CA recommends that a budget of \$70,000 be established for this work. This includes an amount for sediment testing and related direct expenses needed for the shellfish habitat investigation and mapping, as well as field work needed to collect samples and investigate environmental conditions in the harbor. CA understands that the Town will identify specific assignments to be undertaken by CA during the year.

CA's projected breakdown of the fee is given in the attached table.

Please do not hesitate to call me if you have any questions.

Very truly yours,

CASHIN ASSOCIATES, P.C.

Gregory T. Greene, P.G

Director of Environmental Programs

GTG/mag

1:\PROPOSALS\Proposals\Proposals and Quals\Town of Oyster Bay DPW\2020 Proposals\2020-008-Shellfish Mgmt 2020\2020-008 Lenz Proposal Ltr-Shellfish Mgmt.doc



Request for Authorization for 2020: On-Call Engineering Services Relative to Environmental Science

Shellfish Management for 2020

BREAKDOWN BY PERSONNEL/HOURS

Title		Rate	Total Hours	Fee
Principal	\$	175.00	120	\$ 21,000.00
GIS Specialist	\$	125.00	80	\$ 10,000.00
Environmental Scientist	\$	125.00	144	\$ 18,000.00
Asst. Biologist/Ecologist	\$	80.00	100	\$ 8,000.00
Environmental Technician	\$	80.00	100	\$ 8,000.00
TOTALS			544	\$ 65,000.00
Subconsultant Expenses: Subconsultant- Bay Environmental Consulting L.L.C Sampling equipment, boat supplies, sediment grain size analysis, and other support services as needed depending on project requirements.				5,000.00

Total Budget: \$

70,000.00

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works/Highways, by memorandum dated November 22, 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 Environmental Science, resulting in the receipt of nine (9) 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., Cameron Engineering & Associates, LLP, D&B Engineers & Architects, P.C., Lockwood, Kessler & Bartlett, Inc., Nelson, Pope & Voorhis, LLC, and RTP Environmental Associates, Inc. be authorized to perform On-Call Engineering Services in connection with Contract No. PWC12-20, Environmental Science, for a two (2) year term, commencing on January 1, 2020 through December 31, 2021,

NOW, THEREFORE, BE IT RESOLVED, That the request and recommendation as hereinabove set forth are hereby accepted and approved and Cashin Associates, P.C., Cameron Engineering & Associates, LLP, D&B Engineers & Architects, P.C., Lockwood, Kessler & Bartlett, Inc., Nelson, Pope & Voorhis, LLC, and RTP Environmental Associates, Inc. are hereby authorized and directed to provide On-Call Engineering Services in connection with Contract No. PWC12-20, Environmental Science, 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	Recused
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Aye



WHEREAS, by Resolution No. 817-2019, adopted on December 10, 2019, the Town Board authorized the Department of Public Works to enter into Contract No. PWC31-20, On-Call Engineering Services Relative to the Operation and Development of the Old Bethpage Solid Waste Disposal Complex, to D & B Engineers and Architects, P.C., 300 Crossways Park Drive Woodbury, New York 11797, for a two (2) year contract term, commencing on January 1, 2020 through December 31, 2021; and

WHEREAS, Steven A. Fangman, P.E., President and Chief Executive Officer, D & B Engineers and Architects, P.C., by letter dated January 20, 2020, requested approval of the use of EMSL Analytical, Inc., 528 Mineola Boulevard Carle Place, New York 11554, as a subconsultant, for hazardous materials analysis services, in connection with the aforesaid project; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works/Highways, by memorandum dated February 10, 2020, requested Town Board authorization for the use of EMSL Analytical, Inc., as a sub-consultant, for hazardous materials analysis services, in connection with the aforesaid project; and

WHEREAS, Commissioner Lenz, by said memorandum further requested that the Town Board authorize and direct the Comptroller to issue an encumbrance order, in the amount of \$160,000, to pay for work done in connection with the aforesaid project,

NOW, THEREFORE, BE IT RESOLVED, that the requests as hereinabove set forth are hereby accepted and approved, and the use of EMSL Analytical, Inc., by D & B Engineers and Architects, P.C, as a sub-consultant, for hazardous materials analysis services, in connection with Contract No. PWC31-20, On-Call Engineering Services Relative to the Operation and Development of the Old Bethpage Solid Waste Disposal Complex, is hereby ratified and approved, and be it further

RESOLVED, that in connection with Contract No. PWC31-20, the Town Comptroller is hereby authorized and directed to issue an encumbrance order in the amount of \$160,000, to pay for work done in connection with the aforesaid project, and be it further

RESOLVED, that the funds for said payment shall be drawn from Account No. DER SR05 8160 44800 000 0000; and be it further

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

#...

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

Opp

TOWN OF OYSTER BAY

INTER-DEPARTMENTAL MEMO

FEBRUARY 10, 2020

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

AND USE OF SUB-CONSULTANT

CONTRACT NO. PWC31-20

ACCOUNT NO.: DER SR05 8160 44800 000 0000

The consultant, D&B Engineers & Architects, P.C. has been approved by the Commissioner of Public Works to provide engineering services under On-Call Contract No. PWC31-20 by Resolution No. 817-2019 for the subject project.

Attached is a letter dated January 20, 2020 from D&B Engineers & Architects, P.C. regarding the scope of work to be performed in an amount not to exceed \$160,000.00. Services to be performed include preparation of the RFP for management of solid waste and recyclables.

Attached is an availability of funds in the amount of \$160,000.00 to satisfy said engineering costs from the Director of Finance indicating that funds are available in Account No. DER SR05 8160 44800 000 0000.

Also, the office of D&B Engineers & Architects, P.C. requests to utilize, as a sub-consultant, EMSL Analytical, Inc. for hazardous materials analysis, as part of this work.

It is hereby requested that the Town Board authorize, by Resolution, D&B Engineers & Architects, P.C. under Contract No. PWC31-20, On-Call Engineering Services Relative to Operation and Development of the Old Bethpage Solid Waste Disposal Complex and requests that the Comptroller be directed to ssue an encumbrance order for this purpose, and that EMSL Analytical, Inc. be authorized as a sub-consultant.

ICHARD W. LEŃZ, P. COMMISSIONER

DEPARTMENT OF PUBLIC WORKS/HIGHWAY

RWL/JCT/MR/lk

Attachment

CC:

Office of the Town Attorney (w/9 copies)

Steve C. Ballas, Comptroller

George Baptista, Deputy Commissioner/Environmental Resources

Daniel Pearl, Deputy Commissioner/Public Works Kathy Stefanich, Administrative Division/DPW

PWC31-20 D&B DOCKET 2020 SWTF FUNDS



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



Requesting Division/Department

ENVIRONMENTAL RESOURCES

	PWC31-20			
	PWC31-20			
	JANUARY 1, 2020 - DECEMBER 31, 2021			
	CASHIN ASSOCIATES, P.C.			
	OPERATION AND DEVELOPMENT OF O.B.S.W.D.C,			
Total Authorization	\$235,250.00			
Resolution No.	817-2019 Date 12/10/2019			
Funded To Date	\$0.00			
Amount Requested	\$235,250.00			
Account To Be Used	DER 5105 8160 44800 000 0000			
Description Of Work If a Capital Account is used and wor requested service that qualifies it as				
2020 SERVICES FOR PI	REPARATION AND ASSISTANCE WITH THE NEW SOLID WASTE			
DISPOSAL CO	NTRACT, AND VENDOR & REGULATORY OVERSIGHT			
Work To Be Completed In Co A "No" response will require Town E	ontract Period: Yes / No			
Required Insurances Are In E A "No" response will prevent further				
Required 50% Performance Bond F	or This Request In Effect: Yes No N/A			
	Amount of Bond \$			
Requesting Division/Dep	Only To Be Executed By The Commissioner			
signature A	Signature Richa Fen			
	Commissioner of Public Works			
Date 2 - 7 · 2020				
THIS SECTION TO	BE COMPLETED BY THE DIRECTOR OF FINANCE			
Amount Requested 2	35,250.00			
Unemcumbered Balance 6	9=,202.20			
The Account To Be Used Consistent With	The Nature Of Work Listed Above? Yes No No			
ignature	Date			



TOWN OF OYSTER BAY





This Se	ction To Be Complete	ed By The Department	Of Public Works	
Work Order No.		E.O. No.		
			1/1/2020	
Contract No.	PWC31-20		12/31/202	
		JANUARY 1, 2020		
No claim shall be	paid for work pe	erformed prior to t	he Commen	cement Date
endor Name and Address				
	CASHIN	ASSOCIATES, P.C.		
	1200 VETERA	NS MEMORIAL HIGHV	VAY	
	HAUPPAU	GE, NEW YORK 11788	3	
				•
Requesting Town De	epartment	ENVIRONME	NTAL RESOUR	CES
,	Contact MATT	HEW RUSSO, P.E.	Phone	516-677-5719
escription of Work to be Per	formed (Attach Detai	! If Necessary)		
	·			
2020 SERVICES F	OR PREPARATION	AND ASSISTANCE W	ITH THE NEW S	SOLID WASTE
		D VENDOR & REGULA		
DIGFOG	AL CONTRACT, 7 IVI	D V Inst () D () C ()		
				Ä
This work order s	shall not exc	eed \$		235,250.00
		ntact person 48 hours	prior to comm	encing any work.
	ision/Departmer	nt Depart	tment Of Pub	lic Works Approval By The Commissioner
Signature	3	Signatu	e Bula	Onle
Title DEPun	Commissione	<u>-</u>	Commiss	ioner of Public Works
	7 1	— Da	te 2/4/	- ス カ



February 3, 2020

Richard Lenz, P.E. Commissioner Department of Public Works Town of Oyster Bay 150 Miller Place Syosset, NY 11791-5699

Attention: Matt Russo, P.E.

Re: Contract PWC 31-20 - - On-Call Services for Operation and Development of the Old Bethpage Disposal Complex

Dear Commissioner Lenz:

Pursuant to Town Board Resolution 817-2019, Cashin Associates, P.C. (CA) is pleased to present this revised fee proposal for ongoing services under the above referenced contract. The proposed fees are for CY 2020 and are based upon 1) our technical proposal of November 14, 2019, 2) the tasks undertaken by CA under the previous on-call agreement, and 3) our understanding of the important tasks that will need to be accomplished in 2020.

To recap, CA enters 2020 having performed the following solid waste management tasks for the Town of Oyster Bay in 2019:

- Evaluated and recommended the Apex landfill as a disposal site for MSW
- Submitted a DEC TAGM analysis for glass recycling
- Assayed street sweepings for volume and trace contaminants
- Finalized the Town SWMP based on NYS DEC comments on the draft
- Revised the Part 360 Permit Engineering Report, to include the new recycling agreement with Hempstead Sanitary District No. 1 and new glass recycling procedures
- Attended OBSWDC operations meetings
- Tested the environmental conditions at the M-Pire site at the OBSWDC
- Prepared annual reports for submittal to DEC
- Began an investigation of environmental conditions at the recently abandoned OBSWDC site occupied by Laser Industries.
- Initiated, as chair of the Solid Waste Task Force, the preparation of a G.M.L. §120-w RFP for the comprehensive handling and disposal of the Town's residential solid waste.

For CY 2020, CA anticipates being called upon to assist the Town with the following solid waste task groups:

Task Group A. Preparation of Waste and Recycling Contracts/Planning and Design of New Solid Waste Facilities

- Preparation of a 120-w RFP for disposal of the Town's solid wastes, begun in 2019, will be of paramount importance in the first half of 2020. CA will continue to chair the Solid Waste Task Force assigned the responsibility of developing the new RFP for disposing of the Town's residential solid waste. Unlike the previous RFP, this one will:
 - 1) Emphasize all components of the waste stream
 - 2) Allow vendors to utilize parcels at the OBSWDC previously occupied by tenants
 - 3) Allow vendors to accept out-of-town recyclables
 - 4) Consider innovative technologies for waste reduction, processing and/or disposal
- CA will assist DPW in evaluating vendor proposals for replacing or renovating the Transfer Station, scale house, tarping station, etc., or for new facilities such as baler building, off-site transloading station, relocated Transfer Station, or even a new recycling facility (e.g. MRF). CA has considerable recent experience in providing these services for both the public and private sector, as described elsewhere in this proposal. We would expect to work closely with key Town personnel and prominent solid waste handling vendors to ensure that a balance is struck among the Town's needs, the requirements of the regulatory agencies, and the practical costs and benefits of addressing those needs.

Task Group B. Private Vendor Liaison/Evaluation of Proposed Waste Disposal Facilities

Liaison will pertain to long-term vendors (e.g., the firms operating the solid waste transfer station and the single stream, glass and yard waste disposal contractors), as well as short-term vendors that may be called in during the course of the year to undertake smaller or temporary tasks. CA's responsibilities will typically entail monitoring the work progress and the quality of services provided by the private vendors, reporting to the Town any deficiencies in the vendors' work, meeting with the Town to discuss problems with the vendors' work, and conveying the Town's requirements for correcting deficiencies back to the vendor.

As directed by the Town, CA will document in writing all problems involving the activities of the on-site private vendors in order to create a suitable "paper trail" for facilitating actions by the Town to address or correct unsatisfactory vendor performance. CA will also review contract documents which cover services provided by each private vendor to ensure that the vendor's work product complies with contract specifications and NYSDEC regulations.

• CA will attend regular meetings with the Town and the solid waste and recyclables hauling contractors. These meetings will be held at intervals to be determined by the Town, as required to ensure smooth continuous operations or to address any significant problems. Such meetings typically include the following agenda items: conditions of transfer station and haul roads, changes in key personnel, and status of vendor subcontracts. CA's main responsibilities under this task will be to provide the Town with technical consultation, and to record meeting notes and issue written minutes, and to ensure that the haulers' operations are in conformance with their contracts with the Town.

Cashin Associates, P.C. · Engineering · Planning · Construction Management

• CA will provide engineering, environmental and technical evaluation of in-state or out-of-state disposal facilities in use and/or proposed by private on-site vendors. CA can provide whatever back-up technical evaluation is required by the Town including: condition surveys, environmental compliance assessments, code compliance inspections, review of designs for facility modifications, pre-demobilization surveys, and operational efficiency reviews. Potential waste disposal facilities include sanitary landfills, recycling facilities and waste to energy plants, as well as intermediate waste transfer stations. Currently, CA is following an established protocol to evaluate alternative MSW disposal sites proposed by Winters Bros. Recycling.

Task Group C. Solid Waste Management Plan (SWMP) Implementation

- As part of this task, CA will ensure that the Town remains mindful of the policies and practices outlined in the SWMP, especially as they pertain to implementing the solid waste management objectives contained therein (Chapter 7), as well as the revised Part 360 regulations, including and especially recently revised reporting requirements. Some of the important implementation objectives scheduled for 2020 include collection of data on commercially generated waste, C&D debris, and waste flows associated with other solid waste facilities in the Solid Waste Disposal District.
- As of 2017, the SEQR requirements for SWMPs have been removed. Thus, no Draft Generic Environmental Impact Statement (DGEIS) is needed.

Task Group D. Design Review and Oversight of Construction Activities

- This task pertains to modifications of existing facilities or construction of non-major, new facilities. (CY 2020 is <u>not</u> expected to be impacted by the results of the new 120-w RFP solicitation currently being prepared.) Under this task, CA will perform design work and land surveys, prepare bid documents, and provide on-site inspection services during the course of any contract work.
- If this task involves repairs, CA will oversee all repairs and replacement of structures and equipment, to ensure that such work is performed in accordance with system requirements (including manufacturer specifications) and is consistent with acceptable general work practices.
- Such services may be called upon for transfer/tarping station modifications, circulation pattern improvements, further development of the so-called yard waste deck, the areas previously occupied by lessees or the C & D storage area.

Task Group E. Revision of the Town's Part 360 Permit/Consultation

- CA will assist in identifying, completing, processing and following-up on revisions, modifications and renewals of Town permits and registrations relating to its solid waste management facilities. CA can prepare the applications and associated documentation on behalf of the Town, as well as discuss permit requirements with regulatory agencies. For many years, CA has successfully obtained a series of NYSDEC Part 360 operation permits for the OBSWDC. The most recent five-year permit was issued in June 2018. This past year, an update to the Engineering Report was triggered by the revision to the Town's single stream recycling (SSR) program.
- In addition, CA will be available in an on-call capacity to provide technical assistance to the Town with regard to any unexpected issues that may arise relative to the Town's solid waste management program. These may include, at the Town's direction, review of permit requirements for new and modified facilities, technical assistance in preparing permit applications, responding to notices of violation, interaction with NYSDEC to ensure that permit applications are complete, technical assistance in responding to NYSDEC regarding other permitting issues, and similar activities. Other engineering, planning, or inspection services can be provided as required.
- If required, CA will assist the Town in completing and filing with NYSDEC the 2019 Transfer Station Facility Annual Report.

