

Meeting of March 12, 2019

Resolution No. TF-5-2019

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

ITEM NO.	DEPT.	AMOUNT	FROM
012-19	HWY	\$6,000.00	HWY DB 5110 46650 000 0000
			TO
		\$6,000.00	HWY DB 5110 25000 000 0000
			FROM
013-19	CMP	\$600.00	CMP A 1315 41300 000 0000
			TO
		\$600.00	CMP A 1315 44140 000 0000

#

Reviewed By
Office of Town Attorney



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

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

cc: Supervisor
Town Attorney
Comptroller
Highway

2/24

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

February 20, 2019

TO: MEMORANDUM DOCKET

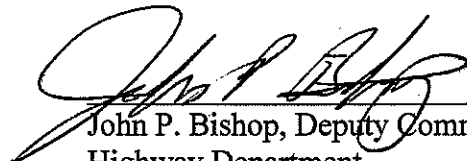
**FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT**

SUBJECT: TRANSFER OF FUNDS 2019

Town Board authorization is requested to transfer the following funds:

Account No.	Object Description	Amount
<u>From:</u> HWY DB 5110 46650 000 0000	SECURE UNSAFE PROPERTY	\$6,000.00
<u>To:</u> HWY DB 5110 25000 000 0000	GENERAL EQUIPMENT	\$6,000.00

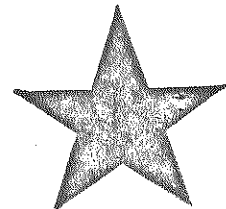
This transfer is necessary to provide funds to purchase respirators and extrication suits to protect Highway employees when entering unsafe properties for inspection.



John P. Bishop, Deputy Commissioner
Highway Department

JPB/dp

C: Town Attorney (7)
Comptroller's Office
Richard Lenz, P.E., Commissioner of DPW/Highway



2B

TOWN OF OYSTER BAY
Inter-Departmental Memo

March 5, 2019

To: MEMORANDUM DOCKET
From: STEVEN C. BALLAS, COMPTROLLER
Subject: 2019 TRANSFER OF FUNDS

Town Board authorization is hereby requested to transfer funds from the following account:

<u>Account No.</u>	<u>Object Description</u>	<u>Amount</u>
<u>From:</u> CMP A 1315 41300 000 0000	Office Supplies	\$600.00
<u>To:</u> CMP A 1315 44140 000 0000	Training Expenses	\$600.00

This transfer is necessary to cover expenses for the Comptroller's Office Staff to attend the 40th Annual New York Government Finance Officers' Association Conference, and various other Training seminars such as Governmental Accounting training, etc.


STEVEN C. BALLAS
COMPTROLLER 

SCB:mj

cc: Town Attorney (7)
Reading File

WHEREAS, Eileen A. Krieb, Co-Chairman, St. Boniface Martyr Church, Feast by the Shore, 145 Glen Avenue, Sea Cliff, New York 11579, by letter dated January 15, 2019, requested the use of Tappen Beach from Sunday, May 12, 2019 through Monday, May 20, 2019, and the use of a showmobile, portable lights, 20 trash receptacles and 20 picnic tables, in connection with its annual Feast by the Shore, with the actual dates of the event to be Thursday, May 16, 2019 through Sunday, May 19, 2019; and

WHEREAS, Joseph G. Pinto, Commissioner, Department of Parks, by memorandum dated February 22, 2019, advised that Tappen Beach and the abovementioned property and equipment will not be required for use by the Town at that time, and that the Department of Parks has no objection to providing same, and requested Town Board authorization to grant the following requests of St. Boniface Martyr Church:

1. Use of Tappen Beach from Sunday, May 12, 2019 through Monday, May 20, 2019,
2. The waiver of the following ordinances of the Code of the Town of Oyster Bay: Section 168-5B, which prohibits gambling at parks, pools, and beaches, so as to allow raffles and other games of chance to be sold; and Section 168-22 to sell beer during the Feast by the Shore; and
3. The use of the Town Show Mobile and portable lighting units, twenty (20) trash receptacles and twenty (20) picnic tables from Thursday, May 16, 2019 through Monday, May 20, 2019; and

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

NOW, THEREFORE, BE IT RESOLVED, That the requests as hereinabove set forth are hereby authorized and approved, and that St. Boniface Martyr Church may use Harry Tappen Beach from Sunday, May 12, 2019 through Monday, May 20, 2019 for its annual Feast by the Shore; and be it further

RESOLVED, That the Town Board hereby waives Section 168-5B of the Code of the Town of Oyster Bay so as to allow raffles and other games of chance to be sold at and during the aforementioned Feast by the Shore; and Section 168-22 of the Code of the Town of Oyster Bay so as to allow the sale of beer during the Feast by the Shore, and be it further

MS
Reviewed By
Office of Town Attorney

RESOLVED, That the Department of Parks, is hereby authorized to provide the abovementioned property and equipment to St. Boniface Martyr Church, for its Feast by the Shore to be held from Thursday, May 16, 2019 through Sunday, May 19, 2019, said property and equipment to be delivered as abovementioned, subject to the following conditions:

1. St. Boniface Martyr Church shall be responsible for obtaining all necessary permits for its Feast by the Shore, and will furnish copies of same to the Department of Parks prior to the start of the Feast;
2. Fees for the use of the showmobile and portable lights shall be paid to Town in accordance with Resolution No. 174-2017;
3. St. Boniface Martyr Church shall be responsible for 24 hour security at Harry Tappen Beach from Sunday, May 12, 2019 through Monday, May 20, 2019;
4. The use of all Town property shall be in conformance with the direction of the Commissioner of the Department of Parks, or his duly authorized designee;
5. The said organization shall comply with all ordinances of the Town of Oyster Bay, both in its use of Town property, and in conduct of the aforementioned activities, except for Sections 168-5B and 168-22, as indicated above; and
6. The said organization shall file a Certificate of Insurance with the Office of the Town Clerk, indicating said organization maintains commercial general liability insurance, in the amounts of \$1,000,000 with a general aggregate of \$2,000,000 and naming the Town as an additional insured, in connection with the aforementioned activities.

-#-

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	Absent
Councilman Macagnone	Aye
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Absent

cc: Supervisor
Town Attorney
Comptroller
Parks



Town of Oyster Bay
Department of Parks

Inter-Departmental Memo

January 22, 2019

TO: Memorandum Docket
FROM: Joseph G. Pinto, Commissioner of Parks
SUBJECT: Saint Boniface Martyr Feast by the Shore

The attached letter dated January 15, 2019, Saint Boniface requests the use of Tappen Beach to hold their annual Feast by the Shore. The dates would be from Thursday, May 16th through Sunday, May 19th. The actual hours the Feast by the Shore would be open and operated are as follows:

Thursday, May 16	6:00pm – 11:00pm
Friday, May 17	6:00pm – 11:00pm
Saturday, May 18	1:00pm – 11:00pm
Sunday, May 19	1:00pm – 7:00pm

Set up will begin on Sunday, May 12 and final breakdown will be on Monday, May 20, 2019.

For this Feast by the Shore to take place at Tappen Beach, the following Town Ordinances for the Parks Department must be waived:

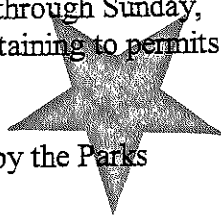
168-5B. Gambling is strictly prohibited in all areas of any park, pool or beach. Other games of chance will be sold during the course of the Feast by the Shore.

168-22. No person shall bring beer, ale or any other alcoholic beverage into any park or beach.

Other items that require Town Board authorization are:

The use of a showmobile and portable lights from Thursday, May 16 through Sunday, May 19, 2019. Fees are in conjunction with Resolution 174-2017, pertaining to permits for showmobile and portable lights.

The use of 20 trash receptacles and 20 picnic tables will be provided by the Parks Department.

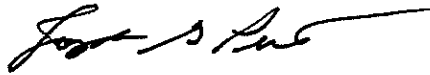


Page 2, St. Boniface

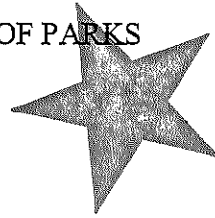
It is understood that St. Boniface must obtain insurance and all necessary permits from various regulating agencies in relation to the operation of this Feast by the Shore and supply the Department of Parks with copies of same. These copies must be in our possession prior to the start of the Feast by the Shore.

It is understood that St. Boniface will provide adequate 24-hour security at Tappen Beach from Sunday, May 12 through Monday, May 20. Security will include night coverage and patrol of the beachfront.

Town Board authorization is requested for the use of Tappen Beach and Town Equipment from Sunday, May 12, 2019 to Monday, May 20, 2019 by St. Boniface Martyr Church for its annual Feast by the Shore.



JOSEPH G. PINTO
COMMISSIONER OF PARKS



FAN/DA

Cc: Town Attorney (original + 7 copies)
Greg Skupinsky, Deputy Commissioner of Parks
Frank Gatto, Deputy Commissioner of Parks
Donna Antetomaso, Recreation Specialist III
Chris Keener, Park Manager Tappen Beach
Vincent Saviano, Operations Supervisor

Saint Boniface Martyr Church
145 Glen Avenue
Sea Cliff, New York 11579

January 15, 2019

Town Of Oyster Bay
Town Hall South
977 Hicksville Road
Massapequa, New York 11758
Attn: Ms. Donna Antetomaso

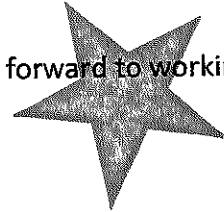
Re: Feast by the Shore 2019/ Tappen Beach

Dear Donna,

The Town of Oyster Bay was very generous in its support of St. Boniface Parish last spring when we hosted our NINTH Annual Feast at Tappen Beach. The event during the past few years has been a great success for the parish, and an enjoyable venue for the entire North Shore community. I am writing to you today to seek approval to repeat the Feast again, this May at Tappen. Here are the basic details:

Feast dates: **Thursday May 16 through Sunday May 19**
Equipment arrival: Sunday, May 12 with set up commencing on Tuesday May 14
Equipment departs: Sunday & Monday May 19/20
Ride Vendor: Newton Shows
We also respectfully request the use of the Town Show Mobile as a hallmark of the three night event with a lively music program featuring local bands.

I want to thank you for your tremendous support in the past, and I look forward to working with the Town of Oyster bay team this spring.



I wish you a very Happy Healthy New Year.

With kind regards,

A handwritten signature in cursive script, appearing to read "Eileen A. Krieb".

Eileen A Krieb

Feast by the Shore Co-Chairman
Cell 516 840 3796 eikrieb@aol.com

Hold Harmless Agreement for Use of Town Property and/or Equipment

This Agreement is made this 2 day of February 2019, by St Boniface Martyr (hereinafter "Organization"). Whereas, Organization desires to use Town of Oyster Bay property and/or equipment located at and/or described as

Feast By the Shore (Carnival) at Tappen Beach to include
rides/games (NewtoRides) and milk/food sponsored
by church

for the event described as a carnival

The property/equipment is needed from Sunday 3/12/19 to 5/20/19

The event for which the property and/or equipment is requested () is (X) is not a profit making event.

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

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

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

Name of Organization

St Boniface Martyr

Address of Organization

145 Glen Ave Sea Cliff
NY 11577

By:

Eileen Kaneh
Authorized Representative

Title:

Chair person

Telephone Number: 516 840 3796
(840 3796)

Reviewed By
Office of Town Attorney

B. L.



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
02/04/2019

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

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

PRODUCER
Ecclesia Assurance Company c/o Porter & Curtis, LLC
225 State Road
Media, PA 19063

CONTACT NAME: Porsha Seal

PHONE (A/C, No, Ext):

FAX (A/C, No):

E-MAIL ADDRESS: pseal@portercurtis.com

INSURER(S) AFFORDING COVERAGE

NAIC#

INSURER A: ECCLESIA ASSURANCE COMPANY

11952

INSURED
ST. BONIFACE MARTYR CHURCH
145 GLEN AVENUE
SEA CLIFF, NY 11579

INSURER B:

INSURER C:

INSURER D:

INSURER E:

INSURER F:

COVERAGES

CERTIFICATE NUMBER: C000477079

Account: 000053

REVISION NUMBER:

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

INSR. LTR	TYPE OF INSURANCE	ADDL. SUBR. INSD. WVD.	POLICY NUMBER	POLICY EFF. (MM/DD/YYYY)	POLICY EXP. (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC <input type="checkbox"/> OTHER:		PKG-2018-1	11/01/2018	11/01/2019	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ Included MED. EXP. (Any one person) \$ Not Covered PERSONAL & ADV. INJURY \$ Included GENERAL AGGREGATE \$ None Applicable PRODUCTS - COM/OP AGG \$ None Applicable COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
A	<input type="checkbox"/> AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED AUTOS ONLY					
A	<input type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> EXCESS LIAB <input type="checkbox"/> DED. <input type="checkbox"/> RETENTIONS		EX-LIAB-2018-1	11/01/2018	11/01/2019	EACH OCCURRENCE \$ 14,000,000 AGGREGATE \$ None Applicable PER STATUTE <input type="checkbox"/> OTH-ER <input type="checkbox"/>
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N <input type="checkbox"/> N/A				E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
The limits include applicable retentions. The certificate holder is included as an Additional Insured if required by written contract with respect to the Feast by the Shore Carnival held 05/13/2018 - 05/20/2018 at the Harry Tappan Beach (Parking Lot), Shore Road, Glenwood Landing, New York.

CERTIFICATE HOLDER

TOWN OF OYSTER BAY
54 AUDREY AVENUE
OYSTER BAY, NY 11771

Reviewed By
Office of Town Attorney

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

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ACORD 25 (2016/03)

The ACORD name and logo are registered marks of ACORD

Policy Number: PKG-2018-1

Endorsement Number: 17

Date Effective: 11/1/2018

ADDITIONAL INSURED ENDORSEMENT

This endorsement modifies the insurance provided under the following Coverage Part(s):
GENERAL LIABILITY

SCHEDULE

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

The person or organization shown in the Schedule above is an "insured", but only as respects your agreement to insure such person or organization and only if the wrongful act occurs after the date of agreement.

The amount of insurance shall not exceed the lesser of the amount of limits you agree to provide or the available limits of this insurance.

All other terms and conditions remain unchanged.

In witness whereof, this Endorsement has been executed in Rockville Centre, New York by the Company's authorized officer as set forth below.

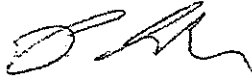
ECCLESIA ASSURANCE COMPANY

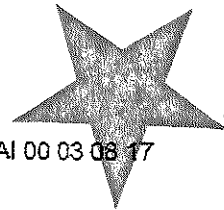

Authorized Representative's Signature

9/26/2018

Date

Reviewed By
Office of Town Attorney





Meeting of April 4, 2017

Resolution No. 174-2017

WHEREAS, Joseph G. Pinto, Commissioner of the Department of Parks, by memorandum dated March 27, 2017, requested Town Board authorization, to implement the attached Town of Oyster Bay 2017 Revised Department of Parks Field Permit and Equipment Fee Schedule, and further requested that the Commissioner of Parks be authorized to promulgate the rules and regulations for the issuance of field and equipment permits and the collection of the commensurate fees,

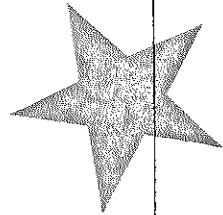
NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is hereby accepted and approved, and the Department of Parks is hereby authorized to implement the attached Town of Oyster Bay 2017 Revised Department of Parks Field Permit and Equipment Fee Schedule, and the Commissioner of Parks is authorized to promulgate the rules and regulations for the issuance of field and equipment permits and the collection of the commensurate fees.

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

Supervisor Saladino	Aye
Councilman Muscarella	Aye
Councilman Macagnone	Absent
Councilman Coschignano	Aye
Councilwoman Alesia	Aye
Councilwoman Johnson	Aye
Councilman Imbroto	Aye

cc: Supervisor
Town Attorney
Comptroller (2)
Parks



Reviewed By
Office of Town Attorney

WHEREAS, Frank V. Sammartano, Commissioner, Department of Intergovernmental Affairs, by memorandum dated February 1, 2019, has indicated that the Town of Oyster Bay has been approved to receive Clean Vessel Assistance Program Operation and Maintenance funding through the New York State Environmental Facilities Corp; and

WHEREAS, such grant funding may provide up to \$5,000.00 in reimbursement for the operation of pump out boat/pump out stations at each of the Town facilities: at TOBAY Beach and Marina, Theodore Roosevelt Beach and Marina, and the Tappen Beach and Marina, in a total potential grant amount of \$15,000.00; and

WHEREAS, by the aforementioned memorandum, Commissioner Sammartano requested and recommended that the Supervisor, or his designee, be authorized to enter into an agreement with the New York State Environmental Facilities Corp. to access Clean Vessel Assistance Program Operation and Maintenance funding,

NOW, THEREFORE, BE IT RESOLVED, That the request and recommendation as hereinabove set forth is accepted and approved, and the Supervisor, or his designee, is hereby authorized to enter into an agreement with the New York State Environmental Facilities Corp. to access Clean Vessel Assistance Program Operation and Maintenance funding.

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

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

cc: Supervisor
Town Attorney
Comptroller
Intergovernmental Affairs

Reviewed By
Office of Town Attorney
[Signature]

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TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO

TO: MEMORANDUM DOCKET

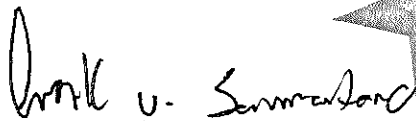
FROM: FRANK V. SAMMARTANO, COMMISSIONER
INTERGOVERNMENTAL AFFAIRS

DATE: FEBRUARY 15, 2019

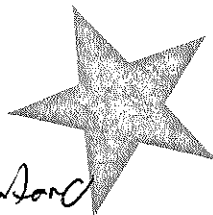
SUBJECT: NEW YORK STATE CLEAN VESSEL ASSISTANCE PROGRAM
2018 OPERATION & MAINTENANCE FUNDING

The Town of Oyster Bay has been approved to receive 2018 Clean Vessel Assistance Program Operation and Maintenance (CVAP O&M) funding provided through the New York State Environmental Facilities Corporation. This grant funding may provide up to \$5,000.00 in reimbursement for the operation and maintenance costs in running a pump out boat/pump out station at each marina that the Town provides this service. The Town offers pump out services at Tobay Beach & Marina, Theodore Roosevelt Beach and Marina, and Tappen Beach and Marina thereby making the maximum 2018 CVAP O&M grant award equal to \$15,000.00. Receipt of this grant funding is contingent upon the execution of a Clean Vessel Assistance Operation and Maintenance Agreement between the Town of Oyster Bay and the New York State Environmental Facilities Corporation.

Therefore, it is respectfully requested that the Town Board authorize the Town to enter into a Clean Vessel Assistance Operation and Maintenance Agreement with the New York State Environmental Facilities Corporation to be approved by the Town Attorney and further authorize the Supervisor and/or his designee to execute said agreement.



Frank V. Sammartano
Commissioner
By Colin Bell



cc: Town Attorney w/7 copies

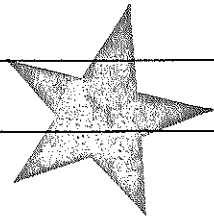
**CLEAN VESSEL ASSISTANCE PROGRAM
ANNUAL OPERATION & MAINTENANCE AGREEMENT**

TOWN OF OYSTER BAY

and

**NEW YORK STATE ENVIRONMENTAL
FACILITIES CORPORATION**

2018



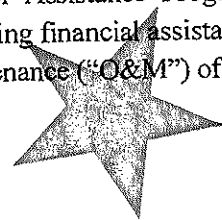
This Annual Operation and Maintenance Grant Agreement (hereinafter referred to as the "Agreement"), by and between the New York State Environmental Facilities Corporation, a New York State public benefit corporation (hereinafter referred to as the "Corporation"), with offices located at 625 Broadway, Albany, New York, 12207-2997, and the Recipient identified on the cover page hereof, with offices located at Town Offices, 54 Audrey Avenue, Oyster Bay, NY 11771.

WHEREAS, the Corporation is the agency of the State of New York which is the recipient of federal grant funds provided under the Clean Vessel Act Grant Program (hereinafter referred to as the "CVA"), such program being authorized pursuant to the Clean Vessel Act of 1992 and the regulations promulgated thereunder for the purpose of providing federal grant funds to states for the construction, renovation, operation and maintenance of pumpout and dump stations to improve water quality; surveying existing pumpout and dump stations; and implementing education programs to increase public awareness of the use and availability of pumpout and dump stations to receive sewage waste from marine recreational vessels; and

WHEREAS, the New York State Department of Environmental Conservation ("DEC") is an executive department of the State of New York with jurisdiction over the environmental policy, law and regulations of this State, pursuant to, among other things, Environmental Conservation Law ("ECL") Section 3-0301; and

WHEREAS, pursuant to Section 1285(5) of the Public Authorities Law, the Corporation is empowered to provide certain assistance to municipalities, persons and state agencies, including, among other things, advice on matters relating to the identification, collection, handling, separation and disposal of waste, and on matters relating to the prevention and control of air emissions and water discharges subject to regulation pursuant to the ECL; and

WHEREAS, the Recipient has submitted a Clean Vessel Assistance Program ("Program" or "CVAP") Letter of Intent (the "LOI") to the Corporation seeking financial assistance for reimbursement of costs incurred by Recipient for the operation and maintenance ("O&M") of the project(s) listed in the LOI;



NOW, THEREFORE, in consideration of the promises and assurances in this Agreement, the Corporation and the Recipient agree as follows:

1. The Recipient previously submitted the LOI to the Corporation for grant assistance under the Program, for costs associated with the O&M of the project(s) as described in the LOI.

2. The representations set forth in the LOI are true and correct as of the date hereof, and Recipient has complied with, performed and will continue to comply with and perform all of the covenants and promises therein.

3. There have been no material changes in the information concerning the project(s) since submission of the LOI.

4. No litigation of any nature is now pending or threatened, to restrain or enjoin, or in any manner question or affect, directly or indirectly Recipient's ability or authority to carry out all responsibilities or receive reimbursement under this Agreement.

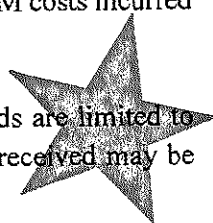
5. The Recipient is not the subject of any pending, threatened or existing action, whether under any bankruptcy, reorganization or insolvency law or any other proceeding, nor any undischarged or unpaid judgment, lien or claim, nor in default under any loan or mortgage agreement, nor delinquent on the payment of any federal, state, or local tax, or sales or compensating use tax, which has not been previously disclosed to the Corporation. The Recipient agrees to immediately notify the Corporation in writing of any change in the above circumstances.

6. The project(s) is and will remain accessible to all recreational marine vessels during normal operating hours. If the project(s) is not operational for any reason, the Recipient will notify the Corporation within 45 days.

7. Reimbursement for O&M costs shall be paid by the Corporation in reliance upon the representations and certifications set forth in this Agreement and the Request for Reimbursement Form, which shall be used by Recipient to request reimbursement under the Agreement.

