

John Anthony
John Spiller Deputy Commissioner
COMMISSIONER OF HUMAN RESOURCES

APPROVED

Meeting of November 17, 2020

RESOLUTION P-17-2020

WHEREAS, The 2020 Budget, adopted October 29, 2019 established the titles and salaries of officers and employees of the Town of Oyster Bay pursuant to Section 27 of Town Law, and other Local Laws relating to the establishment of Town Departments, and Rules and Regulations governing appointments, etc., of employees; and

WHEREAS, The adoption of said 2020 Budget, on October 29, 2019, was by a Resolution of the Town Board; and

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

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

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

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

John Lanning by
Vicki Spiller Deputy
Commissioner

APPROVED

COMMISSIONER OF HUMAN RESOURCES

Meeting of November 17, 2020

RESOLUTION PA-11-2020

RESOLVED, That Brian J. Noone, residing at 17 Ryan Street, Syosset, New York 11791, is hereby re-appointed to the position of Inspector General in the Department of the Inspector General for the Town of Oyster Bay, effective January 1, 2021 to serve until and including December 31, 2023.

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

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

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 |
|----------|-------|-------------|---------------------------|
| 077-20 | CYS | \$5,600.00 | CYS A 7020 47660 000 0000 |
| | | | TO |
| | | \$5,600.00 | CYS A 7020 23000 000 0000 |
| | | | FROM |
| | | \$10,000.00 | CYS A 7020 47660 000 0000 |
| | | | TO |
| | | \$10,000.00 | CYS A 7020 41800 000 0000 |
| | | | FROM |
| | | \$20,000.00 | CYS A 7020 47660 000 0000 |
| | | | TO |
| | | \$20,000.00 | CYS A 7020 45100 000 0000 |
| | | | FROM |
| 078-20 | DGS | \$20,000.00 | DGS A 1620 45200 000 0000 |
| | | | TO |
| | | \$20,000.00 | DGS A 1620 46300 000 0000 |
| | | | FROM |
| | | \$55,000.00 | DGS A 1620 45200 000 0000 |
| | | | TO |
| | | \$55,000.00 | DGS A 1620 41600 000 0000 |
| | | | FROM |
| | | \$10,000.00 | DGS A 1620 45200 000 0000 |
| | | | TO |
| | | \$10,000.00 | DGS A 1620 13000 000 0000 |
| | | | FROM |
| 079-20 | PKS | \$12,000.00 | PKS A 7110 44900 000 0000 |
| | | | TO |
| | | \$12,000.00 | PKS A 7110 46200 000 0000 |
| | | | FROM |
| | | \$309.46 | PKS A 7110 44900 000 0000 |
| | | | TO |
| | | \$309.46 | PKS A 7110 25000 000 0000 |

Reviewed By
Office of Town Attorney

Jan Miller

| | | | |
|--------|-----|-------------|-----------------------------------|
| 080-20 | DPW | \$60,000.00 | FROM DPW A 1640 41280 000 0000 |
| | | \$60,000.00 | TO DPW A 1640 41220 000 0000 |
| | | \$40,000.00 | FROM DPW A 1640 41280 000 0000 |
| | | \$40,000.00 | TO DPW A 1640 41240 000 0000 |

#

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

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

TOWN OF OYSTER BAY
Inter-Departmental Memorandum

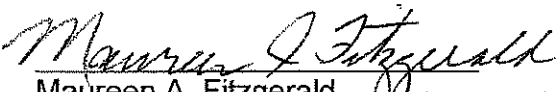
October 22, 2020

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

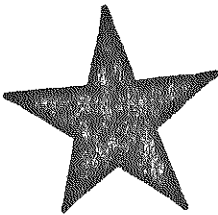
The Department of Community and Youth Services requests Town Board authorization to transfer the following funds:

| | | | |
|-------|---------------------------|-----------------------|-------------|
| From: | CYS A 7020 47660 000 0000 | Special Events | \$35,600.00 |
| To: | CYS A 7020 23000 000 0000 | Other Equipment | \$ 5,600.00 |
| | CYS A 7020 41800 000 0000 | Recreational Supplies | \$10,000.00 |
| | CYS A 7020 45100 000 0000 | Equipment Rental | \$20,000.00 |

The Transfer will accommodate SMART Boards for the Massapequa & Syosset Pre-Schools, the purchase of holiday lights for the Drive-in Holiday Experience and rental of equipment for the Drive-in Holiday Experience.


Maureen A. Fitzgerald
Commissioner

MAF:iw



INTER - DEPARTMENTAL MEMO

Date: OCTOBER 30, 2020
To: MEMORANDUM DOCKET
From: RALPH J. RAYMOND,
DEPUTY COMMISSIONER GENERAL SERVICES
Subject: OPERATING ACCOUNTS - TRANSFER OF FUNDS

RECEIVED
OCT 31 2020
TOWN OF OYSTER BAY
CLERK OF THE BOARD

The following transfer is respectfully requested:

FROM: DGS A 1620 45200 000 0000 RENTAL OF LAND AND BUILDINGS \$85,000.00
TOTAL \$85,000.00

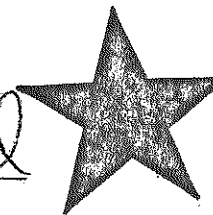
TO: DGS A 1620 46300 000 0000 BUILDING, PROPERTY MAINTENANCE \$20,000.00
DGS A 1620 41600 000 0000 MATERIALS AND SUPPLIES \$55,000.00
DGS A 1620 13000 000 0000 OVERTIME \$10,000.00
TOTAL \$85,000.00

JUSTIFICATION: TRANSFER NEEDED TO COVER THE SHORTAGE OF FUNDS IN THE OPERATING ACCOUNTS FOR BUILDING MAINTENANCE SERVICES, THE PURCHASE OF MATERIALS AND SUPPLIES AND OVERTIME ACCOUNT

Town Board approval is respectfully requested.



Ralph J. Raymond
Deputy Commissioner of General Services



RJR/nl

TOWN OF OYSTER BAY
Inter-Departmental Memorandum

TO: Memorandum Docket

FROM: Joseph G. Pinto, Commissioner
Department of Parks

DATE: November 4, 2020

SUBJECT: 2020 Transfer of Funds

Town Board authorization is hereby requesting that the Comptroller transfer the following:

FROM:

| | | |
|---------------------------|----------------|-------------|
| PKS-A-7110-44900-000-0000 | Other Contract | \$12,000.00 |
| PKS-A-7110-44900-000-0000 | Other Contract | \$309.46 |

TO:

| | | |
|---------------------------|-------------------|-------------|
| PKS-A-7110-46200-000-0000 | Credit Card Fees | \$12,000.00 |
| PKS-A-7110-25000-000-0000 | General Equipment | \$309.46 |

This transfer request is to provide funds necessary for Credit Card Fees and General Equipment. The transfer is needed for credit card fees at multiple parks, and for a time stamp in the Commissioners office.


Joseph G. Pinto
Commissioner

JGP:dim

TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO

November 6, 2020

TO : MEMORANDUM DOCKET
FROM : RICHARD W. LENZ, P.E., COMMISSIONER OF DPW/HIGHWAY
SUBJECT : AMENDMENT TO THE 2020 OPERATING BUDGET

Kindly arrange to transfer funds for the C.V.M. Division as follows:

| <u>ACCOUNT NO.</u> | <u>OBJECT DESCRIPTION</u> | <u>AMOUNT</u> |
|---------------------------|----------------------------|---------------|
| <u>FROM:</u> | | |
| DPW A-1640-41280-000-0000 | CNG-COMPRESSED NATURAL GAS | \$ 100,000.00 |
| <u>TO:</u> | | |
| DPW A-1640-41220-000-0000 | OTHER OIL, LUBES, ETC. | \$ 60,000.00 |
| DPW A-1640-41240-000-0000 | TIRES & LUBES | \$ 40,000.00 |

This transfer is necessary to provide sufficient funds in order to pay outstanding invoices.



Richard W. Lenz by:
[Signature]
RICHARD W. LENZ, P.E.
COMMISSIONER OF DPW/HIGHWAY

MC/RWL/sb
C: Robert Tassone, Storekeeper I

WHEREAS, Elizabeth L. Maccarone, Commissioner, Department of Planning and Development, by memorandum dated October 15, 2020, recommended adoption of the following Zoning Board of Appeals Meeting Schedule for 2021;

2021 Meeting Schedule:

| | | |
|-----------|--------------------|-----------|
| Thursday, | January 7, 2021 | 7:00 p.m. |
| Thursday, | January 21, 2021 | 7:00 p.m. |
| Thursday, | February 11, 2021 | 7:00 p.m. |
| Thursday, | February 25, 2021 | 7:00 p.m. |
| Thursday, | March 11, 2021 | 7:00 p.m. |
| Thursday, | March 25, 2021 | 7:00 p.m. |
| Thursday, | April 8, 2021 | 7:00 p.m. |
| Thursday, | April 22, 2021 | 7:00 p.m. |
| Thursday, | May 6, 2021 | 7:00 p.m. |
| Thursday, | May 20, 2021 | 7:00 p.m. |
| Thursday, | June 3, 2021 | 7:00 p.m. |
| Thursday, | June 17, 2021 | 7:00 p.m. |
| Thursday, | July 8, 2021 | 7:00 p.m. |
| Thursday, | July 22, 2021 | 7:00 p.m. |
| Thursday, | August 5, 2021 | 7:00 p.m. |
| Thursday, | August 19, 2021 | 7:00 p.m. |
| Thursday, | September 9, 2021 | 7:00 p.m. |
| Thursday, | September 19, 2021 | 7:00 p.m. |
| Thursday, | October 7, 2021 | 7:00 p.m. |
| Thursday, | October 21, 2021 | 7:00 p.m. |
| Thursday, | November 4, 2021 | 7:00 p.m. |
| Thursday, | November 18, 2021 | 7:00 p.m. |
| Thursday, | December 2, 2021 | 7:00 p.m. |
| Thursday, | December 16, 2021 | 7:00 p.m. |

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is accepted, and the Zoning Board of Appeals Meeting Schedule for 2021 as set forth hereinabove is hereby adopted.

-#-

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

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

Reviewed By
Office of Town Attorney
Ralph P. J. Carlini

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

TO: MEMORANDUM DOCKET


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

DATE: OCTOBER 15, 2020

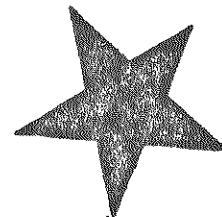
SUBJECT: 2021 MEETING SCHEDULE
ZONING BOARD OF APPEALS

Please be advised that the following is the schedule for meetings of the Zoning Board of Appeals for the year 2021 submitted for your approval.

| | | |
|-----------|--------------------|---------|
| Thursday, | January 7, 2021 | 7:00 pm |
| Thursday, | January 21, 2021 | 7:00 pm |
| Thursday, | February 11, 2021 | 7:00 pm |
| Thursday, | February 25, 2021 | 7:00 pm |
| Thursday, | March 11, 2021 | 7:00 pm |
| Thursday, | March 25, 2021 | 7:00 pm |
| Thursday, | April 8, 2021 | 7:00 pm |
| Thursday, | April 22, 2021 | 7:00 pm |
| Thursday, | May 6, 2021 | 7:00 pm |
| Thursday, | May 20, 2021 | 7:00 pm |
| Thursday, | June 3, 2021 | 7:00 pm |
| Thursday, | June 17, 2021 | 7:00 pm |
| Thursday, | July 8, 2021 | 7:00 pm |
| Thursday, | July 22, 2021 | 7:00 pm |
| Thursday, | August 5, 2021 | 7:00 pm |
| Thursday, | August 19, 2021 | 7:00 pm |
| Thursday, | September 9, 2021 | 7:00 pm |
| Thursday, | September 23, 2021 | 7:00 pm |
| Thursday, | October 7, 2021 | 7:00 pm |
| Thursday, | October 21, 2021 | 7:00 pm |
| Thursday, | November 4, 2021 | 7:00 pm |
| Thursday, | November 18, 2021 | 7:00 pm |
| Thursday, | December 2, 2021 | 7:00 pm |
| Thursday, | December 16, 2021 | 7:00 pm |


ELIZABETH L. MACCARONE
COMMISSIONER

ELM/SC



WHEREAS, Maureen A. Fitzgerald, Commissioner, Department of Community and Youth Services, by memorandum dated October 20, 2020, informed the Town Board that due to current New York State social distancing mandates, the Town is unable to host its traditional Annual Holiday Concert at the Tilles Center, and requested Town Board authorization to present the 2020 Drive-In Holiday Experience at Marjorie R. Post Community Park, in Massapequa, on Friday, December 4, Saturday, December 5, and Sunday, December 6, 2020, which will be a family friendly drive-in event including festive lighting displays, an interactive movie, winter sing-a-longs, and giveaways; presentations of which will be repeated throughout each evening, for Town of Oyster Bay residents only, with advanced registration required; and

WHEREAS, Commissioner Fitzgerald, by said memorandum, informed the Town Board that the total cost of this event shall not exceed Fifty Thousand (\$50,000) Dollars, and the necessary products and services will be procured through the Purchasing Division. Sound, lighting, movie, carnival and drive-in equipment will be provided by EKO Productions, Brilliance Event Productions and Dynamic Entertainment, Inc., under previously authorized agreements; and

WHEREAS, Commissioner Fitzgerald, by said memorandum, further informed the Town Board that funding is available in Account Nos. CYS A 7020 47660 000 0000 Special Events, CYS A 7020 45100 000 0000 Equipment Rental, CYS A 7020 41800 000 0000 Recreational Supplies, and will be supplemented by Friends of the Community Service Department, Inc.,

NOW, THEREFORE, BE IT RESOLVED, That the requests as hereinabove set forth are hereby accepted and approved, and the Department of Community and Youth Services, is hereby authorized to present the 2020 Drive-In Holiday Experience at Marjorie R. Post Community Park in Massapequa on Friday, December 4, Saturday, December 5, and Sunday, December 6, 2020, with a total cost not to exceed Fifty Thousand (\$50,000) Dollars, 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 Nos. CYS A 7020 47660 000 0000, Special Events, CYS A 7020 45100 000 0000 Equipment Rental, CYS A 7020 41800 000 0000 Recreational Supplies.

-#-

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

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

Reviewed By
Office of Town Attorney

TOWN OF OYSTER BAY

Inter-Departmental Memorandum

October 22, 2020

TO: Memorandum Docket

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

SUBJECT: 2020 Drive-In Holiday Experience

The Department of Community and Youth Services is requesting Town Board authorization to present the 2020 Drive-In Holiday Experience at Marjorie R. Post Community Park in Massapequa on Friday, December 4th, Saturday, December 5th and Sunday, December 6th 2020.

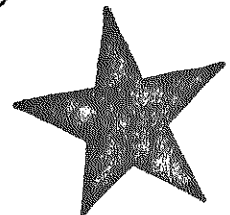
This family friendly drive-in event will include festive lighting displays, an interactive movie, winter sing-a-longs and giveaways. Presentations of the Drive-in Holiday Experience will be repeated throughout the evenings of December 4th, 5th and 6th. This free event is for Town of Oyster Bay residents only and advanced registration will be required.

The total cost for the event shall not exceed \$50,000 and the necessary products and services will be procured through the Purchasing Division. Sound, lighting, movie, carnival and drive-in equipment will be provided by EKO Productions, Brilliance Event Productions and Dynamic Entertainment, Inc. under previously authorized agreements. Funding is available in account nos. CYS A 7020 47660 000 0000 Special Events, CYS A 7020 45100 000 0000 Equipment Rental, CYS A 7020 41800 000 0000 Recreational Supplies and will be supplemented by *Friends of the Community Service Department, Inc.*

Due to the current NYS social distancing mandates the town is unable to host its Annual Holiday Concert at The LIU Post Tilles Center. In lieu of the Concert we are offering residents a safe drive-in Holiday event following all current guidelines. Therefore, it is respectfully requested that the Town Board authorize the Department to present the 2020 Drive-In Holiday Experience.


Maureen A. Fitzgerald
Commissioner

MAF:kf



WHEREAS, Maureen A. Fitzgerald, Commissioner, Department of Community and Youth Services, by memorandum dated October 22, 2020, requested Town Board authorization for the Department of Community and Youth Services to employ the services of performers for the 2020 Drive-In Holiday Experience located at Marjorie R. Post Community Park, Massapequa, to be presented on Friday, December 4, and Saturday, December 5, 2020, with the following performances at 5 p.m., 6 p.m., 7 p.m., 8 p.m. and 9 p.m., and on Sunday, December 6, 2020, with performances at 5 p.m., 6 p.m., 7 p.m., and 8 p.m., each performance not to exceed 15 minutes each,

| CHECK PAYABLE TO: | DESCRIPTION OF SERVICES: | AMOUNT: |
|--|-----------------------------|----------|
| Royal Events Princess Parties Inc. 22 Scott Street Massapequa Park, NY 11762 | Appearance with lip syncing | \$500.00 |

WHEREAS, funds for this fee are available in Account No. CYS A 7020 47660 000 0000, and the retention of this performer is in accordance with Guideline 5, Section b of the Town Procurement Policy, in that the procurement of these performers is exempt from the solicitation, written proposal or quotation requirements of the policy,

NOW, THEREFORE, BE IT RESOLVED, that the requests as hereinabove set forth are hereby accepted and approved, and the Supervisor and/or his designee and/or Commissioner Maureen A. Fitzgerald, Department of Community and Youth Services, is hereby authorized to enter into and execute an agreement with Royal Events Princess Parties Inc. as negotiated and approved by the Town Attorney's Office, and employ the services of their performers for the 2020 Drive-In Holiday Experience located at Marjorie R. Post Community Park, to be presented on Friday, December 4, and Saturday, December 5, 2020, with performances at 5 p.m., 6 p.m., 7 p.m., 8 p.m. and 9 p.m., and on Sunday, December 6, 2020, with performances at 5 p.m., 6 p.m., 7 p.m., and 8 p.m., at a total cost not to exceed \$500.00; and be it further

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

RESOLVED, that the funds for said payment are to be drawn from Account No. CYS A 7020 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 |
| Councilwoman Johnson | Aye |
| Councilman Imbroto | Aye |
| Councilman Hand | Aye |
| Councilman Labriola | Aye |
| Councilwoman Maier | Aye |
| Councilwoman Walsh | Aye |

Reviewed By
Office of Town Attorney

TOWN OF OYSTER BAY

Inter-Departmental Memorandum

October 22, 2020

TO: Memorandum Docket

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

SUBJECT: Entertainment for the 2020 Drive-in Holiday Experience


The Department of Community and Youth Services is requesting Town Board authorization to employ the services of performers for the 2020 Drive-in Holiday Experience located at Marjorie R. Post Community Park.

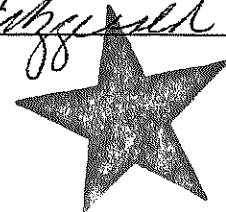
The performances will be presented on Friday, December 4th, Saturday, December 5th and Sunday, December 6, 2020. Performance times are 5:00, 6:00, 7:00, 8:00 & 9:00 PM. The final performance on Sunday evening will be at 8:00 PM. The performances will not exceed 15 minutes each.

| CHECK PAYABLE TO: | DESCRIPTION OF SERVICES: | AMOUNT: |
|---|-----------------------------|----------|
| Royal Events Princess Parties Inc. 22 Scott Street Massapequa Park, NY 11762 | Appearance with lip syncing | \$500.00 |

The cost of \$500.00 will be paid from Account No. CYS A 7020 47660 000 0000, Special Events. In accordance with Guideline 5, Section b. of the Town Procurement Policy, the procurement of these performers is exempt from the solicitation, written proposal or quotation requirements of the policy.

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


Maureen A. Fitzgerald
Commissioner



MAF:KF:dj
Attachment

Contract number: xx-xxxx

Contract

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

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

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

XXX

CONTRACTOR

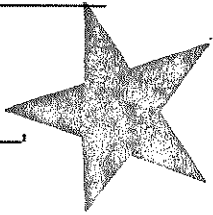
DATE: _____

TOWN OF OYSTER BAY

COMMISSIONER

DATE: _____

Reviewed By
Office of Town Attorney
[Signature]



WHEREAS, Maureen Fitzgerald, Commissioner, Department of Community and Youth Services, by memorandum dated October 22, 2020, requested that the Town Board amend Resolution No. 695-2019, adopted on November 19, 2019, authorizing EKO Productions, Inc., to provide videotaping and editing services for the Department of Community and Youth Services, and also authorized the purchase of DVDs of said tapings for the period covering January 1, 2020 through December 31, 2020, for an amount not to exceed \$3,100.00. The Department of Community and Youth Services is seeking authorization to increase the amount not to exceed to \$5,000.00,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is accepted and approved, and Resolution No. 695-2019 is hereby amended to increase the amount authorized to be spent for the purchase of DVDs not to exceed \$5,000.00. Funds for the increase are available in Account No. CYS 7020 47660 000 0000, Special Events; and be it further

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

-#-

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

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



TOWN OF OYSTER BAY
Inter-Departmental Memorandum

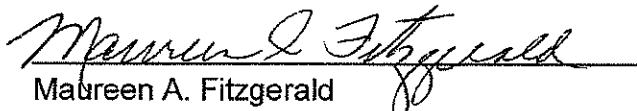
October 22, 2020

TO: Memorandum Docket
FROM: Maureen A. Fitzgerald, Commissioner
Department of Community and Youth Services
SUBJECT: Amend Town Board Resolution No. 695-2019

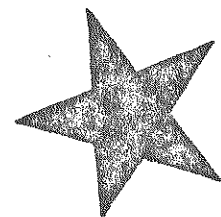
Town Board Resolution No. 695-2019, dated November 19, 2019, authorized EKO Productions, Incorporated to provide videotaping and editing services for the Department of Community & Youth Services. The Resolution also authorized the purchase of DVD's of said tapings for the period covering January 1, 2020 through December 31, 2020 for an amount not to exceed \$3,100.00. The Department is seeking authorization to increase the amount not to exceed to \$5,000.00.

The Department has an item, pending Town Board approval, to present a Drive-in Holiday Experience with interactive displays. The Experience will feature a montage of performances from past Town of Oyster Bay Holiday Concerts at the Tilles Center. EKO Productions, Incorporated will provide editing services for that montage. Funds for the increase are available in Account No. CYS 7020 47660 000 0000, Special Events.

Therefore it is respectfully requested that the Town Board authorize and amend Town Board Resolution No. 695-2019, to increase the amount not to exceed from \$3,100.00 to \$5,000.00. All other terms and conditions of the Town Board Resolution remain the same.


Maureen A. Fitzgerald
Commissioner

MAF:iw



WHEREAS, Kerry Botta has requested to donate two memorial plaques, a bench and a tree to be placed in Marjorie Post Park, Massapequa, in memory of Suzanne Scanio; and

WHEREAS, the value of the plaques and bench is estimated to be \$1,260.00, the tree will be purchased separately by Ms. Botta, and the monies donated will be deposited into Account No. PKS A 0001 02705 000 0000; and


WHEREAS, Joseph G. Pinto, Commissioner, Department of Parks, by memorandum dated October 23, 2020, recommended that the Town accept said donation; and

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is accepted, and the Town hereby accepts the donation of a tree, and the donation of \$1,290.00 from Kerry Botta to be deposited into Account No. PKS A 0001 02705 000 0000, to purchase two plaques and a bench to be placed in Marjorie Post Park, Massapequa, in memory of Suzanne Scanio.

-#-

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

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

Reviewed By
Office of Town Attorney


Town of Oyster Bay
Inter-Departmental Memo

TO: Memorandum Docket

FROM: Joseph G. Pinto, Commissioner of Parks

SUBJECT: Memorial Plaques, Bench and Tree

DATE: October 23, 2020

The Department of Parks has received a request from Kerry Botta (letter attached) requesting to donate two memorial plaques, a bench and a tree to be placed in Marjorie R. Post Community Park in memory of Suzanne Scanio.

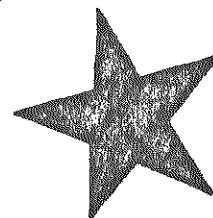
The Department of Parks has reviewed this request and concurs this will be a fitting tribute.

The two plaques, bench and the tree will be purchased by Kerry Botta and donated to the Parks Department. The value of the two plaques and the bench are estimated to be \$1260.00 and the tree will be purchased separately by Kerry Botta. Town Board approval is requested on behalf of Kerry Botta. The monies will be collected in account PKS A 0001 02705 000 0000.



Joseph G. Pinto
COMMISSIONER OF PARKS

JGP/dc



Diann Codispodo

From: kerry botta [REDACTED]
Sent: Monday, October 19, 2020 4:31 PM
To: Diann Codispodo
Subject: Re: Memorial Plaque and Bench letter

I would like to donate 2 plaques, a bench and a tree to be placed at Marjorie Post Park in honor of Suzanne Scanio.

Please let me know if you have any questions.

Thank you!
Kerry Botta

On Mon, Oct 19, 2020 at 4:29 PM kerry botta [REDACTED] wrote:
Ok, thank you.

On Mon, Oct 19, 2020 at 4:28 PM Diann Codispodo <dcodispodo@oysterbay-ny.gov> wrote:

Kerry just include that you would like 2 plaques ,a bench and a tree.

Thanks

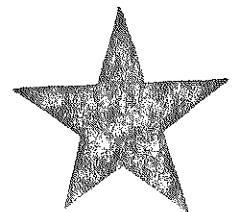
Diann

From: kerry botta [REDACTED]
Sent: Monday, October 19, 2020 2:56 PM
To: Diann Codispodo <dcodispodo@oysterbay-ny.gov>
Subject: Re: Memorial Plaque and Bench letter

I would like to donate a bench and a tree to be placed at Marjorie Post Park in honor of Suzanne Scanio.

Please let me know if you have any questions.

Thank you,
Kerry



WHEREAS, Christine Lathuras has requested to donate a memorial plaque and a bench to be placed TOBAY Beach, Massapequa, in memory of Mary Lathuras; and

WHEREAS, the value of the plaque and bench is estimated to be \$880.00 and the monies donated will be deposited into Account No. PKS A 0001 02705 000 0000; and

WHEREAS, Joseph G. Pinto, Commissioner, Department of Parks, by memorandum dated October 20, 2020, recommended that the Town accept said donation; and

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is accepted, and the Town hereby accepts the donation of \$880.00 from Christine Lathuras to be deposited into Account No. PKS A 0001 02705 000 0000, to purchase a plaque and a bench to be placed in TOBAY Beach, Massapequa, in memory of Mary Lathuras.

-#-

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

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

S. A. Pinto

Town of Oyster Bay
Inter-Departmental Memo

TO: Memorandum Docket
FROM: Joseph G. Pinto, Commissioner of Parks
SUBJECT: Memorial Plaque and Bench
DATE: October 20, 2020

The Department of Parks has received a request from Christine Lathuras (letter attached) requesting to donate a memorial plaque and bench to be placed At Tobay Beach in memory of Mary Lathuras.

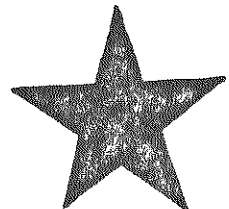
The Department of Parks has reviewed this request and concurs this will be a fitting tribute.

The plaque and bench will be purchased by Christine Lathuras and donated to the Parks Department. The value of the plaque and bench is estimated to be \$880.00. Town Board approval is requested on behalf of Christine Lathuras. The monies will be collected in account PKS A 0001 02705 000 0000.

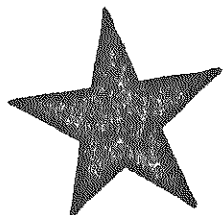


Joseph G. Pinto
COMMISSIONER OF PARKS

JGP/dc



My name is Christine Lathuras and I would like to donate a memorial bench and plaque to be placed at Tobay Beach in honor of my mother Mary Lathuras.



Repl P. Saladino

Meeting of November 17, 2020

Resolution No. 611-2020

WHEREAS, Sergeant Timothy Cestaro, Nassau County Police Marine and Aviation Bureau, Foot of First Avenue, East Rockaway, New York 11518, by letter dated October 7, 2020, requested the use of one slip at Harry Tappen Marina, Glenwood Landing, for a Nassau County patrol boat and one slip at Theodore Roosevelt Marina, Oyster Bay, for a Nassau County patrol boat for the 2020-2021 winter season; and

WHEREAS, Joseph G. Pinto, Commissioner, Department of Parks, by memorandum dated October 21, 2020, requested Town Board authorization to permit the Nassau County Police Marine Bureau to berth one marine enforcement boat at Harry Tappen Marina, Glenwood Landing, and one marine enforcement boat at Theodore Roosevelt Marina, Oyster Bay, for the 2020-2021 winter season at no cost to Nassau County; and

WHEREAS, the Town Board deems this to be appropriate and beneficial to the general public, as well as a crime deterrent for the protection of the Town marinas,

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 permit the Nassau County Police Marine and Aviation Bureau to berth one marine enforcement boat at Harry Tappen Marina, Glenwood Landing, and one marine enforcement boat at Theodore Roosevelt Marina, Oyster Bay, for the 2020-2021 winter season, without cost.

-#-

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

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

TOWN OF OYSTER BAY

Inter-Departmental Memorandum

TO: Memorandum Docket

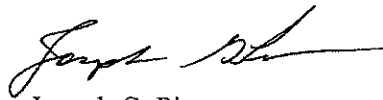
FROM: Joseph G. Pinto, Commissioner of Parks

DATE: October 21, 2020

SUBJECT: Winter berthing NCPD vessels Tappen and Roosevelt Marinas

Town Board authorization is requested for the Nassau County Police Marine Bureau to berth one marine enforcement boat at both Harry Tappen Marina and Theodore Roosevelt Marina for the 2020-2021 winter season at no cost to Nassau County.

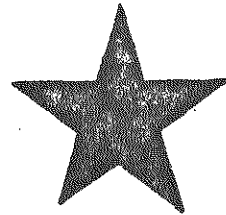
The presence of the Nassau County Marine Bureau within each of the two marinas is not only beneficial to the general public, but also a crime deterrent for the protection of the town marinas. This Department recommends that the Town Board waive the winter season berth fee for the Nassau County Police Marine Bureau boats.



Joseph G. Pinto
Commissioner of Parks

JGP/gmv

Cc: Town Attorney (+9 copies w/attach)



Nassau County



Police Department

LAURA CURRAN
COUNTY EXECUTIVE

1490 Franklin Avenue
Mineola, New York 11501
(516) 573-8800

PATRICK J. RYDER
POLICE COMMISSIONER

October 7, 2020

Commissioner Joseph G. Pinto
Department of Parks
Town of Oyster Bay
977 Hicksville Rd. Massapequa, NY 11758

Dear Commissioner Pinto,

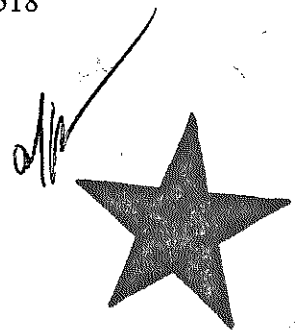
The Nassau County Marine bureau is in the process of planning the deployment of our North Shore patrol vessels for this upcoming winter. In the past we have secured a slip for a patrol vessel in Tappen Marina and another slip for a patrol vessel in Roosevelt Park Marina. This season we would like to continue with this deployment and are requesting authorization to maintain one slip in Tappen and another in Roosevelt Park Marina for our patrol vessels.

Thank you for your consideration with this request.

Sincerely,

A handwritten signature in black ink, appearing to read "T. Cestaro", is written over the printed name.

Sergeant Timothy Cestaro
Nassau County Police
Marine and Aviation Bureau
Foot of First Avenue
East Rockaway, NY 11518
516-573-4450



Reviewed By
Office of Town Attorney

[Signature]

WHEREAS, Joseph G. Pinto, Commissioner of the Department of Parks, by memorandum dated October 21, 2020, requested Town Board authorization to implement the attached 2021 Harry Tappen/Theodore Roosevelt Marinas Spring, Summer and Fall fee schedule for the 2021 season,

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 2021 Harry Tappen/Theodore Roosevelt Marinas Spring, Summer and Fall fee schedule for the 2021 season.

-#-

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

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

TOWN OF OYSTER BAY

Inter-Departmental Memorandum

To: Memorandum Docket

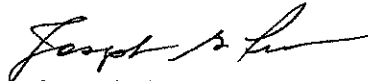
From: Joseph G. Pinto, Commissioner of Parks

Date: October 21, 2020

Subject: Harry Tappen/Theodore Roosevelt Marinas,
Spring, Summer, & Fall Fee Schedule – 2021

It is requested that Town Board approval be given to implement the attached Harry Tappen/Theodore Roosevelt Marinas Spring, Summer, and Fall fee schedule for the 2021 season.

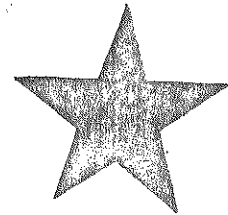
There are no increases in fee amounts from the prior year.


Joseph G. Pinto
Commissioner of Parks

JGP:lp

cc: Town Attorney (+9 copies)
Gino Lunghi, Parks Accounting

Attachments



**HARRY TAPPEN/THEODORE ROOSEVELT MARINAS
SPRING, SUMMER AND FALL FEE SCHEDULE - 2021**

Seasonal rental fee:

Roosevelt Marina

Resident - 20' and up - Without electric - \$90.00 per foot

Resident - 20' and up - With electric - \$97.50 per foot

Tappen Marina

Resident - 14' to 17' - Without electric - \$45.00 per foot

Non-Resident - 14' to 17' - Without electric - \$60.00 per foot

Resident - 18' to 20' - Without electric - \$60.00 per foot

Resident - 18' to 20' - With electric - \$67.50 per foot

Non-Resident - 18' to 20' - Without electric - \$75.00 per foot

Non-Resident - 18' to 20' - With electric - \$87.50 per foot

Resident - 21' to 24' - Without electric - \$65.00 per foot

Resident - 21' to 24' - With electric - \$72.50 per foot

Non-Resident - 21' to 24' - Without electric - \$80.00 per foot

Non-Resident - 21' to 24' - With electric - \$92.50 per foot

Resident - 25' and up - Without electric - \$70.00 per foot

Resident - 25' and up - With electric - \$77.50 per foot

Non-Resident - 25' and up - Without electric - \$85.00 per foot

Non-Resident - 25' and up - With electric - \$97.50 per foot

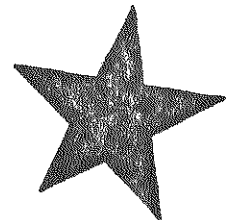
Prorate fee:

Persons who are contacted by the Beach Division office on or after June 17, 2021, for slip availability will be eligible for a prorated fee. The fee will be determined by the full cost of a slip rental for appropriate vessel size divided by 151. 151 represents the number of days after June 17 through November 14. The prorate date will, in all cases, be the date that the Beach Division first made contact with the person with actual slip availability. This same prorate formula will be used for slip holders who upgrade to electric use or purchase a larger vessel during the season.