Task Group F. Meetings and Correspondence with Regulatory Agencies

- At the Town's request, CA will attend meetings with representatives of regulatory agencies (e.g., U.S. EPA, NYS Department of Law, NYS Department of Environmental Conservation, Nassau County Department of Health, Nassau County Department of Public Works, etc.). In the past few years, CA has been heavily involved in such inter-agency coordination as a result of the Town's renewal of its Part 360 permit as well as post-Sandy debris stockpiling, disposal and reporting. CA will prepare minutes of each such meeting in order to provide a written record of the participating personnel, issues discussed, and the understandings reached.
- This task will entail drafting letters for transmitting documents or otherwise simply updating regulatory agencies on the status of the Town's solid waste programs. It is also recommended that notices be provided to these agencies advising them of any milestones achieved by the Town in its efforts to comply with regulations. All such correspondence will be submitted in draft form for the Town's review prior to agency submission. CA, on behalf of the Town, recently prepared and submitted to NYSDEC an economic (TAGM) analysis of curbside collection and disposal of separated glass.

Task Group G. Miscellaneous Services

- If called upon, CA will provide analysis and recommendations on policy issues related to waste regulations, regional trends in solid waste management, union work rules, state-of-the-art in collection and processing equipment, the interstate regulation of waste flows, and new developments in rail haul regulations.
- As requested by the Town, CA will conduct supplemental engineering inspections of the facilities at the OBSWDC. These inspections will typically entail the supervision of major repairs, punch list inspections for contract close-outs, or trouble-shooting tenant related issues. CA will be continuously available on an on-call basis, including during off-hours (i.e., nights, weekends, and holidays) to attend to emergency situations.
- CA proposes to continue technical assistance going forward as required for the remaining tenant at the OBSWDC. CA will regularly continue to monitor that tenant's activities to ensure that they pose no threats to the environment, create unsafe conditions, or interfere with landfill operations. For the three vacated parcels, we will continue the program of environmental testing begun in 2018 and 2019 to ensure that all properties are remediated to the appropriate standards.

CA proposes to perform the scope of services described herein under Contract No. PWC-31-20 as authorized by Town Board Resolution 817-2019. In addition, CA hereby proposes to utilize the services of Germano & Cahill, P.C. as a subconsultant. G & C's knowledge and experience with legislative solid waste issues on Long Island, including existing and proposed statutes and waste flow control findings, will provide a valuable perspective to the Solid Waste Task Force as it continues to develop a new 120-w RFP for MSW/recyclables disposal. Their proposal is attached.

We respectfully request that the Town authorize a sum of \$235,250. for continuation of our services. A breakdown of this total by task grouping is provided in the attached table.

As always, we appreciate this opportunity to continue our solid waste consulting services to the Town of Oyster Bay. Please let me know if you have any questions or desire additional information.

Respectfully submitted,

CASHIN ASSOCIATES, P.C.

alful Chywl

Alfred J. Angiola, P.E.

President

AJA/ck Enclosure P# 2020-007

i 'uproposals proposals iproposals and quals down of oyster bay dpw/2020 proposals 2020-007 - contract time 31-20 on-call for ob disposal complex does

Cashin Associates, P.C. · Engineering · Planning · Construction Management

Fee Proposal for CY 2020 Engineering Services Operation and Development of the Old Bethpage Disposal Complex Contract PWC 31-20

Task Group	Hourly Billing Rate *	Hours	Task Fee
A	\$175. \$125.	500 260	\$120,000
В	\$175. \$125.	200 40	\$40,000
С	\$175. \$125.	20 100	\$16,000
D	\$175. \$125.		No Assignments Anticipated At This Time
E	\$175. \$125.	80 20	\$16,500
F	\$175. \$125.		No Assignments Anticipated At This Time
G	\$175. \$125.	10 40	\$6,750
			\$199,250
\$2		Germano & Cahill, P.C.	\$36,000
		Total Fee:	\$235,250

^{*} Principals' billing rate is \$175./hour Engineers'/Planners' billing rate is \$125./hour

GERMANO & CAHILL, P.C.

Of Counsel to MEYER, SUOZZI, ENGLISH & KLEIN, P.C.

Guy W. Germano Michael J. Cahill G. William Germano, Jr. Meghan Healy, *Of Counsel*

January 7, 2020

Via E-Mail

Mr. Alfed Angiola, P.E. Cashin Associates P.C 1200 Veterans Memorial Highway Suite 200 Hauppauge N.Y. 117187

Re: Preparation of RFP for Town of Oyster Bay

Dear Mr. Angiola:

We appreciate your consideration of Germano & Cahill, P.C. to assist Cashin Associates in the preparation of a Request for Proposals for the Town of Oyster Bay. This letter will outline the terms of our participation. If it is acceptable, you may execute this letter as provided below.

Scope of Representation

You have asked us to participate in a team of engineers, consultants and other professionals to provide options to the Town of Oyster Bay for the procurement of solid waste, composting and recycling services upon the expiration of the Town's current contracts for these services in 2020. Our contribution to these efforts will be directed to procurement methods and potential contractual provisions that may be of benefit to the Town. We will attend meetings and discussions with Cashin Associates and other team members under the direction of Cashin, and prepare such written materials and deliverables as needed to present a range of options to the Town.

Our billings for these services as a member of the advisory team will be made to Cashin, which will bill the Town for team services, including ours. However, insofar as we are directed to prepare bidding documents, contracts, or memoranda for the use of the Town, or to provide other legal services to the Town, it is accepted and agreed that our attorney-client relationship will be solely with the Town of Oyster Bay.

This agreement will commence upon execution and extend through December 31, 2020 and may be extended by mutual agreement thereafter.

Attorneys at Law
4250 Veterans Memorial Highway • Suite 275 • Holbrook, NY 11741
T: (631) 588-8778 • F: (631) 588-2550 • www.germanocahill.com

Mr. Alfred Angiola January 7, 2020 Page 2

Following execution of this agreement, we anticipate approximately 110-130 hours of work through December 31, 2020, or \$36,000 - \$42,000 in fees.

Fees and Costs

Our billing to you for services rendered will be based upon our hourly fees and the costs and expenses we incur in the course of our services. I expect to perform the work on this matter, but if additional research becomes necessary, an associate may be assigned to assist. The hourly billing rates for attorneys and paralegals in our firm are as follows:

Michael J. Cahill	\$325.00
Guy W. Germano	\$325.00
Associates	\$210.00
Paralegals	\$ 70.00

These rates will be inclusive of all office overhead and ordinary expenses. All work assignments will be made, to the extent feasible, so as to maximize our legal effectiveness and our time efficiency, and to minimize your legal expenses. We do not expect to incur significant costs in the course of our services to you, and do not expect to request that you reimburse us for our ordinary expenses. In the event that it becomes necessary to incur an unexpected cost that will require reimbursement, we will obtain your consent before incurring it.

Resolution of Fee Disputes

In accordance with Part 137 of the Rules of the Chief Administrator of the Courts, you have the right to request arbitration of any dispute regarding fees charged by us where the fees in dispute are between \$1,000.00 and \$50,000.00. In the event such a dispute arises, and we are unable to reach an agreement with you, we will forward to you a written Notice of Client's Right to Arbitrate as provided under Part 137.

Statements

In order to permit you to monitor our activities in the most efficient manner, you will be provided, on a monthly basis, with detailed documentation of our services and disbursements. Our statements will indicate the work performed during the time period covered by the statement, the attorney/paralegal who performed the work, the amount of time devoted to the work performed, and the costs advanced by us on your behalf. We ask that statements be paid promptly upon receipt of payment from the Town of Oyster Bay.

Termination of Representation

Our representation of you may be terminated by you or by this law firm at any time. If this firm wishes to withdraw from representation for any reason, you will not unreasonably withhold your consent for us to do so. If at any time you wish to terminate our representation, please advise us in writing, and we will then deliver a final statement to you and return any balance in your account,

Mr. Alfred Angiola January 7, 2020 Page 3

adjusted for work done and costs advanced through the date of termination. If we should determine to withdraw as counsel, we will return the adjusted balance, with a final statement, in the same manner.

<u>Approval</u>

If you have any questions concerning our fee and cost arrangements or procedures, the scope of legal services or any other matters set forth in this letter, please call me at any time.

Once again; thank you for considering our proposal. We look forward to working with you.

Very truly yours,

Michael J. Cahill

MJC/df

CLIENT APPROVAL

I hereby approve of and authorize the representation and fee agreements as set forth in the foregoing letter.

Cashin Associates, PC

Date: 1-13 - 2020

By: Alfred Argeof

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



WHEREAS, George Baptista, Jr., Deputy Commissioner, Department of Environmental Resources, by memorandum dated February 5, 2020, requested Town Board authorization to host the 2020 Dune Stabilization Program at TOBAY Beach, on Saturday, March 28, 2020, and to purchase healthy snacks, coffee, tea and hot chocolate for the volunteer staff of said Program, in an amount not to exceed \$1,000.00,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is hereby accepted and approved, and the Department of Environmental Resources is authorized to host the 2020 Dune Stabilization Program at TOBAY Beach, on March 28, 2020 and to purchase healthy snacks, coffee, tea and hot chocolate for the volunteer staff of said Program, in an amount not to exceed \$1,000.00, and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to make payments for same, upon submission of duly certified claims, after audit, and the funds for said payments are to be drawn from Account No. DER A 8090 47680 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

WV

Town of Oyster Bay

Inter-Departmental Memorandum

TO:

Memorandum Docket

FROM:

George Baptista, Jr., Deputy Commissioner

Department of Environmental Resources

DATE:

February 5, 2020

SUBJECT:

2020 Dune Stabilization Program

The Department of Environmental Resources respectfully request Town Board authorization to host the 2020 Dune Stabilization Program at TOBAY Beach in conjunction with the Parks Department on Saturday, March 28, 2020 starting at 10:00a.m.

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

The Department of Environmental Resources provides the volunteers with healthy snacks, coffee, tea, and hot chocolate.

Authorization is requested to host the Dune Stabilization Program at TOBAY Beach and to purchase food and supplies for said program, in the amount not to exceed \$1,000. Funds for this purpose are available in Account No. DER A 8090.47680-000-0000.

George Paptista, Ir.
Deputý Commissioner

GB:MW:ca

Attachments

Office of the Town Attorney (with 9 copies)

Steven C. Ballas, Comptroller, Office of the Comptroller

Brian Nevin, Public Information Officer

Joseph Pinto, Commissioner, Department of Parks

File: E900 and G500

2020 Dune Day Proposed Refreshements and Related Supplies

ltem	Qty I	Estimated Unit Cost	Total Cost
Swiss Miss Hot Choclate Mix	10	\$3.99	\$39.90
Paper Napkins	2	\$1.88	\$3.76
Splenda Pkt - 200 Count	1	\$8.49	\$8.49
Truvia Natural Sweetner 240			·
Count	1	\$15.69	\$15.69
Wooden Stirrers - 1000			,
Count	1	\$8.00	\$8.00
Tetley Tea	1	\$3.79	\$3.79
Sugar	1	\$2.79	\$2.79
Paper Towels 12 Pk	2	\$8.39	\$16.78
Spring Water	40	\$1.00	\$40.00
Plastic Spoons	21	\$1.49	\$31.29
Large Rectangular 1 gal			•
Container	2.	\$4.00	\$8.00
Paper Hot Cups 66 Count	5	\$11.99	\$59.95
Scrub Sponge	2	\$3.19	\$6.38
Small Plastic Container	1	\$2.95	\$2.95
Dishwashing Detergent	1	\$2.20	\$2.20
Zip String Garbage Bags	1	\$4.79	\$4.79
Ground Coffee	12	\$7.49	\$89.88
l Gal Whole Milk	4	\$4.79	\$19.16
1 Qt Skim Milk	. 2	\$3.99	\$7.98
1 Qt Half & Half	2	\$2.99	\$5.98
Vegetable Oil	- 2	\$5.99	\$11.98
Assorted Cookies	9	\$60.00	\$540.00
			\$929.74

WHEREAS, George Baptista, Jr., Deputy Commissioner, Department of Environmental Resources, by memorandum dated February 5, 2020, requested Town Board authorization to renew the membership of the following employees in the New York State Association for Solid Waste Management for the 2020 calendar year, at an annual fee of \$75.00 per person, for a total amount of \$450.00:

Richard W. Lenz, P.E., Commissioner, Departments of Public Works George Baptista, Deputy Commissioner, Department of Environmental Resources Daniel Pearl, Deputy Commissioner, Department of Environmental Resources Gary Terrell, Facility Supervisor, Department of Environmental Resources Matthew Russo, P.E., Engineering Division, Department of Public Works John Tassone, Deputy Commissioner, Department of Public Works

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is granted and approved, and George Baptista, Jr., Deputy Commissioner of the Department of Environmental Resources, is hereby authorized to renew the membership of the abovementioned employees in the New York State Association for Solid Waste Management, for the 2020 calendar year, at an annual fee of \$75.00 per person, for a total amount of \$450.00; 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, and that the funds for said payment are to be drawn from Account No. DER SR05 8160 47900 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 Altorney

Town of Oyster Bay

V3

Inter-Departmental Memorandum

TO:

Memorandum Docket

FROM:

George Baptista, Jr., Deputy Commissioner

Department of Environmental Resources

DATE:

February 5, 2020

SUBJECT:

New York State Association for Solid Waste Management Membership Dues

The New York State Association for Solid Waste Management is New York State's oldest and largest organization comprised of local government solid waste professional. It provides a network for solid waste officials to share and distribute information on the latest trends and advances in solid waste management. The association conducts informational conferences, training workshops, DEC certifications courses, video conferences, track legislative developments, produces informative newsletters, and in general, serves as a resource to municipalities. The Town of Oyster Bay has been a member since its inception in 1975 and has benefited tremendously from this association.

The Department of Environmental Resources respectfully requests Town Board approval to renew its memberships in the amount of four hundred fifty (\$450.00) to NYSASWM for the following employees:

- > Richard W. Lenz, P.E., Commissioner, Department of Public Works
- Daniel Pearl, Deputy Commissioner, Department of Public Works
- > John Tassone, Deputy Commissioner, Department of Public Works
- Matt Russo, P.E., Engineering Division, Department of Public Works
- > George Baptista, Jr., Deputy Commissioner, Department of Environmental Resources
- Gary Terrell, Facility Supervisor, Solid Waste Division, Department of Environmental Resources

Funds are available drawn from Account No. DER SR05 8160 47900 000 0000.

George Baptista, Jr.
Deputy Commissioner

GB:ca

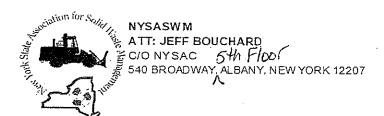
Attachment

cc. O

Office of the Town Attorney (with 9 copies)

Steven C. Ballas, Comptroller, Office of the Comptroller

File: E1060and G500



January, 2020

Lenz, Richard Town of Oyster Bay DPW 150 Miller Place Syosset,NY 11791

Please provide NYSASWM with your email address

www.nysaswm.org, click on membership, fill out form and submit with your credit card information.

If you prefer to renew on line, go to

e injulia i i salizina

PLEASE DETACH AND RETURN THIS PORTION WITH YOUR PAYMENT

\$75.00 each

\$75.00

DATE

raffe =

New York State Association For Solid Waste Management Membership Dues for 2020 for the following persons:

\$75.00

PLEASE renew your membership early to ensure that you continue to receive our newsletter, conference proceedings and discounts on all upcoming events.

PLEASE also remember to detach and include the upper portion of this invoice with your check. Make any address corrections as necessary. Thank You.

PLEASE MAIL to above address CHECKS MAY BE MADE PAYABLE TO "NYSASWM"

Please note that while NYSASWM is a not-for-profit organization, membership dues are not tax deductible as a charitable contribution. To the extent permitted under the Internal Revenue Code, dues may be deducted as a business expense,

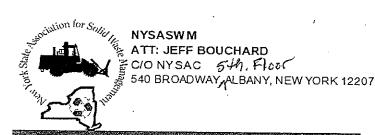
Questions?: Contact Jeff Bouchard at (518) 568-2095 or e-mail: jbnysaswm@gmail.com

Credit card	renewal: Ty	pe of card: M	C. VISA,	DISC.	EX CARD#				.4
	Name	(as on Card).			^	'		
		ss(for cardhol							
	City			State_	Zip		_ Card Expi	ration da	ite 💮 💌
Signature:_					Last thre	ee#s on	sīgnature lin	e: <u>/</u> /_	

For Credit Card renewal please return this entire invoice sheet.