8. The not to exceed grant amount is the lesser of \$5,000 or 75% of the total O&M costs for the annual funding period for pumpout boats and \$2,000 for all other pumpout/dump stations. Reimbursement under this Agreement will be based on documented O&M costs incurred for the project(s) during the annual funding period.

9. The Corporation and the Recipient acknowledge that grant awards are limited to the amount of available funding for the Program, and that the amount actually received may be less than the maximum eligible amount.



10. O&M costs for which reimbursement is requested herein are reasonable, necessary, and allocable to the project(s) funded by the Agreement.

11. Federal funding received under this Agreement or from any other federal source, is limited to 75% of the total O&M costs for the annual funding period. There is a 25% match required from the Recipient, from state, local or other non-federal sources, which amount and sources will be reflected on the Request for Reimbursement Form submitted to the Corporation.

12. a. Any expenditure which will be reimbursed by any other municipal, state or federal sources shall not be eligible for reimbursement under this Agreement.

b. Recipient will not seek or accept reimbursement from any other municipal, state or federal sources for any expenditures previously reimbursed, or to be reimbursed, under this Agreement.

c. If the Recipient has or will receive funding from any other municipal, state or federal sources for costs reimbursed under this Agreement, Recipient will repay to the Corporation all such funding to the full extent of any such reimbursement.

d. The Recipient shall not, under any circumstances, be entitled to receive state, federal or other governmental assistance in excess of 100% of the costs of the operation and maintenance of the facility.

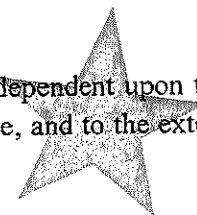
13. The making of any reimbursement request under this Agreement as reflected on the Request for Reimbursement Form has been duly authorized by the Recipient, and no change in circumstances has occurred, or will occur upon the making of the reimbursement payment herein requested, which would constitute a default or breach of the Agreement.

14. The project(s), including O&M thereof, is in compliance with state and federal regulations and Program guidelines.

15. The Recipient has obtained all licenses, permits or other approvals required as of the date hereof to undertake the O&M, including, but not limited to, any and all DEC approvals or permits.

16. If the project(s) is conveyed or transferred to a third party, the Agreement shall be incorporated in the sales contract, and the Recipient and purchaser, with the consent of the Corporation, shall execute an assignment and assumption agreement of the terms and conditions set forth in the Agreement.

17. Recipient acknowledges that continuation of the Program is dependent upon the availability of CVA funding from the United States Fish and Wildlife Service, and to the extent



that funds are not available, the Corporation shall not be obligated to release funds under the Agreement.

RECIPIENT


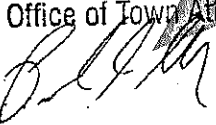
By: _____
Gregory W. Carman, Jr.
Deputy Supervisor

Date: _____

**NEW YORK STATE ENVIRONMENTAL
FACILITIES CORPORATION**

By: _____
Sabrina M. Ty
President and CEO

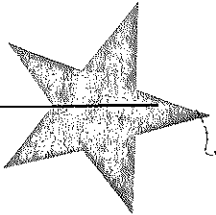
Date: _____


Reviewed By
Office of Town Attorney


STATE OF NEW YORK)
) ss.:
COUNTY OF)

On this day of , 2019, before me personally came _____, to me known, who, being by me duly sworn, did depose and say that _____ is the individual described in and which executed the foregoing instrument, and duly acknowledged to me that _____ signed the same.

Notary Public



WHEREAS, the Town Board on September 25, 1956, by adoption of a Resolution, granted the Petition of SOCONY MOBIL OIL COMPANY, INC., for a special use permit to erect and maintain a gasoline service station on property located at 140 Stewart Avenue, Bethpage, Town of Oyster Bay, County of Nassau, State of New York, subject to the terms of a Declaration of Covenants and Restrictions, dated September 7, 1956, which by its terms could be altered, modified or rescinded at any time with the consent of the Town; and

WHEREAS, the Town Board on April 18, 1958, by adoption of a Resolution, granted the Petition of FAIR PLAY LUMBER CO., INC., for a special use permit to erect and maintain a public garage on property located at 140 Stewart Avenue, Bethpage, Town of Oyster Bay, County of Nassau, State of New York, subject to the terms of a Declaration of Covenants and Restrictions, dated April 17, 1958; and

WHEREAS, by letter dated February 13, 2019, Anthony Guardino, Esq., of Farrell Fritz PC, attorneys for CASKROW I REALTY, LLC, fee owner of Section 49, Block 189, Lot 22 on the Land and Tax Map of Nassau County, and CASKROW REALTY III, LLC, fee owner of Section 49, Block 189, Lot 21 on the Land and Tax Map of Nassau County, (Lots 21 and 22, known as 140 Stewart Avenue, Bethpage, Town of Oyster Bay, State of New York, and hereinafter collectively referred to as the subject premises), and CVS PHARMACY and FIRST HARTFORD REALTY CORP., proposed lessees, requested that the covenants and restrictions imposed upon the subject premises by the Resolution adopted on September 25, 1956 and the associated Declaration of Covenants and Restrictions, and the covenants and restrictions imposed on the subject premises by Resolution adopted on April 18, 1958 and the associated Declaration of Covenants and Restrictions, be rescinded; and

WHEREAS, Mr. Guardino, in same letter, advised the Town that the property owners surrender any rights under the Special Use Permits granted in the Resolutions adopted on September 25, 1956 and April 18, 1958, and propose to erect a 14,698 square foot one story retail building with a drive-thru, as an as-of-right use, and will apply to the Town of Oyster Bay Zoning Board of Appeals for any variance required for hours of operation; and

WHEREAS, Elizabeth L. Maccarone, Commissioner, Department of Planning and Development, by memorandum dated February 14, 2019, recommended that the covenants and restrictions imposed upon the subject premises by the Resolution adopted on September 25, 1956 and the associated Declaration of Covenants and Restrictions, and the covenants and restrictions imposed on the subject premises by Resolution adopted on April 18, 1958 and the associated Declaration of Covenants and Restrictions, be rescinded,

NOW, THEREFORE, BE IT RESOLVED, That upon the request of Anthony Guardino, Esq., of Farrell Fritz PC, attorneys for CASKROW I REALTY, LLC, fee owner, CASKROW REALTY III, LLC, fee owner, and CVS PHARMACY and FIRST HARTFORD REALTY CORP., proposed lessees, and the recommendation of Elizabeth L. Maccarone,

Reviewed By
Office of Town Attorney
Deborah P. Hawley

Commissioner, Department of Planning and Development, the covenants and restrictions imposed upon the subject premises by the Resolution adopted on September 25, 1956 and the associated Declaration of Covenants and Restrictions, and the covenants and restrictions imposed on the property located at 140 Stewart Avenue, Bethpage, Town of Oyster Bay, County of Nassau, State of New York, and described as Section 49, Block 189, Lots 21 and 22 on the Land and Tax Map of Nassau County, are hereby rescinded.

-#-

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	Absent
Councilman Macagnone	Aye
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Absent

cc: Supervisor
Town Attorney
Comptroller
Planning & Development

4
175

Town of Oyster Bay
Inter-Departmental Memo

TO: MEMORANDUM DOCKET

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

DATE: FEBRUARY 14, 2019

**SUBJECT: REQUEST TO RESCIND RESTRICTIVE COVENANTS
TOWN BOARD RESOLUTIONS DATED APRIL 18, 1958 &
SEPTEMBER 25, 1956.
SECTION 49, BLOCK 189, LOT(S) 21 & 22
140 STEWART AVE. – BETHPAGE, NEW YORK**

This Department is in receipt of correspondence, from Anthony Guardino, Esq., Farrell Fritz Attorneys, P.C., dated February 13, 2019, requesting to rescind Restrictive Covenants for the above mentioned property.

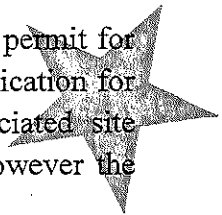
On September 25, 1956, the Town Board approved a Town Board Resolution which granted permission to erect and maintain a gasoline service station on the subject premises

According to the Declaration of Restrictive Covenants enacted pursuant to Town Board meeting of September 25, 1956, Number 6, it is hereby agreed by and between the parties that the covenants and restrictions herein contained may be altered, modified or rescinded at any time by the then owner or owners of the premises with the consent of the Town.

On April 18, 1958, the Town Board approved a Town Board Resolution which granted permission to erect and maintain a public garage on the subject premises.

According to the Declaration of Restrictive Covenants enacted pursuant to Town Board meeting of April 18, 1958, Number 5, it is hereby agreed by and between the parties hereto that the covenants and restrictions herein contained may be altered, modified or rescinded at any time by the then owner of the premises with the consent of the Town.

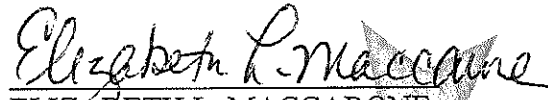
The present property owner has agreed to voluntarily surrender the special use permit for the public garage and the gasoline service station and has submitted a Site Plan application for the construction of a 14,698 one story retail building with drive-thru and associated site improvements. The proposed retail building with drive-thru is an as-of-right use however the hours of operation will require a variance from the Zoning Board of Appeals.




Also submitted for your review are the following documents:

1. Correspondence, from Anthony Guardino, Esq., Farrell Fritz Attorneys, P.C., dated February 13, 2019.
2. Comment letter from the Planning Division dated October 30, 2018.
3. Town Board Resolution dated September 25, 1956.
4. Town Board Resolution dated September 25, 1956.
5. Town Board Resolution dated April 18, 1958.

It is the recommendation of this Department that the aforementioned Resolution's Restrictive Covenants be rescinded.


ELIZABETH L. MACCARONE
COMMISSIONER



ELM:slb

Encls.cc: Legislative Affairs (7 copies w/ attachments)



Anthony S. Guardino
Partner

Direct Dial: 631.367.0716
Direct Fax: 631.367.0785
aguardino@farrellfritz.com

100 Motor Parkway
Suite 138
Hauppauge, NY 11788
www.farrellfritz.com

Our File No.
17992-148

R-E-V-I-S-E-D

February 13, 2019

BY FEDERAL EXPRESS

Ms. Elizabeth L. Maccarone, Commissioner
Dept. of Planning and Development Division
Town of Oyster Bay
74 Audrey Avenue
Oyster Bay, NY 11771

**Re: Site Plan Review SP 06-18 - CVS Pharmacy
140 Stewart Avenue, Bethpage, New York 11714
Sec. 49, Block 189, Lots 21 & 22
Zone: General Business**

Dear Commissioner Maccarone:

As you know, this firm represents CVS Pharmacy and First Hartford Realty Corp., in connection with their application for site plan approval to construct a new CVS Pharmacy at 140 Stewart Avenue in Bethpage (the "Property"). For purposes of the request made in this letter, I also represent the property owners, Caskrow I Realty, LLC (Lot 22) & Caskrow Realty III, LLC (Lot 21).

As you know, my clients' engineer, VHB Engineering, received a comment letter from the Planning Division, dated July 9, 2018, indicating that the Property is encumbered by a Town Board resolution of April 18, 1958 (copy attached), and associated Declaration of Covenants and Restrictions,¹ which must be extinguished prior to the issuance of building permits. This Declaration relates to a special permit that was issued in connection with an application to erect and operate a "Public Automobile Garage and Showroom" on the Property. There was also an Agreement between the then-Applicant and the Town of Oyster Bay indicating that the covenants and restrictions contained therein were conditions of the granting of the special

¹ A review of the land records in the Nassau County Clerk's Office by a local title company did not indicate that a Declaration of Covenants and Restrictions was ever recorded in connection with this application. Instead, it appears that certain covenants and restrictions that were required by the Town Board as a condition of the granting of the special permit for a Public Automobile Garage and Showroom are contained in an Agreement, dated April 17, 1958, which is recorded in the Nassau County Clerk's Office at Liber 6365, Page 467 (copy attached).

Ms. Elizabeth L. Maccarone, Commissioner
February 13, 2019
Page 2 of 2

permit by the Town Board for a Public Automobile Garage and Showroom.

By e-mail received on February 11, 2019, Scott Byrne, the Superintendent of Planning, brought to my attention a yet another Town Board resolution, dated September 25, 1956, and an Agreement, dated September 7, 1956 (copies attached) that must also be extinguished prior to the issuance of building permits. This resolution and Agreement relate to an application for a special permit to expand the then-existing existing Gasoline Service Station onto an adjacent parcel.

Since my clients are not proposing to use the Property as either a Gasoline Service Station or as a Public Automobile Garage and Showroom, I respectfully request that the prior covenants and restrictions be extinguished by administrative action by the Town Board.

I also wish to advise the Town that the property owners hereby surrender any rights they may have in the special permits granted in the September 25, 1956 and April 18, 1958 resolutions.

Needless to say, if you have any questions, or require any additional information in connection with this request, please contact me. Thank you.

Very truly yours,

Anthony S. Guardino
Anthony S. Guardino



Enclosures

cc:

Scott L. Byrne, Superintendent of Planning
Caskrow I Realty, LLC
Caskrow Realty III, LLC
Sam Yedid, Esq., Property Owners' Counsel
David Berman, CVS Pharmacy
Anthony Gallinari, First Hartford Realty Corp.
Jason Mikrut, VHB Engineering



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

ELIZABETH L. MACCARONE
COMMISSIONER

TIMOTHY R. ZIKE
DEPUTY COMMISSIONER

October 30, 2018

Kevin P. Walsh, P.E.
VHB Engineering, Surveying & Landscape Architecture, PC
100 Motor Pkwy. - Suite 135
Hauppauge, N.Y. 11788


RE: SITE PLAN REVIEW SP 06-18
CVS PHARMACY
140 STEWART AVE.
BETHPAGE, N.Y. 11714
SEC. 49 BLK. 189 LOT(S) 21 & 22
ZONE: GENERAL BUSINESS

Dear Mr. Walsh:

This application involves Site Plan approval from the Department of Planning and Development for the demolition of two buildings and the construction of a 156 foot by 96 foot (o.a. 14,698 square feet) one story 24 hour retail building with drive-thru and associated site improvements.

The Planning Division has reviewed the following revised documents which were received in regards to the above referenced application:

SHEET NO.	TITLE:	PREPARED BY:	DATE:
C-1	LEGEND AND GENERAL NOTES	Kevin P. Walsh, P.E.	08/24/2018
C-2	LAYOUT AND MATERIALS PLAN	Kevin P. Walsh, P.E.	08/24/2018
C-3	GRADING AND DRAINAGE PLANS	Kevin P. Walsh, P.E.	08/24/2018
C-4	UTILITY PLAN	Kevin P. Walsh, P.E.	08/24/2018
C-5	EROSION AND SEDIMENT CONTROL PLAN	Kevin P. Walsh, P.E.	08/24/2018
C-6	SITE DETAILS - 1	Kevin P. Walsh, P.E.	08/24/2018
C-7	SITE DETAILS - 2	Kevin P. Walsh, P.E.	08/24/2018
C-8	SITE DETAILS - 3	Kevin P. Walsh, P.E.	08/24/2018
L-1	PLANTING PLAN	Juan C. Vargas, Jr., L.A.	02/20/2018



L-2	PLANTING NOTES AND DETAILS	Juan C. Vargas, Jr., L.A.	02/20/2018
SV-1	LAND TITLE SURVEY PROPERTY		
	SURVEY & TOPOGRAPHIC SURVEY	Pat T. Seccafico, L.S.	02/02/2018
SB-1	SOIL BORING LOGS	Kevin P. Walsh, P.E.	08/24/2018
PH-1	PHOTOMETRICS PLAN	Kevin P. Walsh, P.E.	08/24/2018
PH-2	PHOTOMETRICS DETAILS	Kevin P. Walsh, P.E.	08/24/2018
---	SIGNAGE PLANS	Marco A. Neves, R.A.	~~~~~
01	OUTLINE PLAN	Marco A. Neves, R.A.	01/11/2018
A5	EXTERIOR ELEVATIONS	Marco A. Neves, R.A.	01/11/2018
A22	COMPACTOR ENCLOSURE PLAN		
	& DETAILS	Marco A. Neves, R.A.	08/03/2018

We have reviewed the revised plans referenced above and offer the following comments that were not addressed as requested in the previous letter dated July 9, 2018.

ZONING:

1. The applicant should anticipate seeking a variance from the Zoning Board of Appeals for the following:
 - Section §246-5.5.3.3 – 24 hour commercial use abutting a residential district.
2. The overall signage square footage for free standing signage should be measured from the outside of the structure surrounding the signage (main sign body). The applicant must provide the overall square footage of the free standing signage on the sign plans to demonstrate compliance with the Zoning Code. The overall square footage of the signage must correspond on the signage plans and the Site Plan. Adjust accordingly.

REFUSE AND RECYCLABLES STORAGE:

1. The compactor enclosure elevations and details do not clearly portray if the fencing is completely enclosed. According to Section §246-7.2 in the Town Code, the enclosure must be designed to prevent access by rodents and the blowing away of refuse. Adjust accordingly.
2. The compactor enclosure plan has some illegible dimensions and words on it. Please adjust accordingly.

OTHER:

1. In order for the Planning Division to send your application for a Planning Advisory Board hearing the applicant must obtain the approval from the Nassau County Public Works Department for 239F, New York State Department of Transportation and the Town's Department of Environmental Resources.
2. For record keeping purposes the signage plan must have a title, page number and date.
3. The subject premises are encumbered by Town Board Resolution meeting of April 18, 1958 associated Declaration of Restrictive Covenants. These must be extinguished prior to issuance of any Building Permits. The property owner's attorney should submit a letter on

the owner's behalf requesting that the Town Board rescind the restrictive covenants. The letter should state that the owner is willing to surrender the special use permit granted in the Resolution and the owner is proposing an "as of right use" for the properties Zoning District.

Satisfactory resolution of the issues outlined above is essential to the completeness of the record and is necessary to allow the Planning Division to make a fully informed recommendation to the Department of Planning and Development. Accordingly, the applicant should revise the appropriate plans and augment existing documentation, by way of follow up correspondence, which provides suitable responses to these comments. The applicant should submit four full sets of revised plans.

Please forward all future responses and correspondence directly to the Planning Division. Should you have any questions or require additional information, please do not hesitate to contact this office at 516-624-6249.

Very truly yours,

ELIZABETH L. MACCARONE
COMMISSIONER



SCOTT L. BYRNE
PLANNING DIVISION


ELM/SLB

cc:

First Hartford Realty Corp.
Anthony S. Guardino, Esq.

THE TOWN OF OYSTER BAY

RECORDED
IN THE COUNTY OF
NASSAU

MAY 20 12 PM '30

EDNESBURGH
COUNTY CLERK

-- with --

X 325

FAIR PLAY LUMBER CO., INC.

20169

W. Deed

RESTRICTIVE COVENANTS

49-8-1

RECORD AND RETURN

TO

TOWN CLERK
OYSTER BAY, N. Y.

7/10/31
2525

FILED FOR
RECORDING
IN THE
COUNTY OF
NASSAU

Meeting of September 25, 1956

RESOLVED, that the application of SOCONY MOBILE OIL COMPANY, INC., for a special permit use be granted pursuant to the provisions of the Building Zone Ordinance of the Town of Oyster Bay, as amended and revised for permission to erect and maintain a gasoline service station at Bethpage on the premises bounded and described as follows:

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

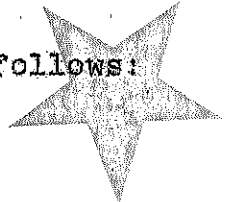
BEGINNING at a point on the southerly side of Hempstead or Bethpage Turnpike distant 100.77 feet easterly from the corner formed by the intersection of the southerly side of Hempstead or Bethpage Turnpike and the easterly side of Stewart Avenue (Hilton Avenue and Nibbie Avenue); running thence easterly along the southerly side of Hempstead or Bethpage Turnpike along the arc of curve bearing to the right having a radius of 2817.80 feet and a chord which bears South 82 degrees 47 minutes 20 seconds East and a length of 99.994 feet a distance of 100 feet; running thence South 12 degrees 26 minutes West 121.59 feet to the northerly side of the land now or formerly of Cashel; thence along the northerly side of the land now or formerly of Cashel north 77 degrees 31 minutes 40 seconds West 99.66 feet; thence North 12 degrees 28 minutes 30 seconds East 112.42 feet to the southerly side of Hempstead or Bethpage Turnpike at the point or place of BEGINNING.

and be it further

RESOLVED, that permission be and it is hereby granted to the applicant to expand the existing gasoline service station facilities on the adjoining parcel so that combined with the facilities which are the subject of the present application they shall constitute one entire gasoline service station.

The vote upon the foregoing resolution being as follows:

Supervisor Waters	Aye
Councilman Norman	Aye
Councilman Best	Aye
Councilman McInnes	Aye



and

be correct

WHEREAS SOCONY MOBIL OIL COMPANY, INC. has entered into a contract to purchase from JOHN PIZZUTI, the owner of the following described premises, to permit the extension of the gasoline service station uses to said premises:

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

BEGINNING at a point on the southerly side of Hempstead or Bethpage Turnpike distant 100.77 feet easterly from the corner formed by the intersection of the southerly side of Hempstead or Bethpage Turnpike and the easterly side of Stewart Avenue (Hilton Avenue and Nibbe Avenue); running thence easterly along the southerly side of Hempstead or Bethpage Turnpike along the arc of a curve bearing to the right having a radius of 2817.80 feet and a chord which bears South 32 degrees 47 minutes 20 seconds East and a length of 99.994 feet a distance of 100 feet; running thence South 12 degrees 26 minutes West 121.59 feet to the northerly side of the land now or formerly of Cashel; thence along the northerly side of the land now or formerly of Cashel North 77 degrees 31 minutes 40 seconds West 99.66 feet; thence North 12 degrees 28 minutes 30 seconds East 112.42 feet to the southerly side of Hempstead or Bethpage Turnpike at the point or place of beginning, which said premises are known as Section 49, Block G-1, Lots 328 and 330,

and

WHEREAS SOCONY MOBIL OIL COMPANY, INC. has applied to the Town Board of the Town of Oyster Bay, as required by the Building Zone Ordinance of the Town of Oyster Bay, for special permission to extend the gasoline service station uses to the aforesaid premises being purchased from said JOHN PIZZUTI and,

WHEREAS the Town Board of the Town of Oyster Bay is willing to grant such permission and extension upon condition that SOCONY MOBIL OIL COMPANY, INC. and JOHN PIZZUTI consent to the imposition on the foregoing parcels of the covenants hereinafter contained,

NOW, THEREFORE, in consideration of the granting of such special permit by the Town, SOCONY MOBIL OIL COMPANY, INC. and JOHN PIZZUTI for themselves, their heirs, successors and assigns, covenant and agree with the Town and its successors as follows:

FIRST: The use of floodlighting and external neon lighting in the operation of any gasoline service station to be erected on the premises shall be prohibited after ten o'clock P. M. prevailing time. This restriction shall not, however, be deemed to prohibit the use of interior lighting or such external lighting as is necessary for the operation of the filling station.