Senior Citizen Discount:

Persons who were born on or before November 14, 1961 are entitled to a discount of 10% on their marina fee.

The Department of Parks will reserve two boats slips at Harry Tappen Marina and one slip at Theodore Roosevelt Memorial Marina for use by the Nassau County Police Marine Bureau at no charge.



Transient Fee - (Tappen Marina only):

1. Weekly

Resident - 20 foot and under - \$85.00 per week
Over 20 foot - \$150.00 per week

Non-resident - 20 foot and under - \$150.00 per week
Over 20 foot - \$200.00 per week

- a. Minimum payment is for a seven (7) day period.
- b. Weekly transient fee is valid from June 1, 2021 until November 14, 2021. Maximum length of stay is any combination of four (4) weeks.
- c. Vessels must vacate the marina by 8 a.m. on the day after their authorization has expired.
- d. All payments must be made at Town Hall South.
- e. The Parks Department reserves the right to have any transient vessel vacate the marina after a seven (7) day stay.

2. Daily

Resident and Non-Resident - \$20.00

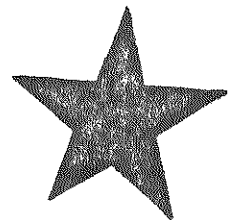
- a. This rate will be applied to all boats from sunup to sundown or any portion thereof.
- b. This fee will be applied from April 13, 2021 to November 14, 2021.

Seasonal rental of sailing dinghy/canoe/kayak racks:

Resident - \$150.00
Non-resident - \$300.00

Limit one vessel per rack except for kayaks. Limit two kayaks per rack.

The Commissioner of Parks reserves the right to amend the above for the benefit of operations.



WHEREAS, by Resolution No. 809-2019, adopted on December 10, 2019, the Town Board authorized and directed Nassau Suffolk Engineering & Architecture, PLLC to provide technical services under On-Call Contract No. PWC09-20 by Resolution No. 809-2019 for project No. 2003 HWYDB-11; and

WHEREAS, Nassau Suffolk Engineering & Architecture, PLLC, by letter dated August 25, 2020, described the scope of work to be performed under Project ID No.2003 HWYDB-11, in an amount not to exceed \$223,600.00, in connection with damage assessment and restoration inspection services for various locations throughout the Town of Oyster Bay due to Tropical Storm Isaias; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Departments of Public Works/Highways, by memorandum dated October 23, 2020, requested Town Board authorization for Nassau Suffolk Engineering & Architecture, PLLC, to provide the aforesaid on-call technical services under Contract No. PWC09-20 related to damage assessment and restoration inspection services for various locations throughout the Town of Oyster Bay due to Tropical Storm Isaias, and further requested that the Comptroller be directed to issue an encumbrance order in an amount not to exceed \$223,600.00 for this purpose; and

WHEREAS, funds in the amount of \$223,600.00 to satisfy said technical services are available in Account No. HWY H5197 20000 000 2003 008,

NOW, THEREFORE, BE IT RESOLVED, that the requests as hereinabove set forth are accepted and approved, and Nassau Suffolk Engineering & Architecture, PLLC is hereby authorized to proceed to provide the aforementioned services in connection with Contract No. PWC09-20, and the Comptroller is hereby authorized and directed to issue an encumbrance order in an amount not to exceed \$223,600.00, with funds to be drawn from Account No. HWY H5197 20000 000 2003 008.

-#-

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

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

Reviewed By
Office of Town Attorney
11/17/20

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

October 23, 2020

TO : MEMORANDUM DOCKET

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

SUBJECT : ON-CALL CONSULTANT SERVICE REQUEST
CONTRACT NO. PWC09-20
SITE DEVELOPMENT
ACCOUNT NO.: HWY H5197 20000 000 2003 008
PROJECT ID NO. 2003 HWYDB-11

The consultant, Nassau Suffolk Engineering & Architecture, PLLC has been approved by the Commissioner of Public Works to provide technical services under On-Call Contract No. PWC09-20 by Resolution No. 809-2019 for the subject project. Funds have been made available by the Director of Finance.

Attached is a letter dated August 25, 2020 from Nassau Suffolk Engineering & Architecture, PLLC, regarding the scope of work to be performed in an amount not to exceed \$223,600.00. Services to be provided include damage assessment and restoration inspection services for various locations throughout the Town of Oyster Bay due to Tropical Storm Isaias.

Attached is an availability of funds in the amount of \$223,600.00 to satisfy said engineering costs from the Office of the Director of Finance indicating that funds are available in Account No. HWY H5197 20000 000 2003 008.

The Office of the Inspector General has reviewed the RFP/Contract and the proposed vendor's disclosure questionnaire and is satisfied that the Procurement Policy has been fulfilled.

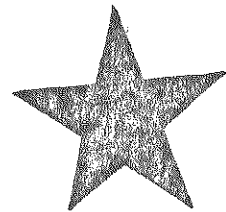
It is hereby requested that the Town Board authorize, by Resolution Nassau Suffolk Engineering & Architecture, PLLC under Contract No. PWC09-20, On-Call Technical Assistance Relative to Site Development and requests that the Comptroller be directed to issue an encumbrance order for this purpose.


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

RWL/CT/MR/BK/lk

Attachment

cc: Steven Ballas, Comptroller
John Bishop, Deputy Commissioner/Highway
PWC09-20 Docket 223600 NSEA





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



Requesting Division/Department

Highway

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

Contract Number PWC09-20

Contract Period January 1, 2020 through December 31, 2021

Consultant/Contractor Nassau Suffolk Engineering & Architecture, PLLC

Discipline Site Development

Total Authorization \$ 223,600.00

Resolution No. 809-2019 Date 12/10/2019

Funded To Date \$ 0.00

Amount Requested \$223,600.00

Account To Be Used HWY H5197 20000 000 2003002-2003 HWYDB-11

If Capital Account, State The Related Contract Number:

Description Of Work

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

Funds are required for damage assessment and restoration inspection services

for various locations throughout the Town of Oyster Bay due to Tropical Storm Isaias.

Work To Be Completed In Contract Period: Yes ☒ No ☐

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

Required Insurances Are In Effect: Yes ☒ No ☐

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

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

Amount of Bond \$

Requesting Division/Department

Signature

Title

Date

DEPUTY COMMISSIONER
Department of Highways

10-14-2020

DPW Approval

Only To Be Executed By The Commissioner

Signature

Title

Date

Commissioner of Public Works

10/23/20

THIS SECTION TO BE COMPLETED BY THE DIRECTOR OF FINANCE

Amount Requested 223,600.00

Unencumbered Balance 756,996.00

Is The Account To Be Used Consistent With The Nature Of Work Listed Above?

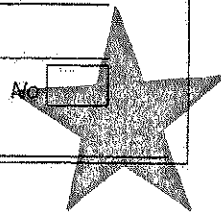
Yes ☒

No ☐

Signature

Date

10/22/20





TOWN OF OYSTER BAY

WORK ORDER



This Section To Be Completed By The Department Of Public Works

Work Order No. _____

E.O. No. _____

Contract Start 1/1/2020

Contract No. PWC09-20

Contract End 12/31/2021

Commencement Date _____

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

Vendor Name and Address

Nassau Suffolk Engineering & Architecture

801 Motor Parkway, Suite 103

Hauppauge, NY 11788

Requesting Town Department _____ Highway _____

Contact Brian Kunzig Phone 677-5741

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

Funds are required for damage assessment and restoration inspection services

for various locations throughout the Town of Oyster Bay due to Tropical Storm Isaias.

This work order shall not exceed \$ 223,600.00

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

Requesting Division/Department

Signature _____

Title _____

Date _____

DEPUTY COMMISSIONER
Department of Highways

10-14-2020

Department Of Public Works Approval

Only To Be Executed By The Commissioner

Signature _____

Commissioner of Public Works

Date _____

12/23/2020



NASSAU SUFFOLK
ENGINEERING &
ARCHITECTURE, PLLC

August 25, 2020

Revised October 1, 2020

Richard W. Lenz, P.E.
Commissioner
Town of Oyster Bay Department of Public Works
150 Miller Place
Syosset, NY 11791
Attn: John C. Tassone, Deputy Commissioner

Re: On-Call Engineering Services in Connection with
Contract No. PWC09-20 Site Development
Resolution 809-2019
CSF No. N40:2001

Dear Commissioner Lenz:

Further to Deputy Commissioner Tassone's emails of August 6, 2020 and August 31, 2020, Nassau Suffolk Engineering & Architecture, PLLC ("NSEA") is pleased to furnish this proposal for professional services in connection with the assessment and documentation of damage to Town infrastructure and property throughout the Town of Oyster Bay associated with Tropical Storm Isaias. This is a revision of NSEA's earlier proposal of August 25, 2020, which was submitted prior to the assignment of Phase II below.

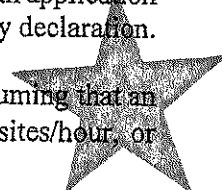
Based on the initial August 6 communication and the conversations that followed, NSEA believes this assignment should be undertaken in two phases as follows:

Phase I – Preliminary Damage Assessment

Based on a spreadsheet supplied by the Department of Public Works ("DPW"), there are approximately 1,000 affected sites spread throughout the Town. During this phase, NSEA would visit the project sites, document the storm-related damage and provide the Town with photographic evidence of that damage to Town infrastructure. All photographs will contain time stamp encoded information displaying date, time, GPS location (latitude and longitude) and street address.

The purpose of this photographic documentation is to support the Town's portion of an application by the County of Nassau to the Federal Government in support of a federal emergency declaration.

Based on the analysis of the time required to perform this phase of the task, and assuming that an inspector can drive by a site every six minutes, an inspector could visit +/- 10 sites/hour, or



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

approximately 80 sites/day. Because we have approximately 1,000 sites to visit, it would require approximately 12 man-days to visit all the sites in order to comply with the submission deadline. NSEA will utilize "speedy route" software to maximize efficiency of travel to all the sites.

All NSEA personnel will wear a safety vest, hard hat, and mask. If a resident asks what our personnel are doing, they will explain that NSEA is working with the Town to document and inventory damage for a report to FEMA. If the resident inquires further, our personnel will provide the resident with a contact name and number for someone at DPW.

Based on the above, NSEA respectfully requests a professional fee of \$17,100 for Phase I as follows:

Site Visits

- 12 man-days x 8 hours/day x +/- \$150/hour = \$14,400

Assemble and Organize Data/Prepare Photos

- 2 man-days x 8 hours/day x +/- 125/hour = \$2,000

Principal Management

- 4 hours x \$175/hour = \$700

Naturally, NSEA will only bill actual hourly rates in strict accordance with the 2020-2021 On-Call Engineering Services Contract and Revised Standard Consulting Agreement (Resolution 809-2019, dated December 10, 2019).

Phase II – Clean-Up and Restoration

Upon completion of Phase I, NSEA will monitor and document work performed, as well as review and process payment requisitions of Town of Oyster Bay vendors performing the following tasks:

The professional fee for Phase II is \$206,500 as follows:

Wood Chipping and Disposal

Looks Great Services, Inc. – chipping and removal of all tree debris collected by Town forces and temporarily stored at various Town locations

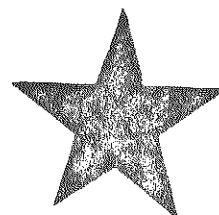
15 man-days x 8 hours/day x \$150/hour = \$18,000

Concrete/Stump Removal and Restoration

Pratt Brothers, Inc. - removal of concrete sidewalk, curb and stumps, as well as restoration of sidewalk, curb and landscaping.

180 man-days x 8 hours/day x \$125/hour = \$180,000

Nassau Suffolk Engineering & Architecture, PLLC



Richard W. Lenz, P.E., Commissioner
October 1, 2020
Page 3 of 3

Principal Management

20 hours x \$175/hour = \$3,500

Report Preparation

40 hours x \$125/hour = \$5,000

The estimation of hours is based on the contractor's projected schedules. The total fee for both phases of the project is \$223,600.

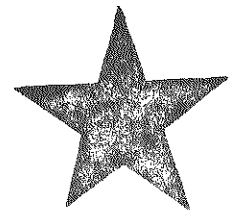
NSEA thanks you for the opportunity to be of service to the Town and we look forward to working with the Department on this important assignment.

Very truly yours,
NASSAU SUFFOLK ENGINEERING AND ARCHITECTURE, PLLC



Stephen P. Ferretti,
Director of Operations

cc: John Tassone, TOBAY Deputy Commissioner
Michael W. Spinelli, AIA, President



Nassau Suffolk Engineering & Architecture, PLLC

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works/Highways, by memorandum dated November 22, 2019, advised that the Department of Public Works issued a Request for Proposal to firms seeking to provide On-Call Engineering Services to the Town in connection with Site Development, resulting in the receipt of thirteen (13) submissions; and

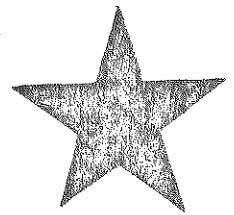
WHEREAS, Commissioner Lenz has, after review and analysis of the submissions based upon the technical merits of the responses, in compliance with the Town's Procurement Policy, requested and recommended that Cameron Engineering & Associates, LLP, D&B Engineers & Architects, P.C., de Bruin Engineering, P.C., LLC, H2M Engineers, Architects, Land Surveying & Landscape Architecture, D.P.C., John A. Grillo Architect, P.C., N&P Engineering, Architecture and Land Surveying, PLLC, and Nassau Suffolk Engineering & Architecture, PLLC be authorized to perform On-Call Engineering Services in connection with Contract No. PWC09-20, Site Development, for a two (2) year term, commencing on January 1, 2020 through December 31, 2021,

NOW, THEREFORE, BE IT RESOLVED, That the request and recommendation as hereinabove set forth are hereby accepted and approved and Cameron Engineering & Associates, LLP, D&B Engineers & Architects, P.C., de Bruin Engineering, P.C., LLC, H2M Engineers, Architects, Land Surveying & Landscape Architecture, D.P.C., John A. Grillo Architect, P.C., N&P Engineering, Architecture and Land Surveying, PLLC, and Nassau Suffolk Engineering & Architecture, PLLC are hereby authorized and directed to provide On-Call Engineering Services in connection with Contract No. PWC09-20, Site Development, for a two (2) year term, commencing on January 1, 2020 through December 31, 2021.

#

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

| | |
|-----------------------|---------|
| Supervisor Saladino | Aye |
| Councilman Muscarella | Aye |
| Councilman Macagnone | Aye |
| Councilwoman Johnson | Recused |
| Councilman Imbroto | Aye |
| Councilman Hand | Aye |
| Councilman Labriola | Aye |



10/25
Reviewed By
Office of Town Attorney
Meredith H.

WHEREAS, by Resolution No. 809-2019, adopted on December 10, 2019, the Town Board authorized and directed Cameron Engineering & Associates, LLP to provide technical services under On-Call Contract No. PWC09-20 by Resolution No. 809-2019 for project DPW20-209; and

WHEREAS, Cameron Engineering Associates, LLP, by letter dated October 2, 2020, described the scope of work to be performed under Contract No. DPW20-209, in an amount not to exceed \$16,000.00, in connection with providing the drafting of conceptual designs and the initial coordination with the NYSDOT regarding the proposed streetscape improvements to Broadway in Hicksville; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Departments of Public Works/Highways, by memorandum dated October 23, 2020, requested Town Board authorization for Cameron Engineering & Associates, LLP, to provide the aforesaid on-call technical services under Contract No. PWC09-20 related to proposed streetscape improvements in Hicksville, and further requested that the Comptroller be directed to issue an encumbrance order in an amount not to exceed \$16,000.00 for this purpose; and

WHEREAS, funds in the amount of \$16,000.00 to satisfy said technical services are available in Account No. IGA CD 8862 28800 721 CD18.

NOW, THEREFORE, BE IT RESOLVED, that the requests as hereinabove set forth are accepted and approved, and Cameron Engineering & Associates, LLP is hereby authorized to proceed to provide the aforementioned services in connection with Contract No. PWC09-20, and the Comptroller is hereby authorized and directed to issue an encumbrance order in an amount not to exceed \$16,000.00, with funds to be drawn from Account No. IGA CD 8862 28800 721 CD18.

-#-

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

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

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

October 23, 2020

TO : MEMORANDUM DOCKET

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

SUBJECT : ON-CALL CONSULTANT SERVICE REQUEST
CONTRACT NO. PWC09-20
SITE DEVELOPMENT
ACCOUNT NO.: IGA CD 8662 28800 721 CD18
PROJECT ID NO. DPW20-209


The consultant, Cameron Engineering & Associates, LLP has been approved by the Commissioner of Public Works to provide technical services under On-Call Contract No. PWC09-20 by Resolution No. 809-2019 for the subject project. Funds have been made available by the Director of Finance.

Attached is a letter dated October 2, 2020 from Cameron Engineering Associates, LLP, regarding the scope of work to be performed in an amount not to exceed \$16,000.00. Services to be provided involve the drafting of conceptual designs and the initial coordination with the NYSDOT regarding the proposed streetscape improvements to Broadway in Hicksville.

Attached is an availability of funds in the amount of \$16,000.00 to satisfy said engineering costs from the Office of the Director of Finance indicating that funds are available in Account No. IGA CD 8662 28800 721 CD18.

The Office of the Inspector General has reviewed the RFP/Contract and the proposed vendor's disclosure questionnaire and is satisfied that the Procurement Policy has been fulfilled.

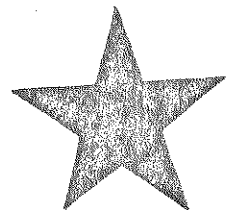
It is hereby requested that the Town Board authorize, by Resolution Cameron Engineering & Associates, LLP under Contract No. PWC09-20, On-Call Technical Assistance Relative to Site Development and requests that the Comptroller be directed to issue an encumbrance order for this purpose.


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

RWL/CT/MR/BK/ik

Attachment

cc: Steven Ballas, Comptroller
Frank Sammartano, Commissioner/IGA
PWC09-20 Docket 16000 Cameron





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



Requesting Division/Department

Intergovernmental Affairs

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

Contract Number PWC09-20

Contract Period January 1, 2020 through December 31, 2021

Consultant/Contractor Cameron Engineering & Associates, LLP

Discipline Site Development

Total Authorization \$96,400.00 (all)

Resolution No. 809-2019 Date 12/10/2019

Funded To Date \$80,400.00

Amount Requested \$16,000.00

Account To Be Used IGA CD 8662 28800 721 CD18

If Capital Account, State The Related Contract Number: DPW20-209

Description Of Work

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

Funds are required for the development of conceptual plans and a construction cost estimate

for the proposed streetscape improvements to Broadway in Hicksville.

Work To Be Completed In Contract Period: Yes ☒ No ☐

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

Required Insurances Are In Effect: Yes ☒ No ☐

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

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

Amount of Bond \$

Requesting Division/Department

Signature [Signature]

Title COMMISSIONER

Date 10/20/2020

DPW Approval

Only To Be Executed By The Commissioner

Signature [Signature]

Title Commissioner of Public Works

Date 10/20/2020

THIS SECTION TO BE COMPLETED BY THE DIRECTOR OF FINANCE

Amount Requested 16,000.00

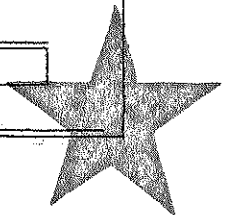
Unencumbered Balance 100,000.00

Is The Account To Be Used Consistent With The Nature Of Work Listed Above?

Yes ☒ No ☐

Signature [Signature]

Date 10/22/20





TOWN OF OYSTER BAY

WORK ORDER



This Section To Be Completed By The Department Of Public Works

Work Order No. _____

E.O. No. _____

Contract No. PWC09-20

Contract Start 1/1/2020

Contract End 12/31/2021

Commencement Date _____

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

Vendor Name and Address

Cameron Engineering & Associates, LLP

177 Crossways Park Drive

Woodbury, NY 11797

Requesting Town Department Intergovernmental Affairs

Contact Brian Kunzig Phone 677-5741

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

Funds are required for the development of conceptual plans and a construction cost estimate

for the proposed streetscape improvements to Broadway in Hicksville.

This work order shall not exceed \$ 16,000.00

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

Requesting Division/Department

Department Of Public Works Approval
Only To Be Executed By The Commissioner

Signature [Signature]

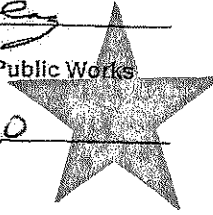
Signature [Signature]

Title COMMISSIONER

Commissioner of Public Works

Date 10/20/2020

Date 10/20/2020





CAMERON ENGINEERING & ASSOCIATES, L.L.P.

177 Crossways Park Drive
1411 Broadway, Suite 610
383 Old Tarrytown Road, 1st Floor

Woodbury, NY 11797 (516) 825-4900
New York, NY 10018 (212) 324-4000
White Plains, NY 10603 (914) 721-8300

Active Member of **ACEC New York**

October 2, 2020

Mr. John Tassone, Deputy Commissioner
Town of Oyster Bay
Department of Public Works
150 Miller Place
Syosset, NY 11791
Via email - jtassone@oysterbay.ny.gov

Re: Hicksville Streetscape Enhancement Project
Broadway (NYS Route 107) LIRR Overpass to Cherry Street
Proposal for Concept Phase Engineering & Landscape Architectural Services
Contract No. PWC09-20-Site Development
CP10131a2

Dear Deputy Commissioner Tassone:

In accordance with our recent meeting held September 30, 2020 at DPW offices, Cameron Engineering & Associates, LLP (Cameron Engineering) respectfully submits our Proposal for Concept Phase Services for the referenced project. Below is a brief description of our understanding of the project, our proposed Scope of Services, and our Fee for the work to be performed.

I. PROJECT DESCRIPTION

The Town of Oyster Bay is proceeding with the Conceptual Design for streetscape improvements along Broadway between the LIRR overpass and Cherry Street. The project will be funded through a 1.25-million-dollar federal funding source (i.e. - HUD through Nassau County CDBG Block Grants to the Town). Regulatory agencies, in addition to the Town, will include NYSDOT and the MTA/LIRR. Key focus areas of the streetscape improvements are enhancing walkability, improving pedestrian safety, and beautification.

The scope of improvements are anticipated to include:

- Big Belly Trash Cans
- Benches
- Decorative Lighting
- Decorative Street Name Signage
- Solar Powered Bollards
- Plantings
- Underlighting of the Train Trestle
- Crosswalk Improvements & Striping

The conceptual design will account for potential future enhancements (i.e. - public art) being integrated and connectivity to related Town initiatives.

Cameron Engineering proposes to perform engineering and landscape architectural services for Conceptual Phase services associated with the proposed streetscape improvements.

"Celebrating 35 Years of Excellence in Planning and Engineering"

www.cameronengineering.com

Managing Partner
John D. Cameron, Jr., P.E.

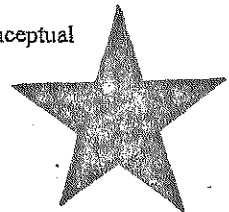
Senior Partner
Joseph E. Amato, P.E.

Partners / Principals
Mark Wagner, CFP
Janice Jipha, P.E., AICP, CFP
Nicholas A. Kamboukos, P.E.
Kevin M. McAndrew, P.L.A., AICP
Michael J. Holts, P.E.

Associate Partner
Andrew L. Narus, P.E.

Senior Associates
Glenn DeSimone, P.E., CFP
Stephen Hadjyane, P.E., BCEE

Associates
Michael A. De Giglio, R.L.A.
Richard J. Zapobka, Jr., P.E.



CAMERON ENGINEERING

Deputy Commissioner Tassone, Town of Oyster Bay
Proposal for Concept Phase Engineering & Landscape Architectural Services (cp10131a2)

October 2, 2020
Page 2 of 3

II. SCOPE OF SERVICES – CONCEPT PHASE

The specific Engineering and Landscape Architectural Services to implement the Project Description under this Proposal are as follows:

- A. Perform site visit to observe existing conditions including pedestrian sidewalk and crosswalk conditions, existing street trees and furnishings, on-street parking and overall aesthetic character.
- B. Prepare basemap for project limits utilizing available GIS mapping and aerial photography for conceptual design purposes.
- C. Prepare two (2) conceptual design layouts with varying degrees of streetscape treatments as outlined under Item I – Project Description. Each conceptual design will be augmented with precedent imagery of various treatments.
- D. Prepare order of magnitude cost budget estimate associated with the two (2) concept plan layouts.
- E. Attend coordination meeting with Town representatives to review concept plans and define preferred scope of improvements and implementation considerations.
- F. Prepare final Concept Plan and update cost budget estimate based on Town feedback.
- G. Attend NYSDOT meeting with Town representatives to coordinate permitting process, project timeline and implementation. The goal is to have this meeting occur the week of December 7th, 2020.

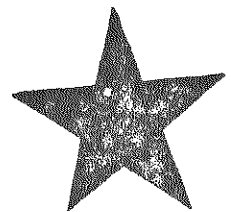
III. ADDITIONAL SERVICES

With prior authorization, we would provide any of the following additional services:

- A. Preparation of updated right-of-way survey, topographic map, utility survey, etc.
- B. Preparation of advanced design beyond Concept Phase services and/or new Concept Plan services after preparation of coordinated Concept Plan.
- C. Attendance and public meeting facilitation with civic groups, etc. including PowerPoint presentations, 3-D renderings, cross-sections, etc.

IV. FEES AND PAYMENTS

- A. The proposed Scope of Services outlined under Item II. will be performed under our On-Call Site Development Contract No. PWC09-20 on a timecard basis (approved hourly rate schedule) for the estimated fee of \$15,500 plus \$500 for reimbursable expenses for printing, copying and large-scale plots.



CAMERON ENGINEERING

*Deputy Commissioner Tassone, Town of Oyster Bay
Proposal for Concept Phase Engineering & Landscape Architectural Services (cp10/31a2)*

*October 2, 2020
Page 3 of 3*

V. CONTRACT AUTHORIZATION

This letter represents the entire Proposal. In order to initiate this contract, please forward your standard form of authorization for professional services.

We thank you for requesting this Proposal and appreciate the opportunity to work with you on this project. Should you have any questions, or wish to discuss any item in greater detail, please do not hesitate to contact me at (516) 224-5265.

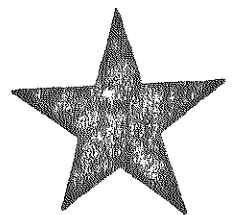
Very truly yours,



Kevin M. McAndrew, RLA, AICP, LEED AP
Partner

*Cc: Richard Lenz, P.E. Commissioner
Department of Public Works
Mr. Matthew Russo, P.E.
Division of Engineering*

KMM/jm



Meeting of December 10, 2019

Resolution No. 809-2019

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works/Highways, by memorandum dated November 22, 2019, advised that the Department of Public Works issued a Request for Proposal to firms seeking to provide On-Call Engineering Services to the Town in connection with Site Development, resulting in the receipt of thirteen (13) submissions; and

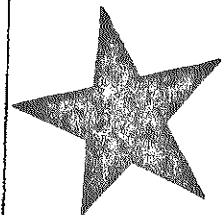
WHEREAS, Commissioner Lenz has, after review and analysis of the submissions based upon the technical merits of the responses, in compliance with the Town's Procurement Policy, requested and recommended that Cameron Engineering & Associates, LLP, D&B Engineers & Architects, P.C., de Bruin Engineering, P.C., LLC, H2M Engineers, Architects, Land Surveying & Landscape Architecture, D.P.C., John A. Grillo Architect, P.C., N&P Engineering, Architecture and Land Surveying, PLLC, and Nassan Suffolk Engineering & Architecture, PLLC be authorized to perform On-Call Engineering Services in connection with Contract No. PWC09-20, Site Development, for a two (2) year term, commencing on January 1, 2020 through December 31, 2021,

NOW, THEREFORE, BE IT RESOLVED, That the request and recommendation as hereinabove set forth are hereby accepted and approved and Cameron Engineering & Associates, LLP, D&B Engineers & Architects, P.C., de Bruin Engineering, P.C., LLC, H2M Engineers, Architects, Land Surveying & Landscape Architecture, D.P.C., John A. Grillo Architect, P.C., N&P Engineering, Architecture and Land Surveying, PLLC, and Nassan Suffolk Engineering & Architecture, PLLC are hereby authorized and directed to provide On-Call Engineering Services in connection with Contract No. PWC09-20, Site Development, for a two (2) year term, commencing on January 1, 2020 through December 31, 2021.

#

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

| | |
|-----------------------|---------|
| Supervisor Saladino | Aye |
| Councilman Muscarella | Aye |
| Councilman Macagnone | Aye |
| Councilwoman Johnson | Recused |
| Councilman Iuberto | Aye |
| Councilman Hand | Aye |
| Councilman Labriola | Aye |



DRS
Reviewed By
Office of Town Attorney
M. J. [Signature]

WHEREAS, Christina Nullet has requested to donate a memorial plaque to be placed under an existing tree in Marjorie R. Post Community Park, Massapequa, New York in memory of Ann and John Maini; 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 0001 02705 000 0000; and

WHEREAS, Joseph G. Pinto, Commissioner, Department of Parks, by memorandum dated October 29, 2020, recommended that the Town accept said donation, and

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 Christina Nullet to be deposited into Account No. PKS A 0001 02705 000 0000, to purchase a plaque to be placed under an existing tree in Marjorie R. Post Community Park, Massapequa, New York in memory of Ann and John Maini.

-#-

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

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

Reviewed By
Office of Town Attorney
Samuel G. S.

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

TO: Memorandum Docket
FROM: Joseph G. Pinto, Commissioner of Parks
SUBJECT: Memorial Plaque
DATE: October 29, 2020

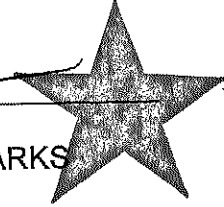
The Department of Parks has received a request from Christina Nullet (letter attached) requesting to donate a memorial plaque under an existing tree to be placed in Marjorie R. Post Community Park in memory of Ann and John Maini.

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

The plaque will be purchased by Christina Nullet 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 Christina Nullet. The monies will be collected in account PKS A 0001 02705 000 0000.


Joseph G. Pinto

COMMISSIONER OF PARKS



JGP/dc

Diann Codispodo

From: Christina Nullet [REDACTED]
Sent: Thursday, October 29, 2020 2:36 PM
To: Diann Codispodo
Subject: Re: Memorial Plaques and Benches

Hi Diann,

Thank you for taking the time to speak with me today. I would like to get a small plaque to be placed under an existing tree at Marjorie Post park, Massapequa, in memory of Ann & John Maini.
If you need any further information I can be reached at [REDACTED]

Thank you again
Christina Nullet

Sent from Yahoo Mail for iPhone

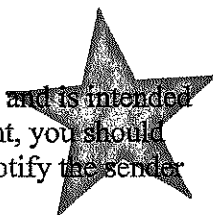
On Thursday, October 29, 2020, 2:19 PM, Diann Codispodo <dcodispodo@oysterbay-ny.gov> wrote:

Good afternoon Christina, Attached are the prices and guidelines for the memorial plaques and benches. If you have any further questions feel free to email or call me.

Have a great weekend,

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.



WHEREAS, Ruben Herrera has requested to donate a memorial plaque and bench to be placed in Ellsworth W. Allen Park, Farmingdale, New York, in memory of Jaydien John Massett; and

WHEREAS, the value of the plaque is estimated to be \$880.00, and the monies donated will be deposited into Account No. PKS A 0001 02705 000 0000; and


WHEREAS, Joseph G. Pinto, Commissioner, Department of Parks, by memorandum dated October 27, 2020, recommended that the Town accept said donation, and

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is accepted, and the Town hereby accepts the donation of \$880.00 from Ruben Herrera to be deposited into Account No. PKS A 0001 02705 000 0000, to purchase a plaque and bench to be placed in Ellsworth W. Allen Park, Farmingdale, New York, in memory of Jaydien John Massett.

-#-

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

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

Reviewed By
Office of Town Attorney


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

TO: Memorandum Docket

FROM: Joseph G. Pinto, Commissioner of Parks

SUBJECT: Memorial Plaque and Bench

DATE: October 27, 2020

The Department of Parks has received a request from Ruben Herrera (letter attached) requesting to donate a memorial plaque and bench to be placed in Ellsworth W. Allen Park in memory of Jaydien John Massett.

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

The plaque and bench will be purchased by Ruben Herrera and donated to the Parks Department. The value of the plaque and bench are estimated to be \$880.00. Town Board approval is requested on behalf of Ruben Herrera. The monies will be collected in account PKS A 0001 02705 000 0000.



Joseph G. Pinto
COMMISSIONER OF PARKS



JGP/dc

Thursday, October 22, 2020

Re: Memorial Plaque Request

Attn: Town of Oyster Bay

To Whom It May Concern,

I, Ruben Herrera, am kindly requesting approval to place a memorial plaque on a new bench at Ellsworth W. Allen Park located at 45 Motor Avenue in Farmingdale, NY 11735.

This Memorial Plaque is to commemorate Jaydien John Massett who unfortunately passed away on November 29th, 2019 while riding his bicycle across Sunrise Highway. I, and other members of the community, would like to donate the plaque in memory of young Jaydien to his mother Jessica Massett.