CURRENT PAST DUE PAST DUE PAST DUE AMOUNT DUE

\$75.00 EACH



D/41=

January, 2020

Pearl, Daniel Town of Oyster Bay 150 Miller Place Syosset,NY 11791

Please provide NYSASWM with your email address _____

If you prefer to renew on line, go to www.nysaswm.org, click on membership, fill out form and submit with your credit card information.

DUE1/84/20

AMOUNT ENC

BALANCE

PLEASE DETACH AND RETURN THIS PORTION WITH YOUR PAYMENT

\$75.00 each

\$75.00

New York State Association For Solid Waste Management Membership Dues for 2020 for the following persons:

\$75.00

PLEASE renew your membership early to ensure that you continue to receive our newsletter, conference proceedings and discounts on all upcoming events.

PLEASE also remember to detach and include the upper portion of this invoice with your check. Make any address corrections as necessary. Thank You.

PLEASE MAIL to above address
CHECKS MAY BE MADE PAYABLE TO
"NYSASWM"

Please note that while NYSASWM is a not-for-profit organization, membership dues are not tax deductible as a charitable contribution. To the extent permitted under the Internal Revenue Code, dues may be deducted as a business expense.

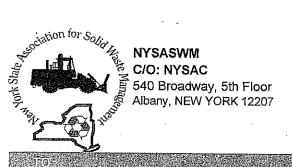
Questions?: Contact Jeff Bouchard at (518) 568-2095 or:

e-mail: jbnysaswm@gmail.com

Credit card r	enewal: Type of card: MC,	VISA, DISC.	EX CARD#	-	<u> 4</u>
	Name (as on Card):_	·		-!	
	Address(for cardholde	r):		-	
	City	State	Zip		Card Expiration date
Signature:			Last three	∍#s on s	ignature line:

For Credit Card renewal please return this entire invoice sheet.

\$75.00 EACH



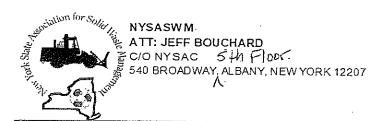
DATE

January 15, 2020

John Tassone Town of Oyster Bay 150 Miller Place Syosset, NY 11791

Please provide email address_

PLEASE DETA	ACH AND RETURN THIS PORTION WITH YOUR PAYMENT	\$75 each	\$75.00
DATE	TRANSACTION	AMOUNT	BALANGE
	New York State Association For Solid Waste Management Membership Dues for 2020 for the following persons:		
	John Tassone		\$75 each
PLEASE rene	w your membership early to ensure that you continue to proceedings and discounts on all upcomin		r, conference
PLEASE also	remember to detach and include the upper portion of thi address corrections as necessary. Than		ck. Make any
	PLEASE MAIL to above address CHECKS MAY BE MADE PAYABLE "NYSASWM"	то	
Please note ti contribution.	nat while NYSASWM is a not-for-profit organization, membership du To the extent permitted under the Internal Revenue Code, dues ma Questions?: Contact Jeff Bouchard at (518) 56 or e-mail: jbnysaswm@gmail.com	y be deducted as a busines	a charitable s expense.
Cradit card renew	al: Type of card: MC, VISA, DISC, EX, CARD#		:
•	Name (as on Card):	***************************************	·
	Address(for cardholder):		
	City State Zip	_ Card Expiration date_	
Signature:	Last three #'s on s	ignature line:	
¥ *	For Credit Card renewal please return this entire inv		
GURRENT	150 DAYS 31-60 DAYS 61-90 DAYS PASTIDUE PASTIDUE PASTIDUE	OMER 90 DAMS PASTIDUE	AUTOMINITIQUES
CONTRACTOR OF THE PROPERTY OF			\$75.00
والمراومة والمعارف المراوم المراوم المراومة والمعاملة الموسود والمراومة والمعاورة المعاونة والمعاونة والمعاونة	NEW YORK STATE ASSOCIATION FOR SOLID WASTE	MANAGEMENT	ئى يىلىدى بىلىدى
	Since in the control of Godin Monte.	HE STRUCTULINE	



Russo, Matthew Town of Oyster Bay 150 Miller Place Syosset,NY 11791

Please provide NYSASWM with your email address

PLEASE DETACH AND RETURN THIS PORTION WITH YOUR PAYMENT

Invoice

January, 2020

If you prefer to renew on line, go to www.nysaswm.org, click on membership, fill out form and submit with your credit card information.

\$75.00 each

\$75.00

New York State Association For Solid Waste Management Membership Dues for 2020 for the following persons:

\$75,00

PLEASE renew your membership early to ensure that you continue to receive our newsletter, conference proceedings and discounts on all upcoming events.

PLEASE also remember to detach and include the upper portion of this invoice with your check. Make any address corrections as necessary. Thank You.

PLEASE MAIL to above address
CHECKS MAY BE MADE PAYABLE TO
"NYSASWM"

Please note that while NYSASWM is a not-for-profit organization, membership dues are not tax deductible as a charitable contribution. To the extent permitted under the Internal Revenue Code, dues may be deducted as a business expense.

Questions?: Contact Jeff Bouchard at (518) 568-2095 or e-mail: jbnysaswm@gmail.com

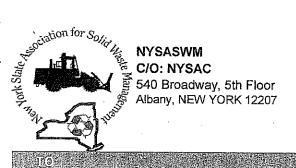
Credit card re	newal: Type	of card: MC, VIS	SA, DISC, EX	CARD#			
	Name (a	s on Card):			* **		• 4
	Address	for cardholder):_	. • `				
	City		_ State	Zp	Card	Expiration date_	N . (2)
Signature:				Last three #	s on signatur	e line:	N 5 4 4 4
					-	:	

For Credit Card renewal please return this entire invoice sheet.

CURRENT 1.30 DAYS 31-50 DAYS 61-90 DAYS OVER 90 DAYS AMOUNT DUE.

PASTIBLE PASTIBLE PASTIBLE PASTIBLE

\$75.00 EACH



DAज≡ January 15, 2020

George Baptista Town of Oyster Bay 29 Spring Street Oyster Bay, NY 11771

•	•	•	•	•
Please provide email ac	ldress		ALUGUINE BIUIE	- AMONINFIENCE
PLEASE DETACH	AND RETURN THIS PORTION WITH	YOUR PAYMENT	\$75 each	\$75.00
DATE	TRANSACTION		TRUUO)MA . PI	
· M	ew York State Association For Stanagement Membership Dues for the following persons:		• -	
Ge	orge Baptista			\$75 each
PLEASE renew ye	our membership early to ensure proceedings and disco			er, conference
PLEASE also rem	ember to detach and include the address corrections			neck. Make any
	CHECKS MAY BI	L to above address E MADE PAYABLE S <i>ASWM</i> "	ETO .	
Please note that w contribution. To t	hile NYSASWM is a not-for-profit organ the extent permitted under the Internal I	nization, membership d Revenue Code, dues m	ues are not tax deductible a ay be deducted as a busin	ess a charitable ess expense.
•	Questions?: Contact Je	ff Bouchard at (518) 5	68-2095	:
	e-mail: jbnys	or aswm@gmail.com		
Credit card renewal: T Nan Add	ype of card: MC, VISA, DISC, EX, ne (as on Card):ress(for cardholder):	CARD#		
City	State	Zip	€	
Signature:		Last three #'s on	signature line:	
· ·	For Credit Card renewal pleas	e return this entire in	voice sheet.	San Milliannia y y Lindollian.
GURNEYE S	1-30 DAYS 31-60 DAYS. PASTABUE: PASTABUE	EAST BUILD	OMER GOADAYS PAST DUE	AMOUNTARUE
			:	\$75.00



NYSASWM
ATT: JEFF BOUCHARD
FCIO NYSAC FIA. FICE(
540 BROADWAY, ALBANY, NEW YORK 12207

Invoice

9/. 81

January, 2020

Terrell, Gary Town of Oyster Bay, DER 150 Miller Place

Syosset, NY 11791

Please provide NYSASWM with your email address

If you prefer to renew on line, go to www.nysaswm.org, click on membership, fill out form and submit with your credit card information.

DUE 1/31/20

AMOUNT ENG.

PLEASE DETACH AND RETURN THIS PORTION WITH YOUR PAYMENT

\$75.00 each

\$75.00

TRANSACTION

AMOUNT

BALANCE

New York State Association For Solid Waste Management Membership Dues for 2020 for the following persons:

\$75.00

PLEASE renew your membership early to ensure that you continue to receive our newsletter, conference proceedings and discounts on all upcoming events.

PLEASE also remember to detach and include the upper portion of this invoice with your check. Make any address corrections as necessary. Thank You.

PLEASE MAIL to above address
CHECKS MAY BE MADE PAYABLE TO
"NYSASWM"

Please note that while NYSASWM is a not-for-profit organization, membership dues are not tax deductible as a charitable contribution. To the extent permitted under the Internal Revenue Code, dues may be deducted as a business expense.

Questions?: Contact Jeff Bouchard at (518) 568-2095 or e-mail: jbnysaswm@gmail.com

Credit card ren	ewal: Type of card: MC, VIS	SA, DISC, EX	CARD#	• •		•
	Name (as on Card):			÷		
	Address(for cardholder):_	-				
	City	State	Zip	Card E	Expiration date	
Signature:			Last three #s o	on signature	e line:	

For Credit Card renewal please return this entire invoice sheet.

CURRENT 1-30 DAYS 31-60 DAYS 61-90 DAYS OVER 90 DAYS AMOUNT DUE PAST DUE PAST DUE

\$75.00 EACH

Reviewed By Office of Town Altorney

WHEREAS, the Town of Oyster Bay acquired the property located at Heroes Court, Bethpage, New York 11714, formerly known as Lewis Court, and more particularly described as Section 49, Block 266, Lot 44, on the Nassau County land and Tax Map; and

WHEREAS, by Resolution No. 121-2016, adopted on March 15, 2016, this Town Board accepted an offer of dedication of the subject property, and declared the subject property to be a public street; and

WHEREAS, the Nassau County Assessor abolished the subject property as a tax lot for the 2018 tax rolls

WHEREAS, prior to the abolishment of the subject property as a tax lot for the purposes of the 2018 tax rolls, property taxes accrued on the subject property in the amount of \$5,617.73, and ultimately were converted into tax liens; and

WHEREAS, the Office of the Town Attorney, by Ralph P. Healey, Special Counsel, by memorandum dated February 6, 2020, requested Town Board authorization to satisfy the tax liens on the subject property, by paying the Nassau County Treasurer an amount not to exceed \$5,617.73,

NOW, THEREFORE, BE IT RESOLVED, That the abovementioned request is hereby accepted and approved, and in connection with the property located at Heroes Court, Bethpage, New York 11714, formerly known as Lewis Court, and more particularly described as Section 49, Block 266, Lot 44, on the Nassau County Land and Tax Map, the Office of the Town Attorney is hereby authorized to satisfy the tax liens on the subject property for an amount not to exceed \$5,617.73; and be it further

RESOLVED, that the funds for said payment shall be drawn from Account No. TWN A 1989 47900 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	Aye

Town of Oyster Bay Inter-Departmental Memo

TO:

MEMORANDUM DOCKET

FROM:

OFFICE OF THE TOWN ATTORNEY

DATE:

February 7, 2020

SUBJECT:

Payment of Tax Lien

Heroes Court (f/k/a Lewis Court) Bethpage, New York 11714 Section 49, Block 266 Lot 44

The Office of the Town Attorney requests Town Board authorization to pay \$5,617.73 to the Nassau County Treasurer to satisfy three tax liens on the above-specified property. This office requests further that the Town Board authorize and direct the Town Comptroller to make payment for same, upon presentation of a duly certified claim, after audit. The funds for said payment shall be drawn from Account No. TWN A 1989 47900 000 0000.

The property is a cul-de-sac adjoining several single-family homes. On April 14, 2015, Lewis Construction, Ltd., (then the property owner), granted a drainage easement to the Town of Oyster Bay. On March 15, 2016, the Town Board adopted Resolution No. 121-2016, by which the Town Board accepted dedication of the property, and declared it to be a public street. On March 24, 2016 Lewis Construction, Ltd. deeded the lot to the Town of Oyster Bay. On October 7, 2016, the Town recorded the deed in the Nassau County Clerk's Office. On January 1, 2018, the tax lot ceased to exist, because it was now a public street.

Between the date that the property was deeded to the Town of Oyster Bay (2016), and the date that the lot ceased to be on the tax rolls (2018), the lot was not exempt. Real property taxes continued to accrue. The taxes went unpaid, and ultimately became tax liens subject to sale by the Nassau County Treasurer's Office. The lien amounts include all interest, penalties and affidavit fees, and are as follows:

Lien Certificate No. 2015001068 - Total: \$681.77

Lien Certificate No. 20160000949 - Total: \$2,401.67

<u>Lien Certificate No. 2017001013</u> - Total: \$2,534.29

<u>TOTAL</u>: \$5,617.73

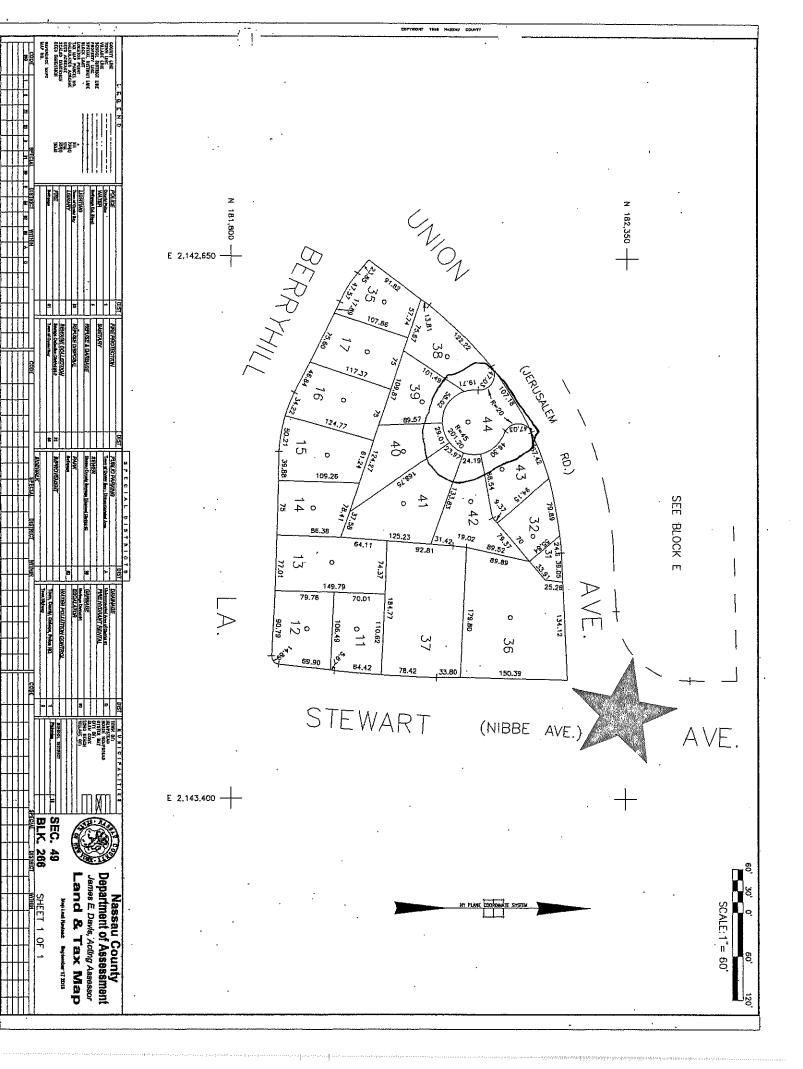
Copies of the lien certificates, the deed to the subject property, the drainage easement and property map are attached hereto. Once payment is made, the office shall seek a chapter bill from the New York State Legislature reimbursing the Town for the money spent in satisfying the tax liens.