SECOND: Outdoor storage of vehicles and parts or outdoor repair work shall be prohibited at all times.

THIRD: Auto body work and major repairs shall be prohibited at all times, but this restriction shall not prohibit the installation or servicing of accessories, the general servicing of automobiles or such minor repair work as is normally carried on as an accessory use to the operation of a gasoline service station.

FOURTH: The use of the premises in any manner for the sale or offering for sale of used automobiles, trailers or any other vehicle shall be prohibited at all times.

FIFTH: It is hereby agreed by and between the parties that the above covenants and restrictions are imposed upon both of the foregoing described premises as a condition to the granting of special permission to operate a gasoline service station and that in case of any violation or attempted violation of any of the covenants and the failure of SOCONY MOBIL OIL COMPANY, INC. to remedy any such violation within thirty (30) days after receipt of notice sent by the Town to SOCONY MOBIL OIL COMPANY, INC., 230 Park Avenue, New York 17, New York, the Town shall have the right to

rescind forthwith the special permission to operate such gasoline service station.

SIXTH: It is hereby agreed by and between the parties that the covenants and restrictions herein contained may be altered, modified or rescinded at any time by the then owner or owners of the premises with the consent of the Town.

IN WITNESS WHEREOF, the parties have caused this instrument to be executed this 7th day of September, 1956.

TOWN OF OYSTER BAY

ATTEST:

BY: Lewis N. Waters
Supervisor

Henry M. Curran
Town Clerk
(Seal)

Attest:

signed
Assistant Secretary
seal

SOCONY MOBIL OIL COMPANY, INC.

BY: F. T. Freitag /a/
gps Ass't General Auditor
(Authorized Officer)

John Pizzuti /s/
John Pizzuti

THIS AGREEMENT made the 7th day of September, 1956,
by and between the TOWN OF OYSTER BAY, a municipal corporation,
having its principal office at the Town Hall, Oyster Bay, Town of
Oyster Bay, State of New York, hereinafter referred to as the "Town",
and SOCONY MOBIL OIL COMPANY, INC., a domestic corporation having
an office at 230 Park Avenue, New York 17, New York, and JOHN
PIZZUTI, residing at 8 Sheridan Avenue, Bethpage, Nassau County,
New York.

W I T N E S S E T H :

WHEREAS SOCONY MOBIL OIL COMPANY, INC. is the owner of
the following described premises on which it has, for a consider-
able period of time, operated a gasoline service station and on
which it presently operates said gasoline service station:

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

BEGINNING at a point formed by the intersection of the
easterly side of Stewart Avenue (Nibbs Avenue) with the
southerly side of Hempstead or Bethpage Turnpike; run-
ning thence South 84 degrees 54 minutes East along the
southerly side of Hempstead or Bethpage Turnpike a dis-
tance of 46.90 feet to a point; running thence easterly
along the southerly side of Hempstead or Bethpage Turn-
pike along the arc of a curve bearing to the right hav-
ing a radius of 2817.80 feet a distance of 53.87 feet
to a point; running thence South 12 degrees 28 minutes
25 seconds West a distance of 112.15 feet to the north-
erly side of the land now or formerly of Cashel; thence
North 77 degrees 40 minutes 20 seconds West along the
northerly side of land now or formerly of Cashel a dis-
tance of 100 feet to a point in the easterly side of
Stewart Avenue distant 100 feet southerly from the point
or place of beginning when measured along the easterly
side of Stewart Avenue; running thence North 12 degrees
28 minutes 25 seconds East along the easterly side of
Stewart Avenue 100 feet to the point or place of begin-
ning, which said premises are known as Section 49, Block
G-1, Lot 23, on the Land and Tax Map of the County of
Nassau,

STATE OF NEW YORK)
: SS.:
COUNTY OF NASSAU)

On the 25th day of September, 1956, before me personally came LEWIS N. WATERS, Supervisor, residing at Woodbury Way, Syosset, Town of Oyster Bay, Nassau County, New York, and HENRY M. CURRAN, Town Clerk of the Town of Oyster Bay, residing at 41 Florence Avenue, Oyster Bay, Nassau County, New York, respectively, who, being by me duly sworn, did severally depose and say that the said Lewis N. Waters is the Supervisor of the Town of Oyster Bay and the said Henry M. Curran is the Town Clerk of the Town of Oyster Bay, and that the seal affixed to the foregoing instrument is the corporate seal of the said Town and that the said Supervisor and Town Clerk signed the said instrument and that the corporate seal was affixed thereto by a resolution duly adopted by the Town Board of Oyster Bay.

Florence L. Motley

FLORENCE L. MOTLEY
NOTARY PUBLIC, STATE OF NEW YORK
No. 30-8040650
Qualified in Nassau County
Term Expires March 30, 1958

STATE OF NEW YORK)
: SS.:
COUNTY OF New York)

On the 7th day of September, 1956, before me came F. T. FREITAG to me known, who, being by me duly sworn, did depose and say that he resides at 76-10 34th Ave. Jackson Heights 72; N.Y. that he is the Ass't General Auditor (Authorized Officer) of SOCONY MOBIL OIL COMPANY, INC. 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 his name thereto by like order.

THERESA J. LUTZ

Notary Public, State of New York
No. 31-2431700

STATE OF NEW YORK)
: SS.:
COUNTY OF NASSAU)

Qualified in New York County
Commission expires March 30, 1957

On the 12th day of September, 1956, before me personally came JOHN PIZZUTI, to me known to be the individual described in and who executed the foregoing instrument, and he acknowledged that he executed the same.

WILLIAM F. O'CONNELL
NOTARY PUBLIC, STATE OF NEW YORK
NO. 30-2973810
Qualified in Nassau County
Term expires March 30, 1957

Meeting of April 18, 1958

WHEREAS, FAIR PLAY LUMBER CO., INC. by petition verified the 6th day of February, 1958 heretofore petitioned the Town Board of the Town of Oyster Bay for special permission to erect and maintain a public garage on certain property described below; and

WHEREAS, a duly advertised public hearing on the said petition was held by the Town Board at Town Hall, Oyster Bay, Nassau County, New York on the 24th day of March, 1958; at which hearing parties interested in the subject matter thereof were duly heard; and


WHEREAS, Julius Schwartz, Esq. appeared on behalf of petitioner and Victoria Levitt, President of the Richmond Park Civic Association appeared on behalf of the said association in opposition to the application and a petition signed by 29 residents was submitted in opposition; and

WHEREAS, it appears from the relevant facts and circumstances that the property which is the subject of this petition is located in a business zone and is surrounded by existing business uses; and the use proposed by the petitioner is one which is virtually permitted per se under the existing zoning, i.e., a motor vehicle sales room with customary accessory uses, and the proposed use is deemed to be similar to other existing uses in the same zone; and

WHEREAS, no facts were adduced at the said hearing upon which this Board could properly deny this application; and

WHEREAS, this Board is hereby imposing such safeguards and restrictions as are within its power, to insure the proposed use will have no adverse effect upon the surrounding neighborhood;

NOW, THEREFORE, BE IT RESOLVED, that the application OF FAIR PLAY LUMBER CO., INC. for a special permit use



be granted pursuant to the provisions of the Building Zone Ordinance of the Town of Oyster Bay, as amended and revised, for permission to erect and maintain a public garage on the premises bounded and described as follows:

ALL that lot or parcel of land, situate, lying and being in Bathpage, Town of Oyster Bay, County of Nassau and State of New York, bounded and described as follows:

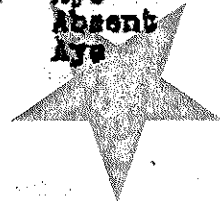
BEGINNING at a point on the new southerly line of Bathpage Turnpike, said point being 215.93 feet easterly and 87.35 feet southerly from the intersection formed by the easterly line of Hibbs Avenue with the old southerly line of Bathpage Turnpike, thence from said point of beginning easterly along the southerly line of Bathpage Turnpike on a curve to the right having a radius of 5674.58 feet and a length of 134.64 feet; thence southerly S-12-26-W, 108.65 feet; thence westerly W-77-31-W, 125.00 feet; thence northerly along the westerly line of herein described parcel N-12-76-W, 95.87 feet to the point of place of beginning.

Said premises known as Section 49, Block G-1, Lot 62 on the Land and Tax Map of the County of Nassau.

PROVIDED, however and contingent upon the compliance in all respects with the terms and conditions of the declaration of FIVE STAR LUMBER CO., INC. to be filed and to be recorded in the Office of the Clerk of the County of Nassau.

The vote upon the foregoing resolution being as follows:

Supervisor Burns	Aye
Councilman Molmen	Aye
Councilman Zipper	Absent
Councilman Post	Aye
Councilman Allsopp	Aye
Councilman Bisio	Absent
Councilman Coker	Aye



Meeting of April 18, 1958

RESOLVED, that the application of PAIR PLAY LUMBER CO., INC. for a special permit use be granted pursuant to the provisions of the Building Zone Ordinance of the Town of Oyster Bay, as amended and revised, for permission to erect and maintain a public garage on the premises bounded and described as follows:

All that lot or parcel of land, situate, lying and being in Bethpage, Town of Oyster Bay, County of Nassau and State of New York, bounded and described as follows:


BEGINNING at a point on the new southerly line of Bethpage Turnpike; said point being 215.93 feet easterly and 27.35 feet southerly from the intersection formed by the easterly line of Hibbe Avenue with the old southerly line of Bethpage Turnpike; thence from said point of beginning easterly along the southerly line of Bethpage Turnpike on a curve to the right having a radius of 5674.58 feet and a length of 135.66 feet; thence southerly N-12-26-40W, 108.65 feet; thence westerly N-77-31-40W, 135.05 feet; thence northerly along the westerly line of herein described parcel N-12-26-40E, 95.27 feet to the point or place of beginning.

Said premises known as Section 49, Block G-1, Lot 62 on the Land and Tax Map of the County of Nassau.

PROVIDED, however and contingent upon the compliance in all respects with the terms and conditions of the declaration of PAIR PLAY LUMBER CO., INC. to be filed and to be recorded in the Office of the Clerk of the County of Nassau.

The vote upon the foregoing resolution being as follows:

Supervisor Burns	Aye
Councilman McInnes	Aye
Councilman Ripper	Absent
Councilman Post	Aye
Councilman Allcopp	Aye
Councilman Sisia	Absent
Councilman Ocker	Aye



THIS AGREEMENT made the 17th day of April, 1958, by and between the TOWN OF OYSTER BAY, a municipal corporation, having its principal office at Town Hall, Oyster Bay, New York, hereinafter referred to as the "Town", and PAIR PLAY LUMBER CO., INC., a domestic corporation duly organized and existing under the laws of the State of New York, with principal office and place of business at 140 Stewart Avenue, Bethpage, New York, hereinafter referred to as the "Owner".

W I T N E S S E T H:

WHEREAS, the Owner is the owner in fee of the following described premises:

ALL that lot or parcel of land, situate, lying and being in Bethpage, Town of Oyster Bay, County of Nassau and State of New York, bounded and described as follows:

BEGINNING at a point on the new southerly line of Bethpage Turnpike. Said point being 215.93 feet easterly and 27.35 feet southerly from the intersection formed by the easterly line of Nibbe Avenue with the old southerly line of Bethpage Turnpike; Thence from said point of beginning easterly along the southerly line of Bethpage Turnpike on a curve to the right having a radius of 5674.58 feet and a length of 135.66 feet; Thence southerly S-12-26-40W, 108.65 feet; Thence westerly W-77-31-40W, 135.00 feet; Thence northerly along the westerly line of herein described parcel N-12-26-40-E, 95.27 feet to the point or place of beginning; which property is part of the premises known as Section 49, Block G-1, Lot 62 on the Land and Tax Map of the County of Nassau, and

WHEREAS, the Owner has applied to the Town Board of the Town of Oyster Bay, as required by the Building Zone Ordinance of the Town of Oyster Bay, for special permission to erect and operate a Public Automobile Garage and Showroom on the above described premises, and

WHEREAS, the said Town Board of the Town of Oyster Bay is willing to grant such special permission only on condition that the owner consent to the imposition on the above described property of the covenants hereinafter contained.

NOW, THEREFORE, in consideration of the granting of the special permit by the Town, the Owner by these presents does hereby for himself, his heirs, successors and assigns, covenant and agree with the Town and its successors, as follows:

FIRST: That the use of floodlighting and external neonlighting in the operation of any gasoline service station to be erected on the premises shall be prohibited after ten o'clock P. M. prevailing time. This restriction shall not, however, be deemed to prohibit the use of interior lighting or such external lighting as is necessary for operation of the filling station.

SECOND: Auto body work and repairs shall be permitted but confined to the interior of the building to be erected, except the general servicing of automobiles or such minor repair work as is normally carried on by a public garage.

THIRD: The owner covenants and agrees to erect and maintain a six foot stockade type fence along the boundary line of the hereinbefore described property wherever said boundary line is contiguous to any property zoned for residential purposes. The said fence shall be erected on 2½ inch O. D. galvanized steel posts spaced not over 8 feet apart. The posts shall be placed on the side of the fence facing the hereinbefore described property and set in holes 10 inches in diameter which holes shall then be filled with concrete.

FOURTH: It is hereby agreed by and between the parties that the above covenants and restrictions are imposed upon the premises as a condition to granting special permission to operate a Public Automobile Garage and Showroom and that in case of any violation or attempted violation of any of the covenants by the owner and failure of the owner to remedy any such violation within five (5) days after notice by the Town, the Town shall have the right to rescind forthwith the special permission to operate such ~~gasoline service station~~. Public Automobile Garage and Showroom.

FIFTH: It is hereby agreed by and between the parties hereto that the covenants and restrictions herein contained may be altered, modified or rescinded at any time by the then owner of the premises with the consent of the Town.

IN WITNESS WHEREOF, the Town has caused this instrument to be executed by its duly authorized officers and its seal to be affixed and the Owner has hereunto set his hand and seal this 17th day of April, 1958.

FAIR PLAY LUMBER CO., INC.

BY: Harry Flor
HARRY FLOR, Secretary

TOWN OF OYSTER BAY

BY: JOHN J. BURNS, Supervisor

STATE OF NEW YORK)
) SS:-
COUNTY OF NASSAU)

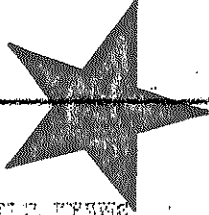
On the 17th day of April 1958, before me personally came HARRY FLOR to me known, who, being by me duly sworn, did depose and say that he resides at No. 82-03 258th Street, Floral Park, New York; that he is the Secretary of FAIR PLAY LUMBER CO., INC., the corporation described in and which executed the 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 his name thereto be like order.

Julius Schwartz

JULIUS SCHWARTZ
NOTARY PUBLIC, State of New York
No. 30-886790J
Qualified in Nassau County
Term Expires March 30, 1960

STATE OF NEW YORK)
 SS:-
COUNTY OF NASSAU)

On the 18th day of April, 1958, before me personally came John J. Burns to me know, who, being by me duly sworn, did depose and say that he resides at 166 DuBois Avenue, Sea Cliff, New York, that he is the Supervisor of the Town of Oyster Bay, Nassau County, New York, a municipal corporation, 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 Town Board of the Town of Oyster Bay, and that he signed his name thereby by like order.



JOSEPH J. FRANK
NOTARY PUBLIC, STATE OF NEW YORK
COMMISSION EXPIRES 1960
COUNTY OF NASSAU
TOWN OF OYSTER BAY
RECEIVED BY TOWN CLERK MARCH 21, 1960

WHEREAS, Steven C. Ballas, Comptroller, by memorandum dated February 21, 2019, recommended that authorization be granted to pay for membership dues in the New York State Government Finance Officers' Association, Inc., for 2019, for the following Town employees, at the following respective fees, for a total amount not to exceed \$620.00:

Steven C. Ballas, Comptroller	\$155.00
Christine M. Wiss, Deputy Comptroller	\$155.00
James J. Stefanich, Receiver of Taxes	\$155.00
Madalena Sabatino, Field Auditor II	\$155.00

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is accepted, and authorization is hereby granted to pay for membership dues for the employees set forth hereinabove, for 2019 nunc pro tunc, at the above-referenced fees, for a total amount not to exceed \$620.00, and the Comptroller is hereby authorized and directed to make payment for same, upon presentation of a duly certified claim, after audit; and be it further

RESOLVED, That the funds for said payment are to be drawn from Account No. CMP A1315 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
Councilman Muscarella	Absent
Councilman Macagnone	Aye
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Absent

cc: Supervisor
Town Attorney
Comptroller

Reviewed By
Office of Town Attorney
Ralph P. Pierley

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TOWN OF OYSTER BAY

174

Inter-Departmental Memo

February 19, 2019

To: MEMORANDUM DOCKET

From: STEVEN C. BALLAS, COMPTROLLER

Subject: MEMBERSHIP NYGFOA
(New York Government Finance Officers' Association)

Town Board authorization is hereby requested for Steven C. Ballas, Comptroller, Christine M. Wiss, Deputy Comptroller, Madalena Sabatino, Field Auditor II, and James J. Stefanich, Receiver of Taxes for membership renewal in the New York Government Finance Officers' Association (NYGFOA), Inc. for 2019. The annual fee is \$155.00 for each of the returning members, per the attached 2019 renewal forms, with a "not to exceed" figure of \$620.00. Funds are available in CMP A1315 47900 000 0000, "Other Expenses".


STEVEN C. BALLAS
COMPTROLLER

Attachments

SCB/mj

cc: Town Attorney (7)
Christine M. Wiss, Deputy Comptroller
James J. Stefanich, Receiver of Taxes
Madalena Sabatino, Field Auditor II
Accounts Payable Division
Reading File



2019 Membership Renewal

Membership runs January 1 through December 31, 2019.

Please review the information below for accuracy. Note any changes below **AND** check here: ☐

Thank you for being a member of the New York Government Finance Officers' Association, your resource for professional development

First Name: Christine

Last Name: Wiss

Professional designation:
(e.g. CPA, CMFO)

Preferred Name/Nickname:

Employer: Town of Oyster Bay

Title: Deputy Comptroller

Address: 74 Audrey Av

City: Oyster Bay

State: NY

Zip: 11771

Email: cwiss@oysterbay-ny.gov

Phone: 516-624-6447 Ext.

Receive the Newsletter online?

Dietary Needs (e.g. GF, vegan):

Dues Tier*: GOV4 (Based on 2018 membership; adjust if necessary – see below)

2019 DUES TIERS:

For an entity volume discount (Dues Tier), membership forms must be submitted together.

Dues are per person and calculated based upon the number of members from the same entity.

If your entity had 4 or more members in 2018, you will find a separate listing of those members enclosed.

Government Employees:

- GOV1 (1-3 members): \$170 (check) / \$175 (credit card) per member
- GOV4 (4-8 members): \$155 (check) / \$160 (credit card) per member
- GOV9 (9+ members): \$140 (check) / \$144 (credit card) per member
- GOVH: (First Time Introductory): \$85 (check) / \$88 (credit card) per member

Retiree OR Student: \$25 (check) / \$26 (credit card) per member

PAYMENT INFORMATION

- Amount due is based upon the total number of members from your entity for 2019 and form of payment.
- Renew online at nygfoa.org OR mail this form to the address below with your check/voucher made payable to NYGFOA.
- Group renewals are not available online; each person must be renewed separately.

Mail payment and forms to: NYGFOA • 126 State Street, 5th Floor • Albany, NY 12207
Questions? 518-465-1512 • info@nygfoa.org • www.nygfoa.org

PLEASE INCLUDE A COPY OF THIS FORM WITH YOUR PAYMENT. Thank You!



2019 Membership Renewal

Membership runs January 1 through December 31, 2019.

Please review the information below for accuracy. Note any changes below **AND** check here: ☐

Thank you for being a member of the New York Government Finance Officers' Association, your resource for professional development

First Name: Steven

Last Name: Ballas

Professional designation: CPA
(e.g. CPA, CMFO)

Preferred Name/Nickname:

Employer: Town of Oyster Bay

Title: Town Comptroller

Address: 74 Audrey Av

City: Oyster Bay

State: NY

Zip: 11771

Email: sballas@oysterbay-ny.gov

Phone: 516-624-6444 **Ext.**

Receive the Newsletter online?

Dietary Needs (e.g. GF, vegan):

Dues Tier*: GOV4 (Based on 2018 membership; adjust if necessary – see below)

2019 DUES TIERS:

For an entity volume discount (Dues Tier), membership forms must be submitted together.

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- GOV4 (4-8 members): \$155 (check) / \$160 (credit card) per member
- GOV9 (9+ members): \$140 (check) / \$144 (credit card) per member
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PLEASE INCLUDE A COPY OF THIS FORM WITH YOUR PAYMENT. Thank You!



2019 Membership Renewal

Membership runs January 1 through December 31, 2019.

Please review the information below for accuracy. Note any changes below AND check here: ☐

Thank you for being a member of the New York Government Finance Officers' Association, your resource for professional development

First Name: Madalena

Last Name: Sabatino

Professional designation:
(e.g. CPA, CMFO)

Preferred Name/Nickname:

Employer: Town of Oyster Bay

Title: Field Auditor II

Address: 74 Audrey Av

City: Oyster Bay

State: NY

Zip: 11771

Email: msabatino@oysterbay-ny.gov

Phone: 516-624-6463 Ext.

Receive the Newsletter online?

Dietary Needs (e.g. GF, vegan):

Dues Tier*: GOV4 (Based on 2018 membership; adjust if necessary – see below)

2019 DUES TIERS:

For an entity volume discount (Dues Tier), membership forms must be submitted together.

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Mail payment and forms to: NYGFOA • 126 State Street, 5th Floor • Albany, NY 12207

Questions? 518-465-1512 • info@nygfoa.org • www.nygfoa.org

PLEASE INCLUDE A COPY OF THIS FORM WITH YOUR PAYMENT. Thank You!



2019 Membership Renewal

Membership runs January 1 through December 31, 2019.

Please review the information below for accuracy. Note any changes below **AND** check here: ☐

Thank you for being a member of the New York Government Finance Officers' Association, your resource for professional development

First Name: James

Last Name: Stefanich

Professional designation:
(e.g. CPA, CMFO)

Preferred Name/Nickname:

Employer: Town of Oyster Bay

Title: Receiver of Taxes

Address: 74 Audrey Av

City: Oyster Bay

State: NY

Zip: 11771

Email: jstefanich@oysterbay-ny.gov

Phone: 516-624-6421 Ext.

Receive the *Newsletter* online?

Dietary Needs (e.g. GF, vegan):

Dues Tier*: GOV4 (Based on 2018 membership; adjust if necessary – see below)

2019 DUES TIERS:

For an entity volume discount (Dues Tier), membership forms must be submitted together.

*Dues are per person and calculated based upon the number of members from the same entity.
If your entity had 4 or more members in 2018, you will find a separate listing of those members enclosed.*

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Retiree OR Student: \$25 (check) / \$26 (credit card) per member

PAYMENT INFORMATION

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- Renew online at nygfoa.org OR mail this form to the address below with your check/voucher made payable to NYGFOA.
- Group renewals are not available online; each person must be renewed separately.