I am grateful for your assistance in this matter and look forward to hearing from you. I can be reached via email at [REDACTED] or cell phone [REDACTED]

Kindest Regards



Ruben Herrera

Massapequa Resident

Meeting of November 17, 2020

Resolution No. 617-2020

WHEREAS, Joseph G. Pinto, Commissioner, Department of Parks, by memorandum dated October 28, 2020, recommended and requested that the Town Board authorize payment of a refund in the amount of \$475.00, to Jennifer Rubinfeld, 16 Plymouth Road, Massapequa, New York, from Account No. PKS A 0001 02001 510 0000, which amount represents registration fee paid for child to attend Marjorie Post Summer Recreation camp, which he did not complete,

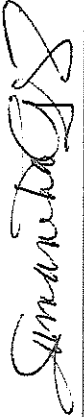
NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is accepted and approved, and the Department of Parks is hereby authorized to issue a refund in the amount of \$475.00, to Jennifer Rubinfeld, 16 Plymouth Road, Massapequa, New York, from Account No. PKS A 0001 02001 510 0000, and payment of said refund is to be made upon presentation of 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 |
| Councilwoman Johnson | Aye |
| Councilman Imbroto | Aye |
| Councilman Hand | Aye |
| Councilman Labriola | Aye |
| Councilwoman Maier | Aye |
| Councilwoman Walsh | Aye |

Reviewed By
Office of Town Attorney



TOWN OF OYSTER BAY

Inter-Departmental Memorandum

TO: Memorandum Docket

FROM: Joseph G. Pinto, Commissioner of Parks

DATE: October 28, 2020

SUBJECT: Refund Request


The Department of Parks has received correspondence from Jennifer Rubinfeld stating that due to the rapid spread of COVID-19, she did not want her son attending summer recreation camp for the remainder of the sessions. She is requesting a refund of \$475.00 for the difference of her payment. Please see attached for pertinent information regarding this refund request.

The refund should be mailed to:

Jennifer Rubinfeld
16 Plymouth Road
Massapequa, New York 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:dm

Danielle Mangilomini

From: Jackie Devlin
Sent: Monday, October 26, 2020 3:11 PM
To: Danielle Mangilomini
Cc: Joseph Pinto
Subject: FW: Marjorie post camp

Hi Danielle,

In regards to Mrs. Rubinfeld's email, can you please refund her a total of \$475.00. [REDACTED] attended Marjorie Post Summer Camp,
ck: 108 Rec: 00339 and DOR: 002.

Thanks
Jackie

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

From: Jennifer Rubinfeld [REDACTED]
Sent: Monday, July 20, 2020 1:42 AM
To: Jackie Devlin <jdevlin@oysterbay-ny.gov>
Subject: Marjorie post camp

Dear Jackie,
Please issue me a refund for the Marjorie post camp. Since there was a positive case of Corona I am too concerned to further send him. He only attended the camp 5 days in total. Please let me know if there is anything else I need to do. His name is [REDACTED] and he was in the [REDACTED] age group. My phone number [REDACTED]
Thank you, Jennifer Rubinfeld

Sent from my iPhone



NO: 002

DATE

6/24/80

TOWN OF OYSTER BAY
DEPARTMENT OF PARKS
DAILY OPERATIONS REPORT

PARK:

Post #3

SUMMER RECREATION FULL DAY PROGRAM

| | NUMBER | RATE | AMOUNT |
|--|--------|--------|-----------|
| 1. Resident Child | 65 | 560.00 | 36,400.00 |
| 2. Add-on (each additional child after 2) | 34 | 460.00 | 15,640.00 |
| 3. Non Resident Child | | 610.00 | |
| 4. Add-on Non Resident (each additional after 2) | | 510.00 | |
| TOTAL | | | 52,040.00 |

General Receipt Opening #

87830.11

Closing #

100000

REMARKS:

140,432.00

Recreation Leader-Print

Recreation Leader-Sign

Donna Antetombrino

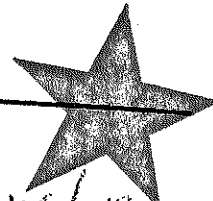
Recreation Supervisor-Print

Donna Antetombrino

Recreation Supervisor-Sign

Date

Date

te-Comptroller
ary-Finance
-Accounting
enrod-Rec. Supervisor



TOWN OF OYSTER BAY
Department of Parks
GENERAL RECEIPT

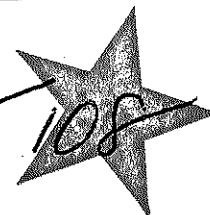
00339

| | | | | | |
|--------------------------|------|------------------|---------------------|--|-----------|
| Name [REDACTED] | | | Phone [REDACTED] | | |
| Street 16 Plymouth Rd | | | Age [REDACTED] | | |
| Town Massapequa | | Zip 11758 | Day Hour | | |
| Activity Summer Rec | | Location Post | | | |
| Mo./ | Day/ | Year | Received By | | Fee |
| 6/ | 23/ | 20 | D.A. | | \$ 560.00 |

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

Cash ☐

Check ☒



**STERLING
NATIONAL BANK**

MASSAPEQUA

Teller 1758
Seq 51

Till 4
12:41 PM

| Calendar Date | Business Date |
|---------------|---------------|
| 12/31/2010 | 12/31/2010 |
| 12/31/2011 | 12/31/2011 |
| 12/31/2012 | 12/31/2012 |
| 12/31/2013 | 12/31/2013 |
| 12/31/2014 | 12/31/2014 |
| 12/31/2015 | 12/31/2015 |
| 12/31/2016 | 12/31/2016 |
| 12/31/2017 | 12/31/2017 |
| 12/31/2018 | 12/31/2018 |
| 12/31/2019 | 12/31/2019 |
| 12/31/2020 | 12/31/2020 |
| 12/31/2021 | 12/31/2021 |
| 12/31/2022 | 12/31/2022 |
| 12/31/2023 | 12/31/2023 |
| 12/31/2024 | 12/31/2024 |
| 12/31/2025 | 12/31/2025 |
| 12/31/2026 | 12/31/2026 |
| 12/31/2027 | 12/31/2027 |
| 12/31/2028 | 12/31/2028 |
| 12/31/2029 | 12/31/2029 |
| 12/31/2030 | 12/31/2030 |
| 12/31/2031 | 12/31/2031 |
| 12/31/2032 | 12/31/2032 |
| 12/31/2033 | 12/31/2033 |
| 12/31/2034 | 12/31/2034 |
| 12/31/2035 | 12/31/2035 |
| 12/31/2036 | 12/31/2036 |
| 12/31/2037 | 12/31/2037 |
| 12/31/2038 | 12/31/2038 |
| 12/31/2039 | 12/31/2039 |
| 12/31/2040 | 12/31/2040 |
| 12/31/2041 | 12/31/2041 |
| 12/31/2042 | 12/31/2042 |
| 12/31/2043 | 12/31/2043 |
| 12/31/2044 | 12/31/2044 |
| 12/31/2045 | 12/31/2045 |
| 12/31/2046 | 12/31/2046 |
| 12/31/2047 | 12/31/2047 |
| 12/31/2048 | 12/31/2048 |
| 12/31/2049 | 12/31/2049 |
| 12/31/2050 | 12/31/2050 |
| 12/31/2051 | 12/31/2051 |
| 12/31/2052 | 12/31/2052 |
| 12/31/2053 | 12/31/2053 |
| 12/31/2054 | 12/31/2054 |
| 12/31/2055 | 12/31/2055 |
| 12/31/2056 | 12/31/2056 |
| 12/31/2057 | 12/31/2057 |
| 12/31/2058 | 12/31/2058 |
| 12/31/2059 | 12/31/2059 |
| 12/31/2060 | 12/31/2060 |
| 12/31/2061 | 12/31/2061 |
| 12/31/2062 | 12/31/2062 |
| 12/31/2063 | 12/31/2063 |
| 12/31/2064 | 12/31/2064 |
| 12/31/2065 | 12/31/2065 |
| 12/31/2066 | 12/31/2066 |
| 12/31/2067 | 12/31/2067 |
| 12/31/2068 | 12/31/2068 |
| 12/31/2069 | 12/31/2069 |
| 12/31/2070 | 12/31/2070 |
| 12/31/2071 | 12/31/2071 |
| 12/31/2072 | 12/31/2072 |
| 12/31/2073 | 12/31/2073 |
| 12/31/2074 | 12/31/2074 |
| 12/31/2075 | 12/31/2075 |
| 12/31/2076 | 12/31/2076 |
| 12/31/2077 | 12/31/2077 |
| 12/31/2078 | 12/31/2078 |
| 12/31/2079 | 12/31/2079 |
| 12/31/2080 | 12/31/2080 |
| 12/31/2081 | 12/31/2081 |
| 12/31/2082 | 12/31/2082 |
| 12/31/2083 | 12/31/2083 |
| 12/31/2084 | 12/31/2084 |
| 12/31/2085 | 12/31/2085 |
| 12/31/2086 | 12/31/2086 |
| 12/31/2087 | 12/31/2087 |
| 12/31/2088 | 12/31/2088 |
| 12/31/2089 | 12/31/2089 |
| 12/31/2090 | 12/31/2090 |
| 12/31/2091 | 12/31/2091 |
| 12/31/2092 | 12/31/2092 |
| 12/31/2093 | 12/31/2093 |
| 12/31/2094 | 12/31/2094 |
| 12/31/2095 | 12/31/2095 |
| 12/31/2096 | 12/31/2096 |
| 12/31/2097 | 12/31/2097 |
| 12/31/2098 | 12/31/2098 |
| 12/31/2099 | 12/31/2099 |
| 12/31/2100 | 12/31/2100 |

06/25/20
-06/25/20

Account Number

*****7087

DDA Deposit

\$14,580.00

Cash Back

\$0.00

Available Balance

Client Services
855-274-2801

<http://www.snb.com>

DEPOSIT TICKET
FOR CLEAR COPY, PRESS FIRMLY

DATE _____

6/24/20

| CURRENCY | | DOLLARS | CENTS |
|-----------------------------|---------|---------|-------|
| COINS | | | |
| CHECKS LIST EACH SEPARATELY | | | |
| 1 | 2593.50 | 20 | 00 |
| 2 | 151 | 88 | 00 |
| 3 | 106 | 85 | 00 |
| 4 | 386 | 56 | 00 |
| 5 | 1148 | 56 | 00 |
| 6 | 1431 | 56 | 00 |
| 7 | 1116 | 56 | 00 |
| 8 | 669 | 56 | 00 |
| 9 | 111 | 56 | 00 |
| 10 | 843 | 56 | 00 |
| 11 | 5883 | 56 | 00 |
| 12 | 1323 | 56 | 00 |
| 13 | 198 | 56 | 00 |
| 14 | 1944 | 56 | 00 |
| 15 | 1731 | 56 | 00 |
| 16 | 792 | 56 | 00 |
| 17 | 2766 | 56 | 00 |
| 18 | 4481 | 56 | 00 |
| 19 | 1077 | 56 | 00 |
| 20 | 1113 | 56 | 00 |
| 21 | 1184 | 56 | 00 |
| 22 | 157 | 56 | 00 |
| 23 | 1936 | 56 | 00 |
| 24 | 0938 | 56 | 00 |
| 25 | 108 | 56 | 00 |
| 26 | 159 | 56 | 00 |
| 27 | 2306 | 56 | 00 |
| 28 | 483 | 56 | 00 |
| TOTAL | | 1458 | 00 |

ALL CHECKS AND OTHER ITEMS ARE RECEIVED FOR DEPOSITING SUBJECT TO THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE OR ANY APPLICABLE COLLECTION AGREEMENT. DEPOSITS MAY NOT BE AVAILABLE FOR IMMEDIATE WITHDRAWAL.

TOTAL ITEMS 87

50-7044/221

USE ROUTING NUMBER FROM YOUR CHECKS FOR AUTOMATIC PAYMENTS. IF CHECKS AND OTHER FUNDS ARE RECEIVED FOR DEPOSIT SUBJECT TO THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE AND ANY APPLICABLE COLLECTION AGREEMENT.

**TOWN OF OYSTER BAY
54 AUDREY AVE
OYSTER BAY, NY 11771**

STERLING
NATIONAL BANK

010 6700327087 5350404091

Item - Price - Qty :

| | | |
|----|--------|--|
| 14 | 580.00 | |
|----|--------|--|

WHEREAS, Joseph G. Pinto, Commissioner, Department of Parks, by memorandum dated October 30, 2020, requested Town Board approval to conduct two Town of Oyster Bay Car Show Long Island events, to be held at TOBAY Beach, on Sunday, April 24, 2021, from 11:00 am to 4:00 pm, with a rain date set for Sunday, April 25, 2021; and on Sunday, October 3, 2021, from 11:00 am to 4:00 pm, with a rain date set for Sunday, October 10, 2021, or as otherwise determined by the Department of Parks, as well as Town Board approval to accept registration fees for said event, along with sponsor fees, vendor fees, exhibitor fees, mobile food concession fees and commemorative merchandise revenue; and

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

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

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

Reviewed By
Office of Town Attorney

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

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

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

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

WHEREAS, event expenses including, but not limited to, signage, branded merchandise, trophies, promotional advertising, such as print, radio, television, internet and computerized pre-recorded messaging, shall not exceed the total amount of Fifteen Thousand Five Hundred (\$15,500.00) Dollars, and shall be paid from the Town of Oyster Bay Car Shows Program

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

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

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

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

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

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

Trust Account No. TWN TA 0000 00085 438 0000. Any further event expenses (pursuant to the Town's procurement policy) not listed that are deemed appropriate by the Commissioner of Parks or his designee shall not exceed the total amount of Two Thousand (\$2,000.00) Dollars, and shall be paid from the Town of Oyster Bay Car Shows Program Trust Account No. TWN TA 0000 00085 438 0000; and

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

NOW, THEREFORE, BE IT RESOLVED, That the requests as set forth hereinabove are hereby accepted and approved, and the Department of Parks is hereby authorized to conduct two Town of Oyster Bay Car Show Long Island events to be held at TOBAY Beach, on Saturday, April 24, 2021, from 11:00 am to 4:00 pm, with a rain date set for Sunday, April 25, 2021; and on Sunday, October 3, 2021, from 11:00 am to 4:00 pm, with a rain date set for Sunday, October 10, 2021, or as otherwise determined by the Department, upon the terms as requested by Commissioner Pinto in his memorandum dated October 30, 2020, and as set forth hereinabove.

#

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

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

TOWN OF OYSTER BAY Inter-Department Memo

TO: MEMORANDUM DOCKET

FROM: JOSEPH G. PINTO, COMMISSIONER OF PARKS

DATE: OCTOBER 30, 2020

SUBJECT: TOWN OF OYSTER BAY CAR SHOW LONG ISLAND 2021

The Department of Parks requests Town Board approval to conduct two Town of Oyster Bay Car Show Long Island events, to be held at Tobay Beach. The first show being Saturday, April 24, 2021, from 11:00am to 4:00pm with a rain date set for Sunday, April 25, 2021. The second show will be Sunday, October 3, 2021, from 11:00am to 4:00pm with a rain date set for Sunday, October 10, 2021. Dates and/or times may change as determined by this department.

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

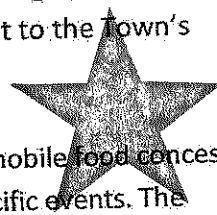
\$15.00 for all cars pre-registered to the date of the event
\$25.00 for all cars registering the day of the event

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

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

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

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



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

Event entertainment shall be provided by the Department of Parks, the Town concessionaire(s) at Tobay (as of the date of each event) and/or participating sponsor(s). Talent selection shall be approved by Commissioner of Parks or his designee. Entertainment fees shall be satisfied solely by or in conjunction with the Town of Oyster Bay Department of Parks, the Town concessionaire(s) at Tobay (as of the date of each event) and/or a participating sponsor(s) and shall not exceed the total amount of \$4,500.00 for said event. Any partial or whole fees billed to the Town by the entertainment group shall be drawn from the Town of Oyster Bay Car Shows Program Trust Account No. TWN TA 0000 00085 438 0000 in accordance with Guideline 5, section b of the Town Procurement Policy.

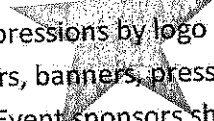
The Department of Parks is seeking Town Board approval to accept the addition of sponsors, vendors and exhibitors to said event, at a fee, to be collected by this department. Sponsors/vendor/exhibitor fees are as follows:

PRESENTING SPONSOR

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

EVENT SPONSOR

Event sponsors shall be included on all promotional impressions by logo and/or wordmark, including but not limited to printings, posters, banners, press releases, mailings and commemorative merchandise. Event sponsors shall be entitled to a dedicated area at the event, designated by this department, for any promotional displays, advertising and giveaways. Valuation of Event Sponsors shall be set by this department and shall not exceed \$2,500.



SPONSOR

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

IN-KIND SPONSOR

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

VENDOR

A vendor shall be allotted a 10' X 15' area at the event, designated by this department, and up to two 8ft tables, one 6ft table and one 10' X 10' tent to sell product directly to the spectators attending the event. Tables and tent shall be the responsibility of the vendor. Valuation of a Vendor shall be set by this department at \$150.

EXHIBITOR

An exhibitor shall be allotted a 10' X 15' area at the event, designated by this department, and up to two 8ft tables, one 6ft table and one 10' X 10' tent to display product and hand out product related literature directly to the spectators attending the event. Tables and tent shall be the responsibility of the exhibitor. Valuation of an Exhibitor shall be set by this department at \$150.

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

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

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

The Department of Parks requests Town Board authorization to employ the services of a dedicated judging staff to adjudicate for the 2021 Car Show Long Island event at Tobay Beach on Saturday, April 24, 2021 with a rain date set for Sunday, April 25, 2021. The second show will be Sunday, October 3, 2021 with a rain date set for Sunday, October 10, 2021. Judges shall be recognized and chosen based on their expertise and knowledge of classic, antique and show cars and shall be selected at the discretion of the Commissioner of Parks or his designee with an individual fee not to exceed \$150, with the number of judges not to exceed 20 per event.

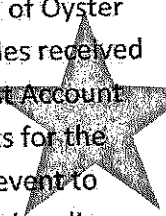
All judging service fees shall be funded by event registrant fees and shall be drawn from the Oyster Bay Car Show Trust Account No. TWN TA 0000 00085 438 0000.

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

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

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

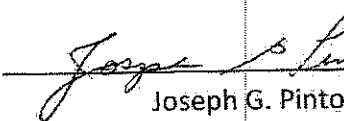
All monies collected from said event which shall include but are not limited to car registration fee, event sponsor fee, vendor fee, exhibitor fee and commemorative merchandise revenue shall be deposited in the Town of Oyster Bay General Fund Account No. TWN A 0001 02770 590 0000. Upon event reconciliation, 65% of the total monies shall remain in the Town of Oyster Bay General Fund Account No. TWN A 0001 02770 590 0000 and 35% of total monies received from event shall be transferred to the Town of Oyster Bay Car Shows Program Trust Account No. TWN TA 0000 00085 438 0000 to be used to develop and execute future events for the Town of Oyster Bay. Additionally, a working bank shall be established prior to the event to allow on site staff to facilitate the proper change for day of registrants and/or merchandise sales.




Event expenses including but not be limited to signage branded merchandise, trophies, promotional advertising, such as print, radio, television, internet and computerized pre-recorded messaging shall not exceed the total amount of \$15,500.00 and are to be paid from Town of Oyster Bay Car Shows Program Trust Account No. TWN TA 0000 00085 438 0000.

Any further event expenses (pursuant to the Town's procurement policy) not listed that are deemed appropriate by the Commissioner of Parks or his designee shall not exceed the total amount of \$2,000.00 and are to be paid from the Town of Oyster Bay Car Shows Program Trust Account No. TWN TA 0000 00085 438 0000.

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


Joseph G. Pinto
Commissioner of Parks



JGP; ew

WHEREAS, by Resolution No. 714-2019, adopted on November 19, 2019, the Town Board authorized Albrecht, Viggiano, Zureck & Company, P.C., 25 Suffolk Court Hauppauge, New York 11788, and Rynkar, Vail & Barrett, LLP, 22 Jericho Turnpike Mineola, New York 11501, to provide on-call accounting services to the Town, in connection with Contract No. PWC 035-19, On-Call Accounting Services, for a one (1) year period, commencing on December 1, 2019 and expiring on November 30, 2020, for an amount not to exceed \$850,00.00, with two (2) one (1) year extension options to be exercised at the discretion of the Town; and

WHEREAS, Steven C. Ballas, Town Comptroller, by memorandum dated October 30, 2020, requested authorization for the Town to exercise the second one (1) year extension option with Albrecht, Viggiano, Zureck & Company, P.C. and Rynkar, Vail & Barrett, LLP for the purpose of providing on-call accounting services to the Town for the 2020 financial period, with said extension option commencing on December 1, 2020, and expiring on November 30, 2021, for an amount not to exceed \$890,000.00,

NOW, THEREFORE, BE IT RESOLVED, that the request as hereinabove set forth is hereby accepted and approved, and in connection with PWC035-19, Albrecht, Viggiano, Zureck & Company, P.C. and Rynkar, Vail & Barrett, LLP, are hereby authorized to provide on-call accounting services to the Town for the 2020 financial period, pursuant to the second one (1) year extension option, with said extension option commencing on December 1, 2020 and expiring on November 30, 2021, for an amount not to exceed \$890,000.00; and be it further

RESOLVED, that the funds for said payment shall be drawn from Account No. CMP A 1315 44800 000 0000; and be it further

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

-#-

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

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

Reviewed By
Office of Town Comptroller
Matthew J. Cusack

TOWN OF OYSTER BAY

Inter-Departmental Memo

October 30, 2020

To: MEMORANDUM DOCKET

From: STEVEN C. BALLAS, COMPTROLLER

Subject: RE-APPOINTMENT OF ON-CALL ACCOUNTING SERVICES PWC 035-19

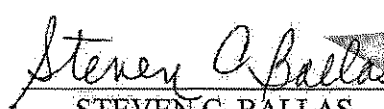
In accordance with a request for proposal (RFP) process as set forth by Town Board Resolution, the Comptroller's Office solicited proposals from firms interested in providing On-Call Accounting Services to the Town.

After reviewing and evaluating all of the proposals, Albrecht, Viggiano, Zureck & Company, P.C. of Hauppauge, New York was the highest ranked firm. Rynkar, Vail & Barrett, LLP of Mineola, New York was the second (2nd) highest ranked firm. Both firms submitted its cost proposal for a one (1) year financial period with an option of extending the services to second and third year reporting periods. The first year, which was authorized by Town Board Resolution 714-2019, expires on November 30, 2020.

In light of the above, it is respectfully requested that the Town Board authorize the first (1) one year extension with the firms Albrecht, Viggiano, Zureck and Company, P.C. of Hauppauge, New York and Rynkar, Vail & Barrett, LLP of Mineola, New York for the purpose of providing accounting services for the 2020 financial period. The extensions will take effect on December 1, 2020, and will be forwarded to the Town Attorney's office for review.

The value of the accounting services for the one (1) year financial period agreement is to be \$890,000.00. Funds are available in the 2021 annual Town budget, account CMP A 1315 44800 000 0000.

The Office of the Inspector General has reviewed the disclosure questionnaires of the active On-Call Accounting Services vendors and is satisfied that the Town of Oyster Bay Procurement Policy has been fulfilled.


STEVEN C. BALLAS
COMPTROLLER 

SCB:ipp

cc: Internal Audit Division (RFP File)
Reading File

WHEREAS, Steven C. Ballas, Comptroller, by memorandum dated November 8, 2019, advised that pursuant to the Town of Oyster Bay Procurement Policy, the Office of the Comptroller issued a Request for Proposals (RFP) to twenty-six (26) firms, placed said RFP on the Town's website, for On-Call Accounting Services for the Town, for a one (1) year period with an option, at the discretion of the Town, to extend the services to second and third year reporting periods; and

WHEREAS, in response to that Request for Proposals, three (3) responses were timely received by the Office of the Comptroller; and

WHEREAS, following a review and evaluation of said three (3) responses by an RFP review committee consisting of six (6) employees from different departments within the Town, in accordance with the requirements of Guidelines 6 and 9 of the Town's Procurement Policy and based on the criteria set forth in the RFP, the office of the Comptroller recommended and requested that the Town Board authorize the Supervisor to enter into an agreement with Albrecht, Viggiano, Zureck & Company, P.C., 25 Suffolk Court, Hauppauge, New York and Rynkar, Vail & Barrett, LLP, 22 Jericho Turnpike, Mineola, New York, to provide on-call accounting services for the period commencing on December 1, 2019 and terminating on November 30, 2020, in an initial amount not to exceed \$850,000, with two (2) annual extension options; and

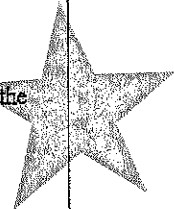
WHEREAS, the Town Board deems it to be in the best interest of the Town to enter into such agreement,

RESOLVED, That the request as hereinabove set forth is hereby approved, and the Supervisor, his designee and/or the Comptroller is hereby authorized to execute any and all documents necessary to enter into agreements with Albrecht, Viggiano, Zureck & Company, P.C., and Rynkar, Vail & Barrett, LLP, Mineola, New York for On-Call Accounting Services, for the period commencing December 1, 2019 and terminating on November 30, 2020, in an amount not to exceed \$850,000, with two (2) annual extension options, and 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. CMP A 1315 44800 000 0000.

-#-

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

| | |
|-----------------------|-----|
| Supervisor Saladino | Aye |
| Councilman Muscarella | Aye |
| Councilman Macagnone | Aye |
| Councilwoman Johnson | Aye |
| Councilman Imbroto | Aye |
| Councilman Hand | Aye |
| Councilman Labriola | Aye |



Reviewed By
Office of Town Attorney

WHEREAS, by Resolution No. 713-2019, adopted on November 19, 2019, the Town Board authorized Cullen and Danowski, LLP, 1650 Route 112 Port Jefferson Station, New York 11776, to provide on-call auditing services in connection with Contract No. PWC 036-19, On-Call Auditing Services to the Town, for an amount not to exceed \$128,000.00, for a one (1) year period, commencing on December 1, 2019 and expiring on November 30, 2020, with two (2) one (1) year extension options to be exercised at the discretion of the Town; and

WHEREAS, Steven C. Ballas, Town Comptroller, by memorandum dated October 30, 2020, requested authorization for the Town to exercise the first one (1) year extension option with Cullen and Danowski, LLP for the purpose of providing on-call auditing services to the Town for the 2020 financial period, with said extension commencing on December 1, 2020 and expiring on November 30, 2021, in an amount not to exceed \$165,000.00,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is hereby accepted and approved, and in connection with Contract No. PWC 036-19, Cullen and Danowski, LLP, is hereby authorized to provide on-call auditing services to the Town for the 2020 financial period, with the first one (1) year extension option commencing on December 1, 2020 and expiring on November 30, 2021, for an amount not to exceed \$165,000.00; and be it further

RESOLVED, that the funds for said payment shall be drawn from Account No. TWN A 1989 44810 000 0000; and be it further

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

-#-

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

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

TOWN OF OYSTER BAY

Inter-Departmental Memo

October 30, 2020

To: MEMORANDUM DOCKET

From: STEVEN C. BALLAS, COMPTROLLER

Subject: RE-APPOINTMENT OF ON-CALL PROFESSIONAL AUDITING SERVICES
PWC 036 - 19


In accordance with a request for proposal (RFP) process as set forth by Town Board Resolution, the Comptroller's Office solicited proposals from firms interested in providing Professional On-Call Auditing Services to the Town.


After reviewing and evaluating all of the proposals, Cullen and Danowski, LLP, of Port Jefferson Station, New York was the highest ranked firm. The firm submitted its cost proposal for a one (1) year financial period with an option of extending the services to second and third year reporting periods. The first year, which was authorized by Town Board Resolution 713-2019, expires on November 30, 2020.

In light of the above, it is respectfully requested that the Town Board authorize the first (1) one year extension with the firm Cullen and Danowski, LLP, of Port Jefferson Station, New York for the purpose of providing professional auditing services for the 2020 financial period. This extension will take effect on December 1, 2020, and will be forwarded to the Town Attorney's office for review.

The value of the professional auditing services for the one (1) year financial period agreement is to be \$165,000.00. Funds are available in the 2021 annual Town budget account TWN A 1989 44810 000 0000.

The Office of the Inspector General has reviewed the disclosure questionnaires of the active On-Call Professional Auditing Services vendor and is satisfied that the Town of Oyster Bay Procurement Policy has been fulfilled.


STEVEN C. BALLAS
COMPTROLLER



SCB:rpp

cc: Internal Audit Division (RFP File)
Reading File

WHEREAS, Steven C. Ballas, Comptroller, by memorandum dated November 8, 2019, advised that pursuant to the Town of Oyster Bay Procurement Policy, the Office of the Comptroller issued a Request for Proposals (RFP) to twenty-six (26) firms, and placed said RFP on the Town's website, for Professional Auditing Services for the Town, for a one (1) year period with an option, at the discretion of the Town, to extend the services to second and third year reporting periods; and

WHEREAS, in response to that Request for Proposals, five (5) responses were timely received by the Office of the Comptroller; and

WHEREAS, following a review and evaluation of said five (5) responses by an RFP review committee consisting of six (6) employees from different departments within the Town, in accordance with the requirements of Guidelines 6 and 9 of the Town's Procurement Policy and based on the criteria set forth in the RFP, the office of the Comptroller recommended and requested that the Town Board authorize the Supervisor to enter into an agreement with Cullen and Danowski, LLP, 1650 Route 112, Port Jefferson Station, New York 11776 to provide Professional Auditing Services for the period commencing on December 1, 2019 and terminating on November 30, 2020, in an initial amount not to exceed \$128,000.00, with two (2) annual extension options; and

WHEREAS, the Town Board deems it to be in the best interest of the Town to enter into such agreement,

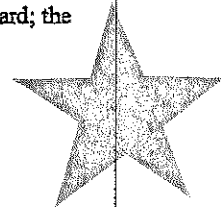
RESOLVED, That the request as hereinabove set forth is hereby approved, and the Supervisor, his designee and/or the Comptroller is hereby authorized to execute any and all documents necessary to enter into an agreement with Cullen and Danowski, LLP, 1650 Route 112, Port Jefferson Station, New York 11776 for Professional Auditing Services, for the period commencing December 1, 2019 and terminating on November 30, 2020, in an amount not to exceed \$128,000, with two (2) annual extension options, and 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. TWN A 1989 44810 000 0000.

#

E 3532

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

| | |
|-----------------------|-----|
| Supervisor Saladino | Aye |
| Councilman Muscarella | Aye |
| Councilman Macagnone | Aye |
| Councilwoman Johnson | Aye |
| Councilman Imbroto | Aye |
| Councilman Hand | Aye |
| Councilman Labriola | Aye |



Reviewed By
Office of Town Attorney

WHEREAS, Sheila Tarnowski, Director, Legislative Affairs, by memorandum dated October 30, 2020, recommended adoption of the following Town Board Meeting Schedule for 2021:

2021 Meeting Schedule

| | | |
|-----------|----|--------------------------|
| January | 12 | 10:00 a.m. |
| January | 26 | 7:00 p.m. |
| February | 9 | 10:00 a.m. |
| February | 23 | 10:00 a.m. |
| March | 9 | 10:00 a.m. |
| March | 23 | 7:00 p.m. |
| April | 20 | 10:00 a.m. |
| May | 4 | 7:00 p.m. |
| May | 18 | 10:00 a.m. |
| June | 15 | 7:00 p.m. |
| June | 29 | 10:00 a.m. |
| July | 13 | 10:00 a.m. |
| August | 17 | 10:00 a.m. |
| September | 14 | 10:00 a.m. |
| October | 5 | 10:00 a.m. |
| October | 19 | 10:00 a.m. and 7:00 p.m. |
| October | 26 | 10:00 a.m. |
| November | 16 | 10:00 a.m. |
| December | 7 | 10:00 a.m. |

NOW, THEREFORE, BE IT RESOLVED, That the recommendation as hereinabove set forth is accepted, and the abovementioned Town Board Meeting Schedule for 2021 is hereby adopted.

-#-

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

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

Reviewed By
Office of Town Attorney
[Signature]

TOWN OF OYSTER BAY INTER-DEPARTMENTAL MEMO

October 30, 2020

TO: MEMORANDUM DOCKET

FROM: SHEILA TARNOWSKI, DIRECTOR, LEGISLATIVE AFFAIRS

THRU: OFFICE OF THE TOWN ATTORNEY

SUBJECT: PROPOSED TOWN BOARD MEETING DATES – 2021

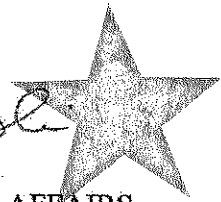
The following are the proposed Town Board Meeting dates for 2021.

| | |
|--------------|--------------------------------------|
| January 12 | 10:00 am |
| January 26 | 7:00 pm |
| February 9 | 10:00 am |
| February 23 | 10:00 am |
| March 9 | 10:00 am |
| March 23 | 7:00 pm |
| April 20 | 10:00 am |
| May 4 | 7:00 pm |
| May 18 | 10:00 am |
| June 15 | 7:00 pm |
| June 29 | 10:00 am |
| July 13 | 10:00 am |
| August 17 | 10:00 am |
| September 14 | 10:00 am |
| October 5 | 10:00 am |
| October 19 | 10:00 am & 7:00 pm (Budget Hearings) |
| October 26 | 10:00 am |
| November 16 | 10:00 am |
| December 7 | 10:00 am |

I respectfully request Town Board approval to set these dates for the 2021 Town Board Meeting Schedule.

FRANK M. SCALERA
TOWN ATTORNEY

Sheila Tarnowski
SHEILA TARNOWSKI
DIRECTOR, LEGISLATIVE AFFAIRS



RESOLVED, That a public hearing will be held before the Town Board, at the Town's Hicksville Athletic Center, 167 South Broadway, Hicksville, New York 11801, on the 8th day of December, 2020, at 7:00 o'clock p.m., prevailing time, or as soon thereafter as practicable, to consider amending the Code of the Town of Oyster Bay, New York, by adopting a new Local Law entitled, "A LOCAL LAW TO AMEND CHAPTER 246 - ZONING, OF THE CODE OF THE TOWN OF OYSTER BAY, TO REMOVE CENTRAL ZONING DISTRICT AND CREATE HICKSVILLE DOWNTOWN ZONING DISTRICT AND SUBDISTRICTS"; and be it further

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

-#-

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

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

1/12
Reviewed By
Office of Town Attorney
[Signature]

PUBLIC NOTICE

PLEASE TAKE NOTICE, that pursuant to law, a public hearing will be held before the Town Board, at the Town's Hicksville Athletic Center, 167 South Broadway, Hicksville, New York 11801, on the 8th day of December, 2020, at 7:00 o'clock p.m., prevailing time, or as soon thereafter as practicable, to consider the following amendment to the Code of the Town of Oyster Bay, in the manner set forth hereinafter: "A LOCAL LAW TO AMEND CHAPTER 246 – ZONING, OF THE CODE OF THE TOWN OF OYSTER BAY, TO REMOVE CENTRAL BUSINESS ZONING DISTRICT AND CREATE HICKSVILLE DOWNTOWN ZONING DISTRICT AND SUBDISTRICTS".