OFFICE OF THE TOWN ATTORNEY

Ralph P. Healey Special Counsel

RPH:ba Enclosures Town Attorney (w/9 copies) 2015-4899

S:\Attorney\RESOS 2020\MD & RESO\PaymentTaxLienHeroesCourt RPH.docx



ot/Incadaptpweb01.massaucountyny.gov/adapt/meintain/Tr	ansact, aspx?bxtivlaskedPin=2017001013&setYear=&c	userYear=&selJur=&chlShor	vHistory=False&chkShowChang	res≈ &tchltShow[eactivated=&PinValue=2	017001013&pin=&ttrar	s_key=&v	vindowid= 6	371580
· iasWorld	4 ·	Lien Certifica	ate	Тах Үеаг.	2019 V Jur. 28	NASSAU			7
a lybe appearat & ter solption	\$ 4 2 <u>4</u>	Search • Select 1	ransaction New Window	History [Deactivated [!	4 4	0 of 0	144
Ticate #: 2017001013	LEWIS CONSTRUCTION LTD	UNION AVE E	ETHPAGE 11714						•
Peassign Abandon Save Validate Con	malt Quick View Print Run Repor	is Documents Quite read-only access to the	ck Links						
len Certificate		,	no naiseodit,						
ex Y Roll Type Company Status	Reason	, Parcel ID	Who	When	Stahu				
017 RP_NY 000000 OPEN		49266 00440	IASWADMIN	02/23/2018	10:37 AM				:
ssignment3;	Affidavit Date:	23	Check Numi	per:					 :
ssignment4:	Certificate Surrender Date:	23	Check Amou	int:	······································				
ssignment5:	Legal Limit Date:		•						
Total Certificate	e: 2,534.29		Balance D	ue: 2,53	4.29				
	Principal Interest	Fees Ad	ustments Paymer	its	Total				
Memo Amount	1,810.20 724.09	0.00	0.00	0.00	2,534.29				•
2017-51	741.94 298.78	0.00	0.00	0.00	1,038.72				
2017-S2	447.08 178.83	0,00	0.00	0.00	625.91				9
2017-T1 2017-T2	450.34 180.14	0,00	0.00	0.00	B30:48				
	170.84 68.34	0.00	0,00	0,00	239.18	A			
Subordinate Charges	0.00 0.00	0.00	9.00	0.00	0.00	. 🙈			
Pyramids	0.00 0.00	0.00	0.00	00.0	0.00 🚱	T-			
Affidavit Fees	0.00 0.00	0.00	0.00	0.00	0.00	33 10		No.	V
O . M. E ABLET. SEDERITIO - E CTOURTE :	ISE TO THE PARTY OF THE PARTY O							€ , 125%	-

Affidavit Fees	0.00	0.00	250.00	0.00	0.00	250.00 (+)		
Pyramids	ges 0.00	0.00	0.00	0.00	00.0	0.00	,	
2016-T2 Subordinate Char	152.61 ges 0.00	61.04 0.0 0	0.00	0.00	0.00	0.00 🕣	No. of the last of	
2016-T1	341.18	136,47	0.00 0.00	0.00 0.00	0.00 0.00	477.65 213.65	Etro-	
2016-S2	419.78	167.91	0.00	0.00	0.00	587.69		
2016-S1	623.34	249.34	0,00	0.00	0.00	.872.88		
Memo Amount	Principal A 1,536.91	Interest 614.76	Faes Adji 0.00	istments Pay 0.00	ments 0.00	TGH 2,151.67 ↔		
Total Certi	icate: 2,401.67			Balanc	e Due: 2,40			
ment5:	Legal Limit Date	: [
ment4:	Certificate Surre Date:	nder	25	Check A	mount:			
ment3:	Affidavit Date:	12/14/		Check N	lumber:			
SOLD 002093 OPEN		· · · · · · · · · · · · · · · · · · ·	49266 00440	HMCLAUGHL	1 03/18/2019	01:54 PM		
Roll Type Company Status	Reason		Parcel ID	. Who	When	Status		
ertificate								
		You have n	ead-only access to this	transaction.				
Sassagn Abandon Save Validate	Commit Quick View Pri		Documents Quick	4. ₹ Links				
20 % [1] [2)				\ <u></u>			•	
#: 2016000949	LEWIS CONSTRUC	TION LTD	UNION AVE BE	THPAGE 11714	1			
ASWORID			Lien Certificat Search * Select Tra		ow History 🗌	Deactivated (,	H4 00	o k

Search Select Transaction New Window History Deactivated New Window History	•	THE STATE OF THE S	7.	U ILUDOUSE TEATS COU	errear=cusellur=cuchi	ShowHistory=False&chlShowCha	nges=êtchk\$i	nowDeactivated=&tPinValue=2015001058&pin=	Atrans keys Swindowld - 57715
LEWIS CONSTRUCTION LTD			dy .		Lien Certi	ficate	Tax Ye		
See Reason Reason Parcel ID Who When Status		7.4 6. 4	2 2		Search • Sei	ed Transaction New Window	' History	Deactivated	M4 Dold
Resestion Abandon Save Validate Commit Quick View Print Run Reports Documents Quick Links	iiicate # 20150	01068	LEWIS CONSTRUC	TION LTD	UNION AV	E BETHPAGE 11714			
You have read-only access to this transaction. You have read-only access to this transaction.	ts Reassign Abar	🏕 ہے بھی ہے				\$ -	· - · · · · · · · · · · · · · · · · · ·		•
Dec Certificate Certifi				You have i		-	•		
	Jen Certificate					, -			
100 100			Reason		Parcel ID	Who	When	Status	
Deed/Foreclosure Date: Dat	D15 SOLD (00985 OPEN				TAXSALE	02/16/20		
Seignment3: Affidavit Date: Check Number: Check Number: Check Number: Check Amount: C	ssignment2					Ch. d. I		······································	
Certificate Surrender Cert			Deed/Foreclosure	Date:	£5		ance	25	^
Certificate Surrender Date: 25 Check Amount	ssignment3:		Affidavit Date:		£ 5	Check Num	iber:		
Legal Limit Date:	ssignment4:					•			
Total Certificate: 681.77 Name	ssignment5:		·	<u> </u>		Crieck Amo	unc		
Memo Amount 486.98 194.79 0.00 0.00 0.00 681.77		T 1 1 0 44 1			iss				
Principal Interest Fees Adjustments Payments Total		otal Certificat	e: 681.77	_		Balance	Due: 6	81.77	7
Memo Amount 486.98 194.79 0.00 0.00 0.00 681.77 2015-T1 337.68 135.07 0.00 0.00 0.00 0.00 472.75 2015-T2 149.30 59.72 0.00 0.00 0.00 209.02 209.02 200.00			Principal Int	erest	Fees				
2015-T1 337.68 195.07 0.00 0.00 0.00 472.75 2015-T2 149.30 59.72 0.00 0.00 0.00 209.02 Subordinate Charges 0.00 0.00 0.00 0.00 0.00 0.00 0.00 Pyramids 0.00 0.00 0.00 0.00 0.00 0.00 0.00 Affidavit Fees 0.00 0.00 0.00 0.00 0.00 0.00 0.00	Į.	Memo Amount	486.98	194.79					A.
Subordinate Charges				135,07	0.00	0.00			1'.
Pyramids 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.	F-			59.72	0.00	0.00			
Pyramids 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.	Ľ	Subordinate Charges	0.00	0.00	0.00	0.00	0.00	0.00 🕞	
Affidavit Fees 0 00 0 00	<u>[</u> F	yramids	0.00	0.00	0.00	0.00	0.00		
	4	Affidavit Fees	0.00	0.00	0.00	0.00			
					***************************************				•
) 🚉 🌈 ADAPT.	PRODUCTION OF STOROMAN	F Faym / Linu Commate -	ADA % -					€ , 125% →



Nassau County Maureen OConnell **County Clerk** Mineola, NY 11501

Instrument Number: 2016-00099525

D01 - DEED

Recorded On: October 07, 2016 Parties: LEWIS CONTRUCTION LTD TO OYSTER BAY TOWN OF

Num Of Pages: 6

Recorded By: ULTIMATE ABSTRACT OF NY

Comment:

Billable Pages: 5

** Examined and Charged as Follows: **

D01 - DEED

Tax-Transfer

Line Section

Blocks - Deeds - \$300

300,00

RP5217 Commercial

250.00

Tax Affidavit TP 584

5.00

'Amount

625.00

Amount RS#/CS#

0.00 RE 5608 Basic 0.00 Spec ASST

0.00

OYSTER BAY

Recording Charge:

Local NY CITY

0.00 Spec ADDL SONYMA 0.00 Transfer Additional MTA

0.00

Tax Charge:

0.00

0.00

Property Description:

Block

Lot

Unit

Town Name

OYSTER BAY

** THIS PAGE IS PART OF THE INSTRUMENT **

I hereby certify that the within and foregoing was recorded in the Clerk's Office For: Nassau County, NY

File Information:

Document Number: 2016-00099525

Receipt Number: 416281

Book-Vol/Pg: Bk-D VI-13422 Pg-539

Recorded Date/Time: October 07, 2016 12:22:24P

Cashier / Station: 0 LLS / NCCL-CCN2FP1

LEONARD GENOVA ESQ

Record and Return To:

TOWN ATTORNEY TOWN OF OYSTER BA

AUDREY AVE

OYSTER BAY NY 11771

County Clerk Maureen O'Connell

UN48-3158N

CONSULT YOUR LAWYER BEFORE SIGNING THIS INSTRUMENT—THIS INSTRUMENT SHOULD BE USED BY LAWYERS ONLY.

V+6

THIS INDENTURE, made the 2 day of March in the year 2016

BETWEEN

LEWIS CONSTRUCTION, LTD., a New York Corporation with an office at 30 Belmont Avenue, Plainview, New York, 11803

party of the first part, and TOWN OF OYSTER BAY, with offices at Audrey Avenue, Oyster Bay, New York, 11771

party of the second part,

WITNESSETH, that the party of the first part, in consideration of TEN (\$10.00) Dollars 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 Bethpage, Town of Oyster Bay, County of Nassau and State of New York, as fully described in Schedule "A" attached hereto. Said premises known as Sec. 49 Block 266 Lot 44 on the Land and Tax Map of the County of Nassau.

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, 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:

PAHI LEWIS PRES

B 264

TO BE USED ONLY \ EN THE ACKNOWLEDGMENT IS MA , IN NEW YORK STATE

State of New York, County of Nassau ss:

On the 2 day of March in the year 2016 before me, the undersigned, personally appeared PAUL LEWIS

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

ANTHONY J. CINCOTTA ANTHONY J. CINCOTTA otary Public, State of New York No. 02Cl0639324 Cualified in Nassau County nmission Expires Aug. 31, 2017

(signature and office of individual taking

acknowledgment)

State of New York, County of

day of in the year before me, the undersigned, personally appeared

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)

TO BE USED ONLY WHEN THE ACKNOWLEDGMENT IS MADE OUTSIDE NEW YORK STATE

WITH COVENANT AGAINST GRANTOR'S ACTS

UNYROSISEN

CONSTRUCTION LTD

SECTION LOT COUNTY OR TOWN STREET ADDRESS

TOWN OF DYSTER BAY

RETURN BY MAIL TO:

LEONARD GENOVA, ESQ. TOWN ATTORNEY, TOWN OF OYSTER BAY AUDREY AVENUE OYSTER BAY, N.Y., 11771

State (or District of Columbia, Territory, or Foreign Country) of

266

On the

day of

in the year

before me, the undersigned, personally appeared

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, and that such individual made such appearance before the undersigned in the

acknowledgment was taken)

(insert the City or other political subdivision) (and insert the State or Country or other place the

(signature and office of individual taking acknowledgment)

Meeting of March 15, 2016



WHEREAS, by deed dated March 24, 2015, an offer of dedication was made by Lewis Construction, Ltd., of a certain street known as Lewis Court f/k/a Heroes Court, Bethpage, New York, Nassau County Planning Commission Map No. 9592, as shown on "Map of Heroes of 9/11 Homes", and as more particularly described in said deed; and

WHEREAS, it is deemed to be in the best interests of the Town of Oyster Bay to accept the offer of dedication of the above street; and

WHEREAS, Lewis Construction, Ltd. has offered to grant a permanent easement adjacent to Lewis Court f/k/a Heroes Court to the Town, so that the Town may maintain the roadway dramage structures,

NOW, THEREFORE, BE IT RESOLVED, That the offer of dedication of Lewis Court f/k/a Heroes Court, Bethpage, New York, is hereby accepted, and said street is hereby declared to be a public street of the Town of Oyster Bay; and be it further

RESOLVED, That the Town hereby accepts the drainage easement adjacent to Lewis Court f/k/a Heroes Court from Lewis Construction, Ltd.; and be it further

RESOLVED, That the developer of said subdivision must provide the Office of the Town Clerk with a copy of the cashier's receipt for the recording of the herein described Deed of Dedication with the Nassau County Clerk's office within thirty (30) days of the adoption of the herein Resolution, and must provide the Office of the Town Clerk with a copy of the filed Deed of Dedication within six (6) months of the adoption of the herein Resolution.

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

Supervisor Venditto	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Aye
Councilman Coschignano	Aye
Councilman Pinto	Aye
Councilwoman Alesia	Ave
Councilwoman Johnson	Ave

CC: Supervisor Town Attorney

Comptroller (2) Public Works

Highway



STATE OF NEW YORK, COUNTY OF NASSAU, TOWN OF OYSTER BAY

SS.

I, James Altadonna Jr., Town Clerk

of the Town of Oyster Bay, and

custodian of the Records of said Town, DO HEREBY CERTIFY that I have compared the annexed with the original

Resolution No. 121-2016, adopted by the Town Board of the Town of Oyster Bay on March 15, 2016, pertaining to authorizing the acceptance of the dedication of Lewis Court f/k/a Heroes Court Bethpage, and an adjacent drainage easement.

filed in the Town Clerk's Office and that the same is true transcript thereof, and of the whole of such original.

In Testimony Whereof, I have hereunto signed

my name and affixed the seal of said Town

this /16th day of Marc

Town Clar



Nassau County Maureen OConnell **County Clerk** Mineola, NY 11501

Instrument Number: 2016- 00099526

D06 - AGREEMENT

Recorded On: October 07, 2016 Parties: LEWIS CONTRUCTION LTD

Billable Pages: 4

Num Of Pages: 5

Comment:

TO OYSTER BAY TOWN OF Recorded By: ULTIMATE ABSTRACT OF NY

** Examined and Charged as Follows: **

D06 - AGREEMENT

Tax-Transfer

Line Section

49

65.00

Blocks - Deeds - \$300

300.00

Tax Affidavit TP 584

5.00

Recording Charge:

370.00

Consideration

Amount 0.00 Amount RS#/CS# 0.00 RE 5609

Basic

0.00 Spec ASST

0.00 0.00

OYSTER BAY

0.00

Local NY CITY Additional MTA 0.00 Spec ADDL SONYMA 0.00 Transfer

0.00

Property Description:

Tax Charge:

Block

Lot

Unit

Town Name

OYSTER BAY

** THIS PAGE IS PART OF THE INSTRUMENT **

I hereby certify that the within and foregoing was recorded in the Clerk's Office For: Nassau County, NY

File Information:

Document Number: 2016-00099526

Receipt Number: 416281

Recorded Date/Time: October 07, 2016 12:22:24P

Book-Vol/Pg: Bk-D VI-13422 Pg-545

Cashier / Station: 0 LLS / NCCL-CCN2FP1

Record and Return To: TOWN OF OYSTER BAY

TOWN ATTORNEY-LEG-AFFAIRS

54 AUDREY AVE

OYSTER BAY NY 11771

County Clerk Maureen O'Conneil

549 560 VIII

THIS INDENTURE made the day of April, 2015, between LEWIS CONSTRUCTION, LTD., a New York corporation with offices at 28 Belmont Avenue, Plainview, New York, 11803, party of the first part, and the TOWN OF OYSTER BAY, a municipal corporation with its principal place of business at 54 Audrey Avenue, Oyster Bay, New York, 11771, party of the second part.

WITNESSETH:

That the party of the first part in consideration of One (\$1.00) dollar, lawful money of the United States and other good and valuable consideration, paid by the party of the second part, does hereby remise, release and grant unto the party of the second part, an easement for the purpose of drainage and maintenance of drainage structures over, under or through the property hereinafter described, which property is situate, lying and being in the Town of Oyster Bay, County of Nassau, State of New York as shown on a certain map entitled "Map of Heroes of 9/11 Homes" filed February 14, 2013 as Map #9592, by Nelson & Pope, P.C., Engineers and Surveyors, and filed in the office of the Clerk of the County of Nassau as more particularly shown on Schedule A annexed hereto.