Mail payment and forms to: NYGFOA • 126 State Street, 5th Floor • Albany, NY 12207
Questions? 518-465-1512 • info@nygfoa.org • www.nygfoa.org

PLEASE INCLUDE A COPY OF THIS FORM WITH YOUR PAYMENT. Thank You!

WHEREAS, Richard W. Lenz, P.E., Commissioner, Departments of Public Works/Highways, by memorandum dated February 14, 2019, advised that a request for proposals was issued to seven (7) firms in accordance with the Town's procurement policy, to procure engineering services relative to the Park Managers Building at Theodore Roosevelt Memorial Park, Contract No. DP19-193, and the Division of Engineering received seven (7) responses; and

WHEREAS, following a review and evaluation of said seven (7) responses by a selection committee, based on the technical merits of said responses, and in compliance with the requirements of Guideline 9 of the Town's Procurement Policy, Commissioner Lenz by said memorandum, requested and recommended that the Town Board authorize David Swift Architect, LLC, PO Box 725, Northport, New York 11768, to provide the requested engineering services, for a total fee of \$97,500.00, comprised of \$64,950 relative to the Design Phase, \$2,500.00 for the Bid Phase plus \$2,000.00 for reproducibles, and \$28,050.00 relative to the Construction Phase; and

WHEREAS, David Swift, R.A., by letter dated February 8, 2019, requested the use of the following as sub-consultants: Cameron Engineering & Associates, LLP for mechanical, electrical, plumbing and fire alarm engineering services; Gayron deBruin, P.C., for land surveying and underground utility services; RDA Landscape Architecture, P.C., for site engineering and landscape design; and Soil Mechanics Drilling Corp., for test borings; and

WHEREAS, the requested services to be provided by David Swift Architect, LLC, including the use of the above sub-consultants are to be for a total amount not to exceed \$97,500.00, with funds for said payment available from Account No. PKS H 7197 20000 000 1102 001, Project I.D. 1102PKSA-33,

RESOLVED, That the requests and recommendations as hereinabove set forth are accepted and approved, and that David Swift Architect, LLC, is hereby authorized to provide engineering services relative to the Park Managers Building at Theodore Roosevelt Memorial Park, Contract No. DP19-193, through the use of Cameron Engineering & Associates, LLP, as a sub-consultant for mechanical, electrical, plumbing and fire alarm engineering services, Gayron deBruin, P.C., as a sub-consultant for land surveying and underground utility services, RDA Landscape Architecture, P.C., as a sub-consultant for site engineering and landscape design, and Soil Mechanics Drilling Corp., as a sub-consultant for test borings, in a total amount not to exceed \$97,500.00, and the Supervisor or his designee is authorized to execute an agreement for same, 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. PKS H 7197 20000 000 1102 001, Project I.D. 1102PKSA-33.

-#-

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	Absent
Councilman Macagnone	Aye
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Absent

cc: Supervisor
Town Attorney
Comptroller

Public Works
Parks

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

February 14, 2019

TO: MEMORANDUM DOCKET

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

SUBJECT: AWARD OF ENGINEERING SERVICES CONTRACT
AND USE OF SUB-CONSULTANTS
PARK MANAGERS BUILDING AT THEODORE ROOSEVELT MEMORIAL PARK
CONTRACT NO. DP19-193
ACCOUNT NO. PKS H 7197 20000 000 1102 001
PROJECT ID NO. 1102PKSA-33

On October 1, 2018 the Department of Public Works issued "Requests for Proposals" to seven (7) firms in accordance with the approved procurement procedure. On October 26, 2018 the Division of Engineering had received seven (7) responses which were reviewed and evaluated by a selection committee based on the technical merits of the responses. Related support documentation is on file in the Division of Engineering.


The Commissioner of Public Works, after review of the Division's preliminary recommendations and in conjunction with the current workload, has selected DSA, LLC- Architects to perform the work. The evaluation and selection process was performed in compliance with the requirements of Guideline 9 of the Town of Oyster Bay Procurement Policy. The required disclosure forms have been provided.

The total fee for engineering services, as negotiated and based upon the scope of work as detailed in the RFP document, is \$97,500.00, comprised of \$64,950.00 relative to the Design Phase, \$ 2,500.00 for the Bid Phase plus \$2,000 for reproducibles, and \$28,050.00 relative for the Construction Phase, as stated in the attached letter from DSA, LLC-Architects dated February 8, 2019. The firm of DSA, LLC-Architects has previously executed a Standard Consultant Agreement with the Department of Public Works under which their services are to be provided, which is on file in the Division of Engineering.

Funds are available to satisfy these engineering services in Account No. PKS H 7197 20000 000 1102 001. Project I.D. 1102PKSA-33

Further, the office of DSA, LLC-Architects requests the use of, as sub-consultants, Cameron Engineering & Associates, LLP for mechanical, electrical, plumbing and fire alarm engineering services, Gayron deBruin, PC for land surveying and underground utility services, RDA Landscape Architecture, PC for site engineering and landscape design and Soil Mechanics Drilling Corp. for test borings.

It is hereby requested that the Town Board authorize, by resolution, DSA, LLC-Architects, to perform engineering services relative to the Design, Bid and Construction Phase for Contract No. DP19-193.


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

RWL/JCT/MR/DJH/ik

Attachment

cc: Joseph Nocella, Town Attorney (w/7 copies)
Steven C. Ballas, Comptroller
Joseph Pinto, Commissioner of Parks
Kathy Stefanich, DPW/Administration

DP19-193 DOCKET AWARD – DSA 97500



DSA, LLC - Architects

P.O. Box 725
Northport, NY 11768

Tel: 631-351-5700
e-mail: dswift1966@gmail.com

February 8, 2019

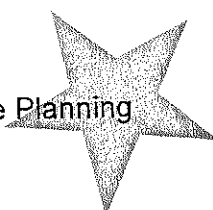
John C. Tassone, Deputy Commissioner
Town of Oyster Bay Department of Public Works
Division of Engineering
150 Miller Place, Syosset, NY 11791-5699

Reference: Fee Proposal
Design, Bid and Construction Phases for a
Park Manager's Building at the Theodore Roosevelt Memorial Park .
Solicitation No. 2018-002

Dear Deputy Commissioner Tassone:

Following our meeting on December 3, 2018, we have reviewed the manpower breakdown, included with our proposal and discussed the project scope of work and engineering costs in detail with our proposed sub-consultants, who are:

- Cameron Engineering & Associates, LLP
177 Crossways Park Drive
Woodbury, NY 11797
for Mechanical and Electrical Engineering
- Gayron-de Bruin, PLLC (WBE)
11 Union Avenue
Bethpage, Ny 11714
for Land Surveying
- RDA Landscape Architecture, PC:
220 Lake Avenue
St. James, NY 11780
for Landscape Architecture and Site Planning
- Soil Mechanics Drilling Corp.
3770 Merrick Road
Seaford, NY 11783
for Subsoil Investigation



David Swift Architects, LLC
Town of Oyster Bay Department of Public Works
Fee Proposal
Design, Bid and Construction Phases for a Park Manager's Building at the Theodore Roosevelt Memorial Park
Solicitation No. 2018-002

February 8, 2019

We are pleased to submit our fee proposal which includes the full scope of work and manpower effort noted in our response to the RFP, and as subsequently discussed.

Original ToBAY Disclosure Questionnaires have been submitted for each member of the project team.

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

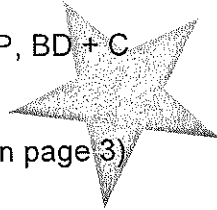
We look forward to working with the Town of Oyster Bay on this very interesting project.

Very truly yours,

David H. Swift

David Swift, R.A., LEED AP, BD + C

(Fee Proposal continued on page 3)



David Swift Architects, LLC
Town of Oyster Bay Department of Public Works
Fee Proposal
Design, Bid and Construction Phases for a Park Manager's Building at the Theodore Roosevelt Memorial Park
Solicitation No. 2018-002
Fee Proposal

February 8, 2019

Phase	% of Total Project Engineering Work	David Swift Architect, LLC Architecture & Structural Engineering	Cameron Engineering, LLP Mechanical, Electrical, Plumbing and Fire Alarm Engineering Services	Gayron de Bruin, PC Land Surveying and Underground Utility Search	RDA Landscape Architecture, PC Site Engineering and Landscape Design	Totals
Preliminary Design Phase	25%	\$14,000.00	\$5,250.00	\$5,000.00 (60% of fee)	1,875.00	
Construction Documents Phase	40%	\$21,500.00	\$8,950.00		\$3,375.00	
Bidding Phase	5%	\$2,000.00	\$500.00			
Construction Phase	30%	\$16,000.00	\$6,300.00	\$3,500.00 (40% of fee)	\$2,250.00	
Totals	100%	\$53,500.00	\$21,000.00	\$8,500.00	\$7,500.00	\$90,500.00
Plus:						
Test Borings	Soil Mechanics, Inc.	\$5,000.00				
Printing & Electronic Repro	North Shore Blueprinting, Inc.	\$2,000.00				
Services during One-Year Maintenance & Guarantee Period	Project Team for up to 48 man-hours	Included				
Total Additional Services Anticipated						\$7,000.00
Overall Total Fee						\$97,500.00

Total fee is ninety seven thousand thousand five hundred dollars and no cents.

David H. Swift

Date: February 8, 2019

Reviewed By
Office of Town Attorney

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works/Highways, by memorandum dated February 14, 2019, and LiRo Engineers, Inc., by letters dated July 2, 2018 and January 31, 2019, requested Town Board authorization of Change Order No. 1, relative to Contract No. DP18-173, Replacement of Existing Synthetic Turf at Ellsworth W. Allen Park, to authorize a total increase in the amount of Contract by \$1,600.00, and recommended final acceptance by the Town Board, and final payment by the Comptroller; and

WHEREAS, the aforementioned Change Order No. 1 is due to the upgrade of the fence fabric to 6 gauge and the deletion of a provision calling for the replacement of the wood nailer that holds the turf in place. The condition of the nailer was not ascertainable at the time of the bid, but was found to be in excellent condition when examined during the project; and

WHEREAS, the Office of the Comptroller, and the Office of the Town Attorney, by separate memoranda dated December 7, 2018, and January 9, 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, Joseph G. Pinto, Commissioner, Department of Parks, by memorandum dated December 4, 2018 concurs with the final acceptance of Contract No. DP18-173,

NOW THEREFORE IT BE RESOLVED, that upon the recommendations as hereinabove set forth, Change Order No. 1 to Contract No. DP18-173 is hereby approved, and the Supervisor or his designee is hereby authorized to sign said Change Order No. 1; and be it further

RESOLVED, that upon the recommendations as hereinabove set forth, Contract No. DP18-173 is accepted as being complete, at a final construction cost of \$546,600.00, and the Comptroller is hereby authorized and directed to make final payment for same, in accordance with the applicable terms and provisions of this 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
Councilman Muscarella	Absent
Councilman Macagnone	Aye
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Absent

cc: Supervisor
Town Attorney
Comptroller

Public Works
Parks

12

TOWN OF OYSTER BAY

INTER-DEPARTMENTAL MEMO

February 14, 2019

TO: MEMORANDUM DOCKET

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

SUBJECT: CHANGE ORDER NO.1 AND ACCEPTANCE & FINAL PAYMENT
EXPANSION OF ELLSWORTH W. ALLEN PARK
REPLACEMENT OF EXISTING SYNTHETIC TURF FIELD
CONTRACT NO. DP18-173

Attached are letters from The Liro Group dated July 2, 2018 and January 31, 2019, concerning Change Order No. 1 for a net increase in the amount of \$1,600.00.

The above-subject Change Order No. 1 is due to the upgrade of the fence fabric to 6 gauge and the deletion for the replacement of the wood nailer that holds the turf in place. The condition of the wood nailer could not be ascertained at the time of bid but was found to be in excellent condition.

The contractor, The LandTek Group, Inc., has submitted his price quote for the proposed change order work and the consultant, The LiRo Group, reviewed the contractor's price quote and finds the increase price of \$1,600.00 for the additional work to be fair and reasonable.

Funds are available with the amount reserved under the Potential Quantity Increase.

Therefore, it is hereby requested that the Town Board authorize, by resolution, the above-described Change Order No. 1 for a total net increase amount of \$1,600.00 relative to the Construction Phase of Contract No. DP18-173.

Also attached herewith are:


1. A letter dated February 5, 2019 from The LiRo Group, recommending final acceptance by the Town of Oyster Bay.
2. The consultant's final engineer's certificate dated February 12, 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.
5. A statement from the Department of Parks which concurs with final acceptance.

Work under this contract was directed to proceed as of June 25, 2018, to be completed within 30 calendar days on July 24, 2018. Actual work was completed on July 18, 2018.

Final construction costs amount to \$546,600.00.

To: Memorandum Docket
Page 2

Therefore, we request the Town Board authorize, by resolution, the above-mentioned Change Order No. 1, and 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/ik
Attachments

cc: Joseph Nocella, Town Attorney (w/7 copies)
Steven C. Ballas, Comptroller
Eric Tuman, Commissioner/General Services
Joseph G. Pinto, Commissioner/Parks
Kathy Stefanich, Administration/DPW

DP18-173 – FINAL ACCEPT & CO



The LiRo Group

Three Aerial Way, Syosset, NY 11791 Telephone 516.938.5476 Facsimile 516.937.5421 www.liro.com

July 2, 2018

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

Attention: Daniel Haas, Matthew Russo, P.E.

Re: Ellsworth W. Allen Park Synthetic Turf Replacement
DP18-173
LiRo Project 18-001-0424
Turf Nailer Credit

Dear Commissioner Lenz:

The replacement of the synthetic turf field originally called for the replacement of the wood nailer that the turf attaches to. Upon demolition of the existing field for replacement the existing nailer was observed to be in good condition. LandTek request that the existing nailer be left in place and utilized for the installation of the new turf.

Upon a site visit between the Town and LiRo it was agreed upon that the nailer be left in place and reused as long as LandTek and FieldTurf would still guarantee the new turf installation. A letter from FieldTurf has been provided by LandTek that certifies the suitability of the existing nailer for reuse.

LandTek has submitted a credit to the Town of \$5,875.00 for the nailer.

In consideration of the above, LiRo recommends LandTek's request for reusing the existing nailer and the credit of \$5,875.00.

We trust this meets with your approval. If you have any questions, please do not hesitate to contact us.

Very truly yours,
LiRo ENGINEERS, INC.

Michael Kwaschyn, P.E.
Vice President
MK:cm

Integrated Construction, Design, and Technology Solutions



The LiRo Group

Three Aerial Way, Syosset, NY 11791 Telephone 516.938.5476 Facsimile 516.937.5421 www.liro.com

January 31, 2019

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

Attention: Daniel Haas, Matthew Russo, P.E.

Re: Ellsworth W. Allen Park Synthetic Turf Replacement
DP18-173
LiRo Project 18-001-0424
Upgrading Fence Fabric

Dear Commissioner Lenz:

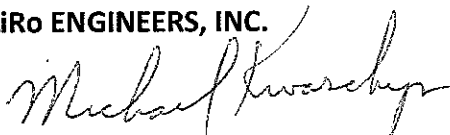
The replacement of the synthetic turf field originally called for the fence fabric of the proposed fencing to be installed using 9 gauge. During our weekly field meets the Parks Department representative indicated that they would require an upgrade of the fabric to 6 gauge.

LandTek has submitted an increase in cost for the difference in price from 9 gauge to 6 gauge for the Town approval of an increase of \$7,475.00.

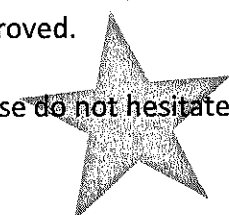
In consideration of the above, and our review of the costs LiRo recommends LandTek's request for an increase of \$7,475.00 for the 6 gauge fence fabric be approved.

We trust this meets with your approval. If you have any questions, please do not hesitate to contact us.

Very truly yours,
LiRo ENGINEERS, INC.



Michael Kwaschyn, P.E.
Vice President
MK:cm



Application for Payment

AIA DOCUMENT G702

OWNER:Town of Oyster Bay
Oyster Bay, NY 11771

PROJECT:Ellsworth W. Allen Park
46 Motor Ave
Farmingdale, NY 11735

DISTRIBUTION TO:
x OWNER
x ARCHITECT

CONTRACTOR:The LandTek Group, Inc.
235 County Line Road
Amityville, NY 11701

ARCHITECT:The LIRo Program
Three Aerial Way
Syosset, NY 11791

APPLICATION NO:2

PERIOD TO:7/24/2018

CONTRACT DATE:

LANDTEK JOB NO. 50-1680, 30-1193, 33-1801

CONTRACTOR

LANDTEK CUST NO. OYST01

BID NO:

FOR: Synthetic Turf Installation

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract, Continuation Sheet, AIA Document G703, is attached

1. ORIGINAL CONTRACT SUM	\$545,000.00
2. Net Change by Change Orders	\$1,600.00
3. CONTRACT SUM TO DATE (Line 1 + 2)	\$546,600.00
4. TOTAL COMPLETED & STORED TO DATE	\$546,600.00
5. RETAINAGE: a. 5% of Completed Work (Columns D/E on G703) b. % of Stored Material (Column F on G703) Total Retainage (Line 5a + 5b)	\$0.00 \$0.00 \$0.00
6. TOTAL EARNED LESS RETAINAGE (Line 4 Less Line 5 Total)	\$546,600.00
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 From Prior Certificate)	\$510,625.00
8. CURRENT PAYMENT DUE	\$35,975.00
9. BALANCE TO FINISH, INCLUDING RETAINAGE (Line 3 Less Line 6)	\$0.00

CHANGE ORDER STATUS	ADDITIONS	DELETIONS
Total changes approved in previous months by Owners	\$1,600.00	\$0.00
Total approved this Month	\$0.00	\$0.00
TOTALS	\$1,600.00	\$0.00
NET CHANGE by Change Order	\$1,600.00	

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information 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 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.

CONTRACTOR: The LandTek Group, Inc.
By: *Christine Whalen*

JENNIFER A PERITORE
NOTARY PUBLIC-STATE OF NEW YORK
No. 01PE6215464
State of New York
County of Suffolk
Subscribed and sworn to before me this 19th day of February 2019 My Commission Expires 12/28/21

Notary Public: *Jennifer A Peritore*
My Commission Expires:

ARCHITECT'S CERTIFICATE FOR PAYMENT

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 Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED: \$ 35,975.00
(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that are changed to conforms to the amount certified.)

ARCHITECT: *[Signature]*
By: *[Signature]*
Date: 2-12-19
This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Insurance, payment and acceptance of payment are without prejudice to any rights of the Owner or contractor under this Contract.

Abstract

100%	100%	100%	100%
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The LiRo Group

Three Aerial Way, Syosset, NY 11791 Telephone 516.938.5476 Facsimile 516.937.5421 www.liro.com

5 February 2019

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

Re: Town of Oyster Bay
Ellsworth Allen Park Synthetic Turf Replacement
Contract No. DP18-173
Final Acceptance

Dear Commissioner Lenz:

LiRo Engineers, Inc. has performed a final inspection of the replacement of the synthetic field at Ellsworth Allen under this contract. All punch list items have been satisfactorily completed by the contractor. LiRo Engineers inspection indicates that the work was constructed in accordance with the approved plans and specifications.

Enclosed find a copy of the Maintenance Bond provided by Hanover Insurance Company for the one year maintenance period.

The contract included 30 calendar days to complete the work. The start of construction was scheduled for June 25, 2018. Actual work was completed on July 18, 2018.

The original bid amount for this contract was \$545,000.00. The final contract value, including Change Order No. 1, recommended for approval is \$546,600.00.

Therefore, this office recommends that the Town of Oyster Bay accept this job as final.

If you have any questions regarding this matter, please do not hesitate to call.

Very truly yours,
LiRo Engineers, Inc.

Michael Kwaschyn, P.E.
Project Manager

MK:cm

Enclosure

AUTHORIZED CHANGE: QUANTITY INCREASES AND DECREASES

PROJECT SUMMARY

Bid Amount: \$ 545,000.00

Reserve Amount: ▪ \$ 0.00

Sub Total: * \$ 545,000.00

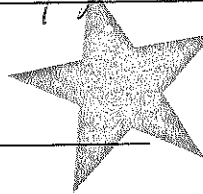
Authorized Change Orders: - \$ 1,600.00
(TBR Pending)

Final Construction Cost	* \$ 546,600.00
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Recommended By:

Michael Schwartz

Signed:





“Building Champions from the Ground Up”

235 County Line Road, Amityville, NY 11701
Tel (631) 691-2381 • Fax (631) 598-8280
www.landtekgroup.com

Proposed Change Order

To: Oyster Bay; Town of
Town Hall
54 Audrey Avenue
Oyster Bay, NY 11771
Ph: (516)624-6150

Number: 1
Date: 06/11/2018
Job: 50-01680 OYST01-Allen Ellsworth Park
Allen Ellsworth Park
45 Motor Ave
Farmingdale, NY 11735

Description:

We are pleased to offer the following specifications and pricing to make the following changes:

Description	Quantity	Unit Price	Price
Upgrading the 9 gauge fence fabric to 6 gauge			\$6,500.00
		Subtotal:	\$6,500.00
Profit and overhead	\$6,500.00	15.00%	\$975.00
		Total:	\$7,475.00

Submitted by:

Approved by: _____
Print Name: _____
Date: _____



"Building Champions from the Ground Up"

235 County Line Road, Amityville, NY 11701
Tel (631) 691-2381 • Fax (631) 598-8280
www.landtekgroup.com

Proposed Change Order

To: LiRo Program & Construction Mg
3 Aerial Way
Syosset, NY 11791

Number: 1


Date: 06/29/2018

Job: 30-01193 OYST01- Allen Ellsworth Park
Allen Ellsworth Park
45 Motor Ave
Farmingdale, NY 11735

Description:

We are pleased to offer the following specifications and pricing to make the following changes:

Description	Quantity	Unit Price	Price
Credit- Reuse of existing wood nailer			\$-5,875.00
		Subtotal:	\$-5,875.00
		Total:	\$-5,875.00



Submitted by: _____

Approved by: _____

Print Name: _____

Date: _____

JG
D.H.

TOWN OF OYSTER BAY

Inter-Departmental Memorandum

TO: Richard W. Lenz, P.E., Commissioner
Department of Public Works/Highway

ATTENTION: John C. Tassone, Deputy Commissioner
Engineering Division

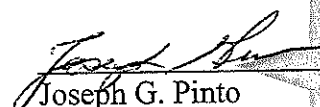
FROM: Joseph G. Pinto, Commissioner
Department of Parks

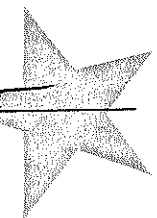
DATE: December 4, 2018

SUBJECT: Final Acceptance Contract No. DP18-173

Please be advised that this department has reviewed the Inter-Departmental Memo, dated November 29, 2018, in regard to Final Acceptance of the Synthetic Turf Replacement at Ellsworth W. Allen Park, Contract No. DP18-173.