The abovementioned Local Law is on file and may be viewed on the Town website (oysterbaytown.com) or by contacting the Office of the Town Clerk (516-624-6320), daily (except Saturday, Sunday and Holidays) between the hours of 9:00 a.m. and 4:45 p.m., prevailing time. All persons interested in the subject matter of said hearing shall have an opportunity to be heard in connection with the aforementioned Local Law at the time and place designated herein.

Pursuant to the provisions of the New York State Executive Order No. 202.1, et seq., this meeting may be held remotely by teleconference, and will be available for the public to view via live stream at www.oysterbaytown.com, and such meeting will be recorded and later transcribed. Members of the public may comment on this proposed law, with such comments being entered in to the record, by emailing comments to publiccomment@oysterbay-ny.gov, or by forwarding said comments to the Office of the Town Attorney, 54 Audrey Avenue, Oyster Bay, New York 11771, to be received no later than December 31, 2020.

TOWN BOARD OF TOWN OF OYSTER BAY. JOSEPH S. SALADINO, Supervisor
RICHARD LaMARCA, Town Clerk. Dated: November 17, 2020, Oyster Bay, New York.

TOWN OF OYSTER BAY Inter-Departmental Memorandum

TO : MEMORANDUM DOCKET

FROM : Office of the Town Attorney

DATE : November 2, 2020

SUBJECT: Proposed Local Law to amend Chapter 246 – Zoning, of the Code of the Town of Oyster Bay, to Remove Central Business Zoning District and Create Hicksville Downtown Zoning District and Subdistricts

Oyster Bay. The Town seeks to amend Chapter 246 – Zoning, of the Code of the Town of

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

1. Resolution calling for a Public Hearing to be held on December 8, 2020 at 7:00 pm at the Hicksville Athletic Center;
2. Public Notice; and
3. Proposed legislation.

Kindly place this matter on the November 17, 2020 Town Board action calendar.

Office of the Town Attorney


Thomas M. Sabellico
Special Counsel

TMS/nb

cc: Gregory W. Carman, Jr., Deputy Supervisor
Elizabeth L. Maccarone, Commissioner, P&D
Frank M. Scalera, Chief Deputy Town Attorney

S:\Attorney\LOCAL LAWS\LAC 246 Hicksville Downtown Districts\MD.doc

Local Law Filing

Town of OYSTER BAY

Local Law No. _____ of the year 2020

A LOCAL LAW TO AMEND CHAPTER 246 – ZONING, OF THE CODE OF THE TOWN OF OYSTER BAY, TO REMOVE CENTRAL BUSINESS ZONING DISTRICT AND CREATE HICKSVILLE DOWNTOWN ZONING DISTRICT AND SUBDISTRICTS

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

Section 1. Amend Section 246-3, Establishment of Districts, Subsection 246-3.1, District classifications, to read as follows:

Section 246-3.1 District classifications

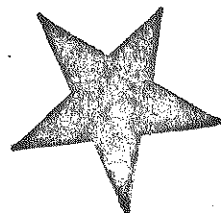
The Town of Oyster Bay is hereby divided into the following districts:

Residence Districts:

| | |
|------------------|---|
| R1-5A | One-Family Residence |
| R1-2A | One-Family Residence |
| R1-1A | One-Family Residence |
| R1-20 | One-Family Residence |
| R1-15 | One-Family Residence |
| R1-10 | One-Family Residence |
| R1-10/OHG | One-Family Residence |
| R1-7 | One-Family Residence |
| R1-6 | One-Family Residence |
| RMF-6 | Multi-Family Residence |
| RMF-10 | Multi-Family Residence |
| RNG-12 | Multi-Family Next Generation Residence |
| RMF-16 | Multi-Family Residence |
| RPH-20 | Multi-Family Public Housing Residence |
| RSC-25 | Multi-Family Senior Citizen Residence |
| PUD | Planned Unit Development |
| PUD/R-30 | Planned Unit Development/Residence-30 |

Non-Residence Districts:

| | |
|-------------|------------------------------|
| REC | Recreation |
| RO | Residence-Office |
| OB | Office Building |
| NB | Neighborhood Business |
| GB | General Business |
| WF-A | Waterfront-A |
| WF-B | Waterfront-B |



ORD Office, Research and Development
 LI Light Industry
 Hicksville Downtown Districts:
 HD-III Downtown Residential Subdistrict
 HD-II Downtown Gateway Transition Subdistrict
 HD-I Downtown Core Subdistrict

Overlay Districts:
 APO Aquifer Protection Overlay
 OBHRD Oyster Bay Hamlet Residence Design District

Section 2. Amend Section 246-4, General Regulations, Subsection 246-4.4, Provisions Governing Yards, subparagraph 246-4.4.2.1.1, to read as follows:

4.4.2.1.1 In all R1 Residence Districts, the RO Residence-Office District and HD-III Hicksville Downtown Residential Subdistrict:

Section 3. Amend Section 246-4, General Regulations, Subsection 246-4.4, Provisions Governing Yards, subparagraph 246-4.4.2.1.2, to read as follows:

4.4.2.1.2 In all R1 Residence Districts, the RO Residence-Office District and HD-III Hicksville Downtown Residential Subdistrict:

Section 4. Amend Section 246-4, General Regulations, Subsection 246-4.5, Provisions Governing Height, subparagraph 246-4.5.2, to read as follows:

4.5.2 Height exceptions in residence districts and HD-III Hicksville Downtown Residential Subdistrict.

Section 5. Amend Section 246-4, General Regulations, Subsection 246-4.9, Provisions Governing Gross Floor Area, subparagraph 246-4.9.3, to read as follows:

4.9.3 All other areas, irrespective of the zoning district in which it is located, the maximum permitted gross floor area on any one-family residential lot in any area of the Town situated outside the Oyster Bay Hamlet Residence Design District, the R1-10/OHG One-Family Residence District and the HD-III Hicksville Downtown Residential Subdistrict shall not exceed the amounts as set forth in the following table:

| <u>Lot Area</u> | <u>Maximum Permitted Gross Floor Area</u> |
|------------------------------|--|
| Less than 6,000 square feet | 45% of lot area |
| 6,000 to 6,999 square feet | 2,900 square feet plus 30% of lot area in excess of 6,000 square feet |
| 7,000 to 9,999 square feet | 3,200 square feet plus 15% of lot area in excess of 7,000 square feet |
| 10,000 to 19,999 square feet | 3,650 square feet plus 12% of lot area in excess of 10,000 square feet |

| | |
|----------------------------------|---|
| 20,000 square feet to 0.999 acre | 4,850 square feet plus 9% of lot area in excess of 20,000 square feet |
| 1.0 to 1.999 acres | 7,000 square feet plus 6% of lot area in excess of 1.0 acre |
| 2.0 acres or more | 9,600 square feet plus 3% of lot area in excess of 2.0 acres |

Section 6. Amend Section 246-5, District Regulations, Subsection 246-5.1, Purposes, to read as follows:

5.1 Purposes

In addition to the general purposes of this chapter as set forth in Sec. 246-1, the following specific purposes are set forth for the establishment of residence, nonresidence and the Hicksville Downtown Districts:

Section 7. Amend Section 246-5, District Regulations, Subsection 246-5.1, Purposes, subparagraph 246-5.1.2.5, to read as follows:

5.1.2.5 [RESERVED]

Section 8. Amend Section 246-5, District Regulations, Subsection 246-5.1, Purposes, by adding subparagraph 246-5.1.4, to read as follows:

5.1.4 For the Hicksville Downtown Subdistricts - to establish development rules and procedures for three subdistricts to establish Downtown Hicksville as a vibrant community where people will want to live, work, shop, dine, and enjoy leisure time in a walkable transit-oriented mixed-use area in the vicinity of the Hicksville Train Station.

Section 9. Amend Section 246-5, District Regulations, Subsection 246-5.3, Schedule of Dimensional Regulations, to read as follows:

5.3 Schedule of Dimensional Regulations

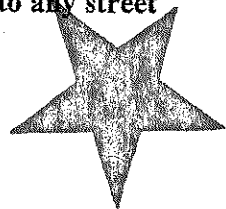
The accompanying Schedule of Dimensional Regulations sets forth the minimum and maximum dimensional requirements to be met in each zoning district. For the Hicksville Downtown Subdistricts see Section 5.9

Section 10. Delete Section 246-5, District Regulations, Subsection 246-5.1, Purposes, subparagraph 246-5.4.4 through and including subparagraph 246-5.4.4.1.2.

Section 11. Amend Section 246-5.5.20, Private garages, carports and storage sheds, subparagraph 246-5.5.20.1, to read as follows:

5.5.20.1 Detached private garages and storage sheds on certain lots.

On any corner lot in an R1-6, R1-7, R1-10, R1-10/OHG, NB, or GB District, a detached garage may be erected on the innermost corner but not nearer to any street



line than the projection of the building line of the main dwelling and must meet accessory side and rear yard setbacks for the district in which it is located.

Section 12. Amend Section 246-5.5.20, Private garages, carports and storage sheds, subparagraph 246-5.5.20.3, to read as follows:

5.5.20.3 Conversion of garages to habitable space.

In any Residence District or NB or GB Business District, an existing attached garage not erected pursuant to a variance from the Zoning Board of Appeals which has a side yard of not less than four (4) feet, may be converted to habitable space three (3) years subsequent to issuance of a certificate of occupancy for garage, provided the required amount of off-street parking is provided on the site.

Section 13. Amend Section 246-5.5.20, Private garages, carports and storage sheds, subparagraph 246-5.5.20.4, to read as follows:

5.5.20.4 Small storage sheds

On any lot in an R1-6, R1-7, R1-10, R1-10/OHG, HD-III, NB, or GB District, a storage shed of 100 square feet or less may be erected in the rear yard but must be set back at least three (3) feet from any lot line and must not be closer to any street than the setback of the principal dwelling.

Section 14. Add Section 246-5.9, Zoning for the Hicksville Downtown District (HD), to read as follows:

Section 246-5.9, Zoning for the Hicksville Downtown District (HD)

Contents

- 246-5.9.1 Background, Purposes and Legislative Intent
- 246-5.9.1.1 Background and Purpose
- 246-5.9.1.2 Legislative Intent
- 246-5.9.2 Establishment of the Hicksville Downtown Subdistricts
- 246-5.9.3 Interpretation, conflicts and amendments
- 246-5.9.3.1 Interpretation
- 246-5.9.3.2 Amendments to the Hicksville Downtown Design Guidelines and Development Standards
- 246-5.9.3.3 Area Variances
- 246-5.9.4 Applicability
- 246-5.9.4.1 Hicksville Downtown Subdistricts
- 246-5.9.4.2 Descriptions of Subdistricts and Intent
- 246-5.9.4.3 Definitions
- 246-5.9.5 Permitted Uses
- 246-5.9.5.1 Permitted Uses
- 246-5.9.5.2 Permitted Rooftop Uses in the HD-I and HD-II Subdistricts
- 246-5.9.5.3 Shopfronts Required
- 246-5.9.5.4 Outdoor Dining
- 246-5.9.6 Bulk Requirements and Other Development Standards
- 246-5.9.6.1 Height
- 246-5.9.6.2 Public Frontage Requirements
- 246-5.9.6.3 Yard Requirements

- 246-5.9.6.4 Maximum Building Width
- 246-5.9.6.5 Minimum Apartment Unit Size
- 246-5.9.6.6 Standards for Townhouses
- 246-5.9.7 Parking Standards
- 246-5.9.7.1 Minimum Off-Street Parking Requirements
- 246-5.9.7.2 Loading Spaces
- 246-5.9.7.3 Regulations for Shared Parking Areas
- 246-5.9.7.4 Screening for Ground Level Parking
- 246-5.9.8 Street Types
- 246-5.9.8.1 Diagram of Street Types Locations
- 246-5.9.8.2 Street Types Regulations
- 246-5.9.8.3 Table of Public Frontage Requirements by Street Type
- 246-5.9.9 Additional Development Requirements
- 246-5.9.9.1 Hicksville Downtown Design Guidelines and Development Standards
- 246-5.9.9.2 Signage
- 246-5.9.9.3 Landscaping

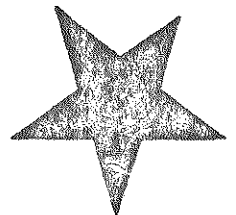
246-5.9.1 Background, Purposes and Legislative Intent

246-5.9.1.1 Background and Purpose

Downtown Hicksville is home to one of the busiest train stations on Long Island and despite this convenience, which is utilized by nearly 22,000 commuters a day, the area surrounding the train station has an opportunity for economic investment. Most LIRR passengers that access the Hicksville station come through the area without contributing to the economy of Downtown Hicksville.

In 2017, the Town of Oyster Bay was the recipient of \$10 million in Downtown Revitalization Initiative (DRI) funding to improve the vitality of Downtown Hicksville. The funding supported a community planning process where the community developed the key ingredients needed for successful downtown revitalization which were finalized in the Hicksville Downtown Revitalization Initiative Strategic Investment Plan (the "DRI Plan"). These ingredients included a clear vision for the downtown; goals and strategies to accomplish the vision; and a strategic plan to implement catalytic projects identified in the Plan. Part of the implementation is the adoption of the Hicksville Downtown zoning district regulations. The Plan noted that the type of mixed-use development desired can be achieved with zoning that permits residential above ground-level commercial use, applies shared parking strategies and places parking in the rear of buildings. The Hicksville Downtown zoning provisions will allow the type of land uses desired and provides bulk regulations to achieve a uniform public realm. The affiliated Hicksville Downtown Design Guidelines and Development Standards ("HD Design Guidelines") is a document which is available from the Town Department of Planning and Development and which will be updated periodically at the direction of the Commissioner of the Department of Planning and Development and authorization by the Town Board. This document provides guidance on building styles, features, and site design that will result in development that maximizes livability through good design.

246-5.9.1.2 Legislative Intent

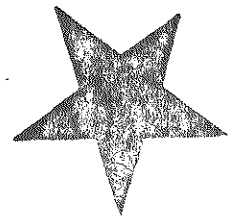


It is the intention that through the leadership of the Town of Oyster Bay and involvement of the Hicksville Community and with public and private investment, that Downtown Hicksville will become a vibrant community where people will want to live, work, shop, dine, and enjoy leisure time. The majority of the downtown was formerly zoned Central Business (CB), a district that has been eliminated entirely. The establishment of the Hicksville Downtown (HD) District establishes development rules and procedures for three subdistricts that will result in a walkable transit-oriented mixed-use area in the vicinity of the Hicksville Train Station.

246-5.9.2 Establishment of the Hicksville Downtown Subdistricts

The HD Subdistrict boundaries are shown on the Town of Oyster Bay Zoning Map (Attachment 29) and in the image below. The Town of Oyster Bay Town Board, Zoning Board of Appeals, Planning Advisory Board and the Department of Planning and Development shall be guided by the provisions of this code and the HD Design Guidelines on file with the Department of Planning and Development in the review and approval of land use applications within the Hicksville Downtown.

The HD Subdistricts provide the foundation for redevelopment as identified in the DRI Strategic Investment Plan. These zoning provisions together with the Hicksville Downtown Design Guidelines and Development Standards provide the required framework and standards to encourage investment to achieve the type of mixed use development in the form desired for Downtown Hicksville consistent with the vision to create "a vibrant downtown that returns to its "main street" character while improving opportunities for local business owners and incorporating new housing markets to create a model community; with an emphasis on walkability, open space, places to congregate and engaging commuters to view Hicksville as a destination – not merely a transit hub."



246-5.9.4 **Applicability**

246-5.9.4.1 **Hicksville Downtown Subdistricts**

The Hicksville Downtown District is comprised of the following three HD Subdistricts as plotted on the Official Zoning Map of the Town of Oyster Bay:

- HD-I "Hicksville Downtown Core Subdistrict";
- HD-II "Hicksville Downtown Gateway Transition Subdistrict"; and,
- HD-III "Hicksville Downtown Residential Subdistrict".

246-5.9.4.2 **Descriptions of Subdistricts and Intent**

| Subdistrict | Intent |
|---|---|
| Hicksville Downtown - I Downtown Core Subdistrict (HD-I) | The HD-I Subdistrict is the Downtown Core District and is the most active area in the Downtown closest to the train station that allows up to four stories, depending on the size of the property. The intent of the HD-I Subdistrict is to allow transit-oriented development along primary roadways with a mix of residential and non-residential uses and an active pedestrian environment around the Hicksville Train Station. Overall design objectives include: creating a dynamic downtown area with numerous restaurants, shops, and services to support the residents, commuters and visitors; strengthening the pedestrian sidewalk environment; minimizing gaps in building walls created by parking lots and buildings that do not extend to both side lot lines; encouraging active sidewalk environments through ground-floor transparency and access; and encouraging civic spaces and outdoor seating areas for public use. |
| Hicksville Downtown - II Downtown Gateway Transition Subdistrict (HD-II) | The HD-II Subdistrict is the Downtown Gateway Transition District and allows up to three story buildings and a mix of uses. The intent of the subdistrict is to provide an active pedestrian environment with commercial and mixed-use along primary roadways while also preserving the existing neighborhood character along side streets in this subdistrict. The HD-II Subdistrict will act as a transitional area between the surrounding community and the HD-I Downtown Core Subdistrict. This subdistrict includes prominent entry corridors from surrounding neighborhoods to create attractive entry points to the Downtown Core. Development on these corridors will be less intensive than what is proposed in the HD-I Subdistrict, with a maximum of three stories. Townhouses are permitted on certain Street Types |

within this subdistrict.

**Hicksville Downtown – III
Downtown Residential
Subdistrict
(HD-III)**

This subdistrict is the Downtown Residential Subdistrict. The intent is to promote investment in the existing residential neighborhood along East John Street by permitting townhouse development. This subdistrict will provide an appropriate transition between the residential neighborhoods outside of Downtown Hicksville and the future mix of uses in the HD-I and HD-II subdistricts.

246-5.9.4.3 Definitions

The following definitions apply to the Hicksville Downtown District. For terms that are not defined in this article, then the definition in §246-2 shall apply. In the event that a definition in this article conflicts with a definition in another part of the Town Code, the definitions in this article shall control.

Build-to-Line: A line that is closest to the sidewalk at which construction of a building façade can occur on a lot. The Build-to-Line runs parallel to the existing front property line with the setback from the Curbline determined by Public Frontage standards based upon the Street Type. See Section 246-5.9.8.3, Table of Public Frontage Requirements by Street Type.

Brewpub/Distillery: A bar and/or eating establishment that produces beverages and sells its product to consumers on-site.

Community Garden: A piece of land or area that is gardened collectively by a group of people utilizing either individual or shared plots on public or private land. A Community Garden can produce fruit, vegetables, and/or plants grown for their attractiveness, and when located on building rooftops, must comply with applicable municipal building codes.

Curbline: A line at the face of the curb nearest to the street.

Liner building: A building designed to screen another building or use of less active frontage from a public view.

Outdoor Dining: An accessory use to a restaurant, Brewpub, or other food establishment. See provisions in Section 246-5.9.5.4.



Public Frontage: An area located between the Curbline and the Build-to-Line. See Section 246-5.9.6. Public Frontage Requirements.

Shopfront: Facade located on the street level of a building, creating an inviting pedestrian street environment by providing great transparency and visual attention to an activity inside of the building.

Street Type: A classification assigned to a street denoting the standards of Public Frontage zones. See Section 246-5.9.8.2 Diagram of Street Types Locations for a map designating Street Types in the HD Subdistricts. The Street Types in Downtown Hicksville are as follows:

- “A” Street Types: Downtown Mixed-Use
- “B” Street Types: Downtown Commercial
- “C” Street Types: Boulevard
- “D” Street Types: Neighborhood Connector
- “N/S” Street Types: Neighborhood Residential & Secondary Access Streets

Zone, “Build-to”: An area between the Build-to-Line and the maximum building setback, determined by Public Frontage standards based upon the Street Type. See Section 249-5.9.6.2.1.

Zone, Landscape, Utility, and Infrastructure: An area between the Curbline and the Sidewalk Zone, as determined by the Public Frontage Standards. See Section 246-5.9.6.2.2.

Zone, Sidewalk: An area designed to accommodate for minimum unobstructed pedestrian passage. See Section 246-5.9.6.2.3.

Zone, Transition: An area of the Public Frontage that abuts the Build-to-Line and provides a transition between the building and public realm. See Section 246-5.9.6.2.4.

246-5.9.5 Permitted Uses

246-5.9.5.1 Permitted Uses

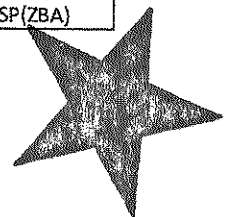
Permitted uses within the Hicksville Downtown Subdistricts are provided in Table 246-5.9.5.1.

Table 246-5.9.5.1
Schedule of Use Regulations – Hicksville Downtown Subdistricts

| Uses | HD-I | HD-II | HD-III |
|--|------|-----------------|----------|
| Residential | | | |
| One-family dwellings | | | PP |
| Two-family dwellings (§ 246-5.5.28) | | | SP (ZBA) |
| Multifamily dwellings | PP | PP | PP |
| Townhouses | | PP ¹ | PP |
| Rooming or boarding houses (§ 246-5.5.23) | | | |
| Congregate-care assisted living facilities | | PP | |

| Uses | HD-I | HD-II | HD-III |
|--|----------|----------|---------|
| <i>Parent-child residences</i> (§ 246-5.5.18) | | | |
| <i>Accessory apartments</i> | | | |
| <i>Apartments over restaurants or personal services</i> | PP | PP | |
| <i>Apartments over stores or offices</i> (§ 246-5.5.5) | PP | PP | |
| <i>Domestic employees' residences</i> (§ 246-5.5.12) | | | |
| <i>Conversion of garage</i> (§ 246-5.5.20.3) | | | |
| <i>Keeping of domestic animals</i> (§ 246-5.5.15) | PA | PA | PA |
| <i>Private garages and carports</i> (§ 246-5.5.20) | | | |
| <i>Home businesses</i> (§ 246-5.5.14.2) | | | |
| <i>Home offices</i> (§ 246-5.5.14.3) | PA | PA | PA |
| Recreation | | | |
| <i>Country clubs</i> (§ 246-5.5.10) | | | |
| <i>Game rooms</i> | SP (TB) | SP (TB) | |
| Active recreation uses, including bowling, tennis, golf driving ranges, miniature golf, batting ranges, skating and similar uses | SP (TB) | SP (TB) | |
| <i>Fitness centers, 3,001 square feet and larger</i> | SP (TB) | SP (TB) | |
| <i>Fitness centers, 3,000 square feet or less</i> | PP | PP | |
| <i>Marinas</i> | | | |
| <i>Private membership clubs</i> (§ 246-5.5.21) | SP (TB) | SP (TB) | |
| <i>Public parks</i> | PP | PP | PP |
| <i>Swimming pools</i> (§ 246-5.5.26) | PA | PA | PA |
| <i>Tennis courts</i> (§ 246-5.5.27) | PA | PA | PA |
| <i>Theaters</i> | SP (ZBA) | SP (ZBA) | |
| Public/Semi-Public | | | |
| <i>Cemeteries</i> | | | |
| <i>Colleges or universities or private schools</i> (§ 246-5.5.8) | PP | PP | |
| <i>Day care, play care, nursery schools and similar facilities</i> (§ 246-5.5.11) | PP | PP | |
| <i>Eleemosynary institutions</i> | PP | PP | |
| <i>Hospitals, convalescent or nursing homes</i> | PP | PP | |
| <i>Marine educational institutions</i> | | | |
| <i>Municipal uses of Town of Oyster Bay</i> (§ 246-4.1.4.1) | PP | PP | PP |
| <i>Museums</i> | PP | PP | |
| <i>Other governmental uses of federal, state or county agencies, or special purpose districts thereof</i> (§ 246-4.1.4.2) | PP (TB) | PP (TB) | PP (TB) |
| <i>Places of worship</i> (§ 246-5.5.19) | PP | PP | |
| <i>Public schools</i> | PP | PP | |
| <i>Technical or trade schools</i> | PP | PP | |
| Business | | | |
| <i>Accessory outdoor sales and display</i> (§ 246-5.5.1) | SP (ZBA) | SP (ZBA) | |
| <i>Agriculture</i> (§ 246-5.5.2) | | | |
| <i>Animal boarding facility</i> | | | |
| <i>Animal hospitals</i> (§ 246-5.5.3) | | | |
| <i>Banks</i> | PP | PP | |
| <i>Bars</i> (§ 246-5.5.6) | SP (ZBA) | SP (ZBA) | |
| <i>Boatyards</i> | | | |
| <i>Brewpub/Distillery</i> | SP (ZBA) | SP (ZBA) | |
| <i>Business services</i> | PP | PP | |
| <i>Catering services</i> (§ 246-5.5.7) | SP (TB) | SP (TB) | |
| <i>Collateral loan brokers</i> (§ 246-5.5.32) | | | |
| <i>Commercial greenhouses</i> | | | |
| <i>Community garden</i> | PP | PP | PP |

| Uses | HD-I | HD-II | HD-III |
|---|-----------------|-----------------|----------|
| <i>Cabarets, discotheques, dance halls, night clubs</i> (§ 246-5.5.30) | SP (TB) | SP (TB) | |
| Drive-through services, fast food (§ 246-5.5.13) | | SP (TB) | |
| Drive-through services, other (§ 246-5.5.13) | | PA | |
| Landscape nursery, garden center | | | |
| <i>Public markets</i> (§ 246-5.5.22) | | | |
| <i>Fast-food restaurants</i> (in multiple-use building) | PP | PP | |
| <i>Fast-food restaurants</i> (in freestanding building) | SP (TB) | SP (TB) | |
| <i>Fishing stations</i> | | | |
| <i>Fish markets</i> | | | |
| Keeping of farm animals (§ 246-5.5.16) | | | |
| <i>Lodging places</i> | SP (TB) | SP (TB) | |
| <i>Mariculture</i> | | | |
| <i>Mariculture research and development facilities</i> | | | |
| <i>Marine-retail business complexes</i> | | | |
| <i>Office</i> | PP | PP | |
| Personal services | PP | PP | |
| <i>Professional, real estate and insurance offices</i> | PP | PP | |
| <i>Restaurants</i> (maximum permitted occupancy of 75 persons) | PP | PP | |
| <i>Restaurants</i> (maximum occupancy of 76 or more persons) | PP | SP (TB) | |
| <i>Restaurants, Sidewalk seating</i> | PA ² | PA ² | |
| Retail stores | PP | PP | |
| <i>Self-service storage facility</i> | | | |
| Undertaking establishments (§ 246-5.5.29) | PP | PP | |
| <i>Veterinary offices</i> | | PP | |
| <i>Water-dependent uses found to be beneficial and harmonious with the special permit requirements of the Waterfront-A-District</i> | | | |
| Automotive | | | |
| Motor vehicle fuel sales and service, motor vehicle repair, auto body, tow car operations, car washing establishments and public garages (§ 246-5.5.17) | | | |
| Motor vehicle rental facilities | | PP | |
| <i>Motor vehicle dealership</i> | | | |
| Parking structures (§ 246-7.5.3) | PA | PA | |
| <i>Outdoor motor vehicle sales</i> | | | |
| Storage of registered commercial vehicles | | | |
| Storage of unregistered vehicles (§ 246-5.5.24) | | | |
| Taxi or limousine service ³ | PP | PP | |
| Industrial | | | |
| <i>Helipads</i> | | | |
| <i>Light manufacturing uses</i> | | | |
| Lumber yards | | | |
| <i>Research and development uses</i> | | | |
| Warehouse, distribution and storage uses | | | |
| Utility | | | |
| <i>Antennas</i> (§ 246-5.5.4) | SP (ZBA) | SP (ZBA) | SP (ZBA) |
| Electric substations | | | |
| Public utility buildings or structures | | | |
| Radio and television broadcasting studios | | | |
| <i>Solid waste management facilities</i> | | | |
| Wireless telecommunications facilities | SP (ZBA) | SP (ZBA) | SP (ZBA) |



KEY: PP: Permitted Principal Use; PA: Permitted Accessory Use; SP: Special Permit Use; (TB): Town Board Approval; (ZBA): Zoning Board of Appeals

Notes:

1. Townhouses permitted on Street Types "D" Neighborhood Connector and "N" Neighborhood Residential (See Section 8.0 for Street Types and Section 6.5 for Townhouse development standards/bulk regulation requirements in the HD-II subdistrict).
2. See Section 5.4 for locations where sidewalk dining is permitted and for provision.
3. Taxi or limousine service shall not include storage or maintenance of vehicles. Offices related to a taxi or limousine services and a drop-off/pick-up area or booth are permitted.

246-5.9.5.2 Permitted Rooftop Uses in the HD-I and HD-II Subdistricts

For commercial/mixed use or apartments, the following rooftop uses are permitted accessory uses in the HD-I and HD-II Subdistricts:

- a. Gardens, Community Gardens, green roofs or vegetated roofs
- b. Outdoor swimming pools
- c. Rooftop decks and seating areas
- d. Enclosed rooms, including restrooms on the roof will be considered an additional story if exceeding the maximum encroachment limits established in Section 6.1.2.
- e. Rooftop uses that would result in an active use of the rooftop by residents or the public will require a Public Assembly license.

246-5.9.5.3 Shopfronts Required

Shopfronts are required along the following streets within the Hicksville Subdistricts:

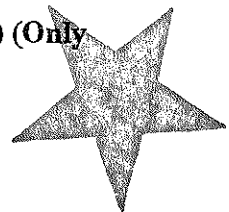
- a. Broadway
- b. Herzog Place (with the exception of townhouse developments)
- c. Nelson Avenue (north of West Marie Street)
- d. West Barclay Street

Design standards for Shopfronts are provided in the HD Design Guidelines.

246-5.9.5.4 Outdoor Dining

A. Outdoor dining is permitted on the following roadways:

- Division Avenue (between West Nikolai Street and West Marie Street)
- East Barclay Street
- East John Street (Only on B Street section)
- East Marie Street
- East Nikolai Street
- Frederick Place (Only on D Street section)
- Herzog Place
- Jerusalem Avenue
- Nelson Avenue (north of West Nikolai Street)
- West Barclay Street
- West Carl Street (Only on D Street section)
- West Cherry Street (between Jerusalem Avenue and Broadway) (Only on D Street section)



- West John Street
- West Marie Street (between Jerusalem Avenue and Broadway)
- West Marie Street (between Nelson Avenue and Jerusalem Avenue)
- West Nikolai Street (between Jerusalem Avenue and Broadway)
- West Nikolai Street (between Nelson Avenue and Jerusalem Avenue)

B. Outdoor dining shall meet the following requirements:

- Maximum occupancy shall be per NYS Building Code;
- Any outdoor dining shall be limited in area to 20% or less of the indoor dining seats;
- Any outdoor dining shall not require additional parking spaces over what is required for the indoor uses;
- Any outdoor dining must provide a sidewalk clearway of 6 feet;
- Outdoor dining requires Planning and Development Department approval;
- Outdoor dining shall be approved for a period from May 1 to October 31 each year, subject to renewal by the Department of Planning and Development;
- All tables and chairs utilized for outdoor dining shall be removed nightly and seasonally when not in active and continuous use on private property;
- Hours of operation of an outdoor dining area shall not be later than 11 pm;
- Any outdoor congregational area accessory use other than outdoor dining (i.e., brewpub/distillery or bar) shall be clearly defined. Any outdoor congregational area shall be subject to specific conditions determined by the Planning Advisory Board and will require Planning and Development Department approval during Site Plan review.
- No private trash or refuse bins permitted in any outdoor dining area or outdoor congregation area.

246-5.9.6 Bulk Requirements and Other Development Standards

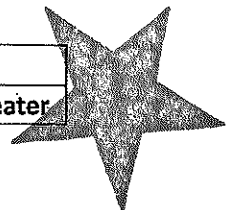
246-5.9.6.1 Height

Maximum building height within the HD Subdistricts.

Table 246-5.9.6.1 identifies maximum building heights by HD Subdistrict based upon lot width. No building or structure shall exceed the maximum height permitted in the HD Subdistricts prescribed for the property size. Additional flexibility in height at the reviewing agency's discretion is permitted for rooftop uses and decorative architectural details as described in Sections 246-5.9.6.2, 246-5.9.6.3 and 246-5.9.6.4 and in the HD Design Guidelines. The permitted encroachments described herein supplement permitted encroachments included in Section 246-4.5 of Town Code.

**Table 246-5.9.6.1
Hicksville Downtown Subdistrict
Maximum Building Heights by Lot Frontage**

| HD Subdistrict | Building Height (Maximum Permitted) by Lot Frontage | | |
|----------------|---|----------------------|----------------------|
| | Up to 60 Feet | Greater than 60 Feet | 100 Feet and greater |



1. Build-to-Zone
2. Build to Line1.
3. Transition Zone
4. Sidewalk Zone
5. Landscape, Utility, and Infrastructure Zone
6. Public Frontage
7. Travel and Parking Lanes
8. Build-to-Line
9. Curbline

i. Build-to-Zone

- a. An area between the Build-to-Line and the maximum building setback, determined by Public Frontage standards based upon the Street Type. See Section 246-5.9.8.
- b. The location of a building's façade can vary within this zone in order to allow design flexibility.
- c. A partial or full front building façade can be located outside of the Build-to-Zone only to allow for public open spaces, plazas with outdoor dining or landscaping areas, while maintaining a strong visual and pedestrian connection with adjoining public frontage.

ii. Transition Zone

- a. An area of the public frontage that abuts the Build-to-Line. See Section 246-5.9.8.
- a. Provides transition between the building and public realm, and allows for typical encroachments including awnings, balconies on upper floors, planters, and outdoor seating (where permitted).
- b. The surface of the sidewalk constructed within this zone shall seamlessly join the sidewalk within the sidewalk zone.