This conveyance is made in the regular course of business actually conducted by the party of the first part.

IN WITNESS WHEREOF, the party of the first part has duly executed this

deed the day and year first above written.

LEWIS CONSTRUCTION, LTD.

By: Paul Lewis, President

TOWN OF OYSTER BAY

Venditte Supervisor

STATE OF NEW YORK)

COUNTY OF NASSAU) SS:

On the Tday of April, in the year 2015 before me the undersigned, personally appeared, PAUL LEWIS, 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 executed the same in his capacity and that by his signature on the instrument, the individual or the personal upon behalf of which the individual acted, executed the instrument.

Notary Public

ANTHONY J. CINCOTTA Notary Public, State of New York No. 02Cl0639324 Qualified in Nassau County Commission Expires Aug. 31, 20 17

ANTHONY J. CIN Notary Public, State of New No. 02Cl0639324 Qualified in Nassau Co. Commission Expires Aug ::

STATE OF NEW YORK)

) ss.:

COUNTY OF NASSAU)

On the 15th day of March, in the year 2016, before me, the undersigned, personally appeared JOHN VENDITTO, the Supervisor of the Town of Oyster Bay, the municipal corporation described herein, 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 executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

CAROL ANN STRAFFORD Notary Public, State of New York No. 04958071 Oualified in Nassau County Complesion Expires Oct. 30, 20

Signature and Office of individual

taking acknowledgement

WHEREAS, by Resolution No. 809-2019, adopted on December 10, 2019, the Town Board authorized the Department of Public Works to enter into an agreement with Cameron Engineering & Associates, LLP, to provide technical services in connection with Contract No. PWC09-20, On-Call Engineering Services relative to Site Development, for a two (2) year period, from January 1, 2020 through December 31, 2021; and

WHEREAS, Kevin M. McAndrew, RLA, Partner, Cameron Engineering & Associates, LLP, by letter dated February 4, 2020, described the scope of work to be performed under Contract No. PWC09-20, which includes the conceptual planning for a park to be located adjacent to the Country Pointe Development, Plainview, for an amount not to exceed \$17,900.00; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works/Highways, by memoranda dated February 10, 2020 and February 14, 2020, requested Town Board authorization for payment to Cameron Engineering & Associates, LLP for the aforesaid engineering services under Contract No. PWC09-20, and further requested that the Comptroller be directed to issue an encumbrance order in an amount not to exceed \$17,900.00 for this purpose; and

WHEREAS, funds in the amount of \$17,900.00 to satisfy said engineering costs are available in Account No. PKS H 7197 20000 000 1902 001,

NOW, THEREFORE, BE IT RESOLVED, that the requests as hereinabove set forth are accepted and approved, and payment to Cameron Engineering & Associates, LLP is hereby authorized for the aforementioned services in connection with Contract No. PWC09-20, On-Call Engineering Services relative to Site Development, 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 PKS H 7197 20000 000 1902 001.

#_

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



SUGGESTED DESCRIPTION OF A DRAINAGE/MAINTENANCE EASEMENT TO BE DEDICATED TO THE TOWN OF OYSTER BAY THROUGH LOTS 1-6 ON THE "MAP OF HEROES OF 9/11 HOMES (FILED: FEBRUARY 14, 2013 AS MAP No. 9592), SITUATED AT BETHPAGE, TOWN OF OYSTER BAY, NASSAU COUNTY, NEW YORK

BEGINNING at a the westerly end of a curve connecting the westerly side of Heroes Court with the southerly side of Union Avenue and RUNNING THENCE the following three (3) courses;

- Southerly along the arc of a curve bearing to the right, having a radius of 20.00 feet and a length of 47.09 feet;
- Southerly and northerly along the arc of a curve bearing to the left, having a radius of 45.00 feet and a length of 201.50 feet;
- Northerly along the arc of a curve bearing to the right, having a radius of 20.00 feet and a length of 47.09 feet to the southerly side of Union Avenue;

THENCE along said road line easterly along the arc of a curve bearing to the right, having a radius of 463.00 feet and a length of 4.84 feet;

THENCE the following five (5) courses;

- 1) S 50° 00' 04" W, 5.73 feet;
- 2) S 07° 02' 18" E, 28.19 feet;
- Southerly and northerly along the arc of a curve bearing to the right, having a radius of 55.00 feet and a length of 239.73 feet;
- 4) N 39° 06' 04" W, 26.86 feet,
- 5) S 87° 02' 48" W, 5.06 feet to the southerly side of Union Avenue;
- 6) THENCE along said road line easterly along the arc of a curve bearing to the right, having a radius of 463.00 feet and a length of 4.16 feet to the POINT or PLACE of BEGINNING.

Records Return to:

Job No. 03252b

April 15, 2015

SUGGESTED DESCRIPTION OF HEROES COURT AS SHOWN ON THE "MAP OF HEROES OF 9/11 HOMES (FILED: FEBRUARY 14, 2013 AS MAP No. 9592), SITUATED AT BETHPAGE, TOWN OF OYSTER BAY, NASSAU COUNTY, NEW YORK

NCTM: SECTION 49; BLOCK 266; LOT 44

BEGINNING at the westerly end of a curve connecting the westerly side of Heroes Court with the southerly side of Union Avenue;

RUNNING THENCE along the southerly side of Union Avenue easterly along the arc of a curve bearing to the right, having a radius of 463.00 feet and a length of 106.89 feet; (Chord:N 68° 53' 41" E, 106.66 feet)

THENCE the following three (3) courses;

- Southerly along the arc of a curve bearing to the left, having a radius of
 20.00 feet and a length of 47.09 feet, (Chord:S 08° 03' 43" W, 36.94 feet)
- 2) Southwesterly along the arc of a curve bearing to the right, having a radius of 45.00 feet and a length of 201.50 feet;
- Northerly along the arc of a curve bearing to the left, having a radius of 20.00 feet and a length of 47.09 feet (Chord:N 50° 16' 21" W, 36.94 feet) to the POINT or PLACE of BEGINNING.

Containing within said bounds: 7,939 s.f./0.18 acres

December 30, 2014

Job No. 03252a

TOWN OF OYSTER BAY

INTER-DEPARTMENTAL MEMO

FEBRUARY 14, 2020

TO

: MEMORANDUM DOCKET

FROM

: RICHARD W. LENZ, P.E., COMMISSIONER

DEPARTMENT OF PUBLIC WORKS/HIGHWAY

SUBJECT:

SUPPLEMENTAL DOCKET MEMO TO ITEM NO. 38

DOCKET OF FEBRUARY 11, 2020

ON-CALL CONSULTANT SERVICE REQUEST

CONTRACT NO. PWC09-20 SITE DEVELOPMENT

ACCOUNT NO.: PKS H 7197 20000 000 1902 001

PROJECT ID NO. 1902PKSA-08

In furtherance to Item No. 38 of the docket of February 11, 2020, the consultant, Cameron Engineering & Associates, LLP has been approved by the Commissioner of Public Works to provide technical services under On-Call Contract No. PWC09-20 by Resolution No. 809-2019 for the subject project. Funds have been made available by the Director of Finance.

Attached is a letter dated February 4, 2020 from Cameron Engineering & Associates, LLP, regarding the scope of work to be performed in an amount not to exceed \$17,900.00. Services to be provided include preparation of conceptual designs and cost estimating for the development of a new park facility adjacent to the Country Pointe Plainview site.

Attached is an availability of funds in the amount of \$17,900.00 to satisfy said engineering costs from the Office of the Director of Finance indicating that funds are available in Account No. PKS H 7197 20000 000 1902 001.

It is hereby requested that the Town Board authorize, by Resolution, Cameron Engineering & Associates, LLP under Contract No. PWC09-20, On-Call Technical Assistance Relative to Site Development and requests that the Comptroller be directed to issue an encumbrance order for this purpose.

COMMISSIONER

DEPARTMENT OF PUBLIC WORKS/HIGHW

RWL/JCT/MR/lk

Attachment

cc: Office of the Town Attorney (w/9 copies) Steven Ballas, Comptroller Joseph Pinto, Commissioner/Parks Kathy Stefanich, Administrative Division/DPW

PWC09-20 CAMERON DOCKET CP PARK CONCEPT FUNDS SUPP



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



Requesting Division/Department

PARKS

THIS SECTION TO BE COMPLETED BY DEPARTM	ENT ADMINISTERING ON-CALL CONSULTANT CONTRACT	
Contract Number	PWC 09-20	
Contract Period	1/1/2020 - 12/31/2021	
Consultant/Contractor CAME	RON ENGINEERING & ASSOCIATES, LLP	
Discipline	SITE DEVELOPMENT	
Total Authorization	\$17,900.00	
Resolution No. 80	9-2019 Date 12/10/2019	
Funded To Date	\$0.00	
Amount Requested	\$17,900.00	
Account To Be Used PKS-H-719	7-20000-000-1902-001 1902 PKSA-08	
If Capital Account, State The F Description Of Work If a Capital Account is used and work is not related to requested service that qualifies it as a Capital Expense	a Capital Project, specify the nature of the	
CONCEPTUAL DESIGN DEVELOPM	MENT AND COST ESTIMATING FOR NEW PARK	
FACILITY ADJACENT TO	COUNTRY POINTE PLAINVIEW SITE	
Work To Be Completed In Contract Period: A "No" response will require Town Board authorization to extend the contract period.		
Required Insurances Are In Effect: A "No" response will prevent further processing of this	Yes X No	
Required 50% Performance Bond For This Request In	Effect: Yes No N/A X	
	Amount of Bond \$	
Requesting Division/Department	DPW Approval Only To Be Executed By The Commissioner	
Signature South Slat	Signature Zula Du Ce	
Title Coursesioner of Parks	Title <u>Commissioner of Public Works</u>	
Date 2/12/20	Date	
THIS SECTION TO BE COMPLE	TED BY THE DIRECTOR OF FINANCE	
Amount Requested // 983.33		
Unemcumbered Balance / 3 95,360	0.73	
is The Account To Be used Consistent/With The Nature Of W	ork Listed Above? Yes No	
Signature	Date	



TOWN OF OYSTER BAY

WORK ORDER



This Section To Be Completed E	3y The Department C	of Public Work	(S
Work Order No.	E.O. No		
	Contract Start_	1/1/2020	0
Contract No. PWC09-20	Contract End	12/31/20:	21
Commencement Date	ANUARY 1, 2020		
No claim shall be paid for work perfo	ormed prior to th	e Commer	ncement Date
√endor Name and Address			,
CAMERON ENGINEER	RING & ASSOCIATES	3, LLP	
	AYS PARK DRIVE		
	NEW YORK 11797		
Trooppoint, i	VEW TOTAL TITO		
Requesting Town Department	PA	RKS	
Contact MATTHEW	/ RUSSO, P.E.	Phone	516-677-5719
Description of Work to be Performed (Attach Detail If No			
	• (
CONCEPTUAL DESIGN DEVELOP	MENT AND COST F	STIMATING	FOR
NEW PARK FACILITY ADJACENT TO			
NEW FARRET ACIDITY ADJACENT TO	J COUNTRY POINT	E PLAINVIEV	V SITE
This work order shall not exceed	4 \$		17,900.00
Please notify the above mentioned contact p	person 48 hours prid	or to comme	encina anv work.
Requesting Division/Department	Departme	nt Of Publ	ic Works Approval By The Commissioner
Signature Joseph Ment	Signature	Della	Duffe
Title Commissioner of Parks		Commissio	oner of Public Works
Date 2/12/20	Date		3/2-0



CAMERON ENGINEERING & Associates, L.L.P.

177 Crossways Park Drive 1411 Broadway, Stile 610 303 Old Tarrytown Road, 1st Floor

Woodbury, NY 11797 New York, NY 10018 White Plains, NY 10603 (516) 827-4900 (212) 324-4000 (914) 721-8300

Active Member of ACEC New York

February 4, 2020

Mr. Matthew Russo, P.E. Town of Oyster Bay Division of Engineering 150 Miller Place Syosset, NY 11791 Via email - mrusso@oysterbay-ny.gov

Proposed Park in Plainview

Old Country Road & Round Swamp Road, Plainview, NY

Proposal for Concept Phase Engineering Contract No. PWC09-20-Site Development

CP10131

Dear Mr. Russo:

In accordance with your recent request and subsequent to our recent meeting with Deputy Commissioner Tassone, Cameron Engineering & Associates, LLP (Cameron Engineering) respectfully submits our Proposal for Concept Phase Services for the referenced project. Below is a brief description of our understanding of the project, our proposed Scope of Services, and our Fee for the work to be performed.

PROJECT DESCRIPTION

The Town of Oyster Bay is proceeding with the Conceptual Planning for a new park that will comprise approximately 22 ± acres adjacent (currently part of and formerly utilized by the Long Island Junior Soccer Club) to the Beechwood Country Pointe Development located in Plainview. Cameron Engineering proposes to perform engineering services for Conceptual Phase services associated with the new park. The scope of improvements for the new is contemplated to include the following (note - generally based on the sketch layout provided by the Town's Engineering Division):

- Two (2) Full/Regulation Natural Turf Soccer Fields including field accessories (e.g. team benches, spectator seating, double sided scoreboard, etc.)
- Two (2) 90-foot Natural Turf/Clay Infield Baseball Fields including field accessories (e.g. -team dugout areas, bullpen areas, spectator seating, scoreboard) note - one (1) basefield to be configured in "L" shape to facilitate two (2) overlay soccer fields.
- Baseball Storage Building with Roof Observation Area
- Baseball Batting/Training Areas
- Grade Level 'Stage" Area to Support Town's Mobile Bandstand contiguous with Overlay Soccer Field
- Regulation Natural Turf Cricket Field with Various Overlay Soccer Training/Junior Soccer Fields

"Celebrating 35 Years of Excellence in Planning and Engineering" www.cameronengineering.com

Managing Partner John D. Cameron, Jr., P.E.

Senior Partner

Joseph R. Amato, P.E.

Partners / Principals Mark Wagner, CEP Janice Jijina, P.E., AICP CEP Nicholas A. Kumbatovic, P.E. Kevin M. McAndrew, R.L.A., AICP Michael J. Hults, P.E.

Associate Partner Andrew L. Narus, P.E.

Senior Associates Glenn DeSimone. P.E., CPE Stephen Hadjiyane, P.E., BCEE

Michael A. De Giglio, R.L.A. Richard J. Zapolski, Jr., P.E.

CAMERON ENGINEERING

Mr. Matthew Russo, P.E., Town of Oyster Bay Proposal for Concept Phase Engineering, Proposed Park in Plainview (cp10131)

February 4, 2020 Page 2 of 3

- Central Court Areas with Playground Area, Picnic Pavilion, Pre-engineered/Precast Concrete
 Comfort Building including Park Manager Facilities
- Storage Sheds for Soccer, Cricket Field and Secondary Picnic Area with Bike Storage
- Pre-engineered Maintenance Garage
- Bicycle Path Connection to Existing Designated Pathway
- Walking/Jogging Path
- Fencing, Security Lighting, Signage & Landscaping
- Parking (approximately 200 spaces) including Lighting
- Infrastructure to include:
 - o Public Water Supply
 - o Public Sewer Connection(s)
 - o Electric/Cable/Communications
 - Irrigation Well (Water Supply)
 - o Conduit/Electric Infrastructure for future sport field lighting
 - o Storm Water Draining Improvements

It is understood that green infrastructure techniques will be considered for implementation including porous asphalt, bio-swales and rain gardens.

II. SCOPE OF SERVICES - CONCEPT PHASE

The specific Architectural and Engineering Services to implement the Project Description under this Proposal are as follows:

- A. Perform site visit to observe existing conditions including site access road, topography, berm planting, vegetation cover, etc.
- B. Prepare basemap utilizing existing aerial photo(s) and topographic survey (prepared by Bowne) to be furnished to our office in AutoCAD format.
- C. Prepare initial Concept Site Plan based on scope of improvements outlined under Item I. Project Description. This task also includes a "high level" order of magnitude cost budget.
- D. Meet with Town Engineering representatives (and other designated Town Officials) to review initial Concept Site Plan and order of magnitude cost budget.
- E. Based on Town feedback, prepare color rendered Concept Site Master Plan and updated project cost budget.
- F. Attend coordination meetings (2 meetings anticipated) with Town representatives subsequent to preparation of Concept Site Master Plan. It is contemplated that potential considerations of phasing, material selection, etc. may be identified and evaluated for implementation purposes.