The Parks Department concurs with the recommendation of the above noted project.


Joseph G. Pinto
Commissioner



JGP:ld

cc: Greg Skupinsky, Deputy Commissioner, Parks Department
Frank Gatto, Deputy Commissioner, Parks Department

Joe Haas

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

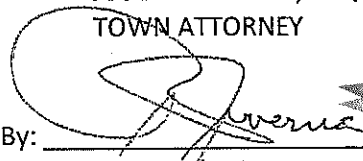
DATE: January 9, 2019

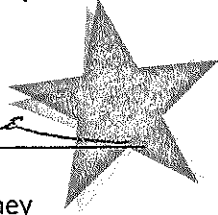
SUBJECT: FINAL ACCEPTANCE
EXPANSION OF ELLSWORTH W. ALLEN PARK - REPLACEMENT OF SYNTHETIC TURF FIELD
CONTRACT NO. DP18-173 / THE LANDTEK GROUP, INC.

In reply to your memorandum of December 6, 2018, 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. BCY1069917 and have approved same as to form. The original Maintenance Bond was forwarded to the Town Clerk.

JOSEPH NOCELLA, ESQ.
TOWN ATTORNEY

By: 
Raymond J. Averna
Deputy Town Attorney



Cc: Comptroller
Town Clerk (w/ original Maintenance Bond)

TOWN OF OYSTER BAY

Inter-Departmental Memo

IT
D.H.

December 7, 2018

To: RICHARD W. LENZ, COMMISSIONER OF PUBLIC WORKS/HIGHWAY

From: STEVEN C. BALLAS, COMPTROLLER

Subj: FINAL ACCEPTANCE
EXPANSION OF ELLSWORTH W ALLEN PARK
REPLACEMENT OF EXISTING SYNTHETIC TURF FIELD –
CONTRACT NO. DP18-173

In response to your memo dated December 3, 2018, 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

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

**TOWN OF OYSTER BAY DEPARTMENT OF PUBLIC WORKS
ELLSWORTH ALLEN PARK SYNTHETIC TURF REPLACEMENT
PARK IMPROVEMENT
CONTRACT NO. DP18-173
CHANGE ORDER NO 1**

To: LandTek Group, Inc.

Re: Ellsworth Allen Park Synthetic Turf Replacement
Contract No. DP18-173

You are hereby directed to incorporate the following changes in your proposal to the Town of Oyster Bay related to the referenced contract:

ADD:

Item 1 – Reuse of existing wood nailer

Upon demolition of the existing field for replacement the existing nailer was observed to be in good condition. LandTek requested that the existing nailer be left in place and utilized for the installation of the new turf. This resulted in a credit of \$5875.

Total Credit \$5875.00

Item 2 – The proposed contract documents specified the gauge of the fence fabric at 9. It was determined in the field that by the Parks Department that it should be upgraded to a 6 gauge fence fabric. The result is an increase in cost of \$7475.00.

Total Increase \$7475.00

The total cost for Change Order #1 is \$1,600.00

The above work is to be performed in accordance with a letter from LiRo Engineers, Inc. dated 2 July 2018, and the memorandum of Richard Lenz, Commissioner of Public Works, dated , at a total cost to the Town of Oyster Bay not to exceed one thousand six hundred dollars and 00/00 cents.

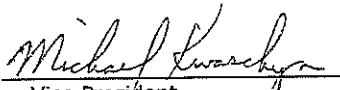
The above change order is hereby accepted by the Town of Oyster Bay.

Dated: _____

Joseph Saladino, Supervisor

Recommended by:

LiRo Engineers, Inc.


Vice President

The above Change Order is
hereby accepted.

LandTek, Inc.


President *COO*

Meeting of March 12, 2019

Resolution No. 179-2019

WHEREAS, Ms. Dina Juhasz has requested to donate a memorial plaque for an existing bench, located at Roosevelt Memorial Park and Beach, in memory of her husband, Joseph Juhasz; and

WHEREAS, the value of the plaque is estimated to be \$350.00, and the monies donated will be deposited into Account No. PKS A 7110 47900 000 0000; and

WHEREAS, Joseph G. Pinto, Commissioner of the Department of Parks, by memorandum dated February 14, 2019, has recommended that the Town accept said donation

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is accepted, and the Town hereby accepts the donation of \$350.00 from Ms. Dina Juhasz to be deposited into Account No. PKS A 7110 47900 000 0000, to purchase a plaque for an existing bench located at Roosevelt Memorial Park and Beach in memory of Joseph Juhasz.

-#-

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	Absent
Councilman Macagnone	Aye
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Absent

cc: Supervisor
Town Attorney
Comptroller
Parks

Reviewed By
Office of Town Attorney

4

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

TO: Memorandum Docket

FROM: Joseph G. Pinto, Commissioner of Parks

SUBJECT: Memorial Plaque

DATE: February 14, 2019

The Department of Parks has received a request from Dina Juhasz (letter attached) requesting to donate a memorial plaque on an existing bench to be placed in Theodore Roosevelt Memorial Park and Beach in memory of Joseph Juhasz.

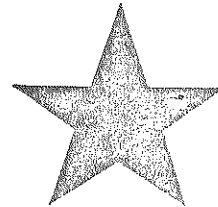
The Department of Parks has reviewed this request and concurs this will be a fitting tribute.

The plaque will be purchased by Dina Juhasz and donated to the Parks Department. The value of the plaque is estimated to be \$350.00. Town Board approval is requested on behalf of Dina Juhasz. The monies will be collected in account PKS A 7110 47900 000 0000.



Joseph G. Pinto
COMMISSIONER OF PARKS

JGP/dc
C: Town Attorney (original +7 copies)
ATTACHMENT



Dina Juhasz

15 Pearl St., Oyster Bay, NY
516 [REDACTED] (home) 516 [REDACTED] (cell)
[REDACTED]

February 7, 2019

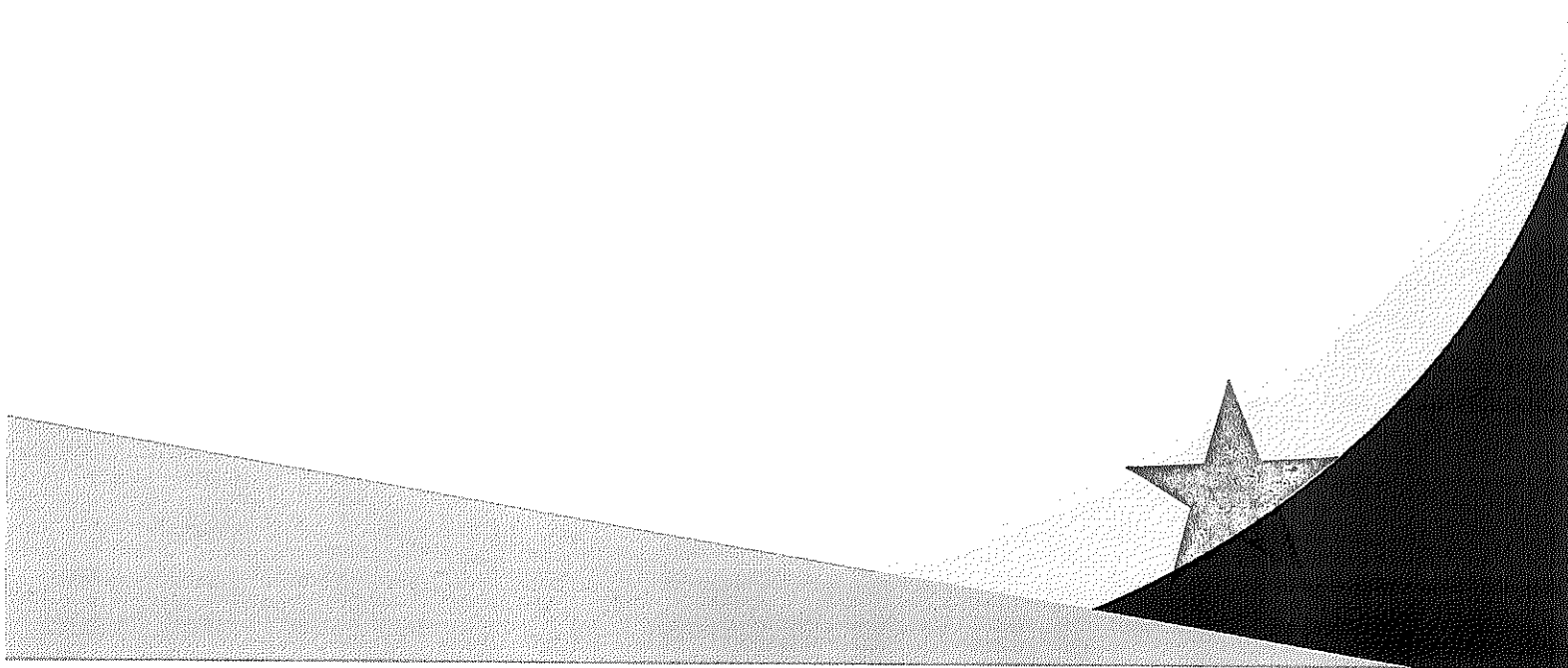
Re: Request Letter - Donation: Plaque on Park Bench in Theodore Roosevelt Park

Dear Dianne Cosdispodo,

Per our telephone conversation today, please start making arrangements for me to make a donation for a park bench plaque in memory of my late husband, Joe Juhasz. I look forward to hearing from you for my next step. In the meantime, I will work on the wording of the plaque. Thank you.

Your Name

Dina Juhasz
[REDACTED]



WHEREAS, Janet Gilvey has offered to donate a memorial plaque and bench to be placed in Ellsworth W. Allen Park, in memory of Robert H. Allen; and

WHEREAS, the value of the plaque and bench is estimated to be \$830.00, and the monies donated will be deposited into Account No. PKS A 7110 47900 000 0000; and

WHEREAS, Joseph G. Pinto, Commissioner, Department of Parks, by memorandum dated February 19, 2019, has recommended that the Town accept said donation;

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is accepted, and the Town hereby accepts the donation of \$830.00 from Janet Gilvey, to be deposited into Account No. PKS A 7110 47900 000 0000, to purchase of a memorial plaque and bench to be placed in Ellsworth W. Allen Park, in memory of Robert H. Allen.

-#-

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	Absent
Councilman Macagnone	Aye
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Absent

cc: Supervisor
Town Attorney
Comptroller
Parks

7/18
Reviewed By
Office of Town Attorney

5

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

TO: Memorandum Docket

FROM: Joseph G. Pinto, Commissioner of Parks

SUBJECT: Memorial Bench and Plaque

DATE: February 19, 2019

The Department of Parks has received a request from Janet Gilvey (letter attached) requesting to donate a memorial bench and plaque to be placed in Ellsworth W. Allen Park in memory of Robert H. Allen.

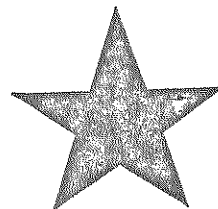
The Department of Parks has reviewed this request and concurs this will be a fitting tribute.

The plaque and bench will be purchased by Janet Gilvey and the Allen Family and donated to the Parks Department. The value of the plaque and bench is estimated to be \$830.00. Town Board approval is requested on behalf of Janet Gilvey. The monies will be collected in account PKS A 7110 47900 000 0000.



Joseph G. Pinto
COMMISSIONER OF PARKS

JGP/dc
C: Town Attorney (original +7 copies)
ATTACHMENT



Diann Codispodo

From: Janet Gilvey [mailto: [REDACTED]]
Sent: Wednesday, February 20, 2019 12:30 PM
To: Diann Codispodo
Cc: Joseph Pinto; William Zang; Donna Antetomaso
Subject: Re: template with Shamrock

Good Morning Diann,

I'm writing to advise you that I and Robert Allen's family would like to purchase a bench along with the plaque honoring Robert Allen to go in the Ellsworth Allen Park. We do understand the cost will be \$830. Do you know if we would be able to meet with someone in the future about where the bench will be placed?
Thank you for your help,
Janet

-----Original Message-----

From: Diann Codispodo <dcodispodo@oysterbay-ny.gov>
To: 'Janet Gilvey' <[REDACTED]>
Cc: Joseph Pinto <jpinto@oysterbay-ny.gov>; William Zang <wzang@oysterbay-ny.gov>; Donna Antetomaso <dantetomaso@oysterbay-ny.gov>
Sent: Tue, Feb 19, 2019 3:31 pm
Subject: RE: template with Shamrock

Ok great. Just email a new request letter stating that you want a bench and plaque in Allen Park honoring Robert. I'm in again on Thursday and I will work on it then.
Have a great night,
Diann

From: Janet Gilvey [mailto: [REDACTED]]
Sent: Tuesday, February 19, 2019 2:53 PM
To: Diann Codispodo
Cc: Joseph Pinto; William Zang; Donna Antetomaso
Subject: Re: template with Shamrock

Hi Diann,

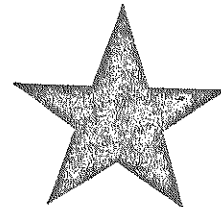
Yes we definitely want to purchase a bench along with the plaque. I understand the total will be \$830.00 and will be happy to send you a check or give you credit card information over the phone if you prefer. If you'd rather the check I believe I make it out to Town of Oyster Bay. Please advise as to where I send it and to the attention of whom. Again, thank you for all your help. We greatly appreciate it.

Janet

-----Original Message-----

From: Diann Codispodo <dcodispodo@oysterbay-ny.gov>
To: 'Janet' <[REDACTED]>
Cc: Joseph Pinto <jpinto@oysterbay-ny.gov>; William Zang <wzang@oysterbay-ny.gov>; Donna Antetomaso <dantetomaso@oysterbay-ny.gov>
Sent: Tue, Feb 19, 2019 9:25 am
Subject: RE: template with Shamrock

Bench and 8x6 plaque will be \$830.00
Diann☺



From: Janet [mailto: [REDACTED]]
Sent: Sunday, February 17, 2019 11:22 AM
To: Diann Codispodo
Cc: Joseph Pinto; William Zang; Donna Antetomaso
Subject: Re: template with Shamrock [REDACTED]

Hi Diann,
Mrs. Allen asked me to inquire about whether it's possible to purchase a bench for the park and if so how much it would cost?
Thank you,
Janet

Sent from my iPad

On Feb 14, 2019, at 8:23 AM, Diann Codispodo <dcodispodo@oysterbay-ny.gov> wrote:

Good morning Janet,
The plaque maker made a new template with a shamrock! If you approve please let me know via email .

Have a great day,
Diann

This message (including any attachments) may contain confidential information and is intended only for the individual or individuals named. If you are not the intended recipient, you should delete this message immediately. If you received this message in error, please notify the sender immediately. [REDACTED]

<Plaque template Allen with shamrock.pdf>

This message (including any attachments) may contain confidential information and is intended only for the individual or individuals named. If you are not the intended recipient, you should delete this message immediately. If you received this message in error, please notify the sender immediately.

This message (including any attachments) may contain confidential information and is intended only for the individual or individuals named. If you are not the intended recipient, you should delete this message immediately. If you received this message in error, please notify the sender immediately.

[REDACTED]

[REDACTED]



WHEREAS, Joseph G. Pinto, Commissioner, Department of Parks, by memorandum dated February 13, 2019, recommended that the Town Board authorize a refund to be paid to Mahesh Mahtani, in the amount of \$100.00 for Ice Rink discount admission booklets at the Syosset-Woodbury Community Park Ice Rink, which he returned, unused,

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is accepted and approved, and the Department of Parks is hereby authorized to issue a refund to Mr. Mahesh Mahtani, in the amount of \$100.00, from Account No. PKS SP11 0001 02025 0000, and payment of said refund is to be made upon presentation of a duly certified claim, after audit by the Comptroller.

-#-

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	Absent
Councilman Macagnone	Aye
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Absent

cc: Supervisor
Town Attorney
Comptroller
Parks

Reviewed By
Office of Town Attorney

U

TOWN OF OYSTER BAY

Inter-Departmental Memorandum

TO: Memorandum Docket

FROM: Joseph G. Pinto, Commissioner of Parks

DATE: February 13, 2019

SUBJECT: Resident Refund


The Department of Parks has received correspondence from Mahesh Mahtani requesting a refund for discount books purchased at Syosset-Woodbury Park Ice Rink. Mr. Mahtani has returned (1) Resident Adult Admissions book, (1) Resident Child Admissions book and (1) Ice Skate Rental book totaling \$100.00. Please see attached for pertinent information regarding this refund request.

The refund should be mailed to the following address:

43 Southwood Circle
Syosset, NY 11791

The Department of Parks requests that the Town Board authorize a refund.

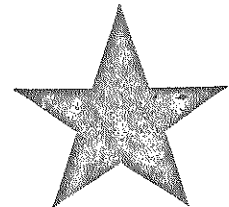
Kindly debit account PKS SP11 0001 02025 529 0000.


Joseph G. Pinto
Commissioner of Parks

JGP:lc

Attachments

CC: Office of the Town Attorney (original + 7 copies)
Original discount books sent to Audit Division



Gabrielle Pontillo

From: Joseph Pinto
Sent: Monday, January 28, 2019 8:51 AM
To: 'Assomull, Mahesh'
Cc: Gabrielle Pontillo; Greg Skupinsky; Frank Gatto
Subject: RE: Syosset/Woodbury Ice Skating Coupon Booklet Refunds

Hi,

It was a pleasure speaking with you. Again, I would like to apologize for the way our staff handled the situation when you came to skate at the Bethpage Ice Skating Center. Your request for a refund will be approved. It does take some time so please understand. You can send your booklets to me at 977 Hicksville Road , Massapequa NY 11758

Joe Pinto

From: Assomull, Mahesh [mailto: [REDACTED]]
Sent: Friday, January 25, 2019 3:20 PM
To: Joseph Pinto
Subject: Syosset/Woodbury Ice Skating Coupon Booklet Refunds

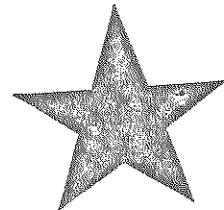
Hi Joe,
As discussed, I would like a refund of 100 for the (1 one adult discount booklet, 1 Kid discount booklet and 2 rental discount booklets I purchased).

Would you please send me your mailing address so I can mail you the tickets/booklets which I have not used.

Thanks

Mahesh Mahtani

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TOWN OF OYSTER BAY
DEPARTMENT OF PARKS
DAILY OPERATIONS REPORT
SYOSSET-WOODBURY COMMUNITY PARK RINK

No. 068

DATE 12/23/16

			NUMBER	RATE	AMOUNT
1	Resident Child (2- 4 yrs.)		3	\$2.00	6.00
2	Resident Child (5-17 yrs.)		114	\$4.00	456.00
3	Resident Adult		80	\$5.00	400.00
4	Resident Senior Citizen		4	\$2.00	
5	Resident Aux. Pol/ Vol. Fire/Veteran			\$3.00	
6	Resident Non-Cash Coupon	Child 7 Adult 5	12	X	—
7	Non Resident Child (2-4 yrs)			\$3.00	
8	Non Resident Child (5-17 yrs)		1	\$7.00	7.00
9	Non Resident Adult		5	\$8.00	40.00
10	Non Resident Senior Citizen			\$4.00	
11	Non Res. Aux. Pol/ Vol. Fire/Veteran			\$3.00	
12	Non Resident Non Cash Coupon	Child Adult	136	X	544.00
13	Skate Rental	556 424 Thru 559	125	\$4.00	500.00
14	Non-Cash Skate Rental Coupon			X	
15	Resident Child Discount Book	307 Thru 309	3	\$30.00	90.00
16	Resident Adult Discount Book	108 Thru 109	2	\$35.00	70.00
17	Non-Resident Child Discount Book	31 Thru		\$55.00	
18	Non-Resident Adult Discount Book	31 Thru		\$65.00	
19	Skate Rental Discount Book	556 Thru 556	1	\$35.00	35.00
20	Speed Skating			\$10.00	
21	Speed Skating Senior			\$5.00	
22	Total (must agree with line 26)			X	1612.00
23					
24		Group Total Closing		17	1130.00
25		Group Total Opening		16	9518.00
26	Total (must agree with line 22)				1617

Rink Rental Name _____

CASH: \$979.00

CREDIT/CHECK: \$633.00

TOTAL DEPOSIT: \$1612.00

REMARKS Short 544 - 00 - 00 - 00

Cashier Danielle Helme

Facility Manager

Copy Distribution: White, Yellow, Pink - Main Office



Joseph Saladino
Supervisor

RA

TOWN OF OYSTER BAY

Ice Rink Discount Book

Ten (10) Resident Adult Admissions

2018-2019 Season

No Refunds for Lost, Stolen or Unused Tickets

No. 109 A



Joseph Saladino
Supervisor

RC

TOWN OF OYSTER BAY

Ice Rink Discount Book

Ten (10) Resident Child-Admissions

2018-2019 Season

No Refunds for Lost, Stolen or Unused Tickets

No. 309 A



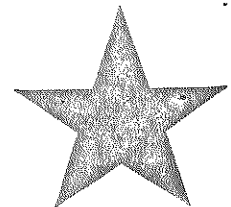
Joseph Saladino
Supervisor

TOWN OF OYSTER BAY

**Ice Skate Rental
Discount Book**

TEN (10) Coupons Per Book

No. 556 A




My Business Helpdesk

Gabrielle Pontillo

Daily Financials

Daily Financials for SYOSSET RINK/POOL for 12/24/2018

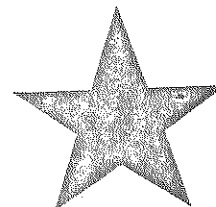
Totals by Card Type

Card Type	Total	Transactions
	\$194.00	6
VISA	\$439.00	18
Totals	\$633.00	24

Monetary Batches and Transactions

Export Search: <input type="text"/>							
Item No.	Amount	Trans Type	Trans Date	Card	Cardholder	POS Entry Mode	Authorization Code Invoice Number
Batch Reference Number 07001 on 12/24/2018							
1	\$25.00	SALE	12/23/2018	Mastercard	514759*****2102	Chip card read (track data reliable)	243425
2	\$12.00	SALE	12/23/2018	Mastercard	517805*****4103	Chip card read (track data reliable)	08977P
3	\$32.00	SALE	12/23/2018	Mastercard	536219*****1031	Chip card read (track data reliable)	403166
4	\$92.00	SALE	12/23/2018	Mastercard	537811*****9431	Chip card read (track data reliable)	08658Z
5	\$16.00	SALE	12/23/2018	Mastercard	542418*****8318	Chip card read (track data reliable)	68139P
6	\$17.00	SALE	12/23/2018	Mastercard	546616*****2535	Chip card read (track data reliable)	53422P
7	\$24.00	SALE	12/23/2018	Visa	410039*****5930	Chip card read (track data reliable)	92003D
8	\$25.00	SALE	12/23/2018	Visa	412451*****4582	Chip card read (track data reliable)	024113
9	\$9.00	SALE	12/23/2018	Visa	414720*****2374	Chip card read (track data reliable)	09335D
10	\$8.00	SALE	12/23/2018	Visa	414720*****6119	Chip card read (track data reliable)	01714C
11	\$18.00	SALE	12/23/2018	Visa	414720*****9485	Chip card read (track data reliable)	06700I
12	\$35.00	SALE	12/23/2018	Visa	414720*****4066	Chip card read (track data reliable)	04888D
13	\$100.00	SALE	12/23/2018	Visa	414720*****1962	Chip card read (track data reliable)	02473I
14	\$23.00	SALE	12/23/2018	Visa	414740*****6469	Chip card read (track data reliable)	07450D
15	\$17.00	SALE	12/23/2018	Visa	414740*****5748	Chip card read (track data reliable)	02379D
16	\$13.00	SALE	12/23/2018	Visa	426684*****8106	Chip card read (track data reliable)	06755C
17	\$21.00	SALE	12/23/2018	Visa	426684*****6402	Chip card read (track data reliable)	06630B
18	\$32.00	SALE	12/23/2018	Visa	426690*****0746	Chip card read (track data reliable)	03614C
19	\$26.00	SALE	12/23/2018	Visa	438854*****6418	Chip card read (track data reliable)	01311D
20	\$16.00	SALE	12/23/2018	Visa	440066*****3168	Chip card read (track data reliable)	01344D
21	\$18.00	SALE	12/23/2018	Visa	440066*****6873	Chip card read (track data reliable)	05952A
22	\$13.00	SALE	12/23/2018	Visa	443051*****1845	Chip card read (track data reliable)	232513
23	\$25.00	SALE	12/23/2018	Visa	455709*****6310	Chip card read (track data reliable)	06244D
24	\$16.00	SALE	12/23/2018	Visa	456323*****4102	Chip card read (track data reliable)	031113
	\$633.00	Batch Total					
	\$633.00	Grand Total					