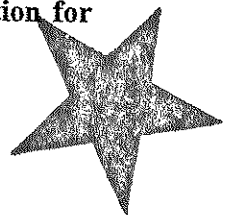
iii. Sidewalk Zone

- a. An area designed to accommodate for minimum unobstructed pedestrian passage. See Section 246-5.9.8.
- b. In areas where outdoor seating is permitted, seating may encroach into the sidewalk zone as long as there is at least 6 feet of unobstructed clear width for pedestrians.

iv. Landscape, Utility, and Infrastructure Zone

- a. An area between the Curbline and the Sidewalk Zone, as determined by the Public Frontage Standards. See Section 246-5.9.8.
- b. Allows placement of lighting, street and outdoor dining furniture and pedestrian amenities.
- c. When located along roadways with vehicle traffic that frequently travel at faster speeds, this zone provides for additional separation and protection for pedestrians.

246-5.9.6.3 Yard Requirements



A. Rear Yard Requirements

Properties in the HD-I and HD-II that are adjacent to residential zoning districts are required to provide a rear yard of 20'.

B. Side Yard Requirements

The minimum side yard within the HD Districts is 0', except for when a side yard is provided in which case the minimum shall be 5'. For townhouse units, see Section 6.6 for yard requirements.

246-5.9.6.4 Maximum Building Width

The maximum building uninterrupted building façade, regardless of ownership, shall be 60'.

246-5.9.6.5 Minimum Apartment Unit Size

Minimum size of residential units constructed in the HD Subdistrict shall be 500 square feet.

246-5.9.6.6 Standards for Townhouses

i. Townhouse standards for the HD-II Subdistrict

- a. In order to permit the construction of townhouses in HD-II a minimum of four (4) townhouses must be proposed in any development scenario.
- b. The minimum width for a townhouse shall be 25 feet.
- c. For townhouse end units, the minimum side yard shall be 10'.
- d. Any property or properties developed with townhouses shall have a minimum of 125' of frontage along a roadway.
- e. Townhouses shall be oriented towards the street with the front façade (including porches, if proposed) within the Build-to-Zone of the corresponding Street Type with a narrow area in front of the townhouse for landscaping. I.e. the façade of townhouses should be located at the maximum setback from the Curbline within the build-to-zone to allow for an area of landscaping.
- f. Parking for the townhouses shall be shared, located behind the units, and accessible via alleyways or side streets.

ii. Townhouse standards within the HD-III Subdistrict

- a. Townhouses in HD-III Subdistrict must contain a minimum of four (4) attached townhouses and up to a maximum of eight (8) attached units.
- b. The minimum width for a townhouse shall be 25 feet.
- c. For townhouse end units, the minimum side yard shall be 10'.
- d. Any property or properties developed with townhouses shall have a minimum of 125' of frontage along a roadway.
- e. Townhouses should be set back from the Curbline at 20' with landscaped front yards and individual driveways. However, the placement of townhouses should not result in a front yard setback that is significantly larger than the surrounding properties. In instances where inconsistent setbacks would result due to existing developments, as determined by the Department of Planning and Development, the average setback may be utilized to determine the building placement as per §246.4.4.2.3.
- f. Parking is permitted in driveways in the front yard (or side yards for

- end units).
- g. Shared driveways between adjacent units are permitted to maximize efficiency and reduce the number of curb cuts.
 - h. The maximum impervious coverage permitted for townhouse development in HD-III shall be 65%.
 - i. Townhouse developments shall provide a rear yard of 25 feet.

246-5.9.7 Parking Standards

246-5.9.7.1 Minimum Off-Street Parking Requirements

Within the HD Subdistricts, all *structures* and uses shall be provided with a sufficient amount of off-street parking and loading spaces for employees, residents, visitors, clients, patrons and other *persons* who are likely or expected to be at such *structures* or uses, but not less than the minimum requirements provided in Table 246-5.9.7.1. Where the use is not provided in Table 246-5.9.7.1, see Chapter 246-8.2.1 Schedule of Off-Street Parking and Loading Requirements.

| Table 246-5.9.7.1 HICKSVILLE DOWNTOWN DISTRICT PARKING REQUIREMENTS | | |
|---|--------------------------|---|
| PARKING REQUIREMENTS BY LAND USE | | PARKING REQUIREMENTS |
| Townhouses | | 2 spaces/dwelling |
| Multifamily Housing**** | Efficiency Unit (studio) | 1.25 space/unit* |
| | 1-Bedroom | 1.25 space/unit* |
| | 2-Bedroom | 1.5 space/unit* |
| | 3- Bedroom | 2.0 space/unit* |
| | 4+ Bedrooms | 2.5 space/unit |
| Retail and personal service establishment | | 1 space/300 sf GFA |
| Mixed Use with Residential | | 1.25 space/residential unit; 25% reduction of required commercial spaces for restaurant, office and retail uses with parking provisions ** |
| Restaurant | | HD-I: 1 space/4 persons occupancy or 1 space/300 sf GFA whichever is greater HD-II: 1 space/3 persons occupancy or 1 space/200 sf GFA whichever is greater |
| Office | | 1 space/200 sf GFA |
| Hotel | | 1 space/guest room and 1 space/employee |
| Theater | | HD-I: 1 space/50 persons and 1 space/employee*** HD-II: 1 space/3 seats |
| *At least one residential parking space must be dedicated for each unit. | | |
| ** See Section 7.3 for eligibility criteria for the 25% reduction in required commercial parking. | | |
| *** Required unless it can be demonstrated that adequate available parking is located within 1/4 mile of the theater during peak hours. | | |
| ****Where additional rooms are proposed in addition to a living room that may be uses as bedrooms (i.e. as studies, dens, offices, playrooms); these will be treated as bedrooms for the purpose of calculating required parking. | | |

246-5.9.7.2 Loading Spaces

Loading Spaces to be provided based upon the requirements contained in §246-8.2.1.

246-5.9.7.3 Regulations for Shared Parking Areas

Certain mixed uses may qualify for a reduction in required parking stalls. When such reductions are granted, the following requirements shall apply:

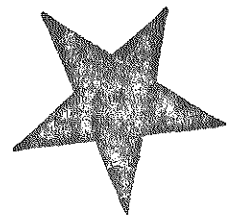
- a. In order for a mixed-use development to qualify for a 25% reduction in the required commercial parking stalls, at least 10% of the gross floor area of the development must be utilized for commercial uses.
- b. Signage denoting the shared parking area and any parking stalls reserved for residential uses must be installed on the property.
- c. Alleyways and access to the shared parking area shall contain appropriate lighting for the safety and security of pedestrians.

246-5.9.7.4 Screening for Ground Level Parking

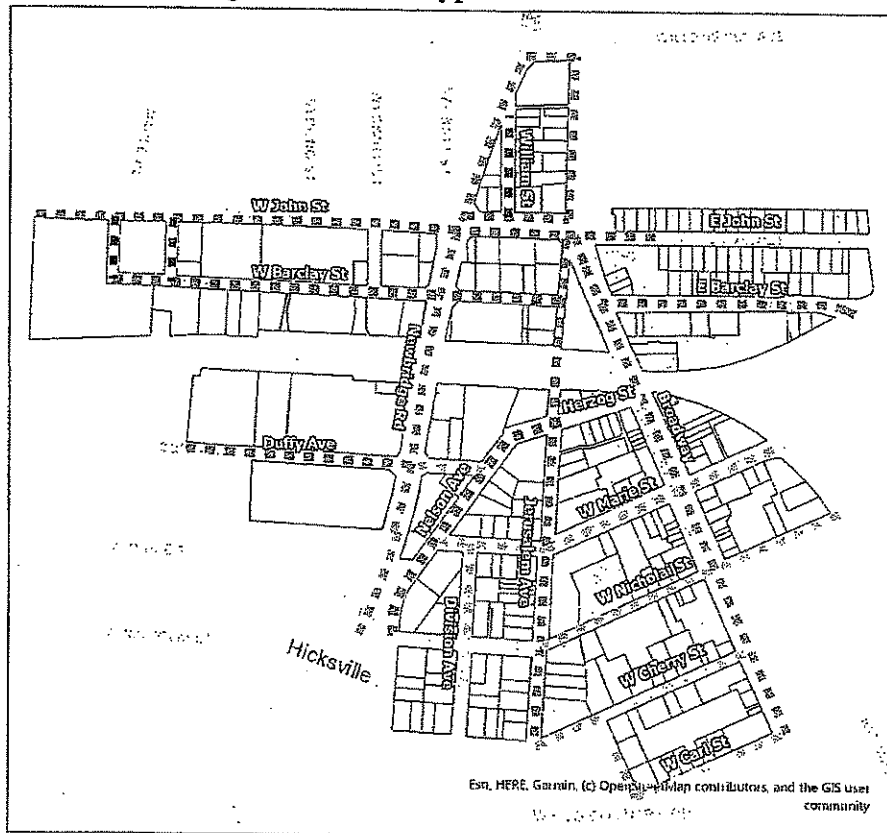
- a. Liner buildings, green walls, false facades or other appropriate screening, as approved by the reviewing agency, is required for ground level parking to ensure that the parking areas are not visible from the street.
- b. Parking standards are provided in the HD Design Guidelines.

246-5.9.8 Street Types

The intent of designating street types is to create uniformity in the public realm. Whereas in other districts (outside of the HD Districts), building setbacks are measured from the property line, in the HD District, to create this uniform pedestrian zone – a Build-to-Line is established which is measured from the existing Curbline at the edge of the street. The Street Types within the HD Subdistricts identify standards for the required Public Frontage, including setbacks from the Curbline and various zone widths within the pedestrian realm.



246-5.9.8.1 Diagram of Street Types Locations



- Street Type (Distance from Curb to Build to Line)

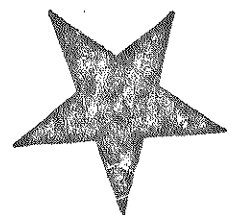
- Downtown Mixed Use (A) (22')
- Downtown Commercial (B) (18')
- Boulevard (C) (15')
- Neighborhood Connector (D) (14')
- Neighborhood Residential (N) (10')
- Secondary Access Street (S) (10')

HD Subdistricts

HD-1
HD-II
HD-III

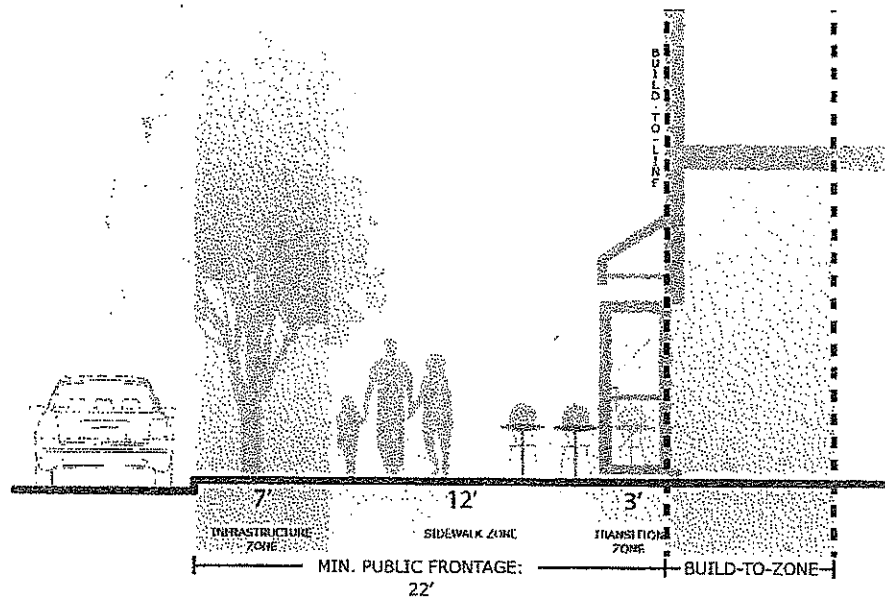
Source: ESRI WMS; Nassau County GIS

0 250 500 Feet

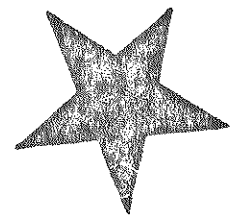


Downtown Mixed Use (A-Street)

a. Downtown Commercial Frontage Diagram

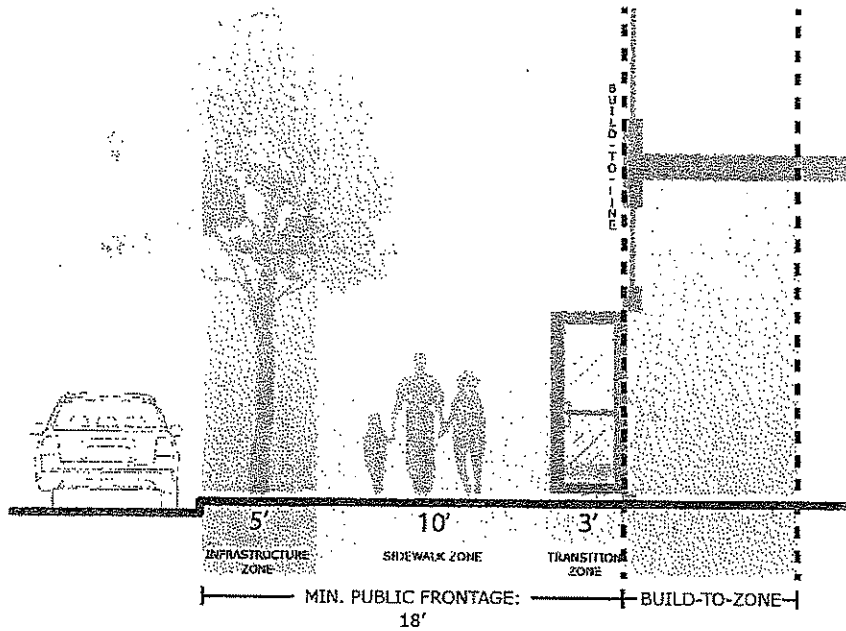


- b. Downtown Mixed Use, A- Streets, are characterized by high pedestrian volumes which benefit from vibrant shopfronts and wide sidewalks intended to encourage pedestrians to linger and interact, while still providing ample room for pedestrian traffic.
- c. Transition Zone character varies based on use (chairs and tables at restaurants or cafes, planted areas or stoops at residential entrances and sidewalk retail for stores).
- d. The amenities provided in the Transition Zone are permitted to encroach into the Sidewalk Zone, as long as an unobstructed pedestrian clearway of at least 6 feet is provided.

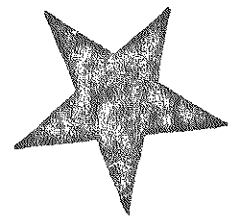


Downtown Commercial (B-Street)

a. Downtown Commercial Frontage Diagram

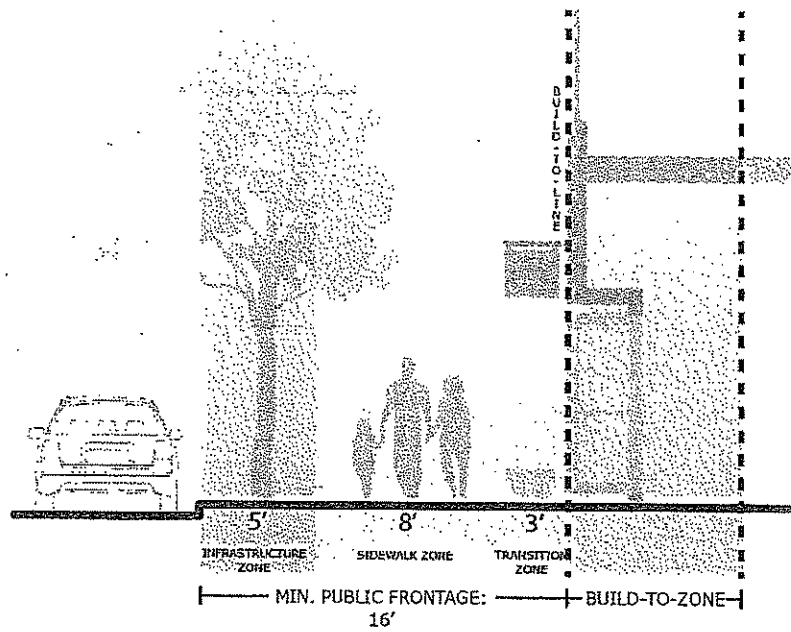


- b. Downtown Commercial, B- Streets, are categorized by high volumes of pedestrian activity, and a mix of commercial uses with Shopfront frontages.
- c. The overall scale of these streets is slightly smaller than Downtown Mixed-Use, A- Streets, and have somewhat narrower sidewalks.
- d. The focus is on providing active frontages and many entrances to Shopfronts featuring small businesses lining the street.
- e. Amenities provided in the Transition Zone are permitted to encroach into the Sidewalk Zone as long as an unobstructed pedestrian clearway of at least 6 feet is provided.

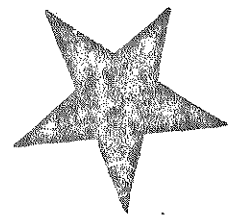


Boulevard (C-Street)

a. Boulevard Frontage Diagram

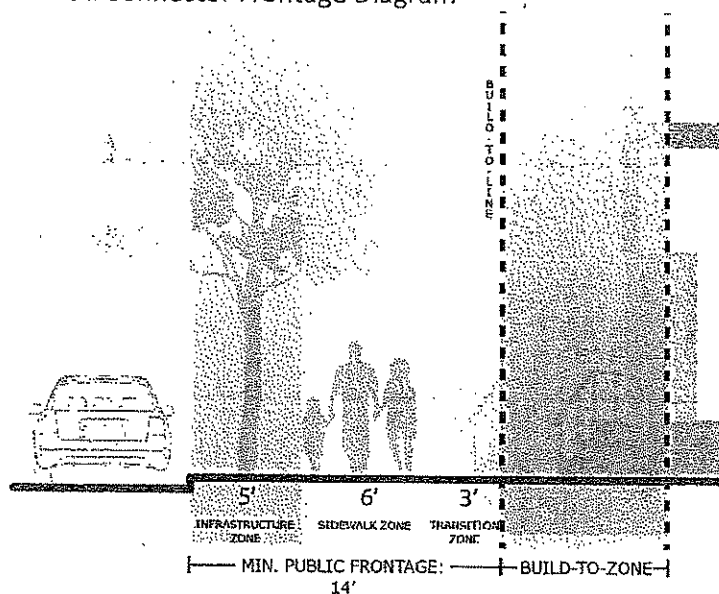


- b. Boulevards, C-Streets, (Newbridge Road and Broadway) are New York State roadways (NY SR 106 and NY SR 107) are characterized by a strong building edge and continuous rows of trees to provide a buffer between pedestrians and high-speed traffic.
- c. Along Boulevards, the Landscape, Utility and Infrastructure Zone provides an area where green infrastructure may be appropriate to reduce stress on the existing stormwater infrastructure

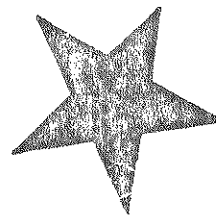


Neighborhood Connector (D-Street)

a. Neighborhood Connector Frontage Diagram

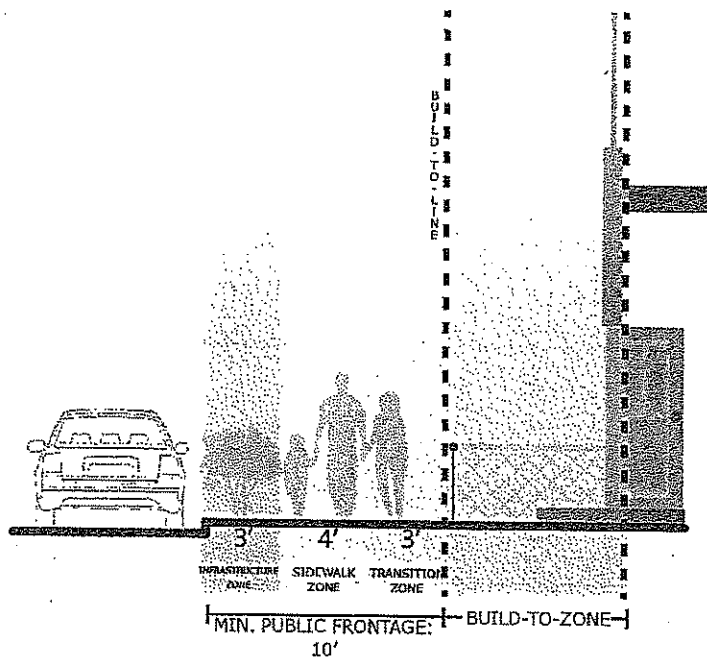


- b. Neighborhood Connector, D-Street, balances the needs of visitors passing through the area with residents who live and work along the street.
- c. Regularly spaced trees and lighting in the Landscape, Utility and Infrastructure Zone provide unifying elements on streets.

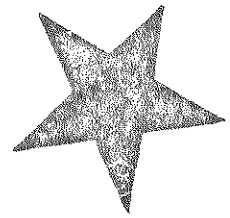


Neighborhood Residential/Secondary Access (N & S -Streets)

a. Neighborhood Residential/Secondary Access Frontage Diagram



- b. Neighborhood Residential/Secondary Access, N&S Streets, are intended for slower speeds, less frequented/activated sidewalks and narrow public frontage.
- c. The Landscape, Utility and Infrastructure Zone can accommodate street trees, utilities, and a relatively narrow, but unobstructed sidewalk.



246-5.9.8.3 Table of Public Frontage Requirements by Street Type

| Street Type | | Public Frontage | | | | Build-to-Zone (Feet) |
|-------------|-------------------------------------|----------------------------|--|------------------------------|------------------------|----------------------|
| | | Total Width Minimum (Feet) | Landscape, Utility, and Infrastructure Zone (Feet) | Sidewalk Zone Minimum (Feet) | Transition Zone (Feet) | |
| A | Downtown Mixed Use (A-Street) | 22' | 6' - 8' | 10' minimum (12' preferred) | 3' | 5' |
| B | Downtown Commercial (B-Street) | 18' | 5' - 8' | 8' minimum (10' preferred) | 3' | 5' |
| C | Boulevard (C-Street) | 16' | 5' - 8' | 6' minimum (8' preferred) | 3' | 5' |
| D | Neighborhood Connector (D-Street) | 14' | 5' | 5' minimum (6' preferred) | 3' | 8' |
| N | Neighborhood Residential (N-Street) | 10' | 3' | 4' | 3' | 8' |
| S | Secondary Access Street (S-Street) | 10' | 3' | 4' | 3' | 8' |

246-5.9.9 Additional Development Requirements

246-5.9.9.1 Hicksville Downtown Design Guidelines and Development Standards

New development and redevelopments shall follow the Hicksville Downtown Design Guidelines and Development Standards which are provided as a supplement to this Article.

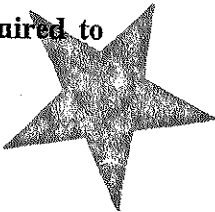
246-5.9.9.2 Signage

Signs shall be consistent with see Section §246-11, with the following clarification and guidelines.

- A. For development within the HD-I and HD-II (other than for townhouses) signs may be permitted to encroach within the transition zone as designated by its Street Type.
- B. Lettering on awnings are treated as signs. The lettering shall be less than or equal to 12 inches in height and not cover more than 10 square feet. Only the name/logo and address/phone number of the business may be printed on the awning.

246-5.9.9.3 Landscaping

On-site irrigation systems, including watering systems and timers, are required to ensure proper maintenance and upkeep of landscaped areas.



Section 15. Amend Section 246-8, Off-Street Parking and Loading, Subsection 246-8.2 Spaces required, to read as follows:

8.2 Spaces required

8.21 Schedule of Off-Street Parking and Loading Space Requirements.

The Schedule of Off-Street Parking and Loading Space Requirements (located at the end of this section) presents the minimum parking and loading space requirements of this chapter. The Hicksville Downtown Subdistricts Schedule of Off-Street Parking and Loading Space Requirements is provided in Sec. 246-5.9. Where there is more than one use, the minimum requirements shall be cumulative, except where shared use of parking or loading spaces is permitted herein. For uses that do not fall within the categories listed, or for uses where no minimum number of spaces is specified, the Department of Planning and Development shall recommend to the approving agency the minimum parking and loading space requirements based upon the specific nature of the proposed facility or use, and the approving agency shall establish the requirements in each case on that basis. Required off-street parking spaces shall be provided on the same lot with the structure or use they serve, except as provided in Sec. 246-8.2.4 below, and may be located within a building or structure, or in a side or rear yard.

Section 16. Add the following Table of Attachments, after Section 246-16.3:

Attachments:

- Attachment 1 – Figure 2-1: Calculating Average Front Yard Setback
- Attachment 2 – Figure 2-2: (Reserved)
- Attachment 3 – Figure 2-3: Principal and Accessory Buildings
- Attachment 4 – Figure 2-4: Measuring Height of Building
- Attachment 5 – Figure 2-5: Floor Area Ratio (FAR) and Building Coverage
- Attachment 6 – Figure 2-6: Front Lot Line and Frontage
- Attachment 7 – Figure 2-7: Rear Lot Line
- Attachment 8 – Figure 2-8: Measuring Lot Width
- Attachment 9 – Figure 2-9: Stories
- Attachment 10 – Figure 2-10: Measuring a Yard
- Attachment 11 – Figure 2-11: Reduced Frontage Lots
- Attachment 12 – Figure 2-11.1: Area for Measurement Along Lot Lines
- Attachment 13 – Figure 2-12: Illustration of Height: Setback Ratio; Level of Lot (R1-6 District)
- Attachment 14 – Figure 2-13: Illustration of Height: Setback Ratio; Level of Lot (R1-10 District)
- Attachment 15 – Figure 2-14: Illustration of Height: Setback Ratio; Sloping Lot
- Attachment 16 – 246-5-2: Schedule of Use Regulations – Residence Districts
- Attachment 17 – 246-5.2: Schedule of Use Regulations – Nonresidence Districts
- Attachment 18 – 246-5.3: Schedule of Dimensional Regulations
- Attachment 19 – Figure 7-1: Typical Parking Space Details
- Attachment 20 – Figure 7-2: Sample Parking Lot
- Attachment 21 – Figure 7-3: Sample Parking Layout-Angled Parking
- Attachment 22 – 246-8.2.1: Schedule of Off-Street Parking and Loading Requirements
- Attachment 23 – 246-11.3.1: Schedule of Permitted Sign Types

Attachment 24 – 246-11.3.2: Schedule of Permitted Sign Number, Height and Setback

Attachment 25 – 246-11.3.3: Schedule of Permitted Sign Area

Attachment 26 – Schedule A

Attachment 27 – Schedule B

Attachment 28 – Hicksville Downtown Design Guidelines and Standards

Attachment 29 – Zoning Map

Section 17. SEQRA Determination. It is hereby determined pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., that the adoption of this local law will not have a significant impact on the environment and that the adoption of this local law constitutes a Negative Declaration in accordance with the New York State Environmental Conservation Law and its applicable regulations thereon.

Section 18. Severability. If any section, subdivision or provision of this local law or the application thereof to any person or circumstance be adjudged invalid by a court of competent jurisdiction, such judgment shall be confined in its operation to the section, subdivision or provision of or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of this local law, or the application thereof to other persons or circumstances.

Section 19. Effective Date. This local law shall take effect immediately upon its adoption and filing with the Office of the Secretary of State.

Certification:

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 2020 of the Town of Oyster Bay was duly passed by the Town Board on _____ 2020, in accordance with the applicable provisions of law.

Clerk of the Town of Oyster Bay

(Seal)

Date: _____, 2020

STATE OF NEW YORK
COUNTY OF NASSAU

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

Signature

Town Attorney

Title

Town of _____ Oyster Bay

Date: _____ 2020

RESOLVED, That a public hearing will be held before the Town Board, at the Town's Hicksville Athletic Center, 167 South Broadway, Hicksville, New York 11801, on the 8th day of December, 2020, at 7:00 o'clock p.m., prevailing time, or as soon thereafter as practicable, to consider amending the Code of the Town of Oyster Bay, New York, by adopting a new Local Law entitled, "A LOCAL LAW TO AMEND CHAPTER 242 – WIRELESS COMMUNICATION FACILITIES, SECTION 242-6, LOCATIONS SUBJECT TO SPECIAL USE PERMIT REQUIREMENT, OF THE CODE OF THE TOWN OF OYSTER BAY"; and be it further

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

-#-

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

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

Reviewed By
Office of Town Attorney

PUBLIC NOTICE

PLEASE TAKE NOTICE, that pursuant to law, a public hearing will be held before the Town Board, at the Town's Hicksville Athletic Center, 167 South Broadway, Hicksville, New York 11801, on the 8th day of December, 2020, at 7:00 o'clock p.m., prevailing time, or as soon thereafter as practicable, to consider the following amendment to the Code of the Town of Oyster Bay, in the manner set forth hereinafter: "A LOCAL LAW TO AMEND CHAPTER 242 -- WIRELESS COMMUNICATION FACILITIES, SECTION 242-6, LOCATIONS SUBJECT TO SPECIAL USE PERMIT REQUIREMENT, OF THE CODE OF THE TOWN OF OYSTER BAY".

The abovementioned Local Law is on file and may be viewed on the Town website (oysterbaytown.com) or by contacting the Office of the Town Clerk (516-624-6320), daily (except Saturday, Sunday and Holidays) between the hours of 9:00 a.m. and 4:45 p.m., prevailing time. All persons interested in the subject matter of said hearing shall have an opportunity to be heard in connection with the aforementioned Local Law at the time and place designated herein.

Pursuant to the provisions of the New York State Executive Order No. 202.1, et seq., this meeting may be held remotely by teleconference, and will be available for the public to view via live stream at www.oysterbaytown.com, and such meeting will be recorded and later transcribed. Members of the public may comment on this proposed law, with such comments being entered in to the record, by emailing comments to publiccomment@oysterbay-ny.gov, or by forwarding said comments to the Office of the Town Attorney, 54 Audrey Avenue, Oyster Bay, New York 11771, to be received no later than December 31, 2020.

TOWN BOARD OF TOWN OF OYSTER BAY. JOSEPH S. SALADINO, Supervisor.
RICHARD LaMARCA, Town Clerk. Dated November 17, 2020, Oyster Bay, New York.

TOWN OF OYSTER BAY

Inter-Departmental Memorandum

TO : MEMORANDUM DOCKET

FROM : Office of the Town Attorney

DATE : November 2, 2020

SUBJECT: Proposed Local Law to amend Chapter 242 – Wireless Communication Facilities, Section 242-6, Locations subject to special use permit requirement, of the Code of the Town of Oyster Bay

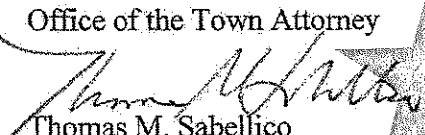
The Town seeks to amend Chapter 242 – Wireless Communication Facilities, Section 246, Locations subject to special use permit requirement, of the Code of the Town of Oyster Bay, to remove Central Business Zoning District and insert Hicksville Downtown Zoning District and Subdistricts.

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

1. Resolution calling for a Public Hearing to be held on December 8, 2020 at 7:00 pm at the Hicksville Athletic Center;
2. Public Notice; and
3. Proposed legislation.

Kindly place this matter on the November 17, 2020 Town Board action calendar.

Office of the Town Attorney


Thomas M. Sabellico
Special Counsel

TMS/nb

cc: Gregory W. Carman, Jr., Deputy Supervisor

Elizabeth L. Maccarone, Commissioner, P&D

Frank M. Scalera, Chief Deputy Town Attorney

S:\Attorney\LOCAL LAWS\LAC 242 Telecommunications revision\MD.doc

Local Law Filing

Town of OYSTER BAY

Local Law No. _____ of the year 2020

A LOCAL LAW TO AMEND CHAPTER 242 – WIRELESS COMMUNICATION FACILITIES, SECTION 242-6, LOCATIONS SUBJECT TO SPECIAL USE PERMIT REQUIREMENT, OF THE CODE OF THE TOWN OF OYSTER BAY

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

Section 1. Amend Chapter 242, Wireless Communication Facilities, Section 242-6, Locations Subject to Special Use Requirement, to read as follows:

Section 242-6 Locations subject to Special Use Requirement

- A.** In its review of applications for special use permits, the Zoning Board of Appeals shall consider the following factors affecting the suitability of a proposed location for a new wireless facility. These factors are designed and intended to facilitate the provision of wireless services in the Town while minimizing the adverse economic, environmental, and quality of life impacts by encouraging co-location on existing towers and structures improved with wireless telecommunications facilities when such co-location is technically feasible and not commercially impracticable and encouraging the location of new wireless facilities so as to minimize their impact on historically sensitive areas around residences, schools, houses of worship, day-care centers, and similar uses, listed in order from the more preferred to the less preferred.
- (1)** On existing towers or other structures already improved with wireless telecommunications facilities on Town-owned or other publicly owned property.
 - (2)** On existing towers or other structures already improved with wireless telecommunications facilities on other property in the Town.
 - (3)** On existing towers or other structures without existing wireless telecommunications facilities on Town-owned or other publicly owned properties.
 - (4)** On existing towers or other structures without existing wireless telecommunications facilities on other property in the Town.
 - (5)** A new tower or other structure on Town-owned or other publicly owned properties.
 - (6)** A new tower or other structure on properties in areas zoned for industrial use [LI Light Industry] under Chapter 246 of this Code.
 - (7)** A new tower or other structure on properties in areas zoned for primarily any nonresidential except REC Recreation, NB Neighborhood Business, RO Residence-Office, or Waterfront-A Districts under Chapter 246 of this Code.
 - (8)** A new tower or other structure on properties in areas zoned for HD-1 Hicksville Downtown Core Subdistrict, HD-II Hicksville Downtown Gateway Transition

Subdistrict, HD-III Hicksville Downtown Residential District, GB General Business, or ORD Office, Research and Development use under Chapter 246 of this Code.

(9) A new tower or other structure on properties in any areas zoned for residential uses under Chapter 246 of this Code.