CAMERON ENGINEERING

Mr. Matthew Russo, P.E., Town of Oyster Bay Proposal for Concept Phase Engineering, Proposed Park in Plainview (cp10131)

February 4, 2020 Page 3 of 3

III. ADDITIONAL SERVICES

With prior authorization, we would provide any of the following additional services:

- A. Preparation of updated boundary survey, topographic map, utility survey, tree survey, water flow tests, soil testing, utility capacity studies, etc.
- B. Preparation of advanced design beyond Concept Phase services and/or new Concept Plan services after preparation of coordinated Concept Site Master Plan.
- C. Attendance and public meeting facilitation with civic groups, sports clubs, etc. including PowerPoint presentations, 3-D renderings, cross-sections, etc.

IV. FEES AND PAYMENTS

A. The proposed Scope of Services outlined under Item II. will be performed under our On-Call Site Development Contract No. PWC09-20 on a time card basis (approved hourly rate schedule) for the estimated fee of \$17,400 plus \$500 for reimbursable expenses for printing, copying and large scale plots.

V. CONTRACT AUTHORIZATION

This letter represents the entire Proposal. In order to initiate this contract, please forward your standard form of authorization for professional services.

We thank you for requesting this Proposal and appreciate the opportunity to work with you on this project. Should you have any questions, or wish to discuss any item in greater detail, please do not hesitate to contact me at (516) 224-5265.

Very truly yours,

Kevin M. McAndrew, RLA, AICP, LEED AP

Partner

Cc: John C. Tassone, Deputy Commissioner Department of Public Works Via email - jtassone@oysterbay-ny.gov

KMM/jm

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works/Highways, by memorandum dated November 22, 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 Site Development, resulting in the receipt of thirteen (13) 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 Cameron Engineering & Associates, LLP, D&B Engineers & Architects, P.C., de Bruin Engineering, P.C., LLC, H2M Engineers, Architects, Land Surveying & Landscape Architecture, D.P.C., John A. Grillo Architect, P.C., N&P Engineering, Architecture and Land Surveying, PLLC, and Nassau Suffolk Engineering & Architecture, PLLC be authorized to perform On-Call Engineering Services in connection with Contract No. PWC09-20, Site Development, for a two (2) year term, commencing on January 1, 2020 through December 31, 2021,

NOW, THEREFORE, BE IT RESOLVED, That the request and recommendation as hereinabove set forth are hereby accepted and approved and Cameron Engineering & Associates, LLP, D&B Engineers & Architects, P.C., de Bruin Engineering, P.C., LLC, H2M Engineers, Architects, Land Surveying & Landscape Architecture, D.P.C., John A. Grillo Architect, P.C., N&P Engineering, Architecture and Land Surveying, PLLC, and Nassau Suffolk Engineering & Architecture, PLLC are hereby authorized and directed to provide On-Call Engineering Services in connection with Contract No. PWC09-20, Site Development, for a two (2) year term, commencing on January 1, 2020 through December 31, 2021.

н

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 Recused
Councilman Imbroto Aye
Councilman Hand Aye
Councilman Labriola Aye

Reviewed By
Difficient Town Alternacy
Actual Control
Actual Contro



TOWN OF OYSTER BAY INTER-DEPARTMENTAL MEMO

FEBRUARY 10, 2020

TO:

MEMORANDUM DOCKET

FROM:

RICHARD W. LENZ, P.E., COMMISSIONER

DEPARTMENT OF PUBLIC WORKS/HIGHWAY

SUBJECT:

ON-CALL ENGINEERING SERVICE REQUEST

SITE DEVELOPMENT CONTRACT NO. PWC09-20

SUPPLEMENTAL MEMO TO FOLLOW

The Division of Engineering is compiling the necessary paperwork for an on-call consultant service request authorization for Cameron Engineering & Associates, LLP for services under On-Call Engineering Services Relative to Site Development, Contract No. PWC09-20. Additional information will be provided by supplemental docket memo.

It is hereby requested that a space be reserved at the Town Board meeting of February 25, 2020 for the Town Board to act on a request for authorization under Contract No. PWC09-20, On-Call Engineering Services Relative to Site Development.

RICHARD W. LENZ, RECOMMISSIONER

DEPARTMENT OF PUBLIC WORKS/HIGHWAY

RWL/JCT/MR/lk

Office of the Town Attorney (w/9 copies)
Steven Ballas, Comptroller
Joseph Pinto, Commissioner/Parks
Kathy Stefanich, Administrative Division/DPW

PWC09-20 CAMERON DOCKET CP PARK CONCEPTS FUNDS REESRVE

WHEREAS, George Baptista, Jr., Deputy Commissioner, Department of Environmental Resources, by memorandum dated February 20, 2020, advised that on August 29, 2019 the Department issued a request for proposals for the services of a canine assessment and evaluation professional, which resulted in three (3) responses; and

WHEREAS, two of the respondents withdrew their responses and the third response did not accommodate the Town's requirements, which resulted in the Department needing to re-issue the request for proposals; and

WHEREAS, because it is necessary for the Town to assess and evaluate animals at the Town's Animal Shelter while any responses to the re-issued request for proposals are reviewed and an agreement awarded, Deputy Commissioner Baptista requested and recommended by said memorandum that the Town Board authorize the retention of Thinking Canine, Inc., 239 Elwood Road, East Northport, New York, on a temporary basis, at a rate of \$100.00 per hour with funds to be drawn from Account No. DER A 3510 44900 000 000; and

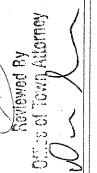
WHEREAS, Thomas M. Sabellico, Special Counsel, Office of the Town Attorney, by memorandum dated February 13, 2020, indicated that because of the urgency of the situation, an animal trainer/behaviorist can be retained on an temporary basis until a request for proposals has been issued, proposals reviewed and a canine assessment and evaluation professional is retained pursuant to the Procurement Policy,

NOW, THEREFORE, BE IT RESOLVED, That the request and recommendation as hereinabove set forth are accepted an approved, and the Supervisor, or his designee, is authorized to execute an agreement with Thinking Canine, Inc., 239 Elwood Road, East Northport, New York, and be it further

RESOLVED, That the Comptroller is hereby authorized and directed to make payment to Thinking Canine, Inc. for services rendered at the rate of \$100.00 per hour, in an amount not to exceed \$10,000.00 upon submission of a duly certified claim, after audit, with funds to be drawn from Account No. DER A 3510 44900 000 000.

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

Supervisor Saladino	Aye
Councilwoman Johnson	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:

George Baptista, Jr., Deputy Commissioner

Department of Environmental Resources

DATE:

February 20, 2020

SUBJECT:

Procurement of Professional Canine Evaluation and Training

Services: The Thinking Canine, Inc.

On August 29, 2019, the Department of Environmental Resources issued a Request for Proposal for the purpose of securing the services of a professional to assist the Animal Shelter with its 2020 Canine Assessment and Evaluation Program. A legal notice was posted in Newsday on August 28, 2019 announcing the availability of the detailed specifications and proposal sheets from the office of the Commissioner of the Department of Environmental Resources.

By the response date of September 30, 2019, the below noted proposals were submitted:

- 1. Canine Commander LLC, 62 Farmers Avenue, Bethpage NY 11714
- Wagmore Dog Training LLC 11 Earl Rd, Melville NY 11747
 Long Island Dog Behavior 142 Shellbank Pl., Rockville Centre, NY 11570

The Department of Environmental Resources was unable to secure acceptable proposals resulting in the need to re-issue the RFP.

During this period when the RFP is being advertised, solicited, proposals prepared, evaluated and awarded, the Animal Shelter continues to fulfill its state mandated requirements to provide animal control and shelter services. Because we continue to fully operate, there is a necessity to have animals evaluated for their behavior characteristics and to determine their adoptability.

The Town Attorney's Office has provided the necessary legal opinion (attached) to allow the Department of Environmental Resources to procure the necessary professional services required to provide the evaluations in the interim RFP period.

The Department of Environmental Resources is recommending that the Town retain the services of "The Thinking Canine" at the rate of \$100.00 per hour for an amount not to exceed \$10,000 until the RFP is reviewed and a contract is awarded to a new vendor. Funds are available in account DER A 3510 44900 000 0000 - Other Contracts.

Due to the urgency and necessity for this service, the Department of Environmental Resources respectfully requests the Town Board authorize the Supervisor and/or his designee to enter into agreement with The Thinking Canine, Inc. to provide interim behavior evaluation services and training.

George Baptista, Jr. Deputy Commissioner

GB:ca

cc: Office of the Town Attorney (with 9 copies)

Files: A100 and G500



TOWN OF CYSTER BAY Inter-Departmental Memorandum

TO

Laurie Scarpa, Deputy Commissioner

Department of Environmental Resources

FROM

Office of the Town Attorney

DATE

February 13, 2020

SUBJECT:

Animal Trainer/Behaviorist

We are in receipt of your memorandum dated February 12, 2020, requesting that our office determine that the Procurement Policy be waived because of the urgency of the situation, and the need to hire an animal trainer/behaviorist on an emergency basis, before a Request for Proposals can be issued and proposals reviewed.

Based upon your memorandum, and the facts recited by you in our telephone conference of February 12, 2020 regarding the emergency nature of these services, it is our opinion that an animal trainer/behaviorist can be retained on an emergency interim basis, until a Request for Proposals has been issued, proposals reviewed and a behaviorist is retained pursuant to the Procurement Policy.

Office of the Town Attorne

Thomas M. Sabellico Special Counsel

TMS/nb

239 Elwood Rd. East Northport, NY Gia.Savocchi@Gmail.com www.thinkingcanine.com 631.372.3135

To whom it may concern,

My name is Gia Savocchi, and I am an IAABC Certified Dog Behavior Consultant, as well as a CPDT Certified Professional Dog Trainer. I would like to come the Town of Oyster Bay Animal Shelter to work on an emergency basis as the behaviorist. I am highly experienced in evaluating and working with both dogs and cats. I am also comfortable assessing dangerous and fractious animals. I am skilled in working with staff, and interacting with the general public. My evaluations are extensive and written out so that they can be referenced easily. I am able to safely assess all pets for suitability to adoption into our community. It is my firm belief that safety must always come first when working with animals. I am also able to create written and feasible management and behavior modification plans for pets who made need extra help.

My hourly rate for the Town of Oyster Bay would be \$100 per hour.

Thank you for your consideration, Gia Savocchi

239 Elwood Rd. East Northport, NY Gia.Savocchi@Gmail.com www.thinkingcanine.com 631.372.3135

Gia M. Savocchi

I am an experienced dog behavior consultant, seeking employment as the lead behaviorist for the Town of Oyster Bay municipal animal shelter. Using science-based and both staff and dog safe methods, I would create and implement an evaluation rubric and system that will be an effective gauge of a dog or cat's suitability for adoption into our community. I also will provide behavior modification and enrichment plans for shelter animals. Further, I will work with staff to ensure that they are safely handling and managing dogs and cats, as well as able to provide basic behavior modification services for pets needing extra help. As a life-long continuous learner, I am constantly looking to improve my skills and abilities by taking a wide variety of classes and keeping up to date with the latest techniques. I am excited to share what I have learned.

EDUCATION:

Portland State University: Bachelor of Science

Major: Psychology (concentration in Applied Behavior Analysis and Learning Theory) GPA: 3.8

University of Edinburgh: MSc in Clinical Animal Behavior Accepted for September 2020 semester, Estimated date of completion June 2024

EXPERIENCE:

Thinking Canine, East Northport, NY (Self Owned)

May 2018-Present

Behavior Consultation Services and Training

- Provide behavioral consultations for dogs with aggression and behavior problems
- Evaluate client dogs, and provide a prognosis and behavior plan
- Implement behavior and training programs
- Puppy/Adult dog obedience training
- Emergency evaluations and handling of aggressive and fractious animals
- Evaluate and provide and implement behavioral plans for cats and parrots
- Evaluate and work with dogs belonging to private animal rescue organizations

North Shore Animal League, Port Washington, NY (516-883-7900)

Sr. Pet Behavior Trainer

- Design protocols for the training and handling of all canines
- Manage a team of trainers who work with our behavior program dogs
- Create extensive behavior reports and protocols for resident dogs
- Teach staff, volunteers, and adopters about dog training and handling
- Care for dogs with special needs, behavioral issues, and aggression
- Train dogs with various behavior needs, so that they may be adopted

January 2017-January 2018



Environmental Geese Control (631-827-2900)

March 2017-November 2019

- Train my dogs to safely herd and chase geese from properties
- Drive set route to clients, and patrol for geese
- Answer any questions the general public may have about geese control
- Train staff member to handle my dogs

The Martial Arfs, Carle Place, NY (516-280-8331)

October 2014-June 2016

- Taught the majority of group fitness, obedience, and agility classes at dedicated training facility
- Provided private behavior consultations to dog owners for aggression and fear based issues
- Designed and implemented new fitness and training class curricula
- Managed retail store
- Provided private physical exercise and conditioning classes to both performance dogs and dogs recovering from injury
- Swam dogs in indoor pool for both exercise and training purposes

Zoom Room Claremont, Claremont CA – <u>Dog Trainer</u> (909-333-6171)

December 2012-August 2014

- Taught group dog training lessons, from basic puppy classes to the competition level
- Provided private behavior consultations to dog owners
- Designed and implemented new training classes and workshops
- Marketed training center both in person and via social media

Miken Construction, Ontario CA - <u>Quality Control Auditor and Training Lead</u> (909-244-6600)

September 2011-December 2012

- Trained all new hires to accurately complete property preservation work orders, from top to bottom
- Reported to unit supervisor on performance of our team, and areas where training is needed
- Audited completed PPO work orders, notifying state coordinators of any errors, and logging errors into our databases

Dog Gone Happy, Portland, OR – <u>Dog Day Care Staff</u> (503) 288-4462

July 2007 -Dec 2009

- Observed a dog play-group, looking for any unsafe behaviors
- Managed dogs using solely positive reinforcement and ABA style techniques
- Answered any questions prospective or current clients might have had

Special Skills:

- ✓ Have designed and written protocol manuals and curricula for a variety of purposes
- ✓ Extensive behavior modification experience
- ✓ Management and staff training experience
- ✓ Highly experienced with aggressive and fearful dogs
- ✓ Comprehensive Written Evaluations

References:

*	Sandy Addona	(Colleague)	347-821-0828
e	Lorrie Francis	(Colleague)	631-495-6568
•	Kristine Schmitt	(Owner Geese Control)	631-827-2900

Dog Training Certifications

- -Completed internship in The Third Way of training with Master TTW trainer 2007-2008
- -Certified TTW Trainer 2008
- -Certified Zoom Room Trainer 2012
- -Certified Fear Free Professional 2017
- -CPDT-KA 2017 (Certified Professional Dog Trainer)
- -IAABC Certified Dog Behavior Consultant 2018

Continuing Education Sample

- -Beth Dunman lecture 2007
- -Chris Bach lecture 2007
- -Chris Bach Competition Obedience Seminar 2008
- -Patricia McConnell Seminar 2009
- -Temple Grandin lecture, Cornell University 2010
- -Mary-Lou Hanlon Puppy Seminar participant 2014
- -Desiree Snelleman Agility Seminar participant 2015
- -Clicker Expo 2017
- -Sue Sternberg 2 day Seminar 2019
- -Aggression in Dogs Master Course 2020

Web-Based Classes

- -Susan Garrett's Recallers
- -Introduction to IPO Fundamentals
- -Raising a Performance Puppy
- -Empowered Puppy Raising with Grisha Stewart participant
- -Bobby Lyons (Walk this Way and Fitness in Small Spaces auditor)
- -Smart Reinforcement with Ken Ramirez (Graduate with Certificate)
- -Canine Fitness Trainer Certification Program (Graduate)
- -Fear Free (Graduate with Certification)
- -Concept Training with Ken Ramirez (Graduate with Certificate)

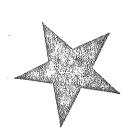
Agility Classes

- -Susan Garrett's Puppy Peeks
- -Sylvia Trkman's Puppy Class participant 2011
- -Daisy Peel's running contacts class participant 2012
- -Sylvia Trkman's Foundation class participant 2013
- -Sylvia Trkman's running contacts class part 2015
- -Susan Garrett's Handling 360/Agility Nation member
- -One Mind Dog Member

Classes Taught:

- -Puppy Preschool -Puppy agility
- -Therapy Dog Class

- -Basic Obedience Advanced Obedience
- -CGC Preparation Class
- -Advanced CGC class



- -Come When Called
- -Heeling Intensive
- -Control Unleashed
- -New Adoption class
- -Rally Obedience
- -Canine Nosework
- .-Agility (puppy to competition level)
- -Beginner through advanced dog fitness classes
- -Fitness and obedience fusion
- -Senior dog fitness class -Frisbee

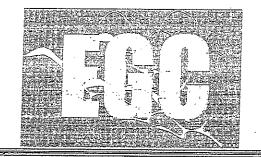
- Formal Retrieve workshop
- -Obedience Games
- -Feisty Fido workshop
- -Treiball
- -Advanced Nosework (exterior hides)
- -Tricks Class
- -Dog treadmill class
- -Focus and self control using exercise
- -Small breed fitness class

My Dogs' Accomplishments:

Vera: CGC, CA, RATN, RATI, NF, AX, AXJ, Professional Geese Control Dog

Poppy: CGC, CA, RATN, RATI, Certified Therapy Dog

Levon: RATI, RATN, NA, NAJ, OAJ, NF, Professional Geese Control Do



Environmental Geese Control

384 Birch Hollow Drive Shirley, NY 11967 envirogeese@yahoo.com c (631) 827-2900 f (631)750-8989

2/15/2020

Town of Oyster Bay Animal Shelter 150 Miller Place Syosset, NY 11791

Re: Gia Savocchi

To whom it may concern.