Showing 1 to 24 of 24 entries



SYOSSET RINK/POOL
7800 JERICHO TURNPIKE
SYOSSET, NY 11791
(516) 797-7876

Bank ID: 6001
Merchant ID: 0382
Term ID: 003

Sale

XXXXXXXXXXXX1962

VISA

Entry Method: Chip

Total: \$ 100.00

12/23/18 16:13:00
Inv #: 000019 Appr Code: 024731
Apprvd: Online Batch#: 357001
Retrieval Ref. #: 26100007

I agree to pay above total amount
according to card issuer agreement
(Merchant agreement if credit voucher)


MAHTANI MAHESH

CHASE VISA
ATD: A0000000031010
TSI: F800
TVR: 0000000000

Merchant Copy

SYOSSET RINK/POOL
7800 JERICHO TURNPIKE
SYOSSET, NY 11791
(516) 797-7876

12/24/18

00:01:09

Term ID: 003
Merchant ID: 000015920382
Bank ID: 6001

BATCH INQUIRY REPORT

Sales	:	24	\$	633.00
Refunds	:	0	\$	0.00
Total	:	24	\$	633.00

PKS181401

SYOSSET RINK/POOL
7800 JERICHO TURNPIKE
SYOSSET, NY 11791
(516) 797-7876

12/24/18

00:01:10

SYOSSET RINK/POOL
7800 JERICHO TURNPIKE
SYOSSET, NY 11791
(516) 797-7876

Term ID: 003

12/24/18

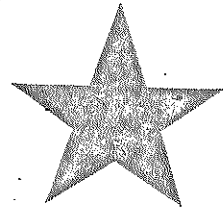
00:01:18

SETTLEMENT REPORT

Batch Num: 357001
Host Name: VNTV
Merchant: 1

Sales	:	24	\$	633.00
Refunds	:	0	\$	0.00
Total	:	24	\$	633.00

Settlement Successful



Meeting of March 12, 2019

Resolution No. 182-2019

WHEREAS, Joseph G. Pinto, Commissioner, Department of Parks, by memorandum dated February 13, 2019, recommended that the Town Board authorize a refund to be paid to Ms. Sherri Goldberg, in the amount of \$60.00, for registration fee paid for kickboxing classes, which were cancelled,

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is accepted and approved, and the Department of Parks is hereby authorized to issue a refund to Ms. Sherri Goldberg, in the amount of \$60.00, from Account No. PKS A 0001 02001 510 0000, and payment of said refund is to be made upon presentation of a duly certified claim, after audit by the Comptroller.

-#-

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	Absent
Councilman Macagnone	Aye
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Absent

cc: Supervisor
Town Attorney
Comptroller
Parks

Reviewed By
Office of Town Attorney

1

TOWN OF OYSTER BAY

Inter-Departmental Memorandum

TO: Memorandum Docket

FROM: Joseph G. Pinto, Commissioner of Parks

DATE: February 13, 2019

SUBJECT: Resident Refund

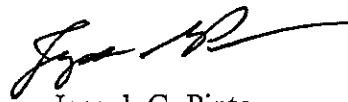
The Department of Parks has received correspondence from Sherri Goldberg requesting a refund for cancelled kickboxing classes on Wednesday nights at Hicksville Athletic Center in the amount of \$60.00. Please see attached for pertinent information regarding this refund request.

The refund can be mailed to the following address:

169 Division Avenue
Massapequa, NY 11758

The Department of Parks requests that the Town Board authorize a refund.

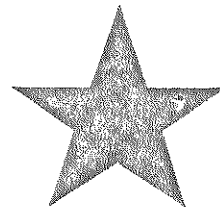
Kindly debit account PKS A 0001 02001 510 0000.


Joseph G. Pinto
Commissioner of Parks

JGP:lc

Attachments

CC: Office of the Town Attorney (original + 7 copies)



(Wednesday night Cancelled only)

Liz Carroll

From: Gabrielle Pontillo
Sent: Tuesday, February 05, 2019 10:55 AM
To: Liz Carroll
Subject: FW: Refund

From: Joseph Pinto
Sent: Monday, February 04, 2019 2:36 PM
To: Gabrielle Pontillo; Jacqueline Biondo
Cc: Greg Skupinsky; Frank Gatto
Subject: FW: Refund

approved

From: Jackie Devlin
Sent: Monday, February 04, 2019 2:19 PM
To: Joseph Pinto
Subject: FW: Refund

Hi Joe,

Sherri was the only participant enrolled for the Wednesday night Kickboxing class that we had to cancel. She wrote a letter requesting a refund.

Thanks
Jackie

From: Sherri [mailto: [REDACTED]]
Sent: Monday, February 04, 2019 2:10 PM
To: Jackie Devlin
Subject: Refund

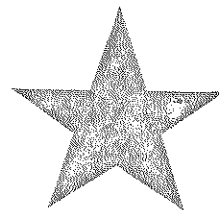
Dear Commissioner Pinto,

Can you please refund the \$60.00 I paid towards a Wednesday evening kickboxing class that was supposed to be held at the Hicksville Athlete Center. The class was cancelled due to low enrollment.

Please make check payable to: Sherri Goldberg and mail to 169 Division Avenue, Massapequa, New York 11758

If you could confirm receipt of this e-mail, I would greatly appreciate it.

Thank you
Sherri





TOWN OF OYSTER BAY
DEPARTMENT OF PARKS
DAILY OPERATIONS REPORT

HICKSVILLE ATHLETIC CENTER

NO. 091

DATE 12/31/13

			NUMBER	RATE	AMOUNT
Fitness Membership (Res)	Starting	Ending	9	\$60.00	540.00
Fitness Membership (NR)	Starting	Ending		\$70.00	
Volleyball/Badminton (Res)	Starting	Ending	2	\$75.00	150.00
Volleyball/Badminton (NR)	Starting	Ending	7	\$100.00	700.00
TOTAL					
Group Total Closing				\$172,785.00	
Group Total Opening				\$171,393.00	

REGISTER CLOSED _____ PM

CASH	_____
CREDIT/CHK	\$1390.00
TOTAL	\$1390.00

Remarks FITNESS RESIDENT

Cashier _____ Facility Manager Murphy D. Smith

Copy Distribution: White, Yellow, Pink – Main Office
Goldenrod - Facility



PKM81401

TOWN OF OYSTER BAY
74 AUDREY AVENUE
OYSTER BAY, NY 11771



DATE	DOLLARS	CENTS
12-31-18		
CURRENCY		
COIN		
CHECKS (List each separately)		
1 299	60	00
2 643	60	00
3 900	60	00
4 141	60	00
5 0552	60	00
6 0552	60	00
7 1124	60	00
8 954	120	00
9		
10		
11		
12		
13		
14		
15		
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22		
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25		
26		
27		
28		
29		
TOTAL FROM OTHER SIDE		
PLEASE RE-ENTER TOTAL HERE	540	00

DEPOSITS MAY NOT BE AVAILABLE FOR IMMEDIATE WITHDRAWAL. A HOLD FOR UNCOLLECTED FUNDS MAY BE PLACED ON FUNDS DEPOSITED BY CHECK OR SIMILAR INSTRUMENTS. THIS COULD DELAY YOUR ABILITY TO WITHDRAW SUCH FUNDS. THE DELAY, IF ANY, WOULD NOT EXCEED THE PERIOD OF TIME PERMITTED BY LAW.

COPY DISTRIBUTION
White - Office
Canary - Accounting
Pink - Program Head
Gold - Registrant

Name		Sherri Goldberg		Phone		795-2157	
Street		169 Division Avenue		Age		54	
Town		Massapequa		Zip		11758	
Activity		Cardio Kickboxing		Day		Wed & Thurs	
Location		HAC		Hour			
Mo./Day/Year		12/31/2018		Received By		Jackie	
				Fee		\$120.00	

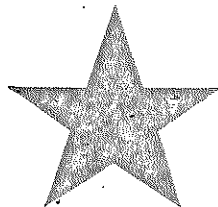
Cash ☐
Check ☒ 954



TOWN OF OYSTER BAY
Department of Parks
GENERAL RECEIPT

3456

DOR 091



Reviewed By
Office of Town Attorney
Elizabeth A. Faughnan

WHEREAS, Joseph G. Pinto, Commissioner, Department of Parks, by memorandum dated February 20, 2019, requested Town Board authorization to pay instructors for fitness classes provided and to be provided at various Town facilities in the disciplines of Yoga, Zumba, Cardio Kickboxing, Pilates and Ballroom Dancing, during the period January 1, 2019 through and including December 31, 2019, *nunc pro tunc*; and

WHEREAS, Commissioner Pinto, by the above-referenced memorandum advised that the Department identified these instructors pursuant to Guideline 5 of the Town's Procurement Policy; and

WHEREAS, Commissioner Pinto, by the above-referenced memorandum recommended and requested Town Board authorization pay the following instructors, on an hourly basis, in a total not to exceed the amount listed next to each individual's name, as follows:

\$5,000.00	Yoga	Jingdi Lu, 8 Whitman Ave., Syosset 11791
\$5,000.00	Zumba	Victoria DeSalvo, 22 Linden Blvd., Hicksville 11801
\$5,000.00	Zumba	Jessica Reilly, 425 Outlook Ave., West Babylon 11704
\$2,500.00	Pilates	Debra Tassone, 12 Amby Ave., Plainview 11803
\$2,500.00	Pilates	Donna Martini, 154 Anstice Ave., Oyster Bay 11771
\$2,500.00	Cardio Kickboxing	Jessica Reilly, 425 Outlook Ave., West Babylon 11704
\$2,500.00	Ballroom Dancing	Donatas Nacajus, 4303 215 th Pl, Apt. 2, Bayside, 11361

with payment for these services to be made from Account No. PKS A 7110 47660 000 0000,

NOW, THEREFORE, BE IT RESOLVED, That the request and recommendation hereinabove set forth is hereby accepted and approved, and the Department of Parks is hereby authorized to pay for the services of the individuals named hereinabove, for the disciplines noted and in the total not to exceed amounts listed above for services provided during the period January 1, 2019 through and including December 31, 2019, *nunc pro tunc*, for programs to be established by the Department of Parks, and upon presentation of a duly certified claim, after audit, and the funds for said payment shall be paid from Account No. PKS A 7110 47660 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
Councilman Muscarella	Absent
Councilman Macagnone	Aye
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Absent

cc: Supervisor
Town Attorney
Comptroller
Parks

8

TOWN OF OYSTER BAY

Inter-Departmental Memorandum

TO: MEMORANDUM DOCKET

FROM: Joseph G. Pinto, Commissioner of Parks

DATE: February 20, 2019

SUBJECT: Payment for Fitness Instructors

In October 2018, the Town Board passed the 2019 Budget which included funds for Town Fitness classes to be offered at various town facilities.

The Department of Parks request Town Board authorization to pay instructors for the following disciplines:

- a) Yoga
- b) Zumba
- c) Cardio Kickboxing
- d) Pilates
- e) Ballroom Dancing

The Department of Parks followed guideline number 5 to hire the following and requests Town Board authorization to use account number PKSA 7110 47660 000 0000 to pay the related fees.

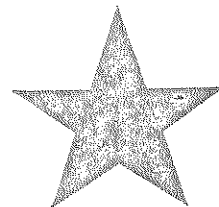
\$5,000.00	Yoga: Jingdi Lu, 8 Whitman Ave, Syosset 11791
\$5,000.00	Zumba: Victoria DeSalvo, 22 Linden Blvd., Hicksville 11801
\$5,000.00	Jessica Reilly, 425 Outlook Ave, West Babylon 11704
\$2,500.00	Pilates: Debra Tassone, 12 Amby Ave, Plainview 11803
\$2,500.00	Donna Martini, 154 Anstice St, Oyster Bay 11771
\$2,500.00	Cardio Kickboxing: Jessica Reilly, 425 Outlook Ave, West Babylon 11704
\$2,500.00	Ballroom Dancing: Donatas Nacajus, 4303 215 th Pl, Apt 2, Bayside 11361

Town Board approval is recommended.



Joseph G. Pinto
COMMISSIONER OF PARKS

CC: Office of Town Attorney (original + 7 copies)



WHEREAS, Robert Darienzo, Director of Finance, by memorandum dated February 15, 2019, recommended that the Office of the Comptroller be authorized and directed to close out those capital accounts which have been completed and have no cash balances or notes outstanding, said accounts being numbered as follows:

7901	9403	0201	0405	0603	0704	0803	0903	1002
8201	9501	0202	0406	0604	0705	0804	0904	1003
8701	9601	0203	0407	0605	0706	0805	0905	1005
8901	9901	0204	0409	0607	0707	0806	0906	1006
8902	0002	0301	0410	0608	0708	0807	0909	1008
9001	0101	0401	0411	0609	0709	0808	0910	1009
9301	0102	0402	0501	0701	0710	0809	0912	1010
9401	0103	0403	0601	0702	0801	0810	0913	1011
9402	0104	0404	0602	0703	0802	0901	1001	1014

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is accepted, and the Office of the Comptroller is hereby authorized and directed to close the aforementioned capital accounts, as they have been completed and have no cash balances or notes outstanding.

-#-

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	Absent
Councilman Macagnone	Aye
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Absent

cc: Supervisor
Town Attorney
Comptroller
Finance

Reviewed By
Office of Town Attorney
Elizabeth A. Joughnau

13

Town of Oyster Bay Inter-Departmental Memo

February 15, 2019

To: Memorandum Docket
From: Robert Darienzo, Director of Finance
Subject: Deactivation of Completed Capital Authorizations

A periodic review of existing capital authorizations has been completed. There are a number of projects which have been completed and currently have no cash balance or outstanding notes payable.

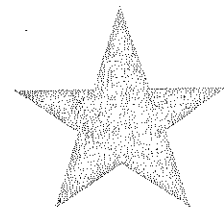
It is therefore recommended that the Comptroller be authorized to deactivate the following capital authorizations.


7901	9403	0201	0405	0603	0704	0803	0903	1002
8201	9501	0202	0406	0604	0705	0804	0904	1003
8701	9601	0203	0407	0605	0706	0805	0905	1005
8901	9901	0204	0409	0607	0707	0806	0906	1006
8902	0002	0301	0410	0608	0708	0807	0909	1008
9001	0101	0401	0411	0609	0709	0808	0910	1009
9301	0102	0402	0501	0701	0710	0809	0912	1010
9401	0103	0403	0601	0702	0801	0810	0913	1011
9402	0104	0404	0602	0703	0802	0901	1001	1014

Thank you.


Robert Darienzo
Director of Finance

RD/rd
cc: Town Attorney (with 7 copies)
Word/Documents/Docket/authclose



 Reviewed By
Office of Town Attorney
Elizabeth A. Faughnan


RESOLVED, That a public hearing will be held in the Hearing Room, Town Hall, Audrey Avenue, Oyster Bay, New York on, the 26th day of March, 2019, at 7:00 o'clock, p.m. prevailing time on that day, or as soon thereafter as practicable, to consider the application of 794 SOUTH BROADWAY MANAGEMENT, LLC, fee owner, and CHIEF DOG, INC., lessee, for a Special Use Permit and Site Plan Approval to operate a dog boarding, grooming, and recreation facility, on premises located in an "LI" (Light Industry) Zoning District, located at 794 South Broadway, Hicksville, Town of Oyster Bay, County of Nassau, State of New York and described as Section 46, Block 629, Lot 67, on the Land and Tax Map of Nassau County ; and be it further

RESOLVED, That the Town Clerk shall publish notice of such hearing in
newspapers of general circulation within the Town of Oyster Bay.

-#-

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

	Supervisor Saladino	Aye
	Councilman Muscarella	Absent
	Councilman Macagnone	Aye
	Councilwoman Johnson	Aye
	Councilman Imbroto	Aye
	Councilman Hand	Aye
	Councilman Labriola	Absent
cc:	Supervisor	
	Town Attorney	
	Comptroller	
	Planning & Development	


Reviewed By
Office of Town Attorney
Elizabeth A. Faughnan

PUBLIC NOTICE

NOTICE is hereby given, pursuant to law, that a public hearing will be held by the Town Board of the Town of Oyster Bay, Nassau County, New York, on Tuesday, March 26, 2019, at 7:00 p.m., prevailing time, or as soon thereafter as may be practicable, in the Hearing Room, Town Hall, East Building, 54 Audrey Avenue, Oyster Bay, New York, for the purpose of considering an application from 794 SOUTH BROADWAY MANAGEMENT, LLC, fee owner, and CHIEF DOG, INC., lessee, for a Special Use Permit and Site Plan Approval to operate a dog boarding, grooming and recreation facility, on premises located in an "LI" (Light Industry) Zoning District, at 794 South Broadway, Hicksville, Town of Oyster Bay, County of Nassau, State of New York and described as Section 46, Block 629, Lot 67, on the Land and Tax Map of Nassau County. The abovementioned application is on file and may be viewed daily (except Saturday, Sunday and Holidays) between the hours of 9:00 a.m. and 4:45 p.m., prevailing time, at the Office of the Town Clerk at Oyster Bay and Massapequa. Any person interested in the subject matter of said hearing will be given an opportunity to be heard with reference thereto, at the time and place above designated. TOWN BOARD OF TOWN OF OYSTER BAY. JOSEPH S. SALADINO, Supervisor. JAMES ALTADONNA, JR., Town Clerk.

Dated: March 12, 2019 , Oyster Bay, New York.

14

Town of Oyster Bay Inter-Departmental Memo

TO : MEMORANDUM DOCKET

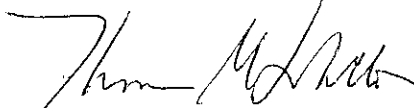
FROM : OFFICE OF THE TOWN ATTORNEY

DATE : February 19, 2019

SUBJECT: 794 South Broadway Management, LLC, fee owner, and
Chief Dog, Inc., tenant
Special Use Permit and Site Plan Approval
Premises: 794 South Broadway, Hicksville, New York
Section 46, Block 629, Lot 67

It is requested that the Town Board authorize the Town Clerk to advertise a Notice of Hearing, for a Public Hearing to be held on March 26, 2019, in connection with the above referenced matter.

JOSEPH NOCELLA
TOWN ATTORNEY



Thomas M. Sabellico
Special Counsel

TMS:nb
Enclosure
File LA 2017-6193
cc: Town Attorney (w/7 copies)

S:\Attorney\RESOS 2019\MD & RESO\MD PubHearingwPubNotice 794SBroadway TMS.doc

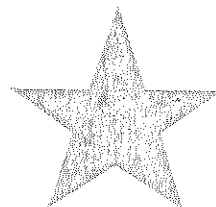


Reviewed By
Office of Town Attorney
Elizabeth A. Faughnan

PUBLIC NOTICE

NOTICE is hereby given, pursuant to law, that a public hearing will be held by the Town Board of the Town of Oyster Bay, Nassau County, New York, on Tuesday, March 26, 2019, at 7:00 p.m., prevailing time, or as soon thereafter as may be practicable, in the Hearing Room, Town Hall, East Building, 54 Audrey Avenue, Oyster Bay, New York, for the purpose of considering an application from 794 SOUTH BROADWAY MANAGEMENT, LLC, fee owner, and CHIEF DOG, INC., lessee, for a Special Use Permit and Site Plan Approval to operate a dog boarding, grooming and recreation facility, on premises located in an "LI" (Light Industry) Zoning District, at 794 South Broadway, Hicksville, Town of Oyster Bay, County of Nassau, State of New York and described as Section 46, Block 629, Lot 67, on the Land and Tax Map of Nassau County. The abovementioned application is on file and may be viewed daily (except Saturday, Sunday and Holidays) between the hours of 9:00 a.m. and 4:45 p.m., prevailing time, at the Office of the Town Clerk at Oyster Bay and Massapequa. Any person interested in the subject matter of said hearing will be given an opportunity to be heard with reference thereto, at the time and place above designated. TOWN BOARD OF TOWN OF OYSTER BAY. JOSEPH S. SALADINO, Supervisor. JAMES ALTADONNA, JR., Town Clerk.

Dated: _____, Oyster Bay, New York.



WHEREAS, Linda Tuminello, Deputy Village Clerk, Incorporated Village of Massapequa Park, New York 11762, by application dated January 22, 2019, requested the use of one (1) roll-off container for the Village of Massapequa Park's Earth Day event, from Friday, April 12, 2019 through Monday, April 15, 2019; and

WHEREAS, Richard W. Lenz, Commissioner, Department of Public Works/Highway, by memorandum dated February 22, 2019, advised that the equipment as hereinabove set forth will not be required for use by the Town at that time, and that the Public Works/Highway Department has no objection to providing the Incorporated Village of Massapequa Park a roll-off container, without charge, as the Earth Day event is not a profit-making event as defined in the Code of the Town of Oyster Bay, Chapter 201, "Solid Waste", Section 17; and

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

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is hereby approved, and the Department of Public Works/Highway, is hereby authorized to provide one (1) roll-off container to the Incorporated Village of Massapequa Park, from Friday, April 12, 2019 through Monday, April 15, 2019, without charge, subject to the following conditions:

1. The use of all Town property shall be in conformance with the direction of the Commissioner of the Department of Public Works/Highway;
2. The said organization shall comply with all ordinances of the Town of Oyster Bay, both in its use of Town property, and in the conduct of the aforesaid activity; and
3. The said organization shall file a Certificate of Insurance with the Office of the Town Clerk, indicating said organization maintains comprehensive general liability insurance, with a commercial liability amount of \$1,000,000 per occurrence and a \$3,000,000 general aggregate per year, and naming the Town as an additional insured, in connection with the aforesaid activity.