B. The Zoning Board of Appeals may approve any new wireless facility site located within an area in the above list of priorities if the site is appropriate taking into account the totality of the circumstances, including potential alternatives, under the provisions of this chapter and other applicable law. An applicant proposing a new wireless facility should explain in its application why co-location or any higher priority locations are not feasible or appropriate in the circumstances. Any technological, financial, or other factors should be identified, and any quantitative data relating to such factors should be included in the application. Unilateral or contractual obstacles to co-location created by the applicant and/or others holding permits for wireless facilities in the Town are typically contrary to the public interest and may be given little weight. Notwithstanding that a potential site may be situated in an area of highest priority or highest available priority, an application may be denied by the Zoning Board of Appeals if the applicant has not otherwise satisfied the requisites for a permit under other provisions of this chapter or other applicable federal, state, or local laws and regulations.

Section 2. SEQRA Determination. It is hereby determined pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., that the adoption of this local law is a "Type II" Action within the meaning of Section 617.5 (c)(26) of 6 N.Y.C.R.R., pertaining to "routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment" and accordingly, is of a class of actions which do not have a significant effect on the environment and no further review is required.

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

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

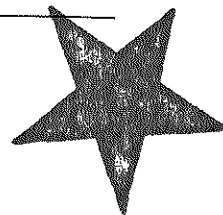
Certification:

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 2020 of the Town of Oyster Bay was duly passed by the Town Board on _____ 2020, in accordance with the applicable provisions of law.

Clerk of the Town of Oyster Bay

Date: _____, 2020

(Seal)

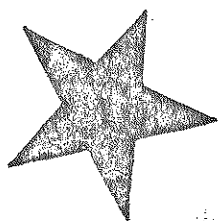


STATE OF NEW YORK
COUNTY OF NASSAU

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

Signature _____
Town Attorney _____
Title _____
Town of Oyster Bay _____
Date: _____ 2020

DRAFT



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

November 12, 2020

TO: RICHARD L. LAMARCA, TOWN CLERK
FRANK M. SCALERA, TOWN ATTORNEY, OFFICE OF THE TOWN ATTORNEY
THOMAS SABELLICO, SPECIAL COUNSEL, OFFICE OF THE TOWN ATTORNEY
SHEILA TARNOWSKI, DIRECTOR OF LEGISLATIVE AFFAIRS

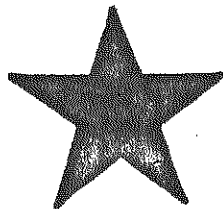
FROM: GEORGE BAPTISTA, JR. DEPUTY COMMISSIONER,
DEPARTMENT OF ENVIRONMENTAL RESOURCES


SUBJECT: A LOCAL LAW TO AMEND THE CODE OF THE TOWN OF OYSTER BAY, NEW
YORK, CHAPTER 242 – WIRELESS COMMUNICATIONS FACILITIES, SECTION
242-6, LOCATIONS SUBJECT TO SPECIAL USE PERMIT REQUIREMENT;
CLASSIFICATION PURSUANT TO THE STATE ENVIRONMENTAL QUALITY
REVIEW ACT (SEQR): TYPE II

Pursuant to Article 8 of the New York State Environmental Conservation Law, SEQR, and the implementing regulations thereto at 6 NYCRR Part 617, and the Town of Oyster Bay Environmental Quality Review Law (Chapter 110 of the Code of the Town of Oyster Bay), the Department of Environmental Resources has reviewed the above captioned proposed action. In connection with review of this subject action pursuant to SEQR, the Department was provided with a project description from the Office of The Town Attorney of the local law, on November 12, 2020.

On the basis of our evaluation, the Department of Environmental Resources concludes that this proposed action is classified as Type II pursuant to the SEQR Type II Actions List, at 6 NYCRR §617.5(c), item #26, pertaining to "routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment."

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




GEORGE BAPTISTA, JR.
Deputy Commissioner
Department of Environmental Resources

File: FILE/DER DEPT. FILES/TEQR/Type II_Local Law Chapter 242

Reviewed By
Office of Town Attorney
[Signature]

RESOLVED, That a public hearing will be held in the Hearing Room, Town Hall North, 54 Audrey Avenue, Oyster Bay, New York on the 8th day of December, 2020, at 10:00 o'clock, a.m. prevailing time on that day, or as soon thereafter as practicable, to consider the application of ZAPGRANDE, LLC, fee owner, for Change of Zone, from a Residential District ("R1-10") to Neighborhood Business ("NB"), and Site Plan Approval to allow for construction of a 4,782 square foot, two-story medical office building, on premises located at 770 Cedar Street, Syosset, Town of Oyster Bay, County of Nassau, State of New York and described as Section 15, Block 36, Lots 65 and 73, on the Land and Tax Map of Nassau County; and be it further

RESOLVED, That if meeting restrictions imposed by New York State Executive Order remain in effect, said meeting may be held by teleconference, and said meeting will be livestreamed on oysterbaytown.com; and be it further

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

-#-

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

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

PUBLIC NOTICE

NOTICE is hereby given, pursuant to law, that a public hearing will be held by the Town Board of the Town of Oyster Bay, Nassau County, New York, on Tuesday, December 8, 2020, at 10:00 a.m., prevailing time, or as soon thereafter as may be practicable, in the Hearing Room, Town Hall North, East Building, 54 Audrey Avenue, Oyster Bay, New York, for the purpose of considering an application from ZAPGRANDE, LLC, fee owner, for Change of Zone, from a Residential District ("R1-10") to Neighborhood Business ("NB"), and Site Plan Approval to allow for construction of a 4,782 square foot, two-story medical office building, on premises located at 770 Cedar Street, Syosset, Town of Oyster Bay, County of Nassau, State of New York and described as Section 15, Block 36, Lots 65 and 73, on the Land and Tax Map of Nassau County.

If meeting restrictions imposed by New York State Executive Order remain in effect, said meeting may be held by teleconference, and said meeting will be livestreamed on oysterbaytown.com; and be it further

The abovementioned application is on file and may be viewed daily (except Saturday, Sunday and Holidays) between the hours of 9:00 a.m. and 4:45 p.m., prevailing time, at the Office of the Town Clerk at Oyster Bay and Massapequa. Any person interested in the subject matter of said hearing will be given an opportunity to be heard with reference thereto, at the time and place above designated. TOWN BOARD OF TOWN OF OYSTER BAY. JOSEPH S. SALADINO, Supervisor. RICHARD LaMARCA, Town Clerk.

Dated: November 17, 2020, Oyster Bay, New York.

Reviewed By
Office of Town Attorney
John J. Salazar


TOWN OF OYSTER BAY
Inter-Departmental Memorandum

TO : MEMORANDUM DOCKET
FROM : OFFICE OF THE TOWN ATTORNEY
DATE : November 2, 2020
SUBJECT: Zapgrande, LLC, fee owner
Change of Zone
Premises: 770 Cedar Street, Syosset, New York
Section 15, Block 36, Lots 65 and 73

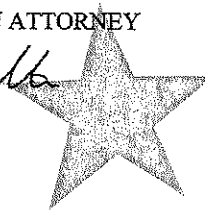
It is requested that the Town Board authorize the Town Clerk to advertise a Notice of Hearing, for a Public Hearing to be held on December 8, 2020, in connection with the above referenced matter.

It is further requested that the Resolution authorizing publication of the Notice of Hearing pertaining to this matter be heard at the November 17, 2020 Town Board meeting.

OFFICE OF THE TOWN ATTORNEY


Thomas M. Sabellico
Special Counsel

TMS:nb
Enclosure



WHEREAS, by Resolution No. 745-2017, adopted on November 14, 2017, the Town Board awarded Contract No. HVR17-156, Requirements Contract for Cleaning and Inspection of Storm Drainage Systems Throughout The Town Of Oyster Bay to Thomas Novelli Contracting Corp., for the initial contract period of November 14, 2017, through November 13, 2019, and at the Town's option this contract can be extended for up to three (3) individual one-year terms; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works/Highway, by memorandum dated November 2, 2020, requested that the Town Board approve an extension of Contract No. HVR17-156, Requirements Contract for Cleaning and Inspection of Storm Drainage Systems for the second of the one (1) year extensions, nunc pro tunc, for the period of November 14, 2020, through November 13, 2021; and

WHEREAS, Commissioner Lenz, by said memorandum, further requested that an annual amount of \$100,000 be authorized for the use of the above-mentioned contract for various locations throughout the Town of Oyster Bay, as per the contract specifications,

NOW, THEREFORE BE IT RESOLVED, That the requests as hereinabove set forth are hereby accepted and approved, and the Town Board hereby approves and authorizes the second extension of Contract No. HVR17-156, Requirements Contract for Cleaning and Inspection of Storm Drainage Systems for a one (1) year period, nunc pro tunc, for the period of November 14, 2020, through November 13, 2021, at the same terms, conditions and pricing, and at an annual amount not to exceed \$100,000.

-#-

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

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

TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO

November 2, 2020

TO: MEMORANDUM DOCKET

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

SUBJECT: REQUEST EXTENSION OF REQUIREMENTS CONTRACT FOR
CLEANING AND INSPECTION OF STORM DRAINAGE SYSTEMS
THROUGHOUT THE TOWN OF OYSTER BAY
CONTRACT NO. HVR17-156


The Department of Public Works has reviewed the work performed by Thomas Novelli Contracting Corp. with respect to the above-mentioned contract under Contract Number HVR17-156 which was awarded by the Town Board on November 14, 2017 Resolution No. 754-2017 and extended on November 19, 2019, Resolution No. 685-2019.

Attached is a letter dated October 16, 2020 from Thomas Novelli Contracting Corp. requesting the contract be extended for 1 year, as per the contract specifications. This will be the second extension allowable by the contract specifications, from November 14, 2020 through November 13, 2021.

In addition, it is hereby requested an annual amount of \$100,000.00 be authorized for the use of the above-mentioned contract for various locations throughout the Town of Oyster Bay, as per the contract specifications.

The Office of the Inspector General has reviewed the Contract and the proposed vendor's disclosure questionnaire and is satisfied that the Procurement Policy has been fulfilled.

Therefore, the Department of Public Works recommends that Contract No. HVR17-156, Requirements Contract for Cleaning and Inspection of Storm Drainage Systems throughout the Town of Oyster Bay, be extended for 1 year at the same terms, conditions and pricing at an annual amount not to exceed \$100,000.00, nunc pro tunc to November 14, 2020.


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

RWL/JCT/MR/nm

Attachment

cc: Steven C. Ballas, Comptroller
John P. Bishop, Deputy Commissioner / Highway

HVR17-156 extend drainage cleaning 3rd year

THOMAS NOVELLI CONTRACTING CORP.

**41 Sarah Drive
Farmingdale, New York 11735**

(631) 390-8882

FAX (631) 390-9020

www.thomasnovelli.com

October 16, 2020

Town of Oyster Bay
74 Audrey Avenue
Oyster Bay, New York 11771

Attn: Commissioner Lenz

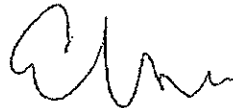
Re: Contract No. HVR 17-156
Drainage Improvements Contract- Extension of time request

Dear Commissioner Lenz,

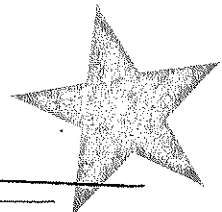
The current contract HVR 17-156 is scheduled to conclude the first of the 1- year contract extensions in November 2020. We respectfully request that the second 1- year contract extension be implemented authorizing Thomas Novelli Contracting Corp. to provide services to the Town of Oyster Bay until November 2021. These services will be provided at the unit prices originally bid in accordance with Exhibit "B" paragraph 2. of the contract.

If you have any questions, please feel free to contact me at your earliest convenience. Thank You,

Respectfully,



Erika Close
Thomas Novelli Contracting



WHEREAS, by Resolution No. 754-2017, adopted November 14, 2017, the Town Board awarded Contract No. HVR17-156, Requirements Contract for Cleaning and Inspecting of Storm Drains, to Thomas Novelli Contracting Corp., 41 Sarah Drive, Farmingdale, New York 11735, for the initial contract period of two years from the date of the award, with an option for three (3) one (1) year extensions on the same terms of the original contract, with funds available as per Town Board Resolution No. 809-2018; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works, by memorandum dated October 28, 2019, requested Town Board authorization to exercise the option to extend the Agreement for a one year term, nunc pro tunc, from November 14, 2019 through November 13, 2020, at a cost not to exceed \$100,000,

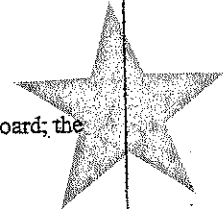
NOW, THEREFORE, BE IT RESOLVED, that the recommendation as hereinabove set forth is hereby accepted and approved, and the Department of Public Works is authorized to extend Contract No. HVR17-156, Requirements Contract for Cleaning and Inspecting of Storm Drains Throughout the Town of Oyster Bay, with Thomas Novelli Contracting Corp., for a one year term, nunc pro tunc, from November 14, 2019 through November 13, 2020; and it is further

RESOLVED, that the Comptroller is hereby authorized to make payment for same, in accordance with the applicable terms and provisions of said agreement, 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 | Aye |
| Councilman Macagnone | Aye |
| Councilwoman Johnson | Aye |
| Councilman Imbroto | Aye |
| Councilman Hand | Aye |
| Councilman Labriola | Aye |



Reviewed By
Office of Town Attorney
[Signature]

Meeting of November 14, 2017

Resolution No. 754-2017

WHEREAS, pursuant to public notice, bids were duly and regularly received for Requirements Contract for Cleaning and Inspecting of Storm Drainage Systems Throughout the Town of Oyster Bay, Nassau County, New York, in accordance with the specifications contained in Contract No. HVR 17-156 and said bids were publicly opened and read on October 25, 2017; and

WHEREAS, the lowest acceptable bid submitted was that of Thomas Novelli Contracting Corp., 41 Sarah Drive, Farmingdale, New York 11735, with a bid in the weighted amount of \$169,400.00; and

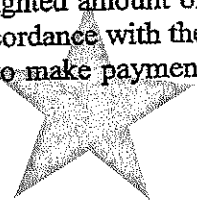
WHEREAS, the base term of the subject contract is two years from the date of the award and at the Town's option this contract can be extended for up to three individual one-year terms; and

WHEREAS, Richard W. Lenz, P.E., Commissioner of the Department of Public Works/Highway, by memorandum dated October 27, 2017, recommended that the abovementioned bid be accepted,

NOW, THEREFORE, BE IT RESOLVED, That pursuant to the recommendation as hereinabove set forth, the Supervisor and/or his designee is hereby authorized to enter into Contract No. HVR 17-156 with Thomas Novelli Contracting Corp., in the weighted amount of \$169,400.00 for an initial estimated annual contract value of \$250,000.00 in accordance with the provisions thereunder, and the Comptroller is hereby authorized and directed to make payment for same, upon presentation of a duly certified claim, after audit.

-#-

7/18/17
Reviewed By
Office of Town Attorney



WHEREAS, by Town Board Resolution No. 502-2020, adopted on September 15, 2020, Lockwood Kessler & Bartlett, Inc. 1 Aerial Way, Syosset, New York, 11791, was approved to provide engineering services in connection with Contract No. DER20-207, providing On-Call Engineering Services relative to the operation and development of the Old Bethpage Solid Waste Disposal Complex, Truck Scale Replacement; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works/Highways, by memorandum dated November 2, 2020, stated that the design has been completed, and the Commissioner of Public Works has approved the plans and specifications, with an estimated construction time for completion of 210 days; and

WHEREAS, Commissioner Lenz, by said memorandum, requested that the Town Board authorize the Division of Purchasing proceed with setting a bid date for receiving bids for the contract, and further requests that the Division of Purchasing contact the Division of Engineering to establish a bid date;

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is hereby accepted and approved, and the Division of Purchasing is authorized and directed to proceed with the bidding phase for Contract No. DER20-207, and the Division of Purchasing is hereby authorized to proceed with setting a bid date for receiving bids for Contract No. DER20-207.

-#-

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

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

TOWN OF OYSTER BAY
INTER-DEPARTMENTAL MEMO

NOVEMBER 2, 2020

TO: MEMORANDUM DOCKET


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

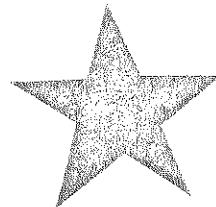
SUBJECT: ACCEPTANCE OF THE DESIGN & REQUEST TO
 ENTER BID & CONSTRUCTION PHASES
 OLD BETHPAGE SOLID WASTE DISPOSAL COMPLEX
 TRUCK SCALE REPLACEMENT
 CONTRACT NO. DER20-207

Town Board Resolution No. 502-2020 authorized Lockwood, Kessler & Bartlett, Inc. to perform engineering services relative to the above-mentioned contract.

The design has been completed, and the Commissioner of Public Works has approved the plans and specifications. The estimated construction time for completion of this subject contract is 210 days.

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


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



RWL/JCT/MR/nm

Attachment

cc: Steven Ballas, Comptroller
 Eric Tuman, Commissioner/General Services
 Louis Savinetti, Commissioner/Environmental Resources

DER20-207 DOCKET PERMISSION TO BID

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

WHEREAS, Lockwood Kessler & Bartlett, Inc., by letter dated August 25, 2020, set forth the scope of work to be performed under Contract No. PWC31-20, in an amount not to exceed \$50,000.00, in connection with providing On-Call Engineering Services relative to the operation and development of the Old Bethpage Solid Waste Disposal Complex; and

WHEREAS, Richard W. Lenz, P.E., Commissioner, Department of Public Works/Highways, by memorandum dated September 4, 2020, requested Town Board authorization for Lockwood Kessler & Bartlett, Inc. to provide On-Call Engineering Services in connection with the operation and development of the Old Bethpage Solid Waste Disposal Complex under Contract No. PWC31-20 as aforesaid, and further requested that the Comptroller be directed to issue an encumbrance order in an amount not to exceed \$50,000.00 for this purpose, Commissioner Lenz advised that funds in the amount of \$50,000.00, to satisfy said engineering costs are available in Account No. DER H 8797 20000 000 1906 015,

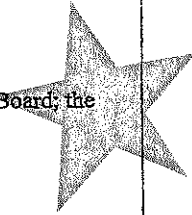
NOW, THEREFORE, BE IT RESOLVED, that the requests as hereinabove set forth are accepted and approved, and Lockwood Kessler & Bartlett, Inc. is hereby authorized to proceed to provide the aforementioned services in connection with Contract No. PWC31-20, On-Call Engineering Services relative to the operation and development of the Old Bethpage Solid Waste Disposal Complex, and the Comptroller is hereby authorized and directed to issue an encumbrance order in an amount not to exceed \$50,000.00, with funds to be drawn from Account No. DER H 8797 20000 000 1906 015.

-#-

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

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

7/10/20
Reviewed By
Office of Town Attorney



WHEREAS, Section 205-9 of the Code of the Town of Oyster Bay states that in the event a property owner shall fail to fully satisfy any bill or invoice for sidewalk repairs within sixty (60) days of billing or invoicing, the Town shall be reimbursed by an assessment resolution; and

WHEREAS, Steven C. Ballas, Comptroller, by memorandum dated September 21, 2020, requested that pursuant to Section 205-9 of the Code of the Town of Oyster Bay, the attached list of sidewalk repair accounts be referred to the County of Nassau for assessment as no monies have been collected for a period of over sixty (60) days,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is hereby approved, and the Town Clerk shall file a certified copy of this Resolution with the Clerk of the Legislature of Nassau County, so that the amounts on the attached list may be assessed by the Legislature of Nassau County against each of the respective parcels at the same time as other taxes are levied and assessed.

-#-

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

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

Town of Oyster Bay
Inter-Departmental Memo

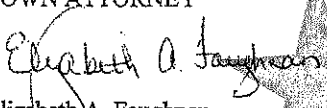
TO: MEMORANDUM DOCKET
FROM: Office of the Town Attorney
DATE: November 2, 2020
SUBJECT: Sidewalk Repair Assessments

By memo dated September 21, 2020, the Office of the Comptroller has annexed a list of sidewalk repair accounts for which no monies have been collected from property owners for a period of over sixty (60) days in accordance with the terms of their original agreement with the Town. The Comptroller has requested that said accounts be referred to the County of Nassau for placement on the Nassau County Tax Assessment Rolls, pursuant to Town Board Resolution.

Section 205-9 of the Code of the Town of Oyster Bay provides that failure to pay for the billing for sidewalk repairs within sixty (60) days of said billing will result in an assessment resolution.

Kindly include this matter on the Town Board Action Calendar for November 17, 2020. A draft resolution accompanies this memo.

FRANK M. SCALERA
TOWN ATTORNEY


Elizabeth A. Faughnan
Deputy Town Attorney



EAF:ba
Attachment
GS963

S:\Attorney\RESOS 2020\MD & RESOS\Sidewalk Assess 2020 eaf.docx

TOWN OF OYSTER BAY

Inter-Departmental Memo

SEPTEMBER 21, 2020

To: FRANK M. SCALERA, TOWN ATTORNEY

From: STEVEN C. BALLAS, COMPTROLLER

Subject: OUTSTANDING BALANCE FOR SIDEWALK REPAIRS
(NO MONIES COLLECTED)

Attached, please find a current list of amounts owed regarding sidewalk repairs for properties that have not met the terms of their original agreement.

We are referring this matter to your office for possible assessment on the tax rolls in accordance with Section 205.9(B) of the Code of the Town of Oyster Bay.

Please inform this office of the dispositions of these accounts. We will continue to bill said accounts until they are referred to the docket for assessment by your office. In the event any payments, whether whole or partial are received, you will be notified.

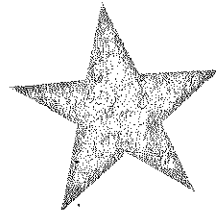

STEVEN C. BALLAS
COMPTROLLER

Attachments

SCB:ms

cc: Accounting Division
Reading File

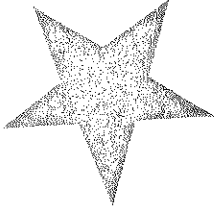
sidewalkrepairs



2020 SIDEWALK REPAIR DELINQUENCY LISTING

| ACCOUNT# | MAILING ADDRESS | CITY | STATE | ZIP CODE | CURRENT BALANCE | ORIGINAL BILLING DATE | SEC | BLK | LOT | SD | Property Address |
|----------|-----------------|------------|-------|----------|-----------------|-----------------------|-----|-----|-----|----|----------------------------------|
| 1885 | 18 PAGE DRIVE | HICKSVILLE | NY | 11801 | 962.50 | 1/31/2019 | 12 | 531 | 52 | 17 | 18 PAGE DR, HICKSVILLE 11801 |
| 1900 | 437 WOODBRIDGE | JERICHO | NY | 11753 | 1,687.50 | 1/31/2019 | 12 | 531 | 24 | 15 | 437 WOODBRIDGE LN, JERICHO 11753 |
| 1927 | 6 CHEMUNG PL | JERICHO | NY | 11753 | 1,393.75 | 1/31/2019 | 11 | 472 | 5 | 15 | 6 CHEMUNG PL, JERICHO 11753 |
| 1944 | 554 PARKSIDE DR | JERICHO | NY | 11753 | 1,300.00 | 1/31/2019 | 12 | 518 | 13 | 15 | 554 PARKSIDE DR, JERICHO 11753 |

TOTAL 5,343.75



ORDER DATED NOVEMBER 17, 2020.

ORDER OF THE TOWN OF OYSTER BAY, NASSAU COUNTY, NEW YORK CALLING A PUBLIC HEARING TO CONSIDER A PETITION OF THE BOARD OF COMMISSIONERS OF THE HICKSVILLE WATER DISTRICT FOR CONSENT TO ISSUE UP TO \$50,000,000 HICKSVILLE WATER DISTRICT BONDS FOR THE DISTRICT'S 2020 CAPITAL IMPROVEMENT PROGRAM.

WHEREAS, the Town Supervisor has presented the Town Board with a petition of the Board of Commissioners of Hicksville Water District for consent to issue up to \$50,000,000 Hicksville Water District bonds for the District's 2020 Capital Improvement Program, consisting of wellhead treatment upgrades for emerging contaminants and site improvements at various water treatment plants of the District, which program constitutes an increase and improvement of the facilities of Hicksville Water District within the meaning of Section 202-b of the Town Law, as more fully described in the engineering report attached to the petition;

WHEREAS, the Town Supervisor has also presented the Town Board with the certificate required by Section 102.00 of the Local Finance Law in connection with such petition;

WHEREAS, the Town Board now desires to call a public hearing to consider such petition;

NOW, THEREFORE, BE IT

ORDAINED, by the Town Board of the Town of Oyster Bay, Nassau County, New York, as follows:

Section 1. A meeting of the Town Board of the Town of Oyster Bay, Nassau County, New York, shall be held at the Town Hall, 54 Audrey Avenue, Oyster Bay, New York, in said Town, on December 8, 2020, at 10:00 A.M., Prevailing Time, for the purpose of conducting a public hearing to consider the petition referred to in the preambles hereof, at which time and place said Town Board will hear all persons interested in the subjects thereof concerning the same.

Section 2. The Town Clerk is hereby authorized and directed to cause a notice of said public hearing to be published in *Newsday*, a newspaper having general circulation in said Town, and posted conspicuously in five public places in the Hicksville Water District which are within the Town pursuant to Section 324.6 of the Nassau County Civil Division Act in the manner prescribed by law, which notice shall be in substantially the following form, to-wit:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that the Town Board of the Town of Oyster Bay, Nassau County, New York, will meet at the Town Hall, 54 Audrey Avenue, Oyster Bay, New York, in said Town, on December 8, 2020, at 10:00 A.M., Prevailing Time, for the purpose of conducting a public hearing to consider a petition by the Hicksville Water District in said Town, for consent to issue up to \$50,000,000 Hicksville Water District bonds for the District's 2020 Capital Improvement Program, consisting of wellhead treatment upgrades for emerging contaminants and site improvements at various water treatment plants of the District, as more fully described in the engineering report attached to the petition, which program constitutes an increase and improvement of the facilities of Hicksville Water District within the meaning of Section 202-b of the Town Law, with an estimated maximum cost of \$50,000,000. Of said \$50,000,000 bonds, \$46,550,000 bonds would be chargeable against properties in the Hicksville Water District that are also in the Town of Oyster Bay. The certificate of the Town Supervisor prepared pursuant to Section 102.00 of the Local Finance Law is reproduced below.

CERTIFICATE OF THE TOWN SUPERVISOR OF THE TOWN OF OYSTER BAY, NASSAU COUNTY, NEW YORK, DATED NOVEMBER 10, 2020, IN RESPONSE TO PETITION BY THE HICKSVILLE WATER DISTRICT FOR CONSENT TO ISSUE UP TO \$50,000,000 HICKSVILLE WATER DISTRICT BONDS FOR THE DISTRICT'S 2020 CAPITAL IMPROVEMENT PROGRAM

1. The average full valuation of the Town of Oyster Bay is \$58,459,272,442. The most recent assessed valuation of the Town is \$130,642,237. The average full valuation of the real

property in the Town subject to the levy of taxes or benefit assessments by or on behalf of the Hicksville Water District is \$8,657,438,095. The most recent assessed valuation of the real property in the Town subject to the levy of taxes or benefit assessments by or on behalf of the District is \$18,180,620.

2. The debt of the Town, prepared in accordance with Title 10 of Article 2 of the Local Finance Law, as of a date not more than thirty days previous to the date of this certificate, is \$753,184,534.

3. The amount of indebtedness proposed to be contracted by the District is \$50,000,000 for the District's 2020 Capital Improvement Program. The proportionate amount of indebtedness which would be allocated to the Town pursuant to the procedures set forth in Section 120.00 of the Local Finance Law is 93.10% of such proposed indebtedness, or \$46,550,000, for the District's 2020 Capital Improvement Program. The amount of \$46,550,000 is 0.0796% of the average full valuation of the real property in the Town of Oyster Bay, and 0.5377% of the average full valuation of the real property in the Town subject to the levy of taxes or benefit assessments by or on behalf of the Hicksville Water District.

Dated: Oyster Bay, New York
November 17, 2020

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF OYSTER BAY,
NASSAU COUNTY, NEW YORK

Richard LaMarca

Town Clerk

Section 3. This order shall take effect immediately.

Reviewed By
Office of Town Attorney
John M. [Signature]

The question of the adoption of the foregoing order was duly put to a vote on roll call, which resulted as follows:

| | | |
|----------------------|--------|-----|
| Supervisor Saladino | VOTING | AYE |
| Councilwoman Johnson | VOTING | AYE |
| Councilman Imbroto | VOTING | AYE |
| Councilman Hand | VOTING | AYE |
| Councilman Labriola | VOTING | AYE |
| Councilwoman Maier | VOTING | AYE |
| Councilwoman Walsh | VOTING | AYE |

Reviewed By
Office of Town Attorney
Thm - M. Della

The resolution was thereupon declared duly adopted.

* * * *

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

I, the undersigned Clerk of the Town of Oyster Bay, Nassau County, New York, DO
HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Town Board
of said Town, including the order contained therein, held on November 17, 2020, with the original
thereof on file in my office, and that the same is a true and correct transcript therefrom and of the
whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, pursuant to Section 103 of the Public Officers Law (Open
Meetings Law), said meeting was open to the general public.

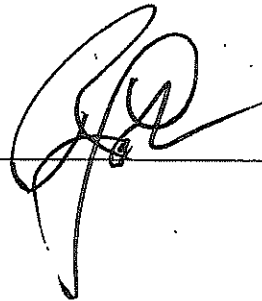
I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public
notice of the time and place of said meeting to be given to the following newspaper and/or other
news media as follows:

| <u>Newspaper and/or Other News Media</u> | <u>Date Given</u> |
|---|-------------------|
| Various publications throughout the Town of Oyster Bay | November 13, 2020 |

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

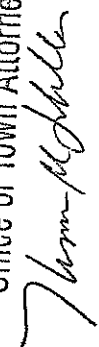
| <u>Designated Location(s) of Posted Notice</u> | <u>Date of Posting</u> |
|--|------------------------|
| Bulletin Board, 54 Audrey Avenue Oyster Bay, NY 11771 | November 13, 2020 |

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town
on November 17, 2020.



Town Clerk

(CORPORATE
SEAL)

Reviewed By
Office of Town Attorney


Town of Oyster Bay
Inter-Departmental Memo

November 4, 2020

To: Memorandum Docket
From: Robert Darienzo, Director of Finance
Subject: Public Hearing – Hicksville Water District Improvements

Town Board action is required to approve a resolution calling for a public hearing on December 8, 2020 to consider a petition from the Hicksville Water District for consent to issue up to \$50,000,000 in Hicksville Water District bonds for the District's 2020 Capital Improvement Program. The Order Calling for the Public Hearing has been prepared by Bond Counsel and is attached to this memo..

Thank you.


Robert Darienzo
Director of Finance



RD/rd
Word/Documents/Docket/2020 hicksville wd improve

WHEREAS, NASSAU STEEL, LLC d/b/a GOLD COAST STUDIOS, fee owner, petitioned the Town Board of the Town of Oyster Bay for a Special Use Permit and Site Plan Approval to permit live audiences at existing Studios #3 and #5 on property located in a Light Industry ("LI") District, at 999 South Oyster Bay Road, Bethpage, Town of Oyster Bay, County of Nassau, State of New York 11801, and described as Section 46, Block G, part of Lot 98 on the Land and Tax Map of Nassau County; and

WHEREAS, a duly advertised public hearing on said Petition was held by the Town Board of the Town of Oyster Bay on September 15, 2020, at which hearing all parties interested in the subject matter and desiring to be heard were heard; and

WHEREAS, the Town of Oyster Bay Department of Environmental Resources, Town Environmental Quality Review Division, has reviewed the proposed action and submitted its memorandum dated January 11, 2019, regarding the environmental impacts contemplated by said Petition and recommended Town Board determination that the proposed action is deemed to fall under the New York State Environmental Quality Review Act, 6 NYCRR, Part 617, Section 617.5(c), Type II Actions List, as Item No. 18, relative to "reuse of a residential or commercial structure, or of a structure containing mixed residential and commercial uses, where the residential or commercial use is a permitted use under the applicable zoning law or ordinance, including permitted by special use permit, and the action does not meet or exceeds any of the thresholds in section 617.4" of Part 617; and

WHEREAS, the Nassau County Planning Commission, by Resolution No. 10397-20, adopted on November 12, 2020, deferred to the Town Board of the Town of Oyster Bay to take action as it deemed appropriate on said application; and

WHEREAS, the Town Board of the Town of Oyster Bay, based upon the relevant facts and circumstances presented at the public hearing, and based upon the facts and information within the personal knowledge of the members of the Town Board, finds the following: that because of the area, location, nature and character of the subject property, the below described premises are adequate and suitable for the requested use; that the granting of this application, subject to the imposition of certain covenants, restrictions and provisions, will not adversely affect the present character of the area; and the granting of this application will be compatible with the purposes and objectives of the comprehensive zoning plan of the Town of Oyster Bay; and

WHEREAS, Elizabeth L. Maccarone, Commissioner, Department of Planning and Development, by memorandum dated March 9, 2020, has advised that the Department of Planning and Development has reviewed the following eight (8) plans prepared by Mark A. Searage, R.A., Form Architecture, Amityville, New York, one (1) plan prepared by Andrew Solano, P.E., Emtec Consulting Engineers, Ronkonkoma, New York, and two (2) plans prepared by Robert Peterson, R.A., Core Group Architects, LLP, Oyster Bay, New York:

THENCE North 80 degrees 58 minutes 07 seconds West, a distance of 23.57 feet to a point;

THENCE South 09 degrees 01 minutes 53 seconds West, a distance of 203.56 feet to a point;

THENCE North 80 degrees 58 minutes 07 seconds West, a distance of 106.52 feet to a point;

THENCE South 09 degrees 01 minutes 53 seconds West, a distance of 42.99 feet to a point;

THENCE North 80 degrees 58 minutes 07 seconds West, a distance of 55.55 feet to a point;

THENCE South 09 degrees 01 minutes 53 seconds West, a distance of 196.96 feet to a point;

THENCE South 80 degrees 58 minutes 07 seconds East, a distance of 161.83 feet to a point;

THENCE South 09 degrees 01 minutes 53 seconds West, a distance of 174.90 feet to a point;

THENCE South 40 degrees 18 minutes 24 seconds West, a distance of 135.50 feet to the northerly side of the Long Island Railroad;

THENCE northwesterly along the northerly side of the Long Island Railroad North 49 degrees 41 minutes 36 seconds West, a distance of 248.42 feet to the intersection of the northerly side of the Long Island Railroad and the easterly side of South Oyster Bay Road;

THENCE northerly along the easterly side of South Oyster Bay Road North 06 degrees 07 minutes 46 seconds West, a distance of 920.68 feet to the Point of BEGINNING.