Ms. Savocchi was in my employ from 2016-2019. My Company, Environmental Gosse Control is dedicated to provide humane containment of the Geese Population on Long Island. Ms. Savocchi was hired, along with her trained border collie dogs to patrol several commercial and public areas. Gia displayed mastery of training and handling her dog using the most appropriate technics of positive behavioral control. This ability to apply the principles of positive behavioral control resulted in her and her dog becoming a top notch handler in all applied field settings. Working with her I noticed she has intuitive insight into difficult situations and problematic dog behavior. In the field, she was able to identify situations that could result in harm or injury to both the dog and the geese. Utilizing her adept observational and training skills she was able to develop a plan that would achieve the goal of relocating the geese without any danger to animal or human.

While Ms. Savocchi worked part-time for my company, she also pursued her own business of dog training specializing in the application of positive behavior modification methods. Ms. Savocchi and I continue a professional relationship and we consult with each other to problem solve complex situations. Over the years Ms. Savocchi has worked with many different breeds of dogs that present with extremely challenging behaviors. She has been able to provide treatment plans for dogs that otherwise would have been returned to shelters and/or breeders. Her ability to assess dog temperament and behavior is outstanding. When coupled with her skillful application of positive behavior control and the ability to train and teach pet owners how to apply these skills, she becomes an outstanding teacher/trainer.

I fully recommend Ms. Savocchi, she will be a valuable asset to your facility. She is reliable, responsible, and dedicated to the teaching and application of positive behavioral training procedures. Her ability to interact with the public and their beloved canine companions is one of her greatest skills. Instinctive assessment of canine temperament is outstanding.

In addition to being Ms. Savocchi colleague and former employer, I am a dog breeder, trainer, an AKC Againty Judge with 30 years of experience titling dogs in obedience, agility, and conformation. I recommend Ms. Savocchi, without any reservations, to become a member of the Town of Oyster Bay Animal Shelter.

Regards,

Kristine Schmidt

President

Environmental Geese Control, Inc.

Kristi Trentinella

From:

Lorrie Francis, KPA CTP

Sent:

Monday, February 17, 2020 9:52 AM

To:

Kṛisti Trentinella

Cc:

Laurie Scarpa

Subject:

Re: Town of Oyster Bay Animal Shelter Gia recommendation

Attachments:

image001.jpg

Sorry for the delay. Busy few days at work.

Gia has great behavior modification skills. She has worked with many dogs with serious behavior issues at shelters and privately. She gets good results, in addition to having excellent read on dog behavior.

On Fri, Feb 14, 2020 at 9:55 AM Kristi Trentinella ktrentinella@oysterbay-ny.gov wrote:

Kristi Trentinella

From:

Sandy Addona 🔻

Sent:

Sunday, February 16, 2020 4:07 PM

Ĩο:

Tobay Shelter

Subject:

Referral for Gia Savocchi

Hello,

I am writing this letter about Gia Savocchi. I worked with her as a trainer in the behavior department at North Shore Animal League. She was an extremely knowledgeable trainer and a pleasure to work with. Her methods are science based, gentle and humane. She prides herself on learning new things everyday. She is also a certified behavior consultant through iiabc. The is a difficult certification to obtain in the training world. At North Shore we worked with many severe cases and Gia was always calm and confident in every situation. Behavior plans were created by us and we as trainers implemented them. Gia was also highly skilled at running play groups. I think Gia would be a great asset to the team.

Please let me know if you have any further questions.

Sincerely, Sandy Addona



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 for the rental of hydrants for the 2020 Calendar Year, said Hearing to be held in the Hearing Room, Town Hall, East Building, 54 Audrey Avenue, Oyster Bay, New York, on March 10, 2020 at 10:00 o'clock a.m., prevailing time, said Notice to be advertised in Newsday

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 10, 2020 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 (1,145) hydrants at an agreed per annum rental fee not to exceed \$114,500 for the period from January 1, 2020 through December 31, 2020, nunc pro tunc, for the benefit of the Plainview Fire Protection District; 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: February 25, 2020, Oyster Bay, New York.

Town of Oyster Bay Inter-Departmental Memo

TO .

MEMORANDUM DOCKET

FROM

Office of the Town Attorney

DATE

February 18, 2020

SUBJECT:

2020 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 Town of Oyster Bay, acting on behalf of the Plainview Fire Protection District and the Plainview Water District.

Kindly suspend the rules and add this matter to the February 25, 2020, Town Board action calendar. The proposed resolution and public notice accompany this memo.

OFFICE OF THE TOWN ATTORNEY

Elizabeth A. Faughnan Deputy Town Attorney

EAF:ba Enclosure File 3079

Town Attorney (w/9 copies)

S:\Attorney\RESOS 2020\MD & RESO\2020 Hydrant Rental-advertise hearing- Plainview Water District, EAF, doc

RESOLVED, That the Town Clerk is hereby authorized and directed to advertise a Notice of Hearing on proposed contracts for fire protection for the 2020 Calendar Year, nunc protunc, for the Incorporated Village of Farmingdale, the Wantagh Fire District, the Bayville Fire Company No. 1, Inc., the Glenwood Hook & Ladder Engine and Hose Co. No. 1, Inc., the Plainview Volunteer Fire Department, Inc., the Roslyn Highlands Hook & Ladder, Engine & Hose Company Inc., and the Rescue Company Hook and Ladder Company No. 1 (aka Roslyn Rescue) said hearing to be held in the Hearing Room, Town Hall, East Building, 54 Audrey Avenue, Oyster Bay, New York, on March 10, 2020, at 10:00 o'clock a.m., prevailing time, said Notice to be advertised in the Newsday

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:

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

Reviewed By Office of Town Attorney

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 March 10, 2020, at 10:00 o'clock a.m., prevailing time, at which time residents and interested parties will have an opportunity to be heard on the proposed contracts for fire protection, copies of which are on file in the Town Clerk's Office, and may be viewed daily between the hours of 9:00 A.M. and 4:45 P.M., prevailing time, except Saturdays, Sundays and Holidays, and the contracts with the following Fire Companies shall provide in general for the furnishing of fire protection during the 2020 Calendar Year, *nunc pro tunc*, to the listed Fire Protection Districts at the agreed per annum charge set forth, all subject to taxation in said Districts, as shown on the last completed Town Assessment Roll:

CALENDAR YEAR 2020 FIRE COMPANY	FIRE PROTECTION DISTRICT	AGREED PER <u>ANNUM CHARGE</u>
1. Bayville Fire Company No. 1, Inc.	Bayville	\$ 33,462.00
2. Glenwood Hook & Ladder Engine and Hose Co. No. 1, Inc.	Glenwood-Glen Head	\$ 773,720.00
3. Inc. Village of Farmingdale for the Farmingdale Fire Department	North East Farmingdale	\$ 111,449.62
4. Plainview Volunteer Fire Department, Inc.	Plainview	\$ 5,088,467.00
5. Roslyn Highlands Hook & Ladder, Engine and Hose Company Inc.	Greenvale	\$ 16,033.00
6. Rescue Hook & Ladder Co. #1 (aka Roslyn Rescue)	Greenvale	\$ 16,405.00

The contracts with the following Fire Company and Fire District shall provide in general for the furnishing of fire protection during the 2020 Calendar Year for the listed areas at the agreed per annum charge set forth:

1. Bayville Fire Company No. 1 for the other areas shown on the Tax Maps as Section 28, Block G, Lot 3, the agreed per annum charge of \$7,415.00.

2. Wantagh Fire District for the Town-owned property known as TOBAY Beach, the agreed per annum charge in an amount not to exceed \$7,180.00.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF OYSTER BAY. JOSEPH SALADINO, Supervisor. RICHARD LaMARCA, Town Clerk. Dated: February 25 2020, Oyster Bay, New York.

Town of Oyster Bay Inter-Departmental Memo

TO

MEMORANDUM DOCKET

FROM

Office of the Town Attorney

DATE

February 19, 2020

SUBJECT:

2020 Fire Protection Agreements

The Incorporated Village of Farmingdale, the Wantagh Fire District, the Bayville Fire Company No. 1, Inc., the Glenwood Hook & Ladder Engine and Hose Co. No. 1, Inc., the Plainview Volunteer Fire Department, Inc., the Roslyn Highlands Hook & Ladder, Engine & Hose Company Inc., and the Rescue Company Hook and Ladder Company No. 1 (aka Roslyn Rescue), have all provided this office with the necessary information regarding the 2020 fire protection contracts for the pertinent Fire Protection Districts. Please reserve a space at the next Town Board meeting on Tuesday, February 25, 2020, regarding our request that the Town Clerk be authorized to advertise a Notice of Hearing to be held on Tuesday, March 10, 2020, at 10 a.m., for the 2020 Fire Protection Agreements.

Please note that the existing agreement with the Oyster Bay Fire Department, Inc., and the Atlantic Steamer Fire Company No. 1, expires on December 31, 2020. Please also note that the East Norwich Volunteer Fire Company No. 1 has not yet provided this Office with their budget request.

Kindly suspend the rules and add this matter to the February 25, 2020, Town Board action calendar for action. The draft resolution and Public Notice accompany this members.

OFFICE OF THE TOWN ATTOR

Elizabeth A. Faughnan Deputy Town Attorney

EAF:ba Attachment 2016-5219

cc: Town Attorney (w/9 copies)

S:\Attorney\RESOS 2020\MD & RESO\2020 Fire Protection Contracts. Auth Pub Notice, eaf.docx



WHEREAS, Matthew M. Rozea, Deputy Town Attorney, by memorandum dated February 20, 2020, advised that the United States of America, by and through the Department of the Navy, Naval Facilities Engineering Command Mid-Atlantic (the "Government"), requested access to three (3) locations within the Town of Oyster Bay for the purpose of installing monitoring wells in connection with its obligations to remediate the Grumman Navy Plume; and

WHEREAS, the Town negotiated an access agreement to govern the terms and conditions of the Government's use of the Town's rights-of-way, the hours that the Government may operate, mitigation measures to lessen impacts upon residents, as well as the sharing of data with the Town; and

WHEREAS, the Office of the Town Attorney, by the aforementioned memorandum, recommends and requests that the Town Board authorize the Supervisor, or his designee, to execute the negotiated access agreement with the United States Government,

NOW, THEREFORE, BE IT RESOLVED, That the recommendation and request hereinabove set forth is accepted and approved, and the Town Board hereby authorizes the Supervisor, or his designee, to execute the access agreement with the United States Government pertaining to three locations within the Town of Oyster Bay, in connection with the Government's obligation to fully remediate the Grumman Navy Plume.

..

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

February 20, 2020

SUBJECT:

Authorization to Execute Access Agreement with United States Navy

The United States of America, by and through the Department of the Navy, Naval Facilities Engineering Command Mid-Atlantic (the "Government"), requested access to three (3) locations within the Town of Oyster Bay for the purpose of installing monitoring wells in connection with its obligations to fully remediate the Grumman Navy Plume.

The following three locations within Town rights-of-way have been proposed:

- 1. The west side of Dale Court, north of the instersection of Dale Court and Albert Road, Hicksville;
- 2. The south side of Birchwood Lane, west of the intersection of Birchwood Lane and Woodbine Drive East, Hicksville; and
- 3. The east/southeast side of East Zoranne Drive just before where the road becomes South Zoranne Drive, Farmingdale.

Consistent with past practice, this Office, with the aid of outside counsel, negotiated an access agreement to govern the terms and conditions of the Government's use of the Town's rights-of-way, the hours that the Government may operate, mitigation measures to lessen impacts upon residents, as well as the sharing of data with the Town. The Town will also require the Government to provide notice to residents prior to its operations.

It is requested that the rules be suspended and the attached Resolution be added onto the Town Board action calendar of February 25, 2020.

OFFICE OF THE TOWN ATTO

By:

Matthew M. Rozea
Deputy Town Attorney

MMR:mmr Attachment

cc: Office of the Town Attorney (with 9 copies)

S:\Attorney\RESOS 2020\MD & RESO\Access Agreement with US Gov't MMR.docx

WHEREAS, by Resolution No. 36-2017, adopted on January 10, 2017, the Town Board approved a Memorandum of Agreement dated December 29, 2016, between the Town of Oyster Bay ("Town") and Local 881 of the Civil Service Employees Association, Local 1000, AFSCME AFL-CIO ("CSEA"), and subsequently the Town and CSEA executed a Collective Bargaining Agreement ("CBA") for the period from January 1, 2017 through December 31, 2021, which CBA was intended to embody all of the terms of the Memorandum of Agreement dated December 29, 2016; and

WHEREAS, by Resolution No. 520-2019, adopted on August 20, 2019, the Town Board approved a Memorandum of Agreement dated August 14, 2019, between the Town and the CSEA, which amended Article V "Wages and Hours of Employment", Section 5-1.0, of the CBA, to provide for a one and one-half (1.5%) percent salary increase to Town employees, effective January 1, 2020; and

WHEREAS, on February 4, 2020, the CSEA filed a grievance alleging that the Town violated Town/CSEA CBA Article V Section 5-1.0 by allegedly failing to grant the 1.5% salary increase to those employees hired after January 1, 2017 but employed by the Town for less than two years ("the Grievance"); and

WHEREAS, Frank M. Scalera, Chief Deputy Town Attorney, by memorandum dated February 24, 2020, advised that a Memorandum of Agreement be entered into between the Town and the CSEA, by Jarvis T. Brown, President, CSEA, who asserted that he has the agency and authority to bind the CSEA, and by Gregory W. Carman, Jr., Esq., Deputy Supervisor, on behalf of the Town, in order to resolve the matter,

NOW, THEREFORE, BE IT RESOLVED, That the request and recommendation as hereinabove set forth are accepted and the Town Board approves the Memorandum of Agreement between the Town and the CSEA, in settlement of the grievance filed on February 4, 2020.

#-

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:

Office of the Town Attorney

DATE:

February 21, 2020

SUBJECT:

Grievance Settlement

Collective Bargaining Agreement

The Town and the Civil Service Employees Association, Inc., Local 1000 AFCME, AFL-CIO (the "Association") are parties to a collective bargaining agreement covering the period January 1, 2017 through December 31, 2021.

The Town and the Association have entered into a Memorandum of Agreement in settlement of a Grievance filed by the Association pertaining to the 1.5% salary raise to be paid to Town employees effective January 1, 2020, said Memorandum being subject to and contingent upon formal approval and ratification by the Town Board. A copy of the Memorandum of Agreement is attached.

It is the recommendation of the Office of the Town Attorney that the Tow Board approve the Memorandum of Agreement. It is requested that the rules be suspended and that this matter be placed on the calendar for the Town Board meeting of February 25, 2020 for action.