-#-

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	Absent
Councilman Macagnone	Aye
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Absent

cc: Supervisor
Town Attorney
Comptroller

Public Works
Highway

Reviewed By
Office of Town Attorney

15

TOWN OF OYSTER BAY INTER-DEPARTMENTAL MEMO

February 22, 2019

TO: Memorandum Docket

FROM: Richard W. Lenz, P.E., Commissioner of Public Works/Highway


SUBJECT: Request: ROLL OFF CONTAINER
Incorporated Village of Massapequa Park
151 Front Street
Massapequa Park, New York 11762

Attached please find a copy of a letter received in this office from Linda Tuminello requesting a roll off container for Earth Day. The container will be placed at 1000 Lakeshore Drive, Massapequa Park, on Friday, April 12, 2019 and collected on Monday, April 15, 2019.

An amendment to the Code of Ordinances of the Town of Oyster Bay, Article II: Solid Waste: Use of a Roll Off Container Pursuant to Chapter 201-17 reads as follows: "Charitable, fraternal, religious and not-for-profit organizations that maintain established meeting places within the Town of Oyster Bay and have requested the use of a Town roll off container in connection with a profit-making or fundraising event, shall be charged two hundred fifty dollars (\$250.00) for each container load dumped."

It is our opinion that Earth Day does not constitute a profit-making or a fundraising event. Therefore, we hereby request the Honorable Town Board to approve this worthwhile organization the use of Town equipment without a charge.

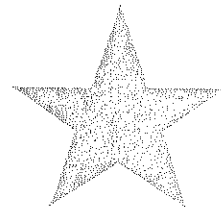
Attached please find their certificate of insurance, endorsement and Hold Harmless Agreement for the use of Town of Oyster Bay equipment by Incorporated Village of Massapequa Park from Friday, April 12, 2019 through Monday, April 15, 2019.


Richard W. Lenz, P.E., Commissioner
Department of Public Works/Highway

RWL: cw

Attachments

cc: Joseph Nocella, Town Attorney (7 copies)
Steven Ballas, Comptroller



EARTH DAY

(APPLICATION FOR TOWN OF OYSTER BAY ROLL OFF CONTAINER)

PLEASE TYPE OR PRINT CLEARLY

Name of Organization: Inc. Village of Massapequa Park
Billing Address: Village Hall- 151 Front Street
Massapequa Park, N.Y. 11762

Phone Number (Days): 516 / 798-0244

Number of Container(s) Requested: 1

Address Where Container(s) Would Be Placed: FRONT STREET E' LAKESHORE DRIVE
END OF BLOCK - NEXT TO BRADY PARK

Dates Container(s) Needed: From FRIDAY, 4/12/19 To MONDAY, 4/15/19

Describe The Event For Which Container(s) Is/Are Requested: EARTH DAY

Will The Event For Which The Container(s) Is/Are Requested Involve Fundraising Or Is It Intended To Be Profit-Making? NO

I understand that this application is subject to the approval of the Town Board of the Town of Oyster Bay and that as a condition for such approval, a charge of \$250.00 for each container load dumped may be assessed for which I agree to assume responsibility.

Signature: [Signature] Date: 1/22/19

Title: Deputy Village Clerk

Signature : _____ Date Received: _____

Signature: _____ Date Picked Up: _____

DO NOT WRITE BELOW THIS LINE

To Be Completed By Sanitation Division:

Approved By Resolution No.: [Signature] \$250 Charge Applies: YES _____ NO ✓

To Be Completed By Scale House:

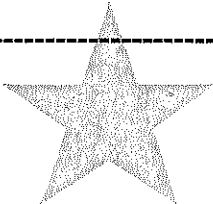
Disposal Authorization Ticket No.: _____

Load Ticket No.: _____

Date: _____

Signature: _____

Scalehouse to return copy to Comptroller
White Copy - Sanitation Driver (to be given to Scalehouse)
Yellow Copy - Sanitation Files
Green Copy - Scale House Files





CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
01/24/2019

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

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

PRODUCER SALERNO BROKERAGE CORPORATION 117 Oak Drive Syosset NY 11791	CONTACT NAME: Nicole Morton PHONE (A/C, No, Ext): (516) 384-4044 FAX (A/C, No): (516) 384-8801 EMAIL: ADDRESS: INSURER(S) AFFORDING COVERAGE INSURER A: The Phoenix Insurance Company INSURER B: The Travelers Indemnity Company INSURER C: Merchants Mutual Insurance INSURER D: PERMA (Public Employers Risk) INSURER E: INSURER F:
INSURED Inc. Village of Massapequa Park 151 Front Street Massapequa Park NY 11762	NAIC # 25623 25658 12250

COVERAGES

CERTIFICATE NUMBER: 18-19 Liability

REVISION NUMBER:

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

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PROJECT <input type="checkbox"/> LOC OTHER:	Y		ZLP 81M80712	08/01/2018	08/01/2019	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 3,000,000 PRODUCTS - COMPIOP AGG \$ 3,000,000
B	<input checked="" type="checkbox"/> AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS ONLY			810 4J780177	08/01/2018	08/01/2019	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
C	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED <input checked="" type="checkbox"/> RETENTION \$ 10,000			CUP0000820	08/01/2018	08/01/2019	EACH OCCURRENCE \$ 10,000,000 AGGREGATE \$ 10,000,000
D	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N	N/A	WC0000083-23	08/01/2018	08/01/2019	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTHER EL EACH ACCIDENT \$ EL DISEASE - EA EMPLOYEE \$ EL DISEASE - POLICY LIMIT \$

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

The Certificate Holder is included as Additional Insured for general liability, as respects Village use of (1) Town Roll Off Container for Earth Day. Dates of Usage: April 12, 2019 to April 15, 2019. Additional Insured Endorsement attached.

CERTIFICATE HOLDER

CANCELLATION

Town of Oyster Bay 54 Audrey Ave. Oyster Bay NY 11771	Reviewed By Office of Town Attorney AUTHORIZED REPRESENTATIVE Nicole L. Morton
--	---

ACORD 25 (2016/03)

The ACORD name and logo are registered marks of ACORD

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POLICY NUMBER: ZLP-91M60712-18-PB

COMMERCIAL GENERAL LIABILITY
ISSUE DATE: 1/24/19

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

ADDITIONAL INSURED - DESIGNATED PERSON OR ORGANIZATION

This endorsement modifies insurance provided under the following:
COMMERCIAL GENERAL LIABILITY COVERAGE PART

SCHEDULE

Name of Additional Insured Person(s) or Organization(s):

Town of Oyster Bay, Additional Insured
54 Audrey Ave, Oyster Bay, NY 11771

As respects the use of the Town's rolloff container for Earth Day
Dates of Usage: April 12, 2019 - April 15, 2019

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

- A. In the performance of your ongoing operations; or
- B. In connection with your premises owned by or rented to you.

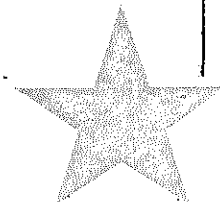
Reviewed By
Office of Town Attorney

CG 04 H 04 05

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Includes the copyrighted material of Insurance Services Office, Inc. with its permission.

Page 1 of 1



Hold Harmless Agreement for Use of Town Property and/or Equipment

This Agreement is made this 22nd day of JANUARY 2018, by Village of Massapequa Park (hereinafter "Organization"). Whereas, Organization desires to use Town of Oyster Bay property and/or equipment located at and/or described as Roll off Container

for the event described as EARTH DAY

The property/equipment is needed from FRIDAY, 4/12/19 to Monday 4/15/19

The event for which the property and/or equipment is requested () is (X) is not a profit making event.

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

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

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

Name of Organization

INC. VILLAGE OF MASSAPEQUA PARK

Address of Organization

151 FRONT STREET
MASSAPEQUA PARK NY 11762

By:

[Signature]
Authorized Representative

Title:

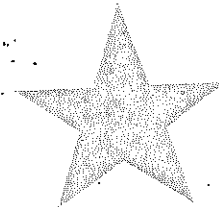
VILLAGE ADMINISTRATOR

Telephone Number:

516/798-0244

Reviewed By
Office of Town Attorney

[Signature]



Reviewed By
Office of Town Attorney

WHEREAS, Ginny Salerno, Executive Director, Long Island 2 Day Walk To Fight Breast Cancer, Inc., P.O. Box 506, Nesconset, N.Y. 11767, by letter dated February 1, 2019, requested the use of fifty-five (55) complete barricades, free of charge, for the Hope Runs Here 5K Run/Walk to raise funds and awareness for breast cancer and all other cancers, to be held on Saturday, August 17, 2019; and

WHEREAS, John P. Bishop, Deputy Commissioner, Highway Department, by memorandum dated February 21, 2019, advised that he has no objection to supplying fifty-five (55) complete barricades for the Hope Runs Here 5K Run/Walk, free of charge, to be delivered on August 16, 2019, to Westfield Sunrise Mall, Massapequa, New York, and picked up on August 19, 2019, for the August 17, 2019 event; and

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

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is hereby accepted and approved, and the Highway Department is hereby authorized to provide fifty-five (55) complete barricades, for the Hope Runs Here 5K Run/Walk to be delivered on August 16, 2019 to Westfield Sunrise Mall, Massapequa, New York and picked up on August 19, 2019, for the August 17, 2019 event, subject to the following conditions:

1. The use of all Town property and equipment shall be in conformance with the direction of the Commissioner of the Highway Department, or his duly designated representative;
2. The said organization shall comply with all ordinances of the Town of Oyster Bay, both in its use of all Town property and equipment, and in the conduct of the aforesaid activity; and
3. The said organization shall file a Certificate of Insurance with the Office of the Town Clerk, indicating said organization maintains general liability insurance in the amounts of \$1,000,000 each occurrence with a general aggregate of \$2,000,000 and naming the Town of Oyster Bay as an additional insured in connection with the aforementioned activity.

-#-

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	Absent
Councilman Macagnone	Abstain
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Absent

cc: Supervisor
Town Attorney
Comptroller
Highway

186
187

TOWN OF OYSTER BAY

Inter-Departmental Memo

February 21, 2019

TO: MEMORANDUM DOCKET

FROM: JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

SUBJECT: LI 2DAY HOPE RUNS HERE 5K RUN/WALK TO FIGHT BREAST CANCER

Enclosed please find the copy of the letter from Ginny Salerno, Executive Director, requesting our assistance on behalf of the LI 2Day Hope Runs Here 5K Run/Walk to fight breast cancer on Saturday, August 17, 2019.

The Highway Department can readily supply the Fifty-five (55) complete barricades for this event.

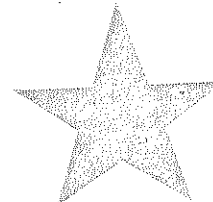
The equipment will be dropped off at Westfield Sunrise Mall in Massapequa.

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


JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

JPB/kaz

C: Town Attorney (7) copies
Richard Lenz, P.E., Commissioner DPW
Doug Robalino, General Foreman
Peter Brown, Foreman
Parks Department
Public Safety Division





Board of Directors

Ginny Salerno

Founder & Executive Director

Michael Salerno

President

Stephanie Sciara

Vice President

Mike Polansky

Secretary & General Counsel

Noreen M. Wohlgemuth

Treasurer

Directors

Lisa Antonelli-Kurl

Bonnie Drouin

Amy Newton

Gail Mancuso

Jeffrey Picarello

Pam Stockley

Administration

Keely Harris

Darlene Olszewski

Susan Shulman

Advisory Board

Nancy Buzzetta

VP - Competition Automotive Group

Jane Donaghy

Director of Sales Operations

Blackman Plumbing Supply Co., Inc.

James Gallagher

VP - Suffolk Fed. Credit Union

Andrew Levine

Raphaelson & Levine Law Firm

Donna Marano

LI2DAY Sponsorship Coordinator &

Beneficiary Liaison

Steve Matonti

Official LI2DAY Emcee

Kristie Moore

LI2DAY PR & Marketing Director

Dr. Jesse Stoff

Clinical Immunologist

DEPUTY COMM/HIGHWAY

Rm 2

REC'D BY HIGHWAY DEPT
JAN 24 19 AM 11:43

Mail Log 1/24/19

February 1, 2019

John Bishop, Deputy Commissioner
Town of Oyster Bay

Dear Commissioner Bishop,

We are staging an event in the Town of Oyster Bay on Saturday, August 17, 2019, Hope Runs Here 5K and along with our permit we request the use of Town barricades for the route.

The event is a 5k run/walk to raise funds and awareness for breast cancer and all other cancers. The start and finish of the race is at the Westfield Sunrise Mall by Sears Auto. The race starts at 8:30am and everyone is usually off all the roads by 9:45am.

The use of barricades to close off the route to traffic makes the run/walk a much safer event.

I have included a route map and a list of where barricades are needed and have been placed in the past.

Thank you for your support of the Hope Runs Here 5K.

Sincerely,

Ginny Salerno

Ginny Salerno



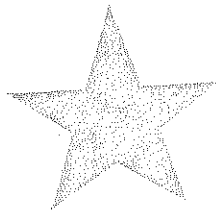
LI2DAY WALK

P.O. Box 506, Nesconset, New York 11767 (631) 863-2DAY

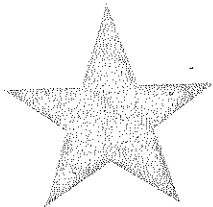
What's Raised Here Stays Here
www.li2daywalk.org

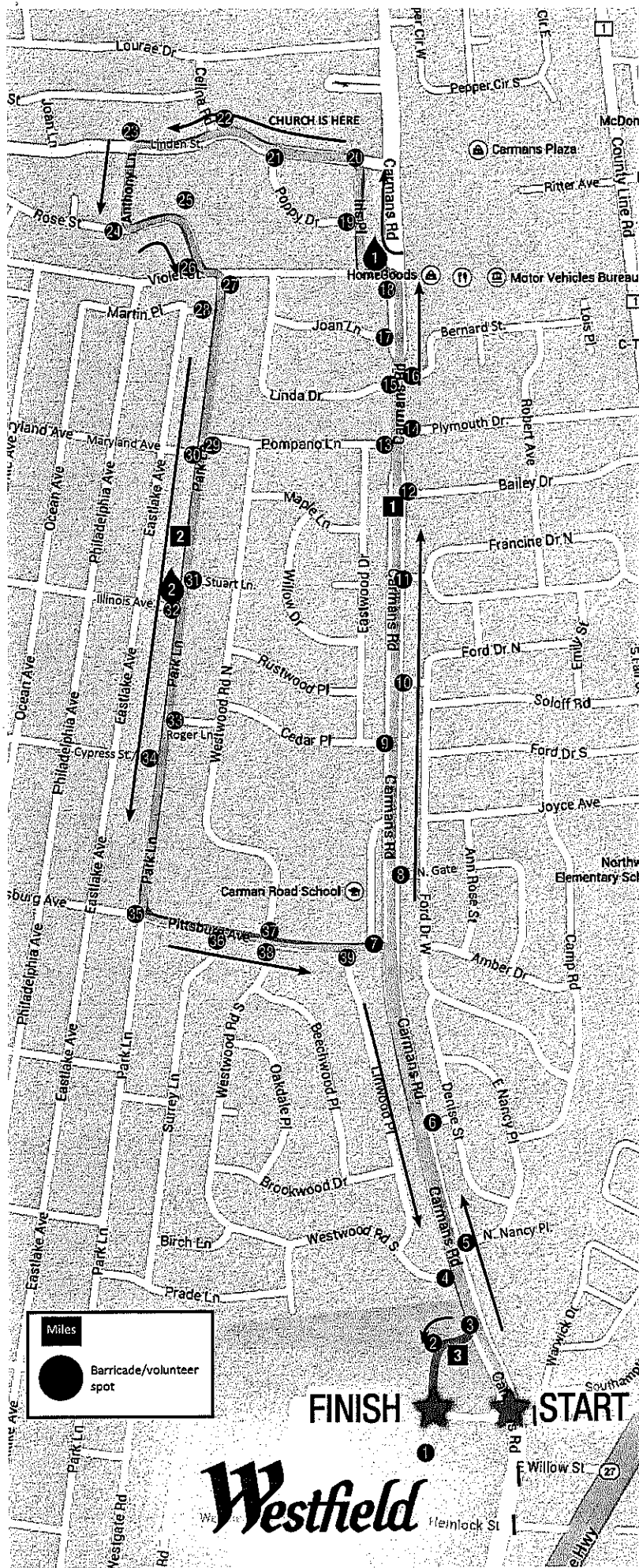
Police to put barricades in place in the blue highlighted box. Police corr
LI2DAY Volunteers to place barricades in place in green highlighted box

Intersecting Roads		Notes:	barriers
Carmans Rd	Hemlock	police to man	2
Carmans Rd	Louden	police to man	4
Carmans Rd	Westwood Rd		1
Carmans Rd	South Gate	police to man	1
Carmans Rd	North Gate		1
Carmans Rd	Cedar Pl		1
Carmans Rd	Francine Dr		1
Carmans Rd	Bailey Dr		1
Carmans Rd	Pompano Ln		1
Carmans Rd	Plymouth Dr		1
Carmans Rd	Linda Dr.		1
Carmans Rd	Bernard St		1
Carmans Rd	Joan Ln		1
Carmans Rd	Pittsburg Ave		1
Carmans Rd	Violet	police to man	4
Carmans Rd	Linden St	police to man	4
Iris	Linden St	police to man	1
Linda Dr.	Joan Ln		1
Park Ln	Maryland Ave		1
Park Ln	Pompano Ln		1
Park Ln	Euclid Ave	police to man	2
Park Ln	Stuart Ln		1
Park Ln	Illinois Ave		1
Park Ln	Hope		1
Park Ln	Cypress St		1
Pittsburgh Ave	Linwood Pl		1
Pittsburgh Ave	Easttake Ave		2
Pittsburgh Ave	Surrey Ln		1
Poppy Dr	Linden St		1
POW/MIA Memorial H	Clinic Rd.	police to man	2
Rose St	Henrietta Ln		1
Rose St	Anthony Ln		1
Rose St	Violet		1
Violet St	Philadelphia Ave		2
Violet St	Linda Dr.	one on ea side	2
Violet St	Iris		1
Violet St	Park Lane		1
Westwood Rd	Linwood Pl		1
Westwood Rd	Pittsburg Ave		1
Westwood Rd	Beechwood Pl		1


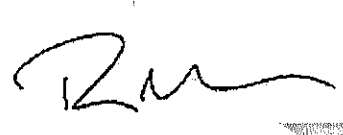
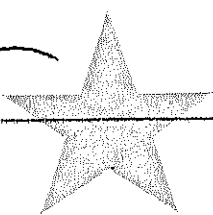


ters to man are also in blue.
es





Location	Notes
1 By Finish Lines	Cones
2 Inside Mall/by clock	Cones
3 Carmans/Mall Entrance	Person only
4 Carmans/Westwood Rd S	Barricade
5 Carmans/N. Nancy Place	Barricade
6 Carmans/Denise Street	Barricade
7 Carmans/Pittsburg	Coming and going. Will need to put barricade across Carmans to block traffic going south in both directions. Will receive word from Violet Volunteer. (approx. 8:55 a.m.)
8 Carmans/N. Gate	Barricade
9 Carmans/Cedar Pl.	Barricade
10 Carmans/Ford Dr. N	Barricade
11 Carmans/Francine Dr. N	Barricade
12 Carmans/Bailey Dr.	Barricade/by Mile 1 Clock
13 Carmans/Pompano Ln	Barricade
14 Carmans/Plymouth Dr.	Barricade across street from Pompano Ln
15 Carmans/Linda Dr	Barricade
16 Carmans/Bernard St.	Barricade
17 Carmans/Joan Ln	Barricade
18 Carmans/Violet St.	Barricade. Once last walker turns onto Violet Street place barricade across Violet so no one can turn on from Carmans. Carmans Road will be opened from Carman Road School going North. No south traffic will be allowed. Barricade across Carmans by Pittsburg. (approx. 8:55 a.m.)
19 Poppy Dr./Iris Place	Person only
20 Iris Pl/Linden Street	Barricade
21 Linden Street/Poppy Dr.	Person only
22 Linden St./Celina Road	Barricade
23 Linden St./Anthony Ln	Barricade
24 Anthony Ln./Rose St.	Barricade
25 Rose St. at Curve	Person only
26 Rose St./Violet St.	Barricade
27 Violet St./Park Ln	Barricade
28 Park Ln./Martin Pl	Barricade
29 Park Ln/Pompano Ln	Barricade. This is the cut through to Maryland. Cars can be helped through by 8:30 a.m. then they will need to wait based on safety of route to cross them over Park Ln.
30 Park Ln/Maryland	Barricade. Help move cars from Pompano Ln.
31 Park Ln/Stuart Ln.	Barricade. Clock person to man this corner.
32 Park Ln/Illinois Ave.	Barricade. Water station to man
33 Park Ln/Roger Ln.	Barricade
34 Cypress St./Park Ln.	Barricade
35 Park Ln./Pittsburg	Barricade
36 Pittsburg Ave/Surrey Ln	Barricade
37 Pittsburg Ave/Westwood Rd. N	Barricade
38 Pittsburg Ave/Westwood Rd. S.	Barricade
39 Pittsburg Ave/Linwood Pl	Barricade
Water station 1	
Violet Street off Carmans by house #431 on corner by big round tree.	Captain: Laura Pinciotta 516-672-5762
Water Station 2	
Illinois Ave & Park Ave near house 366 Park Lane	Captain: Bob Goldberg 516-650-8992

CERTIFICATE OF INSURANCE		PRINT DATE: 1/8/2019	
		CERTIFICATE NUMBER: 20190108674469	
AGENCY: Integro USA Inc. d/b/a Integro Insurance Brokers 2727 Paces Ferry Road, Building Two, Suite 1500 Atlanta, GA 30339 678-324-3300 (Phone), 678-324-3303 (Fax)		THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.	
NAMED INSURED: USA Track & Field, Inc. 130 East Washington Street, Suite 800 Indianapolis IN 46204		INSURERS AFFORDING COVERAGE: INSURER A: Philadelphia Indemnity Ins. Co. NAIC #: 18058 INSURER B: Philadelphia Indemnity Ins. Co. NAIC #: 18058	
EVENT INFORMATION: Hope Runs Here 5 K Run Walk To Fight Breast Cancer (8/17/2019 - 8/18/2019)			
POLICY/COVERAGE INFORMATION: THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.			
INS	TYPE OF INSURANCE:	POLICY NUMBER(S):	EFFECTIVE: EXPIRES: LIMITS:
A	GENERAL LIABILITY		
	<input checked="" type="checkbox"/> Occurrence	PHPK1899025	11/1/2018 12:01 AM 11/1/2019 12:01 AM
	<input checked="" type="checkbox"/> Participant Legal Liability		
			GENERAL AGGREGATE (Applies Per Event) \$3,000,000
			EACH OCCURRENCE \$1,000,000
			DAMAGE TO RENTED PREMISES (Each Occ.) \$1,000,000
			MEDICAL EXPENSE (Any one person) EXCLUDED
			PERSONAL & ADV INJURY \$1,000,000
			PRODUCTS-COMP/OP AGG \$3,000,000
B	UMBRELLA/EXCESS LIABILITY		
	<input checked="" type="checkbox"/> Occurrence	PHUB652178	11/1/2018 12:01 AM 11/1/2019 12:01 AM
			EACH OCCURRENCE \$10,000,000
			AGGREGATE (Applies Per Event) \$10,000,000
DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/EXCLUSIONS ADDED BY ENDORSEMENT/SPECIAL PROVISIONS: Coverage applies to USA Track & Field sanctioned events and registered practices, including any directly related activities, such as event set-up and tear-down, participant check-in and award ceremonies. The certificate holder is an additional insured per the following endorsement: Additional Insured - Certificate Holders (Form PI-AM-002) The General Liability policy is primary and non-contributory with respect to the negligence of the Named Insureds (Form CG 00 61) The General Liability policy contains a blanket Waiver of Subrogation as required by contract per Waiver of Transfer of Rights of Recovery Against Others (Form CG 24 04). Excess policy follows form of underlying General Liability.			
CERTIFICATE HOLDER:		NOTICE OF CANCELLATION:	
Town of Oyster Bay 54 Audrey Avenue Town Clerk Office Oyster Bay NY 11771		Should any of the above described policies be cancelled before the expiration date thereof, notice will be delivered in accordance with the policy provisions.	
Reviewed By Office of Town Attorney 		AUTHORIZED REPRESENTATIVE:  	

WAIVER OF TRANSFER OF RIGHTS OF RECOVERY AGAINST OTHERS TO US

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART
PRODUCTS/COMPLETED OPERATIONS LIABILITY COVERAGE PART

SCHEDULE

Name Of Person Or Organization:

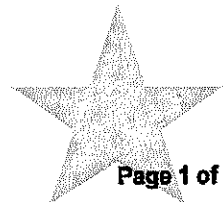
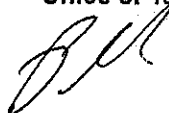
Town of Oyster Bay
54 Audrey Avenue
Town Clerk Office
Oyster Bay NY 11771

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

The following is added to Paragraph 8. Transfer Of
Rights Of Recovery Against Others To Us of
Section IV - Conditions:

We waive any right of recovery we may have against
the person or organization shown in the Schedule
above because of payments we make for injury or
damage arising out of your ongoing operations or
"your work" done under a contract with that person
or organization and included in the "products-
completed operations hazard". This waiver applies
only to the person or organization shown in the
Schedule above. PHPK1092686

Reviewed By
Office of Town Attorney



Hold Harmless Agreement for Use of Town Property and/or Equipment

This Agreement is made this 1 day of February 2019, by LI2Day (Hereinafter "Organization"). Whereas, Organization desires to use Town of Oyster Bay property and/or equipment located at and/or described as Barricades for the route of the 5K run on August 17, 2019

For the event described as Hope Runs Here 5K Run/Walk _____
The property/equipment is need from 8/17/2019 _____ to 8/17/2019 _____
The event for which the property and/or equipment is requested (☒ X) is a not a profit making event.