SAID PREMISES being known as 999 South Oyster Bay Road, Bethpage, New York 11714, and designated as Section 46, Block G, part of Lot 98 on the Land and Tax Map of Nassau County.

and be it further

BEGINNING at a point formed by the intersection of the easterly side of South Oyster Bay Road (as now open and in use) with the southerly side of Cherry Avenue Extension the following 2 courses:

1. South 06 degrees 00 minutes 46 seconds East a distance of 362.63 feet;
2. South 06 degrees 07 minutes 46 seconds East a distance of 690.76 feet to the Point of BEGINNING;

CONTINUING THENCE from said Point of BEGINNING South 80 degrees 58 minutes 07 seconds East a distance of 380.59 feet to a point;

THENCE South 09 degrees 01 minutes 53 seconds West, a distance of 24.69 feet to a point;

THENCE South 80 degrees 58 minutes 07 seconds East, a distance of 80.17 feet to a point;

THENCE North 09 degrees 01 minutes 53 seconds East, a distance of 23.22 feet to a point;

THENCE South 80 degrees 58 minutes 07 seconds East, a distance of 320.44 feet to a point;

THENCE South 09 degrees 01 minutes 53 seconds West, a distance of 12.75 feet to a point;

THENCE South 80 degrees 58 minutes 07 seconds East, a distance of 25.22 feet to a point;

THENCE South 09 degrees 01 minutes 53 seconds West, a distance of 230.69 feet to a point;

THENCE North 80 degrees 58 minutes 07 seconds West, a distance of 194.22 feet to a point;

THENCE South 09 degrees 01 minutes 53 seconds West, a distance of 77.56 feet to a point;

THENCE North 80 degrees 58 minutes 07 seconds West, a distance of 64.94 feet to a point;

THENCE North 09 degrees 01 minutes 53 seconds East, a distance of 39.08 feet to a point;

| <u>SHEET NO.</u> | <u>TITLE</u> | <u>PREPARED BY</u> | <u>DATE</u> |
|------------------|--------------------------------|-----------------------|-------------|
| T-100.00 | Title Page | Mark A. Searage, R.A. | 02/27/2020 |
| A-100.00 | Site Plan | Mark A. Searage, R.A. | 02/27/2020 |
| A-200.00 | Floor Plan | Mark A. Searage, R.A. | 02/27/2020 |
| A-300.00 | Floor Plan & Details | Mark A. Searage, R.A. | 02/27/2020 |
| A-400.00 | Exterior Elevations | Mark A. Searage, R.A. | 02/27/2020 |
| A-500.00 | Exterior Elevations | Mark A. Searage, R.A. | 02/27/2020 |
| A-600.00 | Exterior Elevations | Mark A. Searage, R.A. | 02/27/2020 |
| SP100.00 | Overall Site Plan | Mark A. Searage, R.A. | 02/27/2020 |
| E-100.00 | Electrical As Built | | |
| | Photometric Site Plan | Andrew Solano, P.E. | 11/04/2019 |
| LS-1 | Master Plan | Robert Peterson, R.A. | 07//2019 |
| LS-2 | Courtyard Detail Planting Plan | Robert Peterson, R.A. | 07//2019 |

WHEREAS, said Commissioner further reports that the plans submitted, as modified, comply with the standards set forth in the Code of the Town of Oyster Bay, Section 246.6, Site Plan Review, and recommends Town Board approval for the site plans enumerated herein,

NOW, THEREFORE, BE IT RESOLVED, That the Town Board of the Town of Oyster Bay does hereby accept the recommendation of the Town of Oyster Bay Department of Environmental Resources, Town Environmental Quality Review Division, and determines that the proposed action is deemed to fall under the New York State Environmental Quality Review Act, 6 NYCRR, Part 617, Section 617.5(c), Type II Actions List, as Item No. 18, relative to “reuse of a residential or commercial structure, or of a structure containing mixed residential and commercial uses, where the residential or commercial use is a permitted use under the applicable zoning law or ordinance, including permitted by special use permit, and the action does not meet or exceeds any of the thresholds in section 617.4” of Part 617; and it is further

RESOLVED, That the Petition of NASSAU STEEL, LLC d/b/a GOLD COAST STUDIOS, fee owner, for a Special Use Permit and Site Plan Approval to permit live audiences at existing Studios #3 and #5 on property located in a Light Industry (“LI”) District, at 999 South Oyster Bay Road, Bethpage, Town of Oyster Bay, County of Nassau, State of New York 11801, and described as Section 46, Block G, part of Lot 98 on the Land and Tax Map of Nassau, is hereby GRANTED, for the premises described as follows:

SCHEDULE A

ALL that certain piece, plot, or parcel of real property designated as P/O Lot 98 in Block G of Section 46 on the Land & Tax Map of Nassau County, situate, lying and being at Bethpage, Town of Oyster Bay, County of Nassau, State of New York, and more particularly bounded and described as follows:

RESOLVED, That the Petition herein granted is subject to voluntary covenants and restrictions imposed upon the subject premises by the Petitioner, as set forth in the written instrument attached herewith, to be duly recorded in the Office of the Clerk of Nassau County within one year of this Resolution, and the subject Petition may only become effective upon such recording; and be it further

RESOLVED, That in accordance with the memorandum of Elizabeth L. Maccarone, Commissioner, Department of Planning and Development, dated March 9, 2020, the eleven (11) plans described herein are hereby approved.

-#-

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

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

DECLARATION OF RESTRICTIVE COVENANTS

NASSAU STEEL, LLC d/b/a GOLD COAST STUDIOS, fee owner, with a business address of 999 South Oyster Bay Road, Bethpage, New York 11714, (hereinafter referred to as "Declarant"), does, by this declaration, dated November 17, 2020, declare as follows:

WHEREAS, said Declarant, petitioned the Town Board for a Special Use Permit and Site Plan Approval to permit live audiences at existing Studios #3 and #5 on property located in a Light Industry (LI) District, at 999 South Oyster Bay Road, Bethpage, Town of Oyster Bay, County of Nassau, State of New York, and described as Section 46, Block G, part of Lot 98, on the Land and Tax Map of Nassau County; and

WHEREAS, a duly advertised public hearing on said Petition was held by the Town Board of the Town of Oyster Bay on September 15, 2020, at which hearing all parties interested in the subject matter and desiring to be heard were heard; and

WHEREAS, the Town Board of the Town of Oyster Bay, by Resolution No. 629 - 2020, dated November 17, 2020, approved said application subject to the execution of a Declaration of Restrictive Covenants; and

WHEREAS, said Declarant, for the purpose of preserving the value, and in order to assure the orderly development of the below described premises in Schedule "A" herein, and for the benefit and protection of persons and property in the area, does hereby voluntarily impose the following covenants and restrictions with respect to the premises identified as 999 South Oyster Bay Road, Bethpage, Town of Oyster Bay, New York, which will run with the land and be binding upon said Declarants, their successors and/or assigns,

NOW, THEREFORE, said Declarants, do hereby covenant and declare as follows:

1. That the live studio audiences may be present on the premises no earlier than 9:00 am and may remain no later than 12 midnight.
2. Declarant must obtain a Public Assembly License from the Town of Oyster Bay Department of Planning and Development.
3. That all parking shall be permitted only in designated parking spaces. Said spaces are to be clearly outlined, identified and maintained with painted boundary lines. All other driveway areas shall remain open at all times for fire and emergency apparatus.
4. That all driveway and parking areas shall be paved and maintained in good repair at all times and shall be provided with proper storm water drainage.
5. That the subject premises shall be continually policed and maintained as to be free of all papers, trash, debris or other discarded materials.

6. That no mechanical games of amusement shall be permitted on the subject premises.

7. That there shall be no outdoor storage of foods, equipment or material of any kind.

8. That all shrubs, trees and landscaping shall be continually maintained in good and healthy condition and replaced when necessary.

9. That any and all signs that are to be erected and maintained are to comply with all applicable provisions of present laws or ordinances of the Town of Oyster Bay.

10. That there shall be installed and properly maintained a fully automatic sprinkler system to quell fires, satisfactory to and approved by the Town of Oyster Bay and the Fire Marshal of Nassau County. Adherence to all applicable laws shall satisfy this condition.

11. That the exterior of all structures, parking areas and all other installations shall be continually maintained in neat and good repair.

12. That all garbage, refuse and rubbish shall be placed and kept in suitable containers, emptied daily and disposed of in accordance with applicable statutes, ordinances, and laws.

13. That all exterior lighting shall be directed onto the subject premises and no lighting is to be directed onto adjacent properties or roadway.

14. That no Certificate of Occupancy shall be issued unless and until the development of the site is in conformance with the below listed eight (8) plans prepared by Mark A. Searage, R.A., Form Architecture, Amityville, New York, one (1) plan prepared by Andrew Solano, P.E., Emtec Consulting Engineers, Ronkonkoma, New York, and two (2) plans prepared by Robert Peterson, R.A., Core Group Architects, LLP, Oyster Bay, New York, reviewed in accordance with Section 246-6, "Site Plan Review", of the Zoning Code of the Town of Oyster Bay, recommended for acceptance by Elizabeth L. Maccarone, Commissioner of the Department of Planning and Development, by memorandum dated March 9, 2020, and approved by the Town Board of the Town of Oyster Bay, including any and all amendments that the Town Board may have required to said plans. Any major modifications to said plans subsequent to approval by the Town Board may be done only by Town Board Resolution. If a proposed modification is deemed minor by the Commissioner of the Department of Planning and Development, the Commissioner will have final approval of same. The plans are as follows:

| SHEET NO. | TITLE | PREPARED BY | DATE |
|-----------|----------------------|-----------------------|------------|
| T-100.00 | Title Page | Mark A. Searage, R.A. | 02/27/2020 |
| A-100.00 | Site Plan | Mark A. Searage, R.A. | 02/27/2020 |
| A-200.00 | Floor Plan | Mark A. Searage, R.A. | 02/27/2020 |
| A-300.00 | Floor Plan & Details | Mark A. Searage, R.A. | 02/27/2020 |
| A-400.00 | Exterior Elevations | Mark A. Searage, R.A. | 02/27/2020 |
| A-500.00 | Exterior Elevations | Mark A. Searage, R.A. | 02/27/2020 |

| | | | |
|----------|--------------------------------|-----------------------|------------|
| A-600.00 | Exterior Elevations | Mark A. Searage, R.A. | 02/27/2020 |
| SP100.00 | Overall Site Plan | Mark A. Searage, R.A. | 02/27/2020 |
| E-100.00 | Electrical As Built | | |
| | Photometric Site Plan | Andrew Solano, P.E. | 11/04/2019 |
| LS-1 | Master Plan | Robert Peterson, R.A. | 07//2019 |
| LS-2 | Courtyard Detail Planting Plan | Robert Peterson, R.A. | 07//2019 |

15. That there shall be strict compliance with any and all ordinances, laws, regulations or directives of the Town of Oyster Bay, the Nassau County Fire Marshal's Office, the Nassau County Department of Health and any and all other agencies or departments of the Town of Oyster Bay, Nassau County, the State of New York and/or the United States of America.

16. That in the event of any violation of any kind of the restrictions, covenants or provisions recited herein, or any ordinances or regulations, and failure to remedy such violation within thirty (30) days after notice by the Town to the then owner of the real estate or the current operator of the subject premises of whom the Town has been given notice, the Town shall have the right to suspend or revoke forthwith, the special use permit granted, unless a cure for such violation has been commenced or is being diligently pursued.

17. Except to the extent as modified by this Declaration, all previously recorded Declaration of Restrictive Covenants filed with the County Clerk of Nassau County and affecting the subject premises shall remain in full force and effect.

18. This Declaration shall be filed with the County Clerk of Nassau County and be construed with the same force and effect as a recorded document, and shall be deemed a covenant running with the land. The restrictions contained herein may be enforced by the Town Board of the Town of Oyster Bay to the same extent and with the same authority as the enforcement of a Zoning Ordinance. This Declaration shall not be modified, changed, altered or amended except with the consent of the Town Board of the Town of Oyster Bay.

SCHEDULE A

ALL that certain piece, plot, or parcel of real property designated as P/O Lot 98 in Block G of Section 46 on the Land & Tax Map of Nassau County, situate, lying and being at Bethpage, Town of Oyster Bay, County of Nassau, State of New York, and more particularly bounded and described as follows:

BEGINNING at a point formed by the intersection of the easterly side of South Oyster Bay Road (as now open and in use) with the southerly side of Cherry Avenue Extension the following 2 courses:

1. South 06 degrees 00 minutes 46 seconds East a distance of 362.63 feet;
2. South 06 degrees 07 minutes 46 seconds East a distance of 690.76 feet to the Point of BEGINNING;

CONTINUING THENCE from said Point of BEGINNING South 80 degrees 58 minutes 07 seconds East a distance of 380.59 feet to a point;

THENCE South 09 degrees 01 minutes 53 seconds West, a distance of 24.69 feet to a point;

THENCE South 80 degrees 58 minutes 07 seconds East, a distance of 80.17 feet to a point;

THENCE North 09 degrees 01 minutes 53 seconds East, a distance of 23.22 feet to a point;

THENCE South 80 degrees 58 minutes 07 seconds East, a distance of 320.44 feet to a point;

THENCE South 09 degrees 01 minutes 53 seconds West, a distance of 12.75 feet to a point;

THENCE South 80 degrees 58 minutes 07 seconds East, a distance of 25.22 feet to a point;

THENCE South 09 degrees 01 minutes 53 seconds West, a distance of 230.69 feet to a point;

THENCE North 80 degrees 58 minutes 07 seconds West, a distance of 194.22 feet to a point;

THENCE South 09 degrees 01 minutes 53 seconds West, a distance of 77.56 feet to a point;

THENCE North 80 degrees 58 minutes 07 seconds West, a distance of 64.94 feet to a point;

THENCE North 09 degrees 01 minutes 53 seconds East, a distance of 39.08 feet to a point;

THENCE North 80 degrees 58 minutes 07 seconds West, a distance of 23.57 feet to a point;

THENCE South 09 degrees 01 minutes 53 seconds West, a distance of 203.56 feet to a point;

THENCE North 80 degrees 58 minutes 07 seconds West, a distance of 106.52 feet to a point;

THENCE South 09 degrees 01 minutes 53 seconds West, a distance of 42.99 feet to a point;

THENCE North 80 degrees 58 minutes 07 seconds West, a distance of 55.55 feet to a point;

THENCE South 09 degrees 01 minutes 53 seconds West, a distance of 196.96 feet to a point;

THENCE South 80 degrees 58 minutes 07 seconds East, a distance of 161.83 feet to a point;

THENCE South 09 degrees 01 minutes 53 seconds West, a distance of 174.90 feet to a point;

THENCE South 40 degrees 18 minutes 24 seconds West, a distance of 135.50 feet to the northerly side of the Long Island Railroad;

THENCE northwesterly along the northerly side of the Long Island Railroad North 49 degrees 41 minutes 36 seconds West, a distance of 248.42 feet to the intersection of the northerly side of the Long Island Railroad and the easterly side of South Oyster Bay Road;

THENCE northerly along the easterly side of South Oyster Bay Road North 06 degrees 07 minutes 46 seconds West, a distance of 920.68 feet to the Point of BEGINNING.

SAID PREMISES being known as 999 South Oyster Bay Road, Bethpage, New York 11714, and designated as Section 46, Block G, part of Lot 98 on the Land and Tax Map of Nassau County.

IN WITNESS WHEREOF, the Declarants have hereunto set their hand and seal the day and year first above written.

NASSAU STEEL, LLC, Fee Owner

BY: _____
Managing Member

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

On the day of in the year 2020 before me, the undersigned, personally appeared , personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her capacity(ies), and that by his/her signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

s/atty/RESOS2020C&RsNassau Steel TMS

WHEREAS, on May 6, 2019, the Town of Oyster Bay acquired the property located at 8 Washington Street, Bethpage, New York 11714, and more particularly described as Section 46, Block 102, Lots 46, 47, 48 & 49 on the Nassau County land and Tax Map; and

WHEREAS, on September 16, 2019, the Nassau County Assessor granted the Town's petition of tax exemption for the property, effective January 1, 2021 for the 2012 General Tax Assessment Roll, and July 1, 2020, for the 2020-2021 School Tax Assessment Roll; and

WHEREAS, before the property became exempt, real property taxes accrued on the property in the amount of \$37,200.32, inclusive of all interest penalties and fees calculated to November 30, 2020 ; and

WHEREAS, Frank M. Scalera, Town Attorney, and Ralph P. Healey, Special Counsel, Office of the Town Attorney, by memorandum dated November 5, 2020, requested Town Board authorization for Town to satisfy the outstanding real property taxes on the subject property inclusive of all interest, penalties and fees, calculated to November 30, 2020, by paying the Nassau County Treasurer an amount not to exceed \$37,200.32,

NOW, THEREFORE, BE IT RESOLVED, That the request as hereinabove set forth is hereby accepted and approved, and in connection with the property located at 8 Washington Street Bethpage, New York, and more particularly described as Section 46, Block 102, Lots 46, 47, 48 & 49, on the Nassau County Land and Tax Map, the Town is hereby authorized to satisfy all outstanding real property taxes on the subject property, including all interest, penalties and fees calculated to November 30, 2020, in an amount not to exceed \$37,200.32; and be it further

RESOLVED, that the funds for said payment shall be drawn from Account No. TWN A 1989 47900 000 0000; and be it further

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

-#-

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

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

Town of Oyster Bay
Inter-Departmental Memo

To : Memorandum Docket

From : Office of the Town Attorney

Date : November 5, 2020

Subject : Payment of Tax Liens
8 Washington Street
Bethpage, New York 11714
Section 46, Block 102, Lots 46, 47, 48 & 49

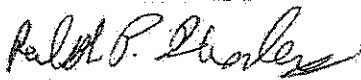
On May 6, 2019, the Town of Oyster Bay acquired the above specified property. The Town subsequently filed a Petition of Exemption with the Nassau County Assessor. The Petition was granted on September 16, 2019. Said petition was made effective on January 1, 2021 for the 2021 General Tax Assessment Roll, and July 1, 2020 for the 2020-2021 School Tax Assessment Roll. Between the date of acquisition, and the dates of exemption, the property accrued real property taxes. Consequently, the Town must pay the Nassau County Treasurer the total amount of outstanding real property taxes due, plus interest, penalties and fees.

The property consists of two lot groups: Lots 46 & 47, and Lots 48 & 49. The amount owed on Lots 46 & 47 is \$18,579.80. The amount owed on Lots 48 & 49 is \$18,620.52. Thus, total amount of taxes owed on both lot groups is \$37,200.32. The total amount includes all penalties, interest and fees calculated to November 30, 2020. The total shall increase by 1% per month after that date.

The Office of the Town Attorney requests Town Board authorization for the Town to satisfy all outstanding real property taxes due on the property, plus interest, penalties and fees, up to an amount not to exceed \$37,200.32. The funds for this payment shall be drawn from Account No. TWN A 1989 47900 000 0000. The Office of the Town Attorney requests further that the Town Board authorize and direct the Town Comptroller to make payment for same, upon the submission of a duly certified claim, after audit. Copies of the tax statements, the deed to the subject property, and the letter of exemption are all attached hereto. Once payment is made, this office shall seek a chapter bill from the New York State Legislature reimbursing the Town for the money spent in satisfying the delinquent taxes.

Kindly place this matter on the November 17, 2020 Town Board Action Calendar.

FRANK M. SCALERA
TOWN ATTORNEY


Ralph P. Healey
Special Counsel

RPH:rph
Attachment
2019-7123

LAURA CURRAN
COUNTY EXECUTIVE



BEAUMONT A. JEFFERSON
COUNTY TREASURER
ROLANDO S. FERNANDO
DEPUTY COUNTY TREASURER
LISA A. ENELLA
DEPUTY COUNTY TREASURER

COUNTY OF NASSAU
OFFICE OF THE COUNTY TREASURER
1 WEST STREET
MINEOLA, NEW YORK 11501
(516) 571-2090

INDIVIDUAL PARCEL OPEN TAXES

TOWN OF OYSTER BAY
54 AUDREY AVE
OYSTER BAY NY 11771

October 30, 2020

Computed To Date: 11/30/2020
Parcel ID: 46102 00460
Lot Group: 46-47

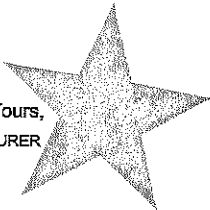
| Tax year | Cycle | Date | Lien | Tax/memo Amount | Penalty | Interest | Fees | Total Due |
|--------------------|-------|------------|------|-----------------|---------|----------|--------|-----------------------|
| 2019 | T H | 08/12/2019 | | 2,389.14 | 143.35 | 463.12 | 290.00 | 3,285.61 |
| 2020 | S H | 11/11/2019 | | 3,864.61 | 231.88 | 580.21 | 0.00 | 4,676.70 |
| 2020 | S H | 07/01/2020 | | 3,864.61 | 231.88 | 208.96 | 0.00 | 4,305.45 |
| 2020 | T H | 02/10/2020 | | 2,576.02 | 154.56 | 295.06 | 0.00 | 3,025.64 |
| 2020 | T H | 08/10/2020 | | 2,576.02 | 154.56 | 135.82 | 0.00 | 2,866.40 |
| Tax Payment Due: | | | | | | | | \$18,159.80 |
| | | | | | | | | 420.00 |
| TOTAL PAYMENT DUE: | | | | | | | | \$18,159.80 / 8579.80 |

Information purpose only
Taxes due subject to change

Cash or Certified Checks only for payment of tax liens. Cash or Certified Checks only for payments made after 31-Dec-20.
Any Hardship deposits made to the Liens are not reflected in the total amount due.

If you require additional assistance, please call our office at (516) 571-2090 . Thank you for your cooperation.

Very Truly Yours,
NASSAU COUNTY TREASURER



LAURA CURRAN
COUNTY EXECUTIVE



BEAUMONT A. JEFFERSON
COUNTY TREASURER
ROLANDO S. FERNANDO
DEPUTY COUNTY TREASURER
LISA A. ENELLA
DEPUTY COUNTY TREASURER

COUNTY OF NASSAU
OFFICE OF THE COUNTY TREASURER
1 WEST STREET
MINEOLA, NEW YORK 11501
(516) 571-2090

INDIVIDUAL PARCEL OPEN TAXES

TOWN OF OYSTER BAY
54 AUDREY AVE
OYSTER BAY NY 11771

October 30, 2020

Computed To Date: 11/30/2020
Parcel ID: 46102 00480
Lot Group: 48-49

| Tax year | Cycle | Date | Lien | Tax/memo Amount | Penalty | Interest | Fees | Total Due |
|------------------|-------|------------|------|-----------------|---------|----------|--------|-------------|
| 2019 | T H | 08/12/2019 | | 2,619.35 | 157.16 | 507.76 | 290.00 | 3,574.27 |
| 2020 | S H | 11/11/2019 | | 4,121.22 | 247.27 | 618.73 | 0.00 | 4,987.22 |
| 2020 | S H | 07/01/2020 | | 4,121.22 | 247.27 | 222.84 | 0.00 | 4,591.33 |
| 2020 | T H | 02/10/2020 | | 2,206.87 | 132.41 | 252.78 | 0.00 | 2,592.06 |
| 2020 | T H | 08/10/2020 | | 2,206.87 | 132.41 | 116.36 | 0.00 | 2,455.64 |
| Tax Payment Due: | | | | | | | | \$18,200.52 |

TOTAL PAYMENT DUE: \$18,200.52

Information purpose only
Taxes due subject to change

Cash or Certified Checks only for payment of tax liens. Cash or Certified Checks only for payments made after 31-Dec-20.
Any Hardship deposits made to the Liens are not reflected in the total amount due.

If you require additional assistance, please call our office at (516) 571-2090 . Thank you for your cooperation.

Very Truly Yours,
NASSAU COUNTY TREASURER



Nassau County
Maureen O'Connell
County Clerk
Mineola, NY 11501

Instrument Number: 2019- 00051502
As
D01 - DEED

Recorded On: June 21, 2019
Parties: WASHINGTON STEEL LLC
TO OYSTER BAY

Billable Pages: 2
Num Of Pages: 3
Comment:

Recorded By: TOWN OF OYSTER BAY

**** Examined and Charged as Follows: ****

| | | | | | |
|----------------------|--------|------------------------|----------|-------------------|----------------------------|
| D01 - DEED | 55.00 | Blocks - Deeds - \$300 | 300.00 | RP5217 Commercial | 250.00 |
| Tax Affidavit TP 584 | 5.00 | | | | |
| Recording Charge: | 610.00 | | | | |
| | Amount | Consideration Amount | RS#CS# | | |
| Tax-Transfer | 0.00 | 0.00 | RE 24452 | Basic | 0.00 SpecASST 0.00 |
| OYSTER BAY | | | | Local NY CITY | 0.00 Spec ADDL SONYMA 0.00 |
| | | | | Additional MTA | 0.00 Transfer 0.00 |
| Tax Charge: | 0.00 | | | | |

Property Description:

| Line | Section | Block | Lot | Unit | Town Name |
|------|---------|-------|-----|------|------------|
| 1 | 46 | 102 | 46 | | OYSTER BAY |
| 2 | 46 | 102 | 47 | | OYSTER BAY |
| 3 | 46 | 102 | 48 | | OYSTER BAY |
| 4 | 46 | 102 | 49 | | OYSTER BAY |

**** THIS PAGE IS PART OF THE INSTRUMENT ****

I hereby certify that the within and foregoing was recorded in the Clerk's Office For: Nassau County, NY

File Information:

Document Number: 2019- 00051502
Receipt Number: 1519590
Recorded Date/Time: June 21, 2019 10:56:42A
Book-Vol/Pg: Bk-D VI-13816 Pg-1
Cashier / Station: 0 DAC / NCCL-CCR1FP2

Record and Return To:

THOMAS M SABELLICO
SPECIAL COUNSEL OFFICE OF TOWN ATTORNEY
54 AUDREY AVE 2ND FL
OYSTER BAY NY 11771



Maureen O'Connell
County Clerk Maureen O'Connell

CONSULT YOUR LAWYER BEFORE SIGNING THIS INSTRUMENT—THIS INSTRUMENT SHOULD BE USED BY LAWYERS ONLY.

NO CONSIDERATION

THIS INDENTURE, made the 6th day of May in the year 2019 ✓

BETWEEN

WASHINGTON STEEL, LLC, a New York limited liability company, having an office at 999 South Oyster Bay Rd., Suite 200, Bethpage, New York 11714

party of the first part, and

TOWN OF OYSTER BAY, a New York municipal corporation, have an office at 54 Andrey Avenue, Oyster Bay, New York 11771

party of the second part,

WITNESSETH, that the party of the first part, in consideration of the sum of Ten (\$10.00) dollars paid by the party of the second part, does hereby grant and release unto the party of the second part, the heirs or successors and assigns of the party of the second part forever,

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the Town of Oyster Bay, County of Nassau, State of New York, more particularly bounded and described on Schedule "A," attached hereto and made part hereof.

Said premises being known as 8 Washington Street, Bethpage, NY 11714, as shown as Section: 46, Block: 102, Lots: 46-47 & 48-49 on the Nassau County Tax Map.

Being and intended to be the same premises acquired by grantor in deed dated September 14, 2018 and recorded September 21, 2018 in Liber 13710, Page 405.

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

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

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

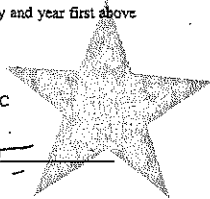
IN WITNESS WHEREOF, the party of the first part has duly executed this deed the day and year first above written.

IN PRESENCE OF:



WASHINGTON STEEL, LLC

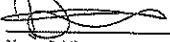
By: 
Name: Glenn Losinotto
Title: Manager



ACKNOWLEDGEMENT TAKEN IN NEW YORK STATE

State of New York, County of Nassau ss:

On the 10th day of April in the year 2019, before me, the undersigned, personally appeared GLENN LOSTRITTO, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.


BESSIE STAWKOWSKI
Notary Public, State of New York
No. 01578211238
Qualified in Nassau County
Commission Expires Sept. 14, 2021

ACKNOWLEDGEMENT BY SUBSCRIBING WITNESS
TAKEN IN NEW YORK STATE

State of New York, County of ss:
On the day of in the year
before me, the undersigned, a Notary Public in and for said State,
personally appeared

, the
subscribing witness to the foregoing instrument, with whom I am
personally acquainted, who, being by me duly sworn, did depose and
say that he/she/they reside(s) in

(If the place of residence is in a city, include the street and street number if any, thereof;
that he/she/they know(s))

to be the individual described in and who executed the foregoing
instrument; that said subscribing witness was present and saw said

execute the same; and that said witness at the same time subscribed
his/her/their name(s) as a witness thereto

ACKNOWLEDGEMENT TAKEN IN NEW YORK STATE

State of New York, County of ss:

On the day of in the year
before me, the undersigned, personally appeared

, personally known to me or proved to me on the
basis of satisfactory evidence to be the individual(s) whose name(s) is
(are) subscribed to the within instrument and acknowledged to me
that he/she/they executed the same in his/her/their capacity(ies), and
that by his/her/their signature(s) on the instrument, the individual(s),
or the person upon behalf of which the individual(s) acted, executed
the instrument.

ACKNOWLEDGEMENT TAKEN OUTSIDE NEW YORK
STATE

*State of , County of ss:
*(Or insert District of Columbia, Territory, Possession or Foreign
County)

On the day of in the year
before me the undersigned personally appeared

Personally known to me or proved to me on the basis of satisfactory
evidence to be the individual(s) whose name(s) is (are) subscribed to
the within instrument and acknowledged to me that he/she/they
executed the same in his/her/their capacity(ies), that by his/her/their
signature(s) on the instrument, the individual(s) or the person upon
behalf of which the individual(s) acted, executed the instrument, and
that such individual make such appearance before the undersigned in
the

(add the city or political subdivision and the state or country or other
place the acknowledgement was taken).

Bargain and Sale Deed With
Covenants Against Grantor's Acts

| | |
|----------------|---|
| SECTION | 46 |
| BLOCK | 102 |
| LOTS | 46-47 & 48-49 |
| COUNTY | Nassau |
| STREET ADDRESS | 8 Washington Street Bethpage, NY 11714 |

Title No. _____

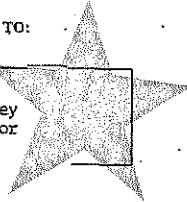
WASHINGTON STEEL, LLC

TO

TOWN OF OYSTER BAY

RETURN BY MAIL TO:

Thomas M. Sabellico
Special Counsel
Office of the Town Attorney
54 Audrey Avenue, 2nd Floor
Oyster Bay, NY 11771



LAURA CURRAN
County Executive



DAVID F. MOOG
County Assessor

NASSAU COUNTY
DEPARTMENT OF ASSESSMENT
240 Old Country Road
Mineola, New York 11501
(516) 571-1500

September 16, 2019

Town of Oyster Bay
54 Audrey Ave.
Oyster Bay, NY 11771

RE: 2020/2021 School Tax Year and 2021 General Tax Year Assessment Roll
Section 46 Block 102 Lot 46-47 Grouped
Section 46 Block 102 Lot 48-49 Grouped

Dear Sir or Madam:

Your application for a real property exemption pursuant to Section 406 of the New York State Real Property Tax Law has been approved for the 2020/2021 School and 2021 General Assessment Roll.

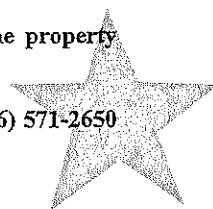
You must notify the Department of Assessment immediately if the use of the property changes or if there is a change in the purpose of the organization.

If you have any questions, please contact the Department of Assessment at (516) 571-2650 or (516) 571-2630.

Yours truly,

Ronda Y. Patton

Ronda Y. Patton, Esq.
Non-Profit / Commercial Exemptions
Division Head



WHEREAS, Resolution No. 592-2020, adopted on October 20, 2020, authorized the Supervisor, or his designee, to execute agreements with the Auxiliary Police Units of Bayville, Oyster Bay, Syosset, Jericho, Hicksville, Farmingdale, Massapequa Park, Massapequa and Plainview to be used by the Units to recruit, equip and train their members; and

WHEREAS, said activities of the Auxiliary Police preserve the public peace and good order and promote the safety and general welfare within the Town and the Town Board deems the activities of the Auxiliary Police to be in the public interest of the residents of the Town; and

WHEREAS, Frank M. Scalera, Town Attorney, and Jeffrey Lesser, Deputy Town Attorney, by memorandum dated November 9, 2020, recommended and requested that Resolution No. 592-2020 be amended to reflect and clarify that the payment in the amount of One Thousand, Five Hundred Dollars (\$1,500.00) to each Unit be for the term of December 1, 2020 to November 30, 2021, with said funds to be used by the Units to recruit, equip and train their members, and to continue their valued mission and activities within the Town,

NOW, THEREFORE, BE IT RESOLVED, That the recommendation and request as hereinabove set forth are approved, and Resolution No. 592-2020 is amended accordingly, and the Supervisor, or his designee, is hereby authorized and directed to enter into agreements with the Auxiliary Police Units of Bayville, Oyster Bay, Syosset, Jericho, Hicksville, Farmingdale, Massapequa Park, Massapequa and Plainview, for the payment in the amount of One Thousand, Five Hundred Dollars (\$1,500.00) to each Unit, for the term December 1, 2020 to November 30, 2021 with said funds to be used by the Units to recruit, equip and train their members, and to continue their valued mission and activities within the Town; and be it further

RESOLVED, That the Office of the Comptroller is hereby authorized and directed to make payments for same, upon submission of duly certified claims therefor, after audit, with said funds to be drawn from Account No. TWN A 1989 47900 000 0000.

#

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

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

32

Town of Oyster Bay Inter-Departmental Memo

TO : MEMORANDUM DOCKET
FROM : Office of the Town Attorney
DATE : November 9, 2020
SUBJECT: Amendment to Resolution 592-2020
Auxiliary Police

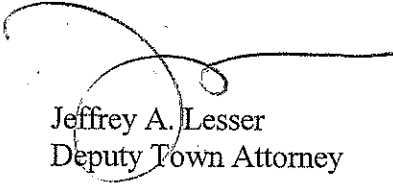
Resolution No. 592-2020, adopted on October 20, 2020, authorized the Supervisor, or his designee, to execute agreements with the Auxiliary Police Units of Bayville, Oyster Bay, Syosset, Jericho, Hicksville, Farmingdale, Massapequa Park, Massapequa and Plainview to be used by the Units to recruit, equip and train their members.

The Office of Town Attorney recommends and requests that Resolution No. 592-2020 be amended to reflect and clarify that the payment in the amount of One Thousand, Five Hundred Dollars (\$1,500.00) to each Unit be for the term of December 1, 2020 to November 30, 2021, with said funds to be used by the Units to recruit, equip and train their members, and to continue their valued mission and activities within the Town.

The funds for said payment are to be drawn from Account No. TWN A 1989 47900 000 0000.

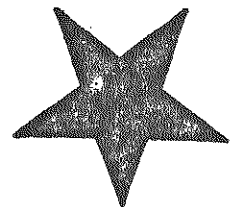
Kindly suspend the rules and place this matter on the November 17, 2020 Town Board Action Calendar.

FRANK M. SCALERA
TOWN ATTORNEY


Jeffrey A. Lesser
Deputy Town Attorney

JAL:jl
Attachment
2017-5808

S:\Attorney\RESOS 2020\MD & RESO\Aux Police Reso amended.docx



AGREEMENT

DATED: , 2020

PARTIES: TOWN OF OYSTER BAY, a municipal corporation of the State of New York, having its principal office at Town Hall, Audrey Avenue, Oyster Bay, New York 11771, and hereinafter referred to as the "TOWN"; and

PLAINVIEW AUXILIARY POLICE UNIT 317, with offices at 47 Elderberry Road, Syosset, New York 11791, and hereinafter referred to as the "AUXILIARY".

WITNESSETH:

WHEREAS, the Auxiliary, although established to serve the public interest in a civil defense function, performs many police functions, such as crowd control, crossing guards, traffic control and other activities, which allow the regular police to pursue other important aspects of maintaining order in our society; and

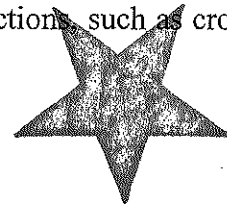
WHEREAS, said activities of the Auxiliary preserve the public peace and good order and promote the safety and general welfare of the community; and

WHEREAS, the Town deems the activities of the Auxiliary to be in the public interest of the inhabitants of the Town; and

WHEREAS, the Auxiliary has requested financial assistance to recruit, equip and train its members, and the Town deems it to be in the public interest to provide said financial assistance,

NOW, THEREFORE, it is mutually agreed by and between the parties as follows:

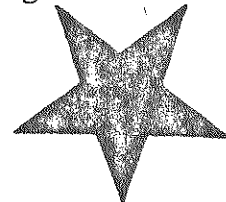
1. The Auxiliary will continue to perform its many routine police functions, such as crowd



control, crossing guards, traffic control and other activities.

2. The Town will pay to the Auxiliary the sum of One Thousand, Five Hundred Dollars (\$1,500.00), which sum will be used by the Auxiliary to recruit, equip and train its members.
3. The Auxiliary shall not assign, transfer or hypothecate this agreement, or any interest herein, or any monies due or to become due hereunder, whether in whole or in part or by agreement or novation.
4. The Auxiliary shall be an independent contractor hereunder. Nothing herein contained shall be construed to constitute its members, servants or agents, to be employees, agents or servants of the Town. The Auxiliary will save and hold harmless the Town and will indemnify the Town for any and all damage and injury to person or property arising from or out of its operation under this agreement.
5. The Auxiliary shall provide a copy of the Nassau County Police accounting protocols provided to each Unit and agrees to follow the Nassau County Police accounting protocols.
6. Each Unit is to submit a detailed ledger of all funds received and used, submit a reconciliation sheet with monies received and used, and submit a copy of all bank statements for the year justifying expenditures.
7. The Term of this Agreement herein shall be from December 1, 2020 through and including November 30, 2021, subject to the terms and conditions set forth herein.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date first above written.



TOWN OF OYSTER BAY

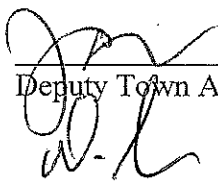
BY: _____

7

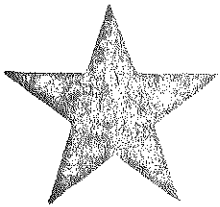
PLAINVIEW AUXILIARY POLICE UNIT 317

Commanding Officer

Reviewed:



Deputy Town Attorney



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

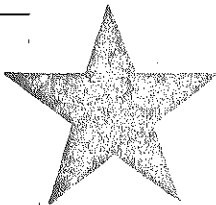
On this _____ day of _____, 2020, before me personally came _____, to me known, who, being by me duly sworn, did depose and say that he resides at _____; that he is the _____ of the Town of Oyster Bay, the municipal corporation described herein and which executed the foregoing instrument; that he knows 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 said corporation, and that he signed his name thereto by like order.

Notary Public

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

On the _____ day of _____, in the year 2020, before me personally appeared _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is(are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Notary Public



AGREEMENT

DATED: , 2020

PARTIES: TOWN OF OYSTER BAY, a municipal corporation of the State of New York, having its principal office at Town Hall, Audrey Avenue, Oyster Bay, New York 11771, and hereinafter referred to as the "TOWN"; and

MASSAPEQUA AUXILIARY POLICE UNIT 316, located at 47 Elderberry Road, Syosset, New York 11791, and hereinafter referred to as the "AUXILIARY".

WITNESSETH:

WHEREAS, the Auxiliary, although established to serve the public interest in a civil defense function, performs many police functions, such as crowd control, crossing guards, traffic control and other activities, which allow the regular police to pursue other important aspects of maintaining order in our society; and

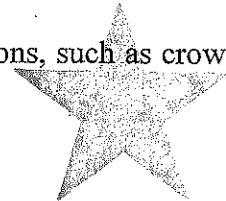
WHEREAS, said activities of the Auxiliary preserve the public peace and good order and promote the safety and general welfare of the community; and

WHEREAS, the Town deems the activities of the Auxiliary to be in the public interest of the inhabitants of the Town; and

WHEREAS, the Auxiliary has requested financial assistance to recruit, equip and train its members, and the Town deems it to be in the public interest to provide said financial assistance,

NOW, THEREFORE, it is mutually agreed by and between the parties as follows:

1. The Auxiliary will continue to perform its many routine police functions, such as crowd



control, crossing guards, traffic control and other activities.

2. The Town will pay to the Auxiliary the sum of One Thousand, Five Hundred Dollars (\$1,500.00), which sum will be used by the Auxiliary to recruit, equip and train its members.
3. The Auxiliary shall not assign, transfer or hypothecate this agreement, or any interest herein, or any monies due or to become due hereunder, whether in whole or in part or by agreement or novation.
4. The Auxiliary shall be an independent contractor hereunder. Nothing herein contained shall be construed to constitute its members, servants or agents, to be employees, agents or servants of the Town. The Auxiliary will save and hold harmless the Town and will indemnify the Town for any and all damage and injury to person or property arising from or out of its operation under this agreement.
5. The Auxiliary shall provide a copy of the Nassau County Police accounting protocols provided to each Unit and agrees to follow the Nassau County Police accounting protocols.
6. Each Unit is to submit a detailed ledger of all funds received and used, submit a reconciliation sheet with monies received and used, and submit a copy of all bank statements for the year justifying expenditures.
7. The Term of this Agreement herein shall be from December 1, 2020 through and including November 30, 2021, subject to the terms and conditions set forth herein.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date first above written.



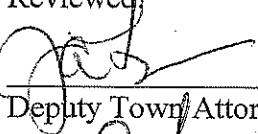
TOWN OF OYSTER BAY

BY: _____

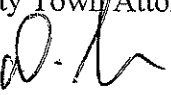
MASSAPEQUA AUXILIARY POLICE
UNIT 316

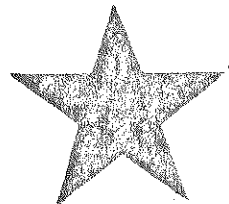
Commanding Officer

Reviewed:



Deputy Town Attorney





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

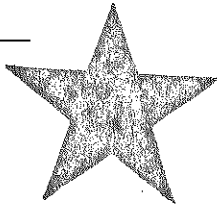
On this _____ day of _____, 2020, before me personally came _____, to me known, who, being by me duly sworn, did depose and say that he resides at _____; that he is the _____ of the Town of Oyster Bay, the municipal corporation described herein and which executed the foregoing instrument; that he knows 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 said corporation, and that he signed his name thereto by like order.

Notary Public

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

On the _____ day of _____, in the year 2020, before me personally appeared _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is(are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Notary Public



AGREEMENT

DATED: , 2020

PARTIES: TOWN OF OYSTER BAY, a municipal corporation of the State of New York, having its principal office at Town Hall, Audrey Avenue, Oyster Bay, New York 11771, and hereinafter referred to as the "TOWN"; and

MASSAPEQUA PARK AUXILIARY POLICE UNIT 315, with offices at 47 Elderberry Road, Syosset, New York 11791, and hereinafter referred to as the "AUXILIARY".

WITNESSETH:

WHEREAS, the Auxiliary, although established to serve the public interest in a civil defense function, performs many police functions, such as crowd control, crossing guards, traffic control and other activities, which allow the regular police to pursue other important aspects of maintaining order in our society; and

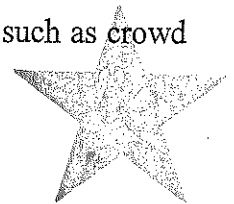
WHEREAS, said activities of the Auxiliary preserve the public peace and good order and promote the safety and general welfare of the community; and

WHEREAS, the Town deems the activities of the Auxiliary to be in the public interest of the inhabitants of the Town; and

WHEREAS, the Auxiliary has requested financial assistance to recruit, equip and train its members, and the Town deems it to be in the public interest to provide said financial assistance,

NOW, THEREFORE, it is mutually agreed by and between the parties as follows:

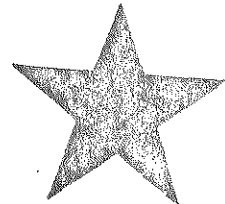
1. The Auxiliary will continue to perform its many routine police functions, such as crowd



control, crossing guards, traffic control and other activities.

2. The Town will pay to the Auxiliary the sum of One Thousand, Five Hundred Dollars (\$1,500.00), which sum will be used by the Auxiliary to recruit, equip and train its members.
3. The Auxiliary shall not assign, transfer or hypothecate this agreement, or any interest herein, or any monies due or to become due hereunder, whether in whole or in part or by agreement or novation.
4. The Auxiliary shall be an independent contractor hereunder. Nothing herein contained shall be construed to constitute its members, servants or agents, to be employees, agents or servants of the Town. The Auxiliary will save and hold harmless the Town and will indemnify the Town for any and all damage and injury to person or property arising from or out of its operation under this agreement.
5. The Auxiliary shall provide a copy of the Nassau County Police accounting protocols provided to each Unit and agrees to follow the Nassau County Police accounting protocols.
6. Each Unit is to submit a detailed ledger of all funds received and used, submit a reconciliation sheet with monies received and used, and submit a copy of all bank statements for the year justifying expenditures.
7. The Term of this Agreement herein shall be from December 1, 2020 through and including November 30, 2021, subject to the terms and conditions set forth herein.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date first above written.



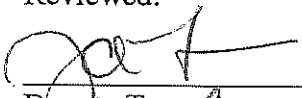
TOWN OF OYSTER BAY


BY: _____

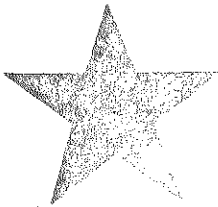
MASSAPEQUA PARK AUXILIARY POLICE
UNIT 315

Commanding Officer

Reviewed:



Deputy Town Attorney




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

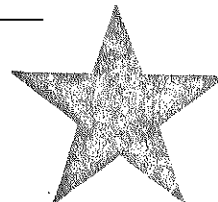
On this _____ day of _____, 2020, before me personally came _____, to me known, who, being by me duly sworn, did depose and say that he resides at _____; that he is the _____ of the Town of Oyster Bay, the municipal corporation described herein and which executed the foregoing instrument; that he knows 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 said corporation, and that he signed his name thereto by like order.

Notary Public

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

On the _____ day of _____, in the year 2020, before me personally appeared _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is(are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Notary Public



AGREEMENT

DATED: , 2020

PARTIES: TOWN OF OYSTER BAY, a municipal corporation of the State of New York, having its principal office at Town Hall, Audrey Avenue, Oyster Bay, New York 11771, and hereinafter referred to as the "TOWN"; and

FARMINGDALE AUXILIARY POLICE UNIT 314, with offices at 47 Elderberry Road, Syosset, New York 11791, and hereinafter referred to as the "AUXILIARY".

WITNESSETH:

WHEREAS, the Auxiliary, although established to serve the public interest in a civil defense function, performs many police functions, such as crowd control, crossing guards, traffic control and other activities, which allow the regular police to pursue other important aspects of maintaining order in our society; and

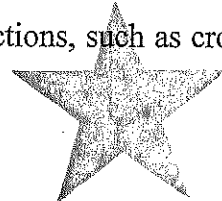
WHEREAS, said activities of the Auxiliary preserve the public peace and good order and promote the safety and general welfare of the community; and

WHEREAS, the Town deems the activities of the Auxiliary to be in the public interest of the inhabitants of the Town; and

WHEREAS, the Auxiliary has requested financial assistance to recruit, equip and train its members, and the Town deems it to be in the public interest to provide said financial assistance,

NOW, THEREFORE, it is mutually agreed by and between the parties as follows:

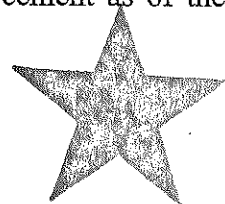
1. The Auxiliary will continue to perform its many routine police functions, such as crowd



control, crossing guards, traffic control and other activities.

2. The Town will pay to the Auxiliary the sum of One Thousand, Five Hundred Dollars (\$1,500.00), which sum will be used by the Auxiliary to recruit, equip and train its members.
3. The Auxiliary shall not assign, transfer or hypothecate this agreement, or any interest herein, or any monies due or to become due hereunder, whether in whole or in part or by agreement or novation.
4. The Auxiliary shall be an independent contractor hereunder. Nothing herein contained shall be construed to constitute its members, servants or agents, to be employees, agents or servants of the Town. The Auxiliary will save and hold harmless the Town and will indemnify the Town for any and all damage and injury to person or property arising from or out of its operation under this agreement.
5. The Auxiliary shall provide a copy of the Nassau County Police accounting protocols provided to each Unit and agrees to follow the Nassau County Police accounting protocols.
6. Each Unit is to submit a detailed ledger of all funds received and used, submit a reconciliation sheet with monies received and used, and submit a copy of all bank statements for the year justifying expenditures.
7. The Term of this Agreement herein shall be from December 1, 2020 through and including November 30, 2021, subject to the terms and conditions set forth herein.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the
date first above written.



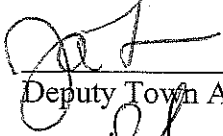
TOWN OF OYSTER BAY


BY: _____

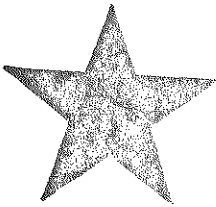
FARMINGDALE AUXILIARY POLICE
UNIT 314

Commanding Officer

Reviewed:



Deputy Town Attorney




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

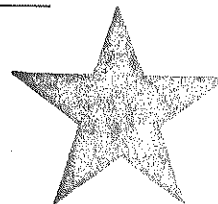
On this _____ day of _____, 2020, before me personally came _____, to me known, who, being by me duly sworn, did depose and say that he resides at _____; that he is the _____ of the Town of Oyster Bay, the municipal corporation described herein and which executed the foregoing instrument; that he knows 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 said corporation, and that he signed his name thereto by like order.

Notary Public

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

On the _____ day of _____, in the year 2020, before me personally appeared _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is(are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Notary Public



AGREEMENT

DATED: , 2020

PARTIES: TOWN OF OYSTER BAY, a municipal corporation of the State of New York, having its principal office at Town Hall, Audrey Avenue, Oyster Bay, New York 11771, and hereinafter referred to as the "TOWN"; and

HICKSVILLE AUXILIARY POLICE UNIT 312, with offices at 47 Elderberry Road, Syosset, New York 11791, and hereinafter referred to as the "AUXILIARY".

WITNESSETH:

WHEREAS, the Auxiliary, although established to serve the public interest in a civil defense function, performs many police functions, such as crowd control, crossing guards, traffic control and other activities, which allow the regular police to pursue other important aspects of maintaining order in our society; and

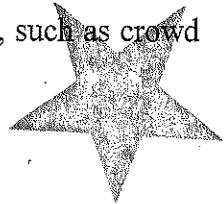
WHEREAS, said activities of the Auxiliary preserve the public peace and good order and promote the safety and general welfare of the community; and

WHEREAS, the Town deems the activities of the Auxiliary to be in the public interest of the inhabitants of the Town; and

WHEREAS, the Auxiliary has requested financial assistance to recruit, equip and train its members, and the Town deems it to be in the public interest to provide said financial assistance,

NOW, THEREFORE, it is mutually agreed by and between the parties as follows:

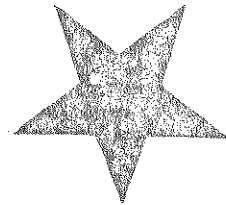
1. The Auxiliary will continue to perform its many routine police functions, such as crowd



control, crossing guards, traffic control and other activities.

2. The Town will pay to the Auxiliary the sum of One Thousand, Five Hundred Dollars (\$1,500.00), which sum will be used by the Auxiliary to recruit, equip and train its members.
3. The Auxiliary shall not assign, transfer or hypothecate this agreement, or any interest herein, or any monies due or to become due hereunder, whether in whole or in part or by agreement or novation.
4. The Auxiliary shall be an independent contractor hereunder. Nothing herein contained shall be construed to constitute its members, servants or agents, to be employees, agents or servants of the Town. The Auxiliary will save and hold harmless the Town and will indemnify the Town for any and all damage and injury to person or property arising from or out of its operation under this agreement.
5. The Auxiliary shall provide a copy of the Nassau County Police accounting protocols provided to each Unit and agrees to follow the Nassau County Police accounting protocols.
6. Each Unit is to submit a detailed ledger of all funds received and used, submit a reconciliation sheet with monies received and used, and submit a copy of all bank statements for the year justifying expenditures.
7. The Term of this Agreement herein shall be from December 1, 2020 through and including November 30, 2021, subject to the terms and conditions set forth herein.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date first above written.



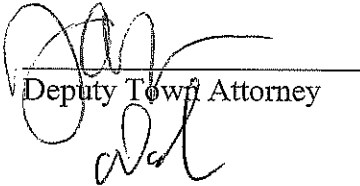
TOWN OF OYSTER BAY

BY: _____

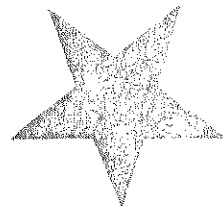
HICKSVILLE AUXILIARY POLICE
UNIT 312

Commanding Officer

Reviewed:



Deputy Town Attorney



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

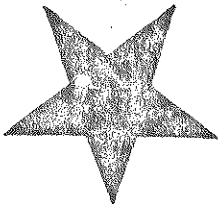
On this _____ day of _____, 2020, before me personally came _____, to me known, who, being by me duly sworn, did depose and say that he resides at _____; that he is the _____ of the Town of Oyster Bay, the municipal corporation described herein and which executed the foregoing instrument; that he knows 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 said corporation, and that he signed his name thereto by like order.

Notary Public

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

On the _____ day of _____, in the year 2020, before me personally appeared _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is(are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Notary Public



AGREEMENT

DATED: , 2020

PARTIES: TOWN OF OYSTER BAY, a municipal corporation of the State of New York, having its principal office at Town Hall, Audrey Avenue, Oyster Bay, New York 11771, and hereinafter referred to as the "TOWN"; and

JERICHO AUXILIARY POLICE UNIT 311, with offices at 47 Elderberry Road, Syosset, New York 11791, and hereinafter referred to as the "AUXILIARY".

WITNESSETH:

WHEREAS, the Auxiliary, although established to serve the public interest in a civil defense function, performs many police functions, such as crowd control, crossing guards, traffic control and other activities, which allow the regular police to pursue other important aspects of maintaining order in our society; and

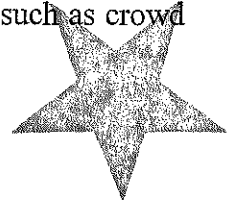
WHEREAS, said activities of the Auxiliary preserve the public peace and good order and promote the safety and general welfare of the community; and

WHEREAS, the Town deems the activities of the Auxiliary to be in the public interest of the inhabitants of the Town; and

WHEREAS, the Auxiliary has requested financial assistance to recruit, equip and train its members, and the Town deems it to be in the public interest to provide said financial assistance,

NOW, THEREFORE, it is mutually agreed by and between the parties as follows:

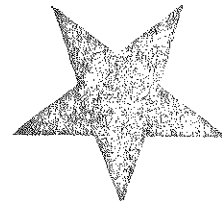
1. The Auxiliary will continue to perform its many routine police functions, such as crowd



control, crossing guards, traffic control and other activities.

2. The Town will pay to the Auxiliary the sum of One Thousand, Five Hundred Dollars (\$1,500.00), which sum will be used by the Auxiliary to recruit, equip and train its members.
3. The Auxiliary shall not assign, transfer or hypothecate this agreement, or any interest herein, or any monies due or to become due hereunder, whether in whole or in part or by agreement or novation.
4. The Auxiliary shall be an independent contractor hereunder. Nothing herein contained shall be construed to constitute its members, servants or agents, to be employees, agents or servants of the Town. The Auxiliary will save and hold harmless the Town and will indemnify the Town for any and all damage and injury to person or property arising from or out of its operation under this agreement.
5. The Auxiliary shall provide a copy of the Nassau County Police accounting protocols provided to each Unit and agrees to follow the Nassau County Police accounting protocols.
6. Each Unit is to submit a detailed ledger of all funds received and used, submit a reconciliation sheet with monies received and used, and submit a copy of all bank statements for the year justifying expenditures.
7. The Term of this Agreement herein shall be from December 1, 2020 through and including November 30, 2021, subject to the terms and conditions set forth herein.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date first above written.



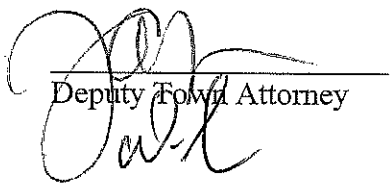
TOWN OF OYSTER BAY

BY: _____

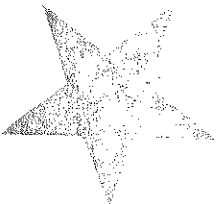
JERICO AUXILIARY POLICE
UNIT 311

Commanding Officer

Reviewed:



Deputy Town Attorney



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

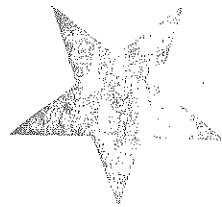
On this _____ day of _____, 2020, before me personally came _____, to me known, who, being by me duly sworn, did depose and say that he resides at _____; that he is the _____ of the Town of Oyster Bay, the municipal corporation described herein and which executed the foregoing instrument; that he knows 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 said corporation, and that he signed his name thereto by like order.

Notary Public

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

On the _____ day of _____, in the year 2020, before me personally appeared _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is(are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Notary Public



AGREEMENT

DATED: , 2020

PARTIES: TOWN OF OYSTER BAY, a municipal corporation of the State of New York, having its principal office at Town Hall, Audrey Avenue, Oyster Bay, New York 11771, and hereinafter referred to as the "TOWN"; and

SYOSSET AUXILIARY POLICE UNIT 309, with offices at 47 Elderberry Road, Syosset, New York 11791, and hereinafter referred to as the "AUXILIARY".

WITNESSETH:

WHEREAS, the Auxiliary, although established to serve the public interest in a civil defense function, performs many police functions, such as crowd control, crossing guards, traffic control and other activities, which allow the regular police to pursue other important aspects of maintaining order in our society; and

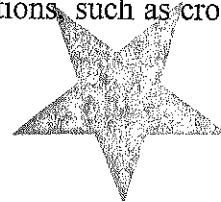
WHEREAS, said activities of the Auxiliary preserve the public peace and good order and promote the safety and general welfare of the community; and

WHEREAS, the Town deems the activities of the Auxiliary to be in the public interest of the inhabitants of the Town; and

WHEREAS, the Auxiliary has requested financial assistance to recruit, equip and train its members, and the Town deems it to be in the public interest to provide said financial assistance,

NOW, THEREFORE, it is mutually agreed by and between the parties as follows:

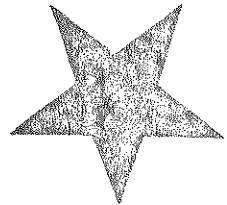
1. The Auxiliary will continue to perform its many routine police functions, such as crowd



control, crossing guards, traffic control and other activities.

2. The Town will pay to the Auxiliary the sum of One Thousand, Five Hundred Dollars (\$1,500.00), which sum will be used by the Auxiliary to recruit, equip and train its members.
3. The Auxiliary shall not assign, transfer or hypothecate this agreement, or any interest herein, or any monies due or to become due hereunder, whether in whole or in part or by agreement or novation.
4. The Auxiliary shall be an independent contractor hereunder. Nothing herein contained shall be construed to constitute its members, servants or agents, to be employees, agents or servants of the Town. The Auxiliary will save and hold harmless the Town and will indemnify the Town for any and all damage and injury to person or property arising from or out of its operation under this agreement.
5. The Auxiliary shall provide a copy of the Nassau County Police accounting protocols provided to each Unit and agrees to follow the Nassau County Police accounting protocols.
6. Each Unit is to submit a detailed ledger of all funds received and used, submit a reconciliation sheet with monies received and used, and submit a copy of all bank statements for the year justifying expenditures.
7. The Term of this Agreement herein shall be from December 1, 2020 through and including November 30, 2021, subject to the terms and conditions set forth herein.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date first above written.




TOWN OF OYSTER BAY

BY: _____

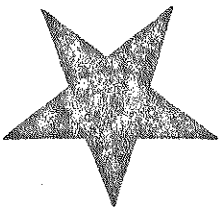
SYOSSET AUXILIARY POLICE UNIT 309

Commanding Officer

Reviewed:



Deputy Town Attorney



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

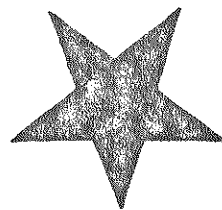
On this _____ day of _____, 2020, before me personally came _____, to me known, who, being by me duly sworn, did depose and say that he resides at _____; that he is the _____ of the Town of Oyster Bay, the municipal corporation described herein and which executed the foregoing instrument; that he knows 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 said corporation, and that he signed his name thereto by like order.

Notary Public

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

On the _____ day of _____, in the year 2020, before me personally appeared _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is(are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Notary Public



AGREEMENT

DATED: , 2020

PARTIES: TOWN OF OYSTER BAY, a municipal corporation of the State of New York, having its principal office at Town Hall, Audrey Avenue, Oyster Bay, New York 11771, and hereinafter referred to as the "TOWN"; and

OYSTER BAY AUXILIARY POLICE UNIT 306, with offices at 47 Elderberry Road, Syosset, New York 11791, and hereinafter referred to as the "AUXILIARY".

WITNESSETH:

WHEREAS, the Auxiliary, although established to serve the public interest in a civil defense function, performs many police functions, such as crowd control, crossing guards, traffic control and other activities, which allow the regular police to pursue other important aspects of maintaining order in our society; and

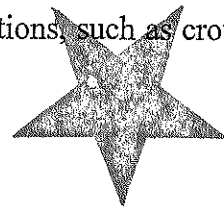
WHEREAS, said activities of the Auxiliary preserve the public peace and good order and promote the safety and general welfare of the community; and

WHEREAS, the Town deems the activities of the Auxiliary to be in the public interest of the inhabitants of the Town; and

WHEREAS, the Auxiliary has requested financial assistance to recruit, equip and train its members, and the Town deems it to be in the public interest to provide said financial assistance,

NOW, THEREFORE, it is mutually agreed by and between the parties as follows:

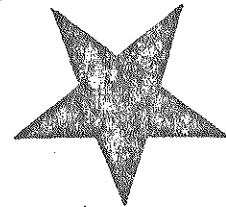
1. The Auxiliary will continue to perform its many routine police functions, such as crowd



control, crossing guards, traffic control and other activities.

2. The Town will pay to the Auxiliary the sum of One Thousand, Five Hundred Dollars (\$1,500.00), which sum will be used by the Auxiliary to recruit, equip and train its members.
3. The Auxiliary shall not assign, transfer or hypothecate this agreement, or any interest herein, or any monies due or to become due hereunder, whether in whole or in part or by agreement or novation.
4. The Auxiliary shall be an independent contractor hereunder. Nothing herein contained shall be construed to constitute its members, servants or agents, to be employees, agents or servants of the Town. The Auxiliary will save and hold harmless the Town and will indemnify the Town for any and all damage and injury to person or property arising from or out of its operation under this agreement.
5. The Auxiliary shall provide a copy of the Nassau County Police accounting protocols provided to each Unit and agrees to follow the Nassau County Police accounting protocols.
6. Each Unit is to submit a detailed ledger of all funds received and used, submit a reconciliation sheet with monies received and used, and submit a copy of all bank statements for the year justifying expenditures.
7. The Term of this Agreement herein shall be from December 1, 2020 through and including November 30, 2021, subject to the terms and conditions set forth herein.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date first above written.



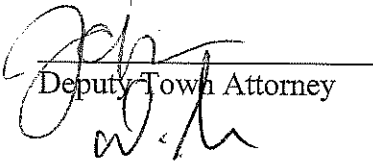
TOWN OF OYSTER BAY

BY: _____

OYSTER BAY AUXILIARY POLICE
UNIT 306

Commanding Officer

Reviewed:



Deputy Town Attorney



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

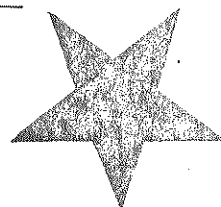
On this _____ day of _____, 2020, before me personally came _____, to me known, who, being by me duly sworn, did depose and say that he resides at _____; that he is the _____ of the Town of Oyster Bay, the municipal corporation described herein and which executed the foregoing instrument; that he knows 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 said corporation, and that he signed his name thereto by like order.

Notary Public

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

On the _____ day of _____, in the year 2020, before me personally appeared _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is(are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Notary Public



AGREEMENT

DATED: , 2020

PARTIES: TOWN OF OYSTER BAY, a municipal corporation of the State of New York, having its principal office at Town Hall, Audrey Avenue, Oyster Bay, New York 11771, and hereinafter referred to as the "TOWN"; and

BAYVILLE AUXILIARY POLICE UNIT 304, with offices at 47 Elderberry Road, Syosset, New York 11791, and hereinafter referred to as the "AUXILIARY".

WITNESSETH:

WHEREAS, the Auxiliary, although established to serve the public interest in a civil defense function, performs many police functions, such as crowd control, crossing guards, traffic control and other activities, which allow the regular police to pursue other important aspects of maintaining order in our society; and

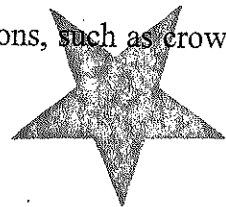
WHEREAS, said activities of the Auxiliary preserve the public peace and good order and promote the safety and general welfare of the community; and

WHEREAS, the Town deems the activities of the Auxiliary to be in the public interest of the inhabitants of the Town; and

WHEREAS, the Auxiliary has requested financial assistance to recruit, equip and train its members, and the Town deems it to be in the public interest to provide said financial assistance,

NOW, THEREFORE, it is mutually agreed by and between the parties as follows:

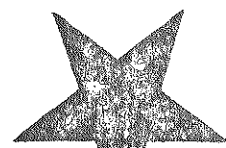
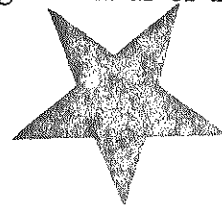
1. The Auxiliary will continue to perform its many routine police functions, such as crowd



control, crossing guards, traffic control and other activities.

2. The Town will pay to the Auxiliary the sum of One Thousand, Five Hundred Dollars (\$1,500.00), which sum will be used by the Auxiliary to recruit, equip and train its members.
3. The Auxiliary shall not assign, transfer or hypothecate this agreement, or any interest herein, or any monies due or to become due hereunder, whether in whole or in part or by agreement or novation.
4. The Auxiliary shall be an independent contractor hereunder. Nothing herein contained shall be construed to constitute its members, servants or agents, to be employees, agents or servants of the Town. The Auxiliary will save and hold harmless the Town and will indemnify the Town for any and all damage and injury to person or property arising from or out of its operation under this agreement.
5. The Auxiliary shall provide a copy of the Nassau County Police accounting protocols provided to each Unit and agrees to follow the Nassau County Police accounting protocols.
6. Each Unit is to submit a detailed ledger of all funds received and used, submit a reconciliation sheet with monies received and used, and submit a copy of all bank statements for the year justifying expenditures.
7. The Term of this Agreement herein shall be from December 1, 2020 through and including November 30, 2021, subject to the terms and conditions set forth herein.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the
date first above written.



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

On this _____ day of _____, 2020, before me personally came _____, to me known, who, being by me duly sworn, did depose and say that he resides at _____; that he is the _____ of the Town of Oyster Bay, the municipal corporation described herein 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 said corporation, and that he signed his name thereto by like order.

Notary Public

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

On the _____ day of _____, in the year 2020, before me personally appeared _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is(are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Notary Public