Office of the Town Attorney

Thomas M. Sabellico Special Counsel

TMS/nb Attachment 2017-5790

cc: Office of the Town Attorney (w/ 9 copies)

Reviewed By Office of Town Attorney WHEREAS, the Town Attorney's Office issued a Request for Proposals to eight (8) insurance brokers seeking quotes/proposals from insurance carriers for the Town's Inland Marine – 2020 Hull & Machinery Insurance policy; and

WHEREAS, Salerno Brokerage Corp., the only insurance broker to respond, advised the Office of the Town Attorney that it solicited proposals from four (4) insurance carriers, of which two either declined to offer coverage or could not offer a competitive quote, that it received two (2) quotes for the premium for said coverage, from AXA and from OneBeacon - IMU, and that the OneBeacon - IMU quotation provided the lowest premium for the requested coverage, and no other quotes were received; and

WHEREAS, Paul S. Ehrlich, Deputy Town Attorney, by memorandum dated February 20, 2020, determined that an adequate attempt was made to obtain proposals, in accordance with Guideline 7 of the Town's procurement policy, and recommended that the Town's Inland Marine — 2020 Hull & Machinery Insurance coverage be obtained from OneBeacon - IMU, from March 1, 2020 to March 1, 2021, through Salerno Brokerage Corp., at a premium of \$16,577.00; and

NOW, THEREFORE, BE IT RESOLVED, That the recommendations as hereinabove set forth are hereby accepted and approved, and the Office of the Town Attorney is hereby authorized to secure the Town's Inland Marine – 2020 Hull & Machinery Insurance coverage from OneBeacon - IMU for the period from March 1, 2020 to March 1, 2021, through Salerno Brokerage Corp., and the Office of the Comptroller is authorized to issue an encumbrance order in the amount of \$16,577.00 to be drawn from Account No. TWN AMS 1910 43020 601 0000 000; and be it further

RESOLVED, That the Office of the Comptroller is hereby authorized and directed to make payments for same, upon submission of duly certified claims therefor, 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

21

Town of Oyster Bay Inter-Departmental Memo

TO:

MEMORANDUM DOCKET

FROM:

Office of the Town Attorney

DATE:

February 20, 2020

SUBJECT:

Inland Marine - 2020 Hull & Machinery Insurance Policy

Account No. TWN AMS 1910 43020 601 0000 000

On February 14, 2020, the Town issued a Request for Proposals ("RFP") seeking quotes for the Town's Inland Marine – 2020 Hull & Machinery Insurance policy, in accordance with the requirements of the Town's procurement policy. This insurance covers the Town's boats, outboard motors, aquatic harvesters and barges. Requests were sent to eight (8) insurance brokers, to obtain quotes/proposals from insurance carriers. This RFP was also posted on the Town's website.

Salerno Brokerage Corp. was the sole broker to respond, and advised the Office of the Town Attorney that it had forwarded the Town's Request for Proposals to four (4) insurance carriers, of which two (2) either declined to offer coverage or could not offer a competitive quote. The Town's current insurer for this policy, Allianz Insurance Co., has exited the marketplace for this type of coverage, and, therefore, no renewal of the current policy was possible. Salerno Brokerage Corp. received quotes from AXA and OneBeacon – IMU and, upon review in accordance with the Towns Procurement Policy, the OneBeacon proposal is deemed to be at the lowest premium.

This Office has determined that an adequate attempt was made to obtain proposals in compliance with Guideline 7 of the Town's procurement policy.

Based on compliance with Guidelines 6 and 9 of the Town's procurement policy, it is recommended that OneBeacon – IMU through Salerno Brokerage Corp., be selected, at a premium of \$16,577.00, to provide the Town with Inland Marine, Hull & Machinery coverage for the period March 1, 2020 to March 1, 2021, with funds to be drawn from Account No. TWN AMS 1910 43020 601 0000 000.

Accordingly, kindly suspend the rules and place this item on the February 25, 2020 Town Board action calendar.

OFFICE OF THE TOWN ATTOR

Paul S. Ehrlich

Deputy Town Attorney

PSE:al Enclosure

2017-5834.004

cc: Town Attorney (w/9 copies)

S:\Attorney\RESOS 2020\MD & RESO\2020Hull&MachineryIns.PSE.docx



TOWNS & VILLAGES RISK MANAGEMENT CORP.
HEALTH & FITNESS RISK MANAGEMENT CORP.

117 Oak Drive, Syosset, New York 11791-4625 • 516-364-4044 • Fax: 516-364-5901 www.salemoins.com

February 20, 2020

Paul S. Ehrlich, Esq. Deputy Town Attorney Town of Oyster Bay 54 Audrey Avenue Oyster Bay, NY 11771

RE: Hull & Machinery (Boats, Outboard Motors, Aquatic Harvesters & Barges)

Dear Mr. Ehrlich:

We are pleased to advise on the Town's Hull & Machinery (Boats, Outboard Motors, Aquatic Harvesters & Barges) renewal policy effective 3/1/2020.

As previously advised, the current carrier, Allianz, non-renewed this coverage as they have exited the marketplace for this type of coverage. As such we marketed the policy and are pleased to provide the following proposals:

3/1/2020-2021 Premium Summary:

Allianz

Non-renewed

American Alternative

Declined

AXA

\$19,698 premium plus \$985 for Terrorism

One Beacon - IMU

\$16,327 premium plus \$250 for Terrorism



nareino niovetabe ooth

TOWNS & VILLAGES RISK MANAGEMENT CORP. HEALTH & FITNESS RISK MANAGEMENT CORP.

117 Oak Drive, Syosset, New York 11791-4625 • 516-364-4044 • Fax: 516-364-5901 www.salernoins.com February 20, 2020

Page Two Town of Oyster Bay

ANA TAYER TAY ATARAGOT

Hull & Machinery (Boats, Outboard Motors, Aquatic Harvesters & Barges)

OneBeacon - IMU effective 3/1/2020 to 3/1/2021

The renewal for the boats, outboard motors, aquatic harvesters and barges follows:

Allianz Insurance Co. - Effective 3/1/2020 to 2/1/2021

Total Value - \$1,969,706. per schedule on file and supplied to our office on 1/14/2020.

Deductibles:

Vessels:

2% of vessel value - \$500 minimum each

Harvesters:

\$1,000 each

Outboards:

\$500 each

Barges:

\$1,000 each

Annual Premium including Terrorism - \$16,577

The 2/1/17-18 expiring premium is \$11,725.95

We must be advised within 30 days (sooner if possible) when the Town purchases a new boat, outboard motor, barge or aquatic harvester. The policy will be amended, and premium charged. If items are eliminated, we must be advised within 30 days and the policy will be amended and a credit will be provided.

Conditions:

Confined to navigable waters of Oyster Bay and Long Island Sound, NY, not to exceed ten (10) miles offshore, or limits as mandated by the USCG, whichever is less. (Please review and advise if this needs to be expanded.)

Carrier requires further clarification/description of vessel usage

Please review and advise. We advise that the Town should bind the renewal of this policy with OneBeacon, as well as responses to the Conditions noted above.

Very truly yours.

Nicole L. Morton

NLM:nm

Reviewed By Office of Town Attorney

WHEREAS, the Town Attorney's Office issued a Request for Proposals to eight (8) insurance brokers seeking quotes/proposals from insurance carriers for the Town's Inland Marine – 2020 Equipment Floater/Rolling Stock Insurance policy; and

WHEREAS, Salerno Brokerage Corp., the only insurance broker to respond, advised the Office of the Town Attorney that it contacted six (6) insurance carriers to obtain bids and that it received two (2) quotes for the premium for said coverage, the lowest of which was submitted by the Town's current insurance carrier, Allianz Insurance Co., which provided a renewal option in its quotation for the requested coverage. A higher quote was submitted by AXA; and

WHEREAS, Paul S. Ehrlich, Deputy Town Attorney, by memorandum dated February 20, 2020, determined that an adequate attempt was made to obtain proposals, in accordance with Guideline 7 of the Town's procurement policy, and recommended that the Town's Inland Marine – 2020 Equipment Floater/Rolling Stock Insurance coverage be obtained from Allianz Insurance Co., from March 1, 2020 to March 1, 2021, through Salerno Brokerage Corp., at a renewal premium of \$124,781.00,

NOW, THEREFORE, BE IT RESOLVED, That the recommendations as hereinabove set forth are hereby accepted and approved, and the Office of the Town Attorney is hereby authorized to secure the Town's Inland Marine – 2020 Equipment Floater/Rolling Stock Insurance coverage from Allianz Insurance Co., for the period from March 1, 2020 to March 1, 2021, through Salerno Brokerage Corp., and the Office of the Comptroller is authorized to issue an encumbrance order in the amount of \$124,781.00 to be drawn from Account No. TWN AMS 1910 43020 601 0000 000; and be it further

RESOLVED, That the Office of the Comptroller is hereby authorized and directed to make payments for same, upon submission of duly certified claims therefor, 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

22

Town of Oyster Bay Inter-Departmental Memo

TO:

MEMORANDUM DOCKET

FROM:

Office of the Town Attorney

DATE:

February 20, 2020

SUBJECT:

Inland Marine – 2020 Equipment Floater/Rolling Stock Insurance Policy

Account No. TWN AMS 1910 43020 601 0000 000

On February 14, 2020, the Town issued a Request for Proposals ("RFP") seeking quotes for the Town's Inland Marine – 2020 Equipment Floater/Rolling Stock Insurance policy, in accordance with the requirements of the Town's procurement policy. This insurance covers the Town's boats, outboard motors, aquatic harvesters and barges. Requests were sent to eight (8) insurance brokers, to obtain quotes/proposals from insurance carriers. This RFP was also posted on the Town's website.

Salerno Brokerage Corp. was the sole broker to respond, and advised the Office of the Town Attorney that it had forwarded the Town's Request for Proposals to four (4) insurance carriers, two of which declined to offer coverage or could not offer a competitive quote. Salerno Brokerage Corp. further advised that the Town's current insurance carrier, Allianz Insurance Co., provided a renewal option in its quotation for the requested coverage. A new quote was received from AXA, but at a higher premium than that offered by Allianz.

This Office has determined that an adequate attempt was made to obtain proposals in compliance with Guideline 7 of the Town's procurement policy.

Based on compliance with Guidelines 6 and 9 of the Town's procurement policy, it is recommended that Allianz Insurance Co., through Salerno Brokerage Corp., be selected, at the renewal premium of \$124,781.00 to provide the Town with Equipment Floater/Rolling Stock coverage for the period March 1, 2020 to March 1, 2021, with funds to be drawn from Account No. TWN AMS 1910 43020 601 0000 000.

Accordingly, kindly suspend the rules and place this item on the February 25, 2020 Town Board action calendar.

OFFICE OF THE TOWN ATTORNEY

Paul S. Ehrlich

Deputy Town Attorney

PSE:al Enclosure

cc: Town Attorney (w/9 copies)

 $S: Attorney \land RESO \& RESO \& RESO \& Consider Management Follows Stock Ins. PSE. dock and the property of the$



TOWNS & VILLAGES RISK MANAGEMENT CORP. HEALTH & FITNESS RISK MANAGEMENT CORP.

117 Oak Drive, Syosset, New York 11791-4625 • 516-364-4044 • Fax: 516-364-5901 ebruary 20, 2020 www.salernoins.com

Paul S. Ehrlich, Esq. Deputy Town Attorney Town of Oyster Bay 54 Audrey Avenue Oyster Bay, NY 11771

RE: Equipment Floater/Rolling Stock including Fine Arts

Dear Mr. Ehrlich:

We are pleased to advise on the Town's Equipment Floater/Rolling Stock renewal policy effective 3/1/2020

3/1/2020-2021 Premium Summary - Equipment Floater including Fine Arts:

Allianz

\$124,781. (Upon renewal for an annual term, a 5% no claims bonus on the 2019-2020 policy will be issued around 60 days after the expiration. The noclaims bonus, provided there are no claims for this period, will be approximately \$5,500.)

AXA

\$139,163.

The expiring 2/1/2019-2020 premium (subject to the annual adjustment) is \$120,80

Allianz has, once again, offered a competitive renewal, even though, the Town suffered; 175,000 loss during the 2/1/16-17 policy term and a 28,000 loss during the 2/1/16policy term.



TOWNS & VILLAGES RISK MANAGEMENT CORP. HEALTH & FITNESS RISK MANAGEMENT CORP.

117 Oak Drive, Syosset, New York 11791-4625 ● 516-364-4044 ● Fax: 516-364-5901 www.salernoins.com

Page Two Town of Oyster Bay

February 20, 2020

Allianz effective 3/1/2020 to 3/1/2021 — Equipment Floater/Rolling Stock and Fine Arts

The annual premium with a limit of \$50,000,000 including Terrorism is \$117,287. Plus \$3,519 for Terrorism for a total of \$120,806.

The policy is outlined as follows:

Equipment Floater/Rolling Stock Limit: \$50,000,000

Description: as per schedule on file provided to the carrier for the 3/1/2020 renewal with values of \$86,193,330, as supplied to our office by the Town on 1/17/2020.

Valuation: Replacement Cost for items 5 years old or newer; Actual Cash Value for all other property.

Deductible: \$25,000

As respects Flood, there will be a sublimit of \$5,000,000 subject to a deductible of \$100,000, except for flood zones A, AE, B, D, X500 and Shaded X will have a limit of \$1,000,000 subject to a deductible of \$250,000.

Therefore, it is our suggestion that in the event that the Town receives knowledge of a major storm, that movable equipment be moved to higher ground. The locations that would be subject to a \$250,000 flood deductible would be Roosevelt Memorial Park, Centre Island Beach, Charles Ransom Beach, Stehli Beach, Tappan Beach, John J. Burns, Marjorie Post Park, and possibly Massapequa Community Center. Finally, any individuals who have 24-hour use of Town vehicles should be advised if their home is in a flood area, that they should move the vehicles to a safer, higher location such as Miller Place in Syosset, or any other Town location not subject to flooding that has the ability to park and store vehicles for a few days. Also, if the Town will continue to store equipment at John J. Burns Park, for its own protection, items should no longer be stored at ground level, but raised above the water level of Storm Sandy.

Once again, the final premium calculation will be based on your total values at the inception date of the policy and your values at the expiration date of the policy. An adjustment of the limit will be made at 50% of the annual rate, except all new equipment valued at \$250,000 or more must be reported within 30 days of the date that the Town takes ownership. For these items, an Endorsement and premium adjustment will be made.



TOWNS & VILLAGES RISK MANAGEMENT CORP. HEALTH & FITNESS RISK MANAGEMENT CORP.

117 Oak Drive, Syosset, New York 11791-4625 • 516-364-4044 • Fax: 516-364-5901 www.salernoins.com

Page Three Town of Oyster Bay

February 20, 2020

Fine Arts - \$1,000 Deductible:

Fine Arts: Per schedule on file - limit: \$1,357,620.

Exhibition Floater -

Limit: \$100,000 - maximum any one item \$15,000.

Location:

Raynham Hall Museum, 20 West Main Street,

Oyster Bay, NY 11771

Coverage Enhancement for 2020-2021:

Upon renewal of the 2/1/2021-2022 policy, the Town will be eligible for a no claims bonus of 5%, if the losses for the 2/1/2020-2021 policy are under a 10% loss ratio. The loss ratio will be calculated 60 days after the expiration of the 2/1/20-21 policy.

Please review and advise. We advise that the Town should bind the renewal of this policy with Allianz.

Very truly yours,

Nicole L. Morton

NLM:nm

Office of Town Avoiney

WHEREAS, Matthew M. Rozea, Deputy Town Attorney, by memorandum dated February 25, 2020, advised that the Office of the Town Attorney was contacted by the United States Government (the "Government"), by and through the Department of the Navy, with respect to the Government's desire to acquire an interest in certain Town of Oyster Bay owned real property located between New York State Route 135 and New York State Route 107, and bounded on the North by Arthur Avenue, Bethpage New York; and

WHEREAS, the Government seeks an easement over certain Town-owned lands in order to access, construct, install, maintain, operate, repair, and replace treatment facilities in order to comply and satisfy the Government's obligation to fully remediate contamination caused by the Government and its contractors, colloquially known as the "Grumman-Navy Plume;" and

WHEREAS, to facilitate the complete and total remediation of the Grumman-Navy Plume, this Office recommends that the Town Board authorize the Supervisor, or his designee, to execute any and all documents necessary to effectuate the grant of an easement over those certain tracts of land so that the Government may fulfill its statutory obligations to fully remediate the Grumman Navy Plume, which documents shall be subject to the final approval by the Office of the Town Attorney,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is accepted and approved, and the Supervisor, or his designee, is authorized to execute any and all documents necessary to effectuate the grant of an easement over certain Town owned tracts of land generally located between New York State Route 135 and New York State Route 107, and bounded on the North by Arthur Avenue, Bethpage New York, which documents shall be subject to prior approval by the Office of the Town Attorney prior to execution.

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