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

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

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

Name of Organization:

Long Island 2 Day Walk To Fight Breast
Cancer, Inc.

Address of Organization:

20 Toni Ct
Center Moriches, NY 11934

By:

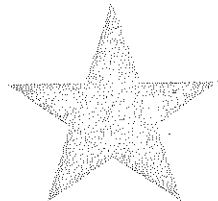
Virginia Salerno
Authorized Representative

Title: Executive Director

Telephone Number: 516-639-2804

Reviewed By
Office of Town Attorney

BK



DATE: 2/21/18
TO: HIGHWAY OPERATIONS
SUBJECT: LI2DAY Hope Runs Here 5K

PLEASE DELIVER TO:	DATE OF EVENT:	8/17/18
Westfield Sunrise Mall	SNOW FENCE:	
S/S of Mall North Entrance	BARRICADES:	55
CONTACT: Ginny Salerno	CONES:	
631-724-7047	SORT PAILS:	
	PORTABLE LIGHTS:	
	GENERATOR:	
	PACKER:	
	DELIVER ON:	8/16/18
	PICKUP ON:	8/19/18

SWEEPING BEFORE AFFAIR IS NEEDED:	<u>XX</u>	
	YES	NO

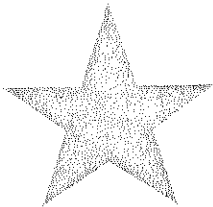
Please be advised that when signing on receipt of Town Equipment, your organization will be held responsible for their return.

JPB/kaz



JOHN P. BISHOP, DEPUTY COMMISSIONER
HIGHWAY DEPARTMENT

CC: Doug Robalino, General Foreman 002
Jack Grandine, Regional Foreman 007
Don Chandler, Area Foreman 022
Jeff VanNostrand
Public Safety Division



MS
Reviewed By
Office of Town Attorney
Elizabeth O. Laughon

WHEREAS, Robert W. Andruzzi, Chairman, Town of Oyster Bay Housing Authority, by letter dated February 27, 2019, and Carol Ann Strafford, Director, Legislative Affairs, by memoranda dated March 1, 2019 and March 4, 2019, recommended that the Town Board re-appoint Rev. Dr. Walter V. Hillebrand to the Board of Commissioners of the Town of Oyster Bay Housing Authority, for a five (5) year term expiring on August 31, 2024; and

WHEREAS, Robert W. Andruzzi, Chairman, Town of Oyster Bay Housing Authority, by separate letter dated February 27, 2019, and Carol Ann Strafford, Director, Legislative Affairs, by the above-named memoranda, recommended that the Town Board accept and approve the election of Joseph Parella, of Plainview, and Esther Gallub, of Plainview, as Tenant Commissioners of the Town of Oyster Bay Housing Authority, each for terms expiring on June 30, 2020,

NOW, THEREFORE, BE IT RESOLVED, That the recommendations as hereinabove set forth are hereby accepted and approved, and Rev. Dr. Walter V. Hillebrand is hereby re-appointed to the Board of Commissioners of the Town of Oyster Bay Housing Authority, for a five (5) year term expiring on August 31, 2024, and Joseph Parella, of Plainview, and Esther Gallub, of Plainview, are hereby accepted and appointed as Tenant Commissioners of the Town of Oyster Bay Housing Authority, each for terms expiring on June 30, 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
Councilman Muscarella	Absent
Councilman Macagnone	Aye
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Absent

cc: Supervisor
Town Attorney
Comptroller

19

TOWN OF OYSTER BAY
Inter-Departmental Memo

TO: MEMORANDUM DOCKET

FROM: Carol Strafford, Legislative Affairs

THRU: Office of the Town Attorney

DATE: March 1, 2019

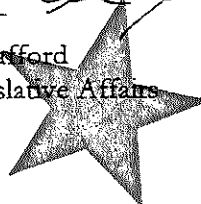
SUBJECT: Town of Oyster Bay Housing Authority

An item pertaining to three appointments to the Town of Oyster Bay Housing Authority is being prepared for consideration at the Town Board meeting of March 12, 2019. Additional information will be provided in a supplemental memo.

JOSEPH NOCELLA
TOWN ATTORNEY



Carol Ann Strafford
Director, Legislative Affairs



CAS

Cc: Town Attorney (w/7 copies)

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TOWN OF OYSTER BAY
Inter-Departmental Memo

TO: MEMORANDUM DOCKET

FROM: Carol Strafford, Legislative Affairs
THRU: Office of the Town Attorney

DATE: March 4, 2019

SUBJECT: Town of Oyster Bay Housing Authority
Supplemental memo to MD 2/26/19 #19

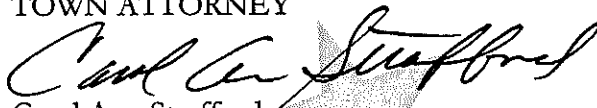
Attached hereto are two letters dated February 27, 2019 from Robert W. Andruzzi, Chairman of the Town of Oyster Bay Housing Authority in connection with a reappointment and elections.

In the first letter, Mr. Andruzzi is recommending the reappointment of Rev. Dr. Walter V. Hillebrand to the Town of Oyster Bay Housing Authority Board as Commissioner for a term of five years to expire August 31, 2024.

In the second letter, he is recommending the Town Board accept and approve the election of Joseph Parella and Esther Gallub as Tenant Commissioners of the Oyster Bay Housing Authority with terms to expire June 30, 2020.

It is therefore requested that the Town Board approve Mr. Andruzzi's recommendations to reappoint Rev. Dr. Hillebrand as Commissioner and to accept the election of both Mr. Parella and Ms. Gallub as Tenant Commissioners for the above mentioned terms.

JOSEPH NOCELLA
TOWN ATTORNEY


Carol Ann Strafford
Director, Legislative Affairs

CAS
Attachments

Cc: Town Attorney (w/7 copies)



TOWN OF OYSTER BAY HOUSING AUTHORITY

115 Central Park Road
Plainview, N. Y. 11803

CHAIRMAN

Robert W. Andruzzi

VICE-CHAIRMAN

Frank DeStefano

SECRETARY

James McCaffrey

MEMBERS

Peter Morra

Rev. Dr. Walter V. Hillebrand

COUNSEL

Gregory W. Carman, Jr.

(516) 349-1000

Jesse H. Harmon, Shepherd Hill Apartments
Dedicated 5/1/82

James E. Picken
Executive Director

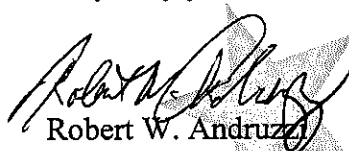
February 27, 2019

Supervisor Joseph Saladino
Honorable Members of the Oyster Bay Town Board
Oyster Bay Town Hall
54 Audrey Avenue
Oyster Bay, NY 11771

Dear Supervisor Saladino and Town Board Members:

On behalf of the Board of Commissioners of the Town of Oyster Bay Housing Authority, I would like to recommend that the Rev. Dr. Walter V. Hillebrand be reappointed to the Town of Oyster Bay Housing Authority Board as Commissioner for a term of five (5) years to expire August 31, 2024.

Very truly yours,


Robert W. Andruzzi
Chairman

cc: Town Attorney



TOWN OF OYSTER BAY HOUSING AUTHORITY

115 Central Park Road
Plainview, N. Y. 11803

CHAIRMAN

Robert W. Andruzzi

VICE-CHAIRMAN

Frank DeStefano

SECRETARY

James McCaffrey

MEMBERS

Peter Morra

Rev. Dr. Walter V. Hillebrand

COUNSEL

Gregory W. Carman, Jr.

(516) 349-1000

Jesse H. Harmon, Shepherd Hill Apartments
Dedicated 5/1/82

James E. Picken
Executive Director

February 27, 2019

Supervisor Joseph Saladino
Honorable Members of the Oyster Bay Town Board
Oyster Bay Town Hall
54 Audrey Avenue
Oyster Bay, NY 11771

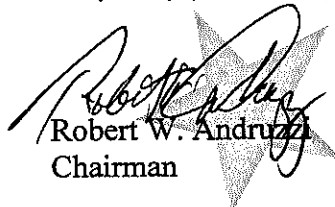
Dear Supervisor Saladino and Town Board Members:

Please be advised that Joseph Parrella of 80-42 Barnum Avenue, Plainview, NY 11803 and Esther Gallub of 80-34 Barnum Avenue, Plainview, NY 11803 have been elected as Tenant Commissioners of the Oyster Bay Housing Authority with terms to expire June 30, 2020.

I recommend the Town Board accept and approve the election of both Ms. Gallub and Mr. Parrella as Tenant Commissioners.

Thank you for your kind attention in this matter.

Very truly yours,


Robert W. Andruzzi
Chairman

cc: Town Attorney

WHEREAS, Joseph Nocella, Town Attorney, and Matthew M. Rozea, Deputy Town Attorney, by memorandum dated March 7, 2019, recommended that the Office of the Town Attorney institute suit against The Standard at TOBAY, LLC f/k/a Carlyle at TOBAY, LLC ("The Standard"); and requested that the Town Board authorize litigation against The Standard to recover any and all losses sustained by the Town as a result of The Standard's breach of concession license agreements,

NOW, THEREFORE, BE IT RESOLVED, That the request and recommendation as hereinabove set forth are accepted, and the Office of the Town Attorney is hereby authorized to commence litigation against The Standard at TOBAY, LLC f/k/a Carlyle at TOBAY, LLC.

-#-

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	Absent
Councilman Macagnone	Aye
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Absent

cc: Supervisor
Town Attorney
Comptroller

Reviewed By
Office of Town Attorney
Matthew M. Rozea

14

Town of Oyster Bay Inter-Departmental Memo

TO : Memorandum Docket
FROM : Office of the Town Attorney
DATE : March 7, 2019
SUBJECT: Authorization of Litigation

This Office recommends instituting suit against The Standard at TOBAY, LLC f/k/a Carlyle at TOBAY, LLC ("The Standard") to recover any and all losses sustained by the Town as a result of The Standard's breach of concession license agreements.

So that this Office may expeditiously file the Summons and Complaint, it is recommended that the Town Board authorize litigation against The Standard.

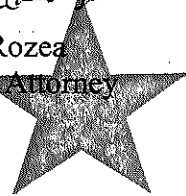
Kindly suspend the rules and place this matter on the March 12, 2019 Town Board action calendar.

JOSEPH NOCELLA
TOWN ATTORNEY



Matthew M. Rozea
Deputy Town Attorney

MMR:mmr
Attachment
2019-6998
cc: Town Attorney (with 7 copies)



WHEREAS, by Resolution No. 821-2018, adopted on December 11, 2018, the Town Board authorized and directed CorVel Corporation to provide Third Party Administrative Services for the Town of Oyster Bay Workers' Compensation program; and

WHEREAS, the proposal and the proposed agreement submitted by CorVel Corp. recites that the said Third Party Administrative Services would be provided by CorVel Corp. through CorVel Enterprise Comp, Inc., which provides claims management services, and CorVel Healthcare Corporation, which provides managed care services; and

WHEREAS, both CorVel Enterprise Comp, Inc. and CorVel Healthcare Corporation are wholly-owned subsidiaries of CorVel Corporation,

WHEREAS, Joseph Nocella, Town Attorney, and Raymond J. Aversa, Deputy Town Attorney, by memorandum dated March 8, 2019, recommend that Town Board Resolution No. 821-2018 should be amended to substitute CorVel Enterprise Comp, Inc. and CorVel Healthcare Corporation in place and stead of CorVel Corporation.

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is hereby accepted and approved, and Town Board Resolution No. 821-2018 is hereby amended to substitute CorVel Enterprise Comp, Inc. and CorVel Healthcare Corporation in place and stead of CorVel Corporation.

-#-

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	Absent
Councilman Macagnone	Aye
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Absent

cc: Supervisor
Town Attorney
Comptroller

Reviewed By
Office of Town Attorney

Town of Oyster Bay

Inter-Departmental Memo

TO: MEMORANDUM DOCKET

FROM: Office of the Town Attorney

DATE: March 8, 2019

SUBJECT: Town of Oyster Bay Self-Insured Workers Compensation Program
Workers Compensation Third Party Administrative Services

On December 11, 2018, by Town Board, by Resolution No. 821-2018, authorized and directed CorVel Corporation to provide Third Party Administrative Services for the Town of Oyster Bay Workers' Compensation program.

The proposal and the proposed agreement submitted by CorVel Corp. recites that the said Third Party Administrative Services would be provided by CorVel Corp. through CorVel Enterprises Comp, Inc., which provides claims management services, and CorVel Healthcare Corporation, which provides managed care services. The Town has been advised that both CorVel Enterprises Comp, Inc. and CorVel Healthcare Corporation are wholly-owned subsidiaries of CorVel Corporation.

Accordingly, it is respectfully requested that Town Board Resolution No. 821-2018 be amended to substitute CorVel Enterprises Comp, Inc. and CorVel Healthcare Corporation in place of CorVel Corporation.

Accordingly, kindly suspend the rules and place this item on the March 12, 2019 Town Board action calendar.

JOSEPH NOCELLA
TOWN ATTORNEY


Raymond J. Aversa
Deputy Town Attorney

RJA:rja
Enclosure
cc: Town Attorney (w/7 copies)

S:\Attorney\RESOS 2019\MD & Reso\2019PublicOfficialsIns.RJA.docx

WHEREAS, Joseph G. Pinto, Commissioner, and Gregory Skupinsky, Deputy Commissioner, Department of Parks, by memoranda dated March 7, 2019 and March 8, 2019, advised the Office of the Town Attorney that the New York Mets ("Mets") offered the Town an opportunity to advertise the Town's parks, facilities and programs in the Mets' Game Day Program, which opportunity, in the opinion of the Commissioner and Deputy Commissioner, would be advantageous to the Town; and

WHEREAS, the Game Day Program is published by the Mets for the baseball season and is distributed at CitiField at all 81 home games, with average attendance of approximately 40,000.00 spectators per game; and

WHEREAS, the rate sheet for the Game Day Program lists the cost of a full page in the Program as \$29,500.00, and the Mets have offered to give the Town a full page in the Program for the 2019 baseball season in exchange for fifty (50) single rounds of golf at the Town golf course, which rounds the Mets will use as promotional items for their fans; and

WHEREAS, according to Commissioner Pinto: i) the fifty rounds of golf have a value between \$4,000.00 and \$4,750.00, based on the Town's usual fee of \$80.00 per round for residents and \$95.00 for non-residents; ii) the Mets' use of the bartered rounds would be subject to availability in the discretion of the Commissioner and would be honored by the Town only on dates and times that would least affect the residents of the Town; and iii) the content of the page in the Program would be to promote the Town's parks and facilities and the programs conducted by the Department of Parks, and Commissioner Pinto requested Town Board authorization to proceed with the proposed barter transaction; and

WHEREAS, Steven C. Ballas, Comptroller, by memorandum dated March 11, 2019, advised that he has reviewed the proposed barter transaction between the Town and the New York Mets, and as a non-cash transaction it does not require any entries to the Town's fund level financial statements,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is approved and the Town Board authorizes the Department of Parks to enter into a barter agreement with the New York Mets, to exchange fifty (50) rounds of golf at the Town Golf Course for granting the Town a full page in the Mets' Game Day Program for the 2019 season, and the Supervisor, or his designee, or the Commissioner of the Department of Parks shall be authorized to execute an agreement to that effect after same has been reviewed and approved by the Office of the Town Attorney.

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

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

cc: Supervisor
Town Attorney
Comptroller
Parks

Reviewed By
Office of Town Attorney
[Signature]

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Town of Oyster Bay Inter-Departmental Memo

TO : MEMORANDUM DOCKET
FROM : OFFICE OF THE TOWN ATTORNEY
DATE : March 8, 2019
SUBJECT: Authorization to Advertise in New York Mets Game Day Program

Joseph G. Pinto, Commissioner, and Gregory Skupinsky, Deputy Commissioner, Department of Parks, by memoranda dated March 7, 2019 and March 8, 2019, advised the Office of the Town Attorney that the New York Mets ("Mets") offered the Town an opportunity to advertise in the Mets' Game Day Program, which opportunity, in the opinion of the Commissioner and Deputy Commissioner, would be advantageous to the Town.

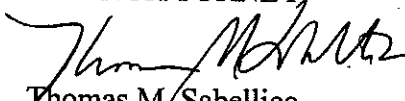
The Game Day Program is published by the Mets for the baseball season and is distributed at all 81 home games, with average attendance of approximately 40,000 spectators per game. The rate sheet for the publication lists the cost of a full page in the Program as \$29,500. The Mets have offered to give the Town a full page in the Program for the 2019 baseball season in exchange for fifty (50) single rounds of golf at the Town golf course, which rounds the Mets will use as promotional items for their fans. According to Commissioner Pinto, the 50 rounds of golf have a value between \$4,000 and \$4,750, based on the Town's usual fee of \$80 per round for residents and \$95 for non-residents. According to Commissioner Pinto, use of the bartered rounds would be subject to availability in the discretion of the Commissioner and would be honored by the Town only on dates and times that would least affect the residents of the Town.

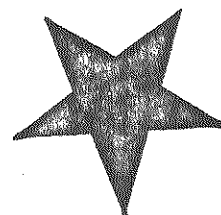
The content of the page in the Program would be to promote the Town's parks and facilities and the programs conducted by the Department of Parks.

Commissioner Pinto and Deputy Commissioner Skupinsky requested Town Board authorization to enter into a barter agreement with the Mets, to exchange fifty (50) rounds of golf at the Town Golf Course in exchange for granting the Town a full page in the Mets' Game Day Program for the 2019 season.

Since the Program must be prepared in time for Opening Day of the baseball season (April 4, 2019), it is requested that the rules be suspended and that this matter be placed on the March 12, 2019 Town Board calendar for action.

JOSEPH NOCELLA
TOWN ATTORNEY


Thomas M. Sabellico
Special Counsel



TMS:nb
Attachment
cc: Town Attorney (with 7 copies)

Thomas Sabellico

From: Greg Skupinsky
Sent: Friday, March 08, 2019 10:59 AM
To: Thomas Sabellico
Cc: Anthony Curcio Sr
Subject: Golf Course

Tom,

The New York Mets have offered the Town of Oyster Bay an advertising option that the Parks Department feels would be advantageous for our Golf Course.

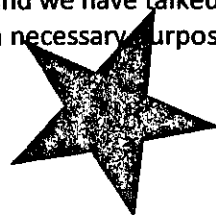
They will give us a page in their "Game Day " program in exchange for a maximum of 50 rounds of golf at the Town Golf Course. The Game Day program would normally cost \$29,500.00.

The rounds of golf, at the highest dollar amount would be a \$4,750.00 value. Per Tony Curcio, the town would only honor the golf rounds at a time that would least effect the residents of the Town of Oyster Bay.

The benefit of this advertisement could be substantial as our ad would be in the program for the season. There are 81 games at Citifield this Season with an estimate of 40,000 spectators at each game.

We have been consciously trying to find ways to increase the number of paid rounds at our facility and we have talked internally about increasing our advertising. With a limited budget for advertising, this would serve a necessary purpose.

We are requesting town board authorization to enter into this agreement.



Greg

Greg Skupinsky
Deputy Commissioner
Town of Oyster Bay
Parks Department
977 Hicksville Road
Massapequa, NY 11758
(516) 797-4118
(516) 797-4145 (Fax)

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

MARCH 11, 2019

TO: OFFICE OF TOWN ATTORNEY
ATTN: THOMAS M. SABELLICO, SPECIAL COUNSEL

FROM: STEVEN C. BALLAS, COMPTROLLER

SUBJECT: BARTER AGREEMENT WITH THE NY METS

I have reviewed the proposed barter agreement with the NY Mets as documented in the Memorandum Docket memo dated March 8, 2019 and its related back-up.

This is a non-cash transaction and in my opinion does not require any entries to the Town's fund level financial statements.

Please let me know if you need any additional information.


STEVEN C. BALLAS
COMPTROLLER

SCB
cc: Reading